



14 December 2001

ICTY WEEKLY UPDATE – 201

PLEASE NOTE THAT THE NEXT *WEEKLY UPDATE* WILL BE PUBLISHED
ON 11 JANUARY 2002.

PROCEDURAL DEVELOPMENTS:

I. OVERVIEW OF COURT PROCEEDINGS:

Stanislav GALIĆ Case (“Sarajevo”)

Trial Chamber I, Section B – Judges Orić (Presiding), El Mahdi and Nieto-Navia

In the afternoon of Friday 7 December, the Prosecution called witness Milan Mandilović, an ear, nose and throat specialist currently practising in the State Hospital in Sarajevo. In 1978 the witness started working as a doctor for the JNA. Milan Mandilović testified about the situation in Sarajevo in May 1992 when war started in the city.

The second week of the trial resumed with the Defence’s cross-examination of Milan Mandilović. After the re-examination of Mandilović the Prosecution called witness Bakir Nakaš, a specialist in infectious diseases who has been working at the State Hospital in Sarajevo for the last ten years. The cross-examination is scheduled to resume in January. The trial was adjourned to **9 January 2002**.

Mladen NALETILIĆ and Vinko MARTINOVIĆ Case (“Tuta” and “Štela”)

Trial Chamber I, Section A – Judges Liu (Presiding), Harding Clark and Diarra

On Monday 10 December, the Prosecution examined protected witness YY, who had been detained at the Heliodrom camp. He was cross-examined by the Defence in the latter part of the morning. The trial was adjourned to **7 January 2002**.

Mitar VASILJEVIĆ Case (“Višegrad”)

Trial Chamber II, Section A – Judges Hunt (Presiding), Janů and Taya

The trial was held in closed session on 10 December.

The closed session continued the following day. Later in the day, in open session, the Prosecution called witness Garry Selsky, an investigator with the Office of the Prosecutor. Following his examination the witness was cross-examined by the Defence and then re-examined by the Prosecution. The Defence later called its own witness, Čedomir Vučetić, a specialist in orthopaedic surgery and trauma in Belgrade.

The trial was adjourned to **9 January 2002**.

Momcilo KRAJIŠNIK and Biljana PLAVŠIĆ Case (“Krajina”)

Trial Chamber III – Judge May (Presiding), Robinson and Kwon

On Monday 10 December, the Trial Chamber held a status conference in closed session.

Radoslav BRĐANIN and Momir TALIĆ Case (“Krajina”)

Trial Chamber II – Judge Agius (Pre-trial judge)

On the afternoon of Monday 10 December, the parties appeared before the judge for a pre-trial conference. During the conference, the progress of the pre-trial preparation was discussed. Directly

following this conference, a status conference took place. The next status conference has been scheduled to take place on **16 January 2002**.

Milorad KRNOJELAC Case (“Foča – KP Dom Camp”)

Trial Chamber II – Judge Hunt

While awaiting judgement on the trial the Trial Chamber held a status conference before Judge Hunt on Monday 10 December. No judgement date has been set.

Slobodan MILOŠEVIĆ Case

Trial Chamber III - Judge May (Presiding), Robinson and Kwon

On Tuesday 11 December, the Trial Chamber convened for the initial appearance of Slobodan Milošević regarding the “Bosnia” indictment. Since the accused did not enter a plea, the Trial Chamber entered a plea of not guilty on his behalf.

After a break the Trial Chamber resumed its session for a hearing on the joinder of the “Kosovo”, “Croatia” and “Bosnia” cases against Slobodan Milošević.

The Trial Chamber allowed the prosecution's motion for joinder in part. The “Croatia” and “Bosnia” indictments were joined while the “Kosovo” indictment will be tried separately. The decision in writing was issued on 13 December. (See *Press Release 652*)

The trial date for the case concerning Kosovo was confirmed for **12 February 2002**. A pre-trial conference will be held on **9 January 2002**.

Radislav KRSTIĆ Case

Appeals Chamber- Judge Hunt (Pre-appeal judge)

On 11 December, the Appeals Chamber convened for a status conference. The preparations for the appeals case were discussed.

Enver HADŽIHASANOVIĆ, Mehmed ALAGIĆ and Amir KUBURA Case (“Central Bosnia”)

Trial Chamber II - Judges Schomburg (Presiding), Mumba and Agius

On 12 December, the Trial Chamber convened for a hearing on the confidential motion for provisional release of the three co-accused. The Trial Chamber heard the parties as well as the representatives of the government of the Federation of Bosnia and Herzegovina, who offered to be guarantors for the accused.

When the Trial Chamber reconvened the following day, it heard additional arguments from the parties. The Trial Chamber decided to grant the request for provisional release. The written decision will follow in due course. (See *Press Release 649*)

II. OVERVIEW OF COURT DOCUMENTS:

Savo TODOVIĆ and Mitar RAŠEVIĆ

WARRANTS OF ARREST and UNSEALING OF INDICTMENT

On 29 November 2001, an indictment against Savo Todović and Mitar Rašević was unsealed. Savo Todović and Mitar Rašević were originally jointly charged with Milorad Krnojelac in an indictment dated 11 June 1997. (See *Press Release 647*)

Dragan NIKOLIĆ Case

Trial Chamber II - Judge Agius (Pre-trial judge)

SCHEDULING ORDER

On 6 December, the pre-trial judge ordered that a status conference be held on **9 January 2002 at 10:00**.

