



25 August 2006

ICTY WEEKLY UPDATE – 412

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

MILUTINOVIĆ et al. Case

Trial Chamber III - Judges Bonomy (Presiding), Chowhan, Kamenova and Nosworthy (Reserve Judge)

Continuation of the Prosecution case

On 7 August 2006, the following witness was cross-examined by the Defence and subsequently re-examined by the Prosecution (continuation from 14 July):

- Frederick Abrahams (Human Rights Watch researcher in Kosovo during the relevant period)

From 7 August until 11 August 2006, the following witnesses testified:

- Fuat Haxhibeqiri (eye-witness from the municipality of Đakovica/Gjakove in Kosovo)
- Lizane Malaj (eye-witness from the municipality of Đakovica/Gjakove in Kosovo)
- Merita Deda (eye-witness from the municipality of Đakovica/Gjakove in Kosovo)
- Martin Pnishi (eye-witness from the municipality of Đakovica/Gjakove in Kosovo)
- Hani Hoxha (eye-witness from the municipality of Đakovica/Gjakove in Kosovo)

From 14 August until 18 August 2006, the following witnesses testified:

- Nike Peraj (member of the Yugoslav Army in Kosovo during the relevant period)
- Xhevahire Rrahmani (eye-witness from the municipality of Vuçitrn/Vushtrri in Kosovo)
- Sadije Sadiku (eye-witness from the municipality of Mitrovica/Mitrovicë in Kosovo)
- Hadije Fazliu (eye-witness from the municipality of Srbica/Skenderaj in Kosovo)

From 21 August until 25 August 2006, the following witnesses testified:

- Hadije Fazliu (eye-witness from the municipality of Srbica/Skenderaj in Kosovo)
- Abdullah Salihu (eye-witness from the municipality of Srbica/Skenderaj in Kosovo)
- Emin Kabashi (eye-witness from the municipality of Kosovo Polje/Fushë Kosovë in Kosovo)
- Nazlie Bala (eye-witness from the municipality of Priština/Prishtina in Kosovo)
- K-063
- K-062
- Milazim Thaqi (eye-witness from the municipality of Srbica/Skenderaj in Kosovo)

- Mustafa Draga (eye-witness from the municipality of Srbica/Skenderaj in Kosovo)
- Fedrije Xhafa (eye-witness from the municipality of Srbica/Skenderaj in Kosovo)

POPOVIĆ et al. Case (“Srebrenica”)

Trial Chamber II - Judge Agius (Presiding), Kwon and Prost

Beginning of the Prosecution case

From 21 August until 23 August 2006, the parties made their opening statements.

From 24 August until 25 August 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- PW-110

MARTIĆ Case

Trial Chamber I – Judges Moloto (Presiding), Nosworthy and Höpfel

Continuation of the Defence case

From 14 August until 18 August 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Ratko Ličina (politician in Republika Srpska Krajina during the relevant period)

From 18 August until 25 August 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Protected witness

PRLIĆ et al. Case

Trial Chamber II – Judges Antonetti (Presiding), Prandler, Trechsel and Mindua (Ad Litem Reserve Judge)

Continuation of the Prosecution case

On 17 August 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Ibrahim Šarić (member of the Army of Bosnia and Herzegovina in Mostar during the relevant period)

From 21 August until 23 August 2006, the following witness was cross examined by the Defence (continuation from 15 June 2006):

- Christopher Beese (member of the European Community Monitoring Mission in Bosnia during the relevant period)

From 23 August until 24 August 2006, the following witness was examined by the Prosecution and subsequently cross examined by the Defence:

- Protected witness

STANIŠIĆ & SIMATOVIĆ Case

Pre-Trial Judge Höpfel

On 15 August 2006, the parties met before the Pre-Trial Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused were not present (provisional release).

BOŠKOSKI & TARČULOVSKI Case

Pre-Trial Judge Prost

On 16 August 2006, the parties met before the Pre-Trial Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. Both accused were present.

BLAGOJEVIĆ & JOKIĆ Case

Pre-Appeal Judge Shahabuddeen

On 23 August 2006, the parties met before the Pre-Appeal Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. Both appellants were present.

II. OVERVIEW OF SELECTED COURT DOCUMENTS

Milan LUKIĆ & Sredoje LUKIĆ Case

Referral Bench - Judges Orić (Presiding), Parker and Kwon

SECOND ORDER RE-SCHEDULING HEARING

On 9 August 2006, pursuant to Rules 11*bis* and 54 of the Rules, the Referral Bench ordered that the hearing scheduled for 16 August 2006 be re-scheduled for 15 September 2006 at 14:15 in courtroom III. The Bench invited the Governments of Argentina and Bosnia and Herzegovina to attend the hearing.

PERIŠIĆ Case

Trial Chamber III – Judges Robinson (Presiding), Thelin and Höpfel

DECISION ON REQUEST FOR ALTERATION OF CONDITIONS OF PROVISIONAL RELEASE

On 14 August 2006, pursuant to Rules 54 and 65 of the Rules, Trial Chamber III granted a motion by the accused to modify the conditions of his provisional release and allowed him to visit his brother in Koštunići, Gornji Milanovac in Serbia on 15-30 August, 15-30 September and 15-30 October 2006.

POPOVIĆ et al. Case (“Srebrenica”)

Trial Chamber II – Judges Agius (Presiding), Kwon and Prost

**ORDER ON OPERATIVE INDICTMENT AND SEVERANCE OF CASE AGAINST ZDRAVKO
TOLIMIR**

On 15 August 2006, pursuant to Rules 50, 54 and 82 of the Rules, Trial Chamber II ordered, *inter alia*, that the accused Tolimir be severed from the case no. IT-05-88-T and the Registry shall assign a new case number to any further submissions or proceedings that involve him.

On 15 August 2006, the Registrar of the ICTY decided that the case *The Prosecutor v. Zdravko Tolimir* shall be assigned the case number IT-05-88/2.

Dragomir MILOŠEVIĆ Case

Trial Chamber I – Judges Orić (Presiding), Van Den Wyngaert and Moloto

DECISION ON THIRD MOTION FOR PROVISIONAL RELEASE

On 16 August 2006, pursuant to Rule 65 of the Rules, Trial Chamber I denied the motion for provisional release of Dragomir Milošević, filed on 29 June 2006.

Josip JOVIĆ Case (“Contempt”)

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

SCHEDULING ORDER FOR THE DELIVERY OF JUDGEMENT

On 16 August 2006, pursuant to Rules 54 and 98^{ter} of the Rules, Trial Chamber III ordered that a hearing at which the judgement will be delivered shall take place on 30 August 2006 commencing at 09:00.

Vojislav ŠEŠELJ Case

Trial Chamber I – Judges Orić (Presiding), Robinson and Moloto

DECISION ON ASSIGNMENT OF COUNSEL

On 21 August 2006, pursuant to Rule 65 of the Rules, Trial Chamber I decided that the accused Šešelj be assigned a defence counsel for the further conduct of his case – *See Press Release number 1102, dated 21 August 2006.*

Vladimir KOVAČEVIĆ Case

Referral Bench - Judges Orić (Presiding), Parker and Kwon

SCHEDULING ORDER FOR A HEARING ON REFERRAL OF A CASE UNDER RULