

IT-03-69-T
DK3710 - D 43708
24 August 2012

43710

9/5.



International Tribunal for the
Prosecution of Persons
Responsible for Serious Violations of
International Humanitarian Law
Committed in the Territory of the
Former Yugoslavia since 1991

Case No. IT-03-69-T
Date: 24 August 2012
Original: English

IN TRIAL CHAMBER I

Before: Judge Alphons Orie, Presiding
Judge Michèle Picard
Judge Elizabeth Gwaunza

Registrar: Mr John Hocking

Decision of: 24 August 2012

PROSECUTOR

v.

**JOVICA STANIŠIĆ
FRANKO SIMATOVIĆ**

PUBLIC

**DECISION ON THE PARTIES' REQUESTS FOR LEAVE TO
EXCEED WORD LIMIT FOR FINAL TRIAL BRIEFS**

Office of the Prosecutor
Mr Dermot Groome

Counsel for Jovica Stanišić
Mr Wayne Jordash
Mr Scott Martin

Counsel for Franko Simatović
Mr Mihajlo Bakrač
Mr Vladimir Petrović

TRIAL CHAMBER I of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 (“Chamber”);

BEING SEISED of the requests by the Prosecution, the Stanišić Defence, and the Simatović Defence for leave to exceed the word limit for the final trial briefs, requesting 120,000 words each (collectively, “Requests”);¹

RECALLING that the Practice Direction on the Length of Briefs and Motions sets the word limit for final trial briefs at 60,000 words, and states that a party seeking authorization from the Chamber to exceed the word limit must provide an explanation of the exceptional circumstances necessitating the oversized filing;²

CONSIDERING that the case deals with two accused, has a broad geographical and temporal scope, and a high level of complexity when it comes to the alleged criminal responsibility of the Accused, Jovica Stanišić and Franko Simatović;³

CONSIDERING that the purpose of final trial briefs is to provide the Chamber with a party’s summarized position in relation to the evidence heard at trial;⁴

FINDING that the parties can present their positions within 100,000 words;

FOR THE FOREGOING REASONS, and pursuant to Rule 54 of the Tribunal’s Rules of Procedure and Evidence;

HEREBY GRANTS the Requests in part; and

¹ Prosecution’s Request for Leave to Exceed Word Limit for Final Trial Brief, 31 July 2012; Stanišić Defence Submission in support of Prosecution’s Request for Leave to Exceed Word Limit for Final Trial Brief, 31 July 2012; Simatović Defence Request for Leave to Exceed Word Limit for Final Trial Brief, 15 August 2012. On 17 August 2012, the Prosecution and the Stanišić Defence indicated through an informal communication that they did not wish to respond to the Simatović Defence Request.

² Practice Direction on the Length of Briefs and Motions, IT/184/Rev. 2, 16 September 2005, (C)(4) and (7).

³ Prosecution Request, paras 3-14, Stanišić Request, paras 2-3, Simatović Request, paras 4-10.

⁴ *Prosecutor v. Gotovina et al.*, Case No. IT-06-90-T, Scheduling Order, 16 June 2010, p. 3.

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ORDERS that the final trial briefs in this case shall not exceed 100,000 words.

Done in English and in French, the English version being authoritative.



Judge Elizabeth Gwaunza

Dated this Twenty-fourth day of August 2012
At The Hague
The Netherlands

[Seal of the Tribunal]

IT-03-69-T
DK3710 - D 45708
24 August 2012

45710

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International Tribunal for the
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