Vinko PANDUREVIĆ

WARRANTS OF ARREST and UNSEALING OF INDICTMENT

On 7 December 2001, following a confidential order, an indictment against Vinko Pandurević was unsealed. (See *Press Release* 651)

Enver HADŽIHASANOVIĆ, Mehmed ALAGIĆ and Amir KUBURA Case (“Central Bosnia”)

Trial Chamber II - Judges Schomburg (Presiding), Mumba and Agius

DECISION ON CHALLENGE TO JURISDICTION

On 7 December, the Trial Chamber deferred ruling on the question of jurisdiction until the trial. The Trial Chamber requested that both parties address in their pre-trial brief issues relating to the Tribunal’s jurisdiction, specifically, whether command responsibility for crimes committed in the course of an internal armed conflict existed in international humanitarian law in 1993, the time relevant to the indictment.

DECISION ON FORM OF INDICTMENT

On 7 December, the Trial Chamber denied the motion in part. The Prosecution was ordered to amend the indictment pursuant to the terms set out in the decision, and to reorganise and redraft the indictment as set out in the Trial Chamber’s decision. The amended and reorganised indictment and a reorganisation table are to be filed no later than **11 January at 12:00**.

Radoslav BRĐANIN and Momir TALIĆ Case (“Krajina”)

Trial Chamber II – Judge Agius (Pre-trial judge)

SCHEDULING ORDER

On 13 December, the pre-trial judge scheduled a pre-trial conference for **16 January 2002 at 14:15**.

Nenad BANOVIĆ and Predrag BANOVIĆ Case

Trial Chamber III – Judge May (Presiding), Robinson and Kwon

SCHEDULING ORDER

On 13 December 2001, the pre-trial judge scheduled a status conference for **11 January 2002 at 14:30**.

Sefer HALILOVIĆ Case

Trial Chamber III - Judges May (Presiding), Robinson and Kwon

DECISION ON REQUEST FOR PRE-TRIAL PROVISIONAL RELEASE

On 13 December, the Trial Chamber granted Sefer Halilović’s request for provisional release. (See *Press Release* 650)

Zdravko MUCIĆ, Hazim DELIĆ and Esad LANDŽO Case

Appeals Chamber - Judges Shahabuddeen (Presiding), Hunt, Pocar, Gunawardana and Meron

DECISION ON MOTION BY APPELLANT FOR PROVISIONAL AND TEMPORARY RELEASE

On 14 December, the Appeals Chamber denied the Appellant Zdravko Mucić’s request for provisional and temporary release.

COURTROOM SCHEDULE: 17 DECEMBER – 21 DECEMBER*

MONDAY 17 DECEMBER

UN HOLIDAY

TUESDAY 18 DECEMBER

COURT RECESS

WEDNESDAY 19 DECEMBER

COURT RECESS

THURSDAY 20 DECEMBER

COURT RECESS

FRIDAY 21 DECEMBER
COURT RECESS

*The courtroom schedule is provisional and you are invited to check for last minute changes with the Public Information Services. Unless otherwise indicated, all sessions are open.

Public proceedings are also broadcast with a 30 minute delay on the ICTY's web site:

<http://www.un.org/icty/schedule/week-e.htm> (in English);

<http://www.un.org/icty/bhs/week-b.htm> (na bosanskom/hrvatskom/srpskom).

PRESS RELEASES ISSUED SINCE 6 DECEMBER:

DATE	NUMBER	TITLE	E	F	B/C/S
10/12/2001	647	INDICTMENT AGAINST SAVO TODOVIĆ AND MITAR RAŠEVIĆ UNSEALED	E		B/C/S
11/12/2001	648	STEVAN TODOROVIĆ TRANSFERRED TO SPAIN TO SERVE PRISON SENTENCE	E		B/C/S
13/12/2001	649	ENVER HADŽIHASANOVIĆ, MEHMED ALAGIĆ AND AMIR KUBURA GRANTED PROVISIONAL RELEASE	E		B/C/S
14/12/2001	650	PROVISIONAL RELEASE GRANTED TO SEFER HALILOVIC	E		B/C/S
14/12/2001	651	UNSEALING OF THE INDICTMENT AGAINST VINKO PANDUREVIC FOR HIS ALLEGED PARTICIPATION IN THE SREBRENICA EVENTS	E		B/C/S
14/12/2001	652	MILOSEVIC CASE: THE TRIAL CHAMBER ISSUES ITS WRITTEN DECISION ON PROSECUTION'S MOTION FOR JOINDER	E		B/C/S

For the latest list of all court filings, please visit the [ICTY Court Records](#)

For a selection of the latest public documents, please visit the [ICTY Website](#)