



28 May 2004

ICTY WEEKLY UPDATE – 315

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

STRUGAR Case (“Dubrovnik”)

Trial Chamber II - Judges Parker (Presiding), Thelin and Van Den Wyngaert

17th week of the Prosecution case.

On 17 and 18 May 2004, the cross-examination and re-examination of General Milovan Zorc took place. This concluded the Prosecution case. The Defence case shall commence on 28 June 2004.

BLAGOJEVIĆ and JOKIĆ Case (“Srebrenica”)

Trial Chamber I, Section A – Judges Liu (Presiding), Vassilenko and Argibay

Sixth week of the Defence case.

From 17 to 21 May 2004, the following witnesses were examined by the Defence and subsequently cross-examined by the Prosecution:

- Witness Dragoslav Trišić
- Witness Zlatan Čelanović
- Witness Jovan Ivić
- Witness Ljubomir Beatović

Seventh week of the Defence case.

From 24 to 27 May 2004, the following witnesses were examined by the Defence and subsequently cross-examined by the Prosecution:

- Witness Mile Janjić
- Witness Zoran Jovanović
- Witness Borivoje Jakovljević

KRAJIŠNIK Case (“Bosnia and Herzegovina”)

Trial Chamber I - Judges Orić (Presiding), El Mahdi and Martín Canivell

Seventh week of the Prosecution case.

From 24 to 28 May 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Protected Witness KRAJ 044
- Witness Mirzet Karabeg
- Witness Rajif Begić
- Witness Charles Kirudja

HADŽIHASANOVIĆ and KUBURA Case (“Central Bosnia”)

Trial Chamber II - Judges Antonetti (Presiding), Rasoazany and Swart

21st week of the Prosecution case.

From 17 to 21 May 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Col. Bryan Watters
- Witness Lt. Col. Peter Hauenstein
- Witness Brig. Gen. Ulf Henriesson
- Protected Witness ZO
- Witness Andrew Hogg

22nd week of the Prosecution case.

From 24 to 28 May 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Lt. Col. Dieter Schellschmidt
- Witness Col. Hendrik Morsink
- Witness Maj. Angus Hay
- Witness Lt. Col. Mats Torping
- Witness Sir Martin Garrod (cross-examination)

KORDIĆ and ČERKEZ Case (“Lašva Valley”)

Appeals Chamber – Judges Schomburg (Presiding), Pocar, Mumba, Güney and Weinberg de Roca

From 17 to 19 May 2004, the parties appeared before the Appeals Chamber for the Appeals Hearing. The Prosecution and the Defence presented their arguments. The Appeals Judgement will be rendered in due course.

MARTIĆ Case (“RSK”)

Pre-Trial Judge Martín Canivell

On 20 May 2004, the parties appeared before the Pre-Trial Judge for a Status Conference pursuant to Rule 65 *bis* of the Rules of Procedure and Evidence.

STANIŠIĆ and SIMATOVIĆ Case

Trial Chamber III – Judges Robinson (Presiding), Kwon and Swart

On 25 and 26 May 2004, the Prosecution and the Defence Counsel for Jovica Stanišić appeared before the Trial Chamber for a hearing on his Motion for Provisional Release. The hearings mainly took place in closed session. The hearing concluded with a Status Conference in open session.

II. OVERVIEW OF SELECTED COURT DOCUMENTS

BRĐANIN Case (“Krajina”)

Trial Chamber II– Judges Agius (Presiding), Janù and Taya

SCHEDULING ORDER

On 18 May 2004, the Trial Chamber revoked the Scheduling Order of 18 April 2004. It ordered that the proceedings concerning the allegations against Milka Maglov resume on 14 June 2004 at 2:15 p.m. in Courtroom I and that the Defence be given a maximum of three trial days to present its case.

RADIĆ Case (“Vukovar Hospital”)

Trial Chamber II– Judges Agius (Presiding), Antonetti and Parker

DECISION ON REQUEST BY THE ACCUSED RADIĆ FOR PROVISIONAL RELEASE

On 20 May 2004, the Trial Chamber denied Miroslav Radić’s 13 May 2004 Motion requesting provisional release for a period of five days to attend a traditional memorial service in commemoration of the anniversary of his father’s death.

NORAC Case

Judge Liu

DECISION ON REVIEW OF INDICTMENT

On 20 May 2004, Judge Liu confirmed the Indictment against Mirko Norac (see *Press Release* No. 851).

BABIĆ Case

Trial Chamber I, Section B - Judges Orić (Presiding), El Mahdi and Martín Canivell

SCHEDULING ORDER FOR RENDERING THE SENTENCING JUDGEMENT

On 25 May 2004, the Trial Chamber scheduled the rendering of the Sentencing Judgement in the Babić Case for 7 June 2004 at 10 a.m. in Courtroom I.

