



Monday 13 October 2008

Highlights of 29/09/2008 through 10/10/2008 - Nr. 45

[29 September](#)
Petković released upon completion of his sentence

The ICTY announces that Ljubiša Petković was released on Friday 26 September from the ICTY Detention Unit.

On 11 September, Trial Chamber III (Judge Antonetti, Presiding, Judge Harhoff and Judge Lattanzi) found Ljubiša Petković guilty of contempt of the Tribunal by refusing to appear as a Chamber's witness in the case of Vojislav Šešelj. The accused was sentenced to four months' imprisonment, credit being given for the three months and 14 days already spent in the Detention Unit.

[29 September](#)
ICTY Judges' terms of office extended

The Security Council passes resolution 1837 (2008) extending the terms of office of the Tribunal's permanent and *ad litem* Judges until 31 December 2010 (members of the Appeals Chamber) or 31 December 2009 (Trial Chambers' Judges), or until the completion of the cases to which they are assigned, if sooner.

[1 and 2 October](#)
A visit by a Working Group of the Security Council

During their two-day visit, the Security Council Working Group on the ad hoc Tribunals holds meetings with the President, the Judges, the Prosecutor and the Registrar to discuss residual and legacy issues.

They also meet with Chambers' Legal Officers, OTP's Trial Attorneys and Registry's Section Chiefs.

[2 October](#)
Opening of the trial of Momčilo Perišić

President Pocar signs an Order assigning two *ad litem* Judges to the Trial Chamber presided over by Judge Moloto. He will be assisted by Judge Michèle Picard and Judge Pedro David.

Chief of the General Staff of the Yugoslav Army (VJ) from around 26 August 1993 until 24 November 1998, Momčilo Perišić was, according to the indictment, "the most senior officer in the VJ having overall authority and responsibility for its functioning," and "planned, instigated, ordered, committed, or otherwise aided and abetted in the planning, preparation, or execution" of crimes against humanity (murder; inhumane acts; persecutions on political, racial or religious grounds; extermination) and war crimes (murder; attacks on civilians) in Sarajevo, Zagreb and Srebrenica.

[5 and 6 October](#)
President Pocar is in London...

...participating in a two-day conference organized by the Council of Europe, and bringing together the Presidents, Prosecutors and Registrars of international judicial bodies with the Legal Advisors of the Ministries for Foreign Affairs of the Council's member States. Prosecutor Serge Brammertz and Deputy Registrar John Hocking are also in attendance.

[8 October](#)
Milan Martić case: Appeals Chamber affirms the sentence imposed by the Trial Chamber judgement

The Appeals Chamber (Judge Pocar, Presiding, Judge Shahabuddeen, Judge Güney, Judge Vaz and Judge Schomburg) affirm the sentence of 35 years' imprisonment imposed on 12 June 2007 on Milan Martić, a former war-time political leader of Croatian Serbs and one of the most senior persons tried by the Tribunal.

The Appeals Chamber found that the Trial Chamber erred in law when it found that persons *hors de combat*, i.e., soldiers who are incapable of taking part in the hostilities (for example because injured or detained), could not be victims of crimes against humanity.

The following press release was issued, with a link to the summary of the judgement: NJ/MOW/1287e at <http://www.un.org/icty/latest-e/index.htm>

COURTROOM SCHEDULE: 13 OCTOBER – 23 OCTOBER 2008

MONDAY 13 OCTOBER

Courtroom I 09:00 – 13:45, **Gotovina et al**, Trial
14:15 – 19:00, **Prlić**, Trial

TUESDAY 14 OCTOBER

Courtroom I 09:00 – 13:45, **Gotovina et al**, Trial
14:15 – 19:00, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Prlić**, Trial

WEDNESDAY 15 OCTOBER

Courtroom I 09:00 – 13:45, **Gotovina et al**, Trial
14:15 – 19:00, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Prlić**, Trial

THURSDAY 16 OCTOBER

Courtroom I 09:00 – 13:45, **Gotovina et al**, Trial
14:15 – 18:30, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Prlić**, Trial
15:00 – 16:00, **Mrkšić & Šljivančanin**, Status Conference

FRIDAY 17 OCTOBER

Courtroom II 10:00 – 12:30, **Đorđević**, Status Conference

MONDAY 20 OCTOBER

Courtroom III 09:00 – 13:45, **Popović et al**, Trial
14:15 – 19:00, **Prlić**, Trial

TUESDAY 21 OCTOBER

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Popović et al**, Trial
14:15 – 19:00, **Prlić**, Trial

WEDNESDAY 22 OCTOBER

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Popović et al**, Trial
14:15 – 19:00, **Prlić**, Trial

THURSDAY 23 OCTOBER

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Popović et al**, Trial
14:15 – 19:00, **Prlić**, Trial

FRIDAY 24 OCTOBER

Holiday- UN Day

Public proceedings are broadcast with a 30-minute delay on the ICTY's website.

PROCEEDINGS COMPLETED WITH REGARD TO 116 ACCUSED

Since the very first hearing (referral request in the Tadić case) on 8 November 1994, the Tribunal has indicted a total of 161 individuals, and has already completed proceedings with regard to 116 of them: 10 have been acquitted, 57 sentenced (four are awaiting transfer, 27 have been transferred, 24 have served their term, and two died while serving their sentence), 13 have had their cases transferred to local courts. Another 36 cases have been terminated (either because indictments were withdrawn or because the accused died, before or after transfer to the Tribunal).

Proceedings are on-going with regard to 45 accused: nine are at the appeals stage, six are awaiting the Trial Chamber's judgement, one has been convicted and sentenced by a Trial Chamber, 21 are currently on trial, and six are at the pre-trial stage. Two fugitives are still at large.

A further 29 individuals have been or are the subject of contempt proceedings.

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*Extracts of, and/or quotes from, legal documents are not authoritative;
only the Order, Decision or Judgement in its entirety reflects the opinion of the Trial Chamber and/or the Appeals Chamber.*
