



3 November 2005

ICTY WEEKLY UPDATE – 378

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

MILOŠEVIĆ Case

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

Continuation of the Defence case

On 31 October 2005, the following witness was further examined by the Parties (continuation from 26 October 2005):

- Witness Miloš Đošan

From 31 October to 2 November 2005, the following witness was examined by the accused, subsequently cross-examined by the Prosecution and then re-examined by the accused on 2 November 2005:

- Witness Vlatko Vuković

ORIĆ Case

Trial Chamber II - Judges Agius (Presiding), Eser and Brydesholt

Continuation of the Defence case

From 31 October until 3 November 2005, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and re-examined by the Defence on 3 November 2005:

- Mustafa Šaćirović

KRAJIŠNIK Case

Trial Chamber I - Judges Orić (Presiding), Canivell and Hanoteau

Continuation of the Defence case

From 31 October until 1 November 2005, the following witness was examined by the Defence and subsequently cross-examined by the Prosecution:

- Witness Lazar Stavnjak

On 2 November 2005, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then briefly further examined by the Parties:

- Witness Slavko Đorđević

MRKŠIĆ et al. Case

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

Continuation of the Prosecution case

On 31 October 2005, the following witness was cross-examined by the Defence and subsequently re-examined by the Prosecution:

Internet address: <http://www.un.org/icty>

PTV, Communication Service

Churchillplein 1, 2517 JW The Hague. P.O. Box 13888, 2501 EW The Hague, Netherlands
Tel.: +31 70 512-8591 Fax: +31 70 512 5355 or 512-8668

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- Witness Vesna Bosanac

From 31 October to 2 November 2005, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Binazija Kolesar

On 3 November 2005, the following witness was examined by the Prosecution:

- Protected witness P-0006

VOJISLAV ŠEŠELJ Case

Pre-Trial Judge Agius

On 3 November 2005, the Parties appeared before the Pre-Trial Judge for a further initial appearance of the accused pursuant to Rule 50(B) of the Rules of procedure and evidence. The accused did not enter a plea in relation to new charges in the modified amended indictment filed on 15 July 2005. Subsequently, the Pre-Trial Judge, pursuant to Rule 62(A) of the Rules, entered a plea of “not guilty” on the accused’s behalf.

DELIĆ Case

Pre-Trial Judge Kwon

On 3 November 2005, the Parties appeared before the Pre-Trial Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused was not present (provisional release).

II. OVERVIEW OF SELECTED COURT DOCUMENTS

HALILOVIĆ Case

Trial Chamber I – Judges Liu (Presiding), Mumba and El Mahdi

SCHEDULING ORDER

On 28 October 2005, pursuant to Rule 98*ter* of the Rules of procedure and evidence, Trial Chamber I ordered that the judgement in the Halilović case be delivered on Wednesday, 16 November 2005 at 10:00 am.

ORDER MODIFYING DECISION ON PROVISIONAL RELEASE

On 31 October 2005, pursuant to Rule 54 of the Rules, Trial Chamber I ordered Sefer Halilović to return to the United Nations Detention Unit on 14 November 2005.

VUJADIN POPOVIĆ Case

Appeals Chamber – Judges Meron (Presiding), Shahabuddeen, Mumba, Vaz and Schomburg

**DECISION ON INTERLOCUTORY APPEAL FROM TRIAL CHAMBER DECISION DENYING
VUJADIN POPOVIĆ'S APPLICATION FOR PROVISIONAL RELEASE**

On 28 October 2005, the Appeals Chamber denied the Defence's appeal on the decision on provisional release of Vujadin Popović filed on 22 August 2005. Vujadin Popović was denied provisional release on 22 July 2005.

HARADINAJ & BALAJ & BRAHIMAJ Case

Trial Chamber II – Judges Agius (Presiding), Brydensholt and Eser

**EXTENSION OF ORDER RELATING TO PROSECUTION MOTION TO STAY THE TRIAL
CHAMBER'S DECISION OF 12 OCTOBER 2005 REGARDING CONDITIONS OF PROVISIONAL
RELEASE OF RAMUSH HARADINAJ**

On 31 October 2005, pursuant to Rule 54 of the Rules, Trial Chamber II ordered that the stay of the Trial Chamber's decision on defence motion of Ramush Haradinaj to request re-assessment of conditions of provisional release granted 6 June 2005, which is currently in place, be extended until 21 November 2005, or until such date as the Appeals Chamber may render its decision, if this would occur prior to this date. The Trial Chamber decided to remain seized of the matter.