STRUGAR Case (“Dubrovnik”)

Trial Chamber II - Judges Parker (Presiding), Thelin and Van Den Wyngaert

DECISION RE THE DEFENCE MOTION TO TERMINATE PROCEEDINGS

On 26 May 2004, the Trial Chamber dismissed the Defence 3 February 2004 request to terminate the proceedings. The Defence had submitted that the Accused was not fit to stand trial.

MILOŠEVIĆ Case (“Kosovo, Croatia and Bosnia and Herzegovina”)

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

FURTHER ORDER RESCHEDULING THE PRE-DEFENCE CONFERENCE AND COMMENCEMENT OF THE DEFENCE CASE

On 27 May 2004, the Trial Chamber ordered that the Pre-Defence Conference set for 9 June 2004 be rescheduled for 17 June 2004 at 10 a.m. and that the Defence case commence on 5 July 2004 at 9 a.m.

ORDER TO THE ACCUSED ON PROTECTIVE MEASURES FOR DEFENCE WITNESSES

On 27 May 2004, the Trial Chamber ordered *inter alia* that the Accused produce to the Trial Chamber within 14 days the identities of all witnesses on the Rule 65 *ter* (G) witness list.

BLAGOJEVIĆ and JOKIĆ Case (“Srebrenica”)

Trial Chamber I, Section A – Judges Liu (Presiding), Vassilyenko and Argibay

DECISION ON VIDOJE BLAGOJEVIĆ’S REQUEST FOR THE ISSUANCE OF SUBPOENAS AD TESTIFICANDUM AND SUPPORTING DOCUMENTATION, AND SUBSEQUENT REQUEST TO THE GOVERNMENT OF THE NETHERLANDS

On 27 May 2004, the Trial Chamber requested the cooperation and assistance of the competent authorities of the Kingdom of the Netherlands in contacting and informing Mr. Karremans of the Request for his testimony, at a time and date to be decided by the Defence in consultation with Mr. Karremans and the Dutch authorities, in order to establish Mr. Karremans’ willingness to appear as a witness before the Tribunal. It further requested the competent authorities of the Kingdom of the Netherlands to inform the Trial Chamber of the outcome within seven days from this decision.

COURTROOM SCHEDULE: 31 MAY to 4 JUNE 2004*

MONDAY 31 MAY

UN Holiday – Whit Monday

TUESDAY 1 JUNE

Courtroom II 09:00 - 13:45, **Krajišnik**, Trial
14:15 - 19:00, **Blagojević and Jokić**, Trial
Courtroom III 14:15 - 19:00, **Hadžihasanović and Kubura**, Trial

WEDNESDAY 2 JUNE

Courtroom I 09:00 - 13:45, **Krajišnik**, Trial
Courtroom II 09:00 - 13:45, **Hadžihasanović and Kubura**, Trial
Courtroom III 09:00 - 13:45, **Blagojević and Jokić**, Trial

THURSDAY 3 JUNE

Courtroom I 09:00 - 13:45, **Krajišnik**, Trial
14:30 - 15:30, **Ademi**, Status Conference
Courtroom II 09:00 - 13:45, **Hadžihasanović and Kubura**, Trial
Courtroom III 09:00 - 13:45, **Blagojević and Jokić**, Trial

FRIDAY 4 JUNE

Courtroom I 09:00 - 13:45, **Krajišnik**, Trial
Courtroom II 09:00 - 13:45, **Hadžihasanović and Kubura**, Trial
Courtroom III 09:00 - 13:45, **Blagojević and Jokić**, Trial

*The courtroom schedule is provisional and you are invited to check for last minute changes with the Public Information Services.

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

<http://www.un.org/icty/latest/> (in English) (Please click on Hearing Schedule);

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

PRESS RELEASES ISSUED SINCE 7 MAY 2004

DATE	NUMBER	TITLE	E	F	B/C/S
20/05/04	849	ICTY TO TAKE PART IN THE TRAINING PROGRAMME FOR CROATIAN JUDGES AND PROSECUTORS INVOLVED IN WAR CRIMES CASES	E		B/C/S
21/05/04	850	SECOND CONFERENCE BETWEEN HEALTH PROFESSIONALS FROM THE FORMER YUGOSLAVIA AND THE ICTY ON WITNESS WELFARE	E		B/C/S
25/05/04	851	MIRKO NORAC INDICTED BY ICTY	E		B/C/S
27/05/04	852	MILOŠEVIĆ DEFENCE CASE RESCHEDULED TO START ON 5 JULY 2004	E		B/C/S

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