



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-01-42-PT

Date 19th August 2003

Original: English

IN THE TRIBUNAL

Before: Judge Fausto Pocar, Duty Judge
Registrar: Mr. Hans Holthuis
Decision of: 19th August 2003

THE PROSECUTOR

v.

PAVLE STRUGAR & MIODRAG JOKIĆ

DECISION ON PROSECUTION'S MOTION FOR EXTENSION OF TIME

The Office of the Prosecutor:

Ms. Susan Somers
Mr. Vladimir Tochilovski

Counsel for the Defence:

Mr. Goran Rodić
Mr. Žarko Nikolić

I, Fausto Pocar, Duty Judge in 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 ("the Tribunal");

BEING CALLED UPON to deal with a Motion for Extension of Time submitted by the Prosecution to Trial Chamber I ("the Chamber") on 15 August 2003 ("the Motion");

CONSIDERING the Chamber's Scheduling Order of 25 July 2003, in which the Prosecution was ordered to submit its final Pre-Trial Brief no later than today, 19 August 2003;

NOTING that, in the Motion, the Prosecution seeks an extension of time limited to eight days until 27 August 2003 to submit its final Pre-Trial Brief because of the Prosecution's intention to apply for leave to amend the indictment, resulting in a reduction of the counts against the Accused;

NOTING that an extension of time as required by the Prosecution should not prejudice the rights of the Accused, for which reason they too should be given a similar extension of time until 17 September 2003 to submit their final Pre-Trial Briefs;

NOTING that, under Rule 65ter (F) of the Rules of Procedure and Evidence ("the Rules"), the Defence is entitled to have at least three weeks from submission of its Pre-Trial Brief until the Pre-Trial Conference, for which reason the Pre-Trial Conference, scheduled for 30 September 2003, should be postponed until 8 October and the commencement of trial, scheduled for 1 October 2003, should be postponed to 9 October 2003;

PURSUANT to Rule 28 (D)(ii), Rule 54, Rule 65ter and Rule 127 of the Rules;

HEREBY GRANT the Motion,

WITHDRAW the Scheduling Order of 25 July 2003; and

ORDER the Prosecution to submit the amended indictment and its final Pre-Trial Brief, including the list of witnesses to be called by the Prosecution and the list of exhibits to be tendered at trial on Wednesday, 27 September 2003;

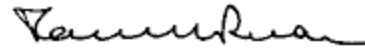
the Defence to submit its final Pre-Trial Briefs on 17 September 2003;

the Pre-Trial Conference to be held on 8 October 2003 at a time and in a courtroom to be notified through the Registry; and

the Trial to commence on 9 October 2003 at a time and in a courtroom to be notified through the Registry.

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

Dated this nineteenth day of August 2003
At The Hague,
The Netherlands.



Fausto Pocar, Duty Judge

[Seal of the Tribunal]