**POPOVIĆ & BEARA & DRAGO NIKOLIĆ & BOROVIČANIN & TOLIMIR & MILETIĆ &
GVERO & PANDUREVIĆ & TRBIĆ Case**

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

ORDER ON THE CONSOLIDATED AMENDED INDICTMENT

On 31 October 2005, pursuant to Article 19.1 of the Statute of the Tribunal and Rules 50(A)(i)(c), 50(A)(ii) and 50(C) of the Rules, Trial Chamber II granted the Prosecution leave to file the consolidated amended indictment under a single case number IT-05-88-PT filed on 28 June 2005 and ordered that:

- a) the proposed consolidated amended indictment filed by the Prosecution on 28 June 2005 be the operative indictment in the case of Prosecutor v. Popović, Beara, Nikolić, Borovčanin, Tolimir, Miletić, Gvero, Pandurević and Trbić, case no. IT-05-88-PT, with the caveat that:
- b) the accused Popović, Beara, Nikolić, Borovčanin, Tolimir, Miletić, Gvero, Pandurević and Trbić shall have 30 days as of the date of filing of the present order in which to file any preliminary motion against the form of the consolidated amended indictment pursuant to Rule 72 of the Rules; and that
- c) the Popović motion on the form of the indictment, Miletić motion on the form of the indictment and Pandurević motion on the form of the indictment are moot.

GALIĆ Case

Appeals Chamber – Judges Meron (Presiding), Pocar, Shahabuddeen, Mumba and Schomburg

**DECISION ON SECOND DEFENCE REQUEST FOR PROVISIONAL RELEASE OF STANISLAV
GALIĆ**

On 31 October 2005, pursuant to Rule 65(I) of the Rules, the Appeals Chamber dismissed the request for provisional release of Stanislav Galić filed on 6 September 2005.

**MILUTINOVIĆ & ŠAINOVIĆ & OJDANIĆ & PAVKOVIĆ & LAZAREVIĆ & ĐORĐEVIĆ &
LUKIĆ Case**

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**DECISION ON INTERLOCUTORY APPEAL FROM TRIAL CHAMBER DECISION GRANTING
NEBOJŠA PAVKOVIĆ'S PROVISIONAL RELEASE**

On 1 November 2005, the Appeals Chamber granted the Prosecution's appeal against the provisional release of Nebojša Pavković filed on 3 October 2005, quashed the decision on Nebojša Pavković's provisional release dated 30 September 2005 and remitted the matter to the Trial Chamber for further consideration consistent with this decision.

COURTROOM SCHEDULE: 7 NOVEMBER – 11 NOVEMBER 2005*

MONDAY 7 NOVEMBER

Courtroom I 09:00 - 13:45, **Krajišnik**, Trial
Courtroom III 14:15 - 19:00, **Mrkšić & Radić & Šljivančanin**, Trial

TUESDAY 8 NOVEMBER

Courtroom I 09:00 - 12:00, **Vladimir Kovačević**, Hearing
12:30 - 17:00, **Prlić**, Status Conference
Courtroom II 14:15 - 19:00, **Krajišnik**, Trial
Courtroom III 09:00 - 13:45, **Mrkšić & Radić & Šljivančanin**, Trial

WEDNESDAY 9 NOVEMBER

Courtroom I 09:00 - 13:45, **Milošević**, Trial
14:15 - 19:00, **Krajišnik**, Trial
Courtroom II 10:00 - 11:00, **Brđanin**, Status Conference
Courtroom III 09:00 - 13:45, **Mrkšić & Radić & Šljivančanin**, Trial

THURSDAY 10 NOVEMBER

Courtroom I 09:00 - 13:45, **Milošević**, Trial
14:15 - 19:00, **Krajišnik**, Trial
Courtroom III 09:00 - 13:45, **Mrkšić & Radić & Šljivančanin**, Trial
14:15 - 16:15, **Miletić et al**, Status Conference

FRIDAY 11 NOVEMBER

Courtroom I 09:00 - 13:45, **Milošević**, Trial
Courtroom II 09:00 - 13:45, **Krajišnik**, Trial
Courtroom III 14:15 - 19:00, **Mrkšić & Radić & Šljivančanin**, 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 28 OCTOBER 2005

Date	Number	Title	E	F	B/C/S
01/11/2005	1015	RAHIM ADEMI AND MIRKO NORAC CASE TRANSFERRED TO CROATIA	E		B/C/S

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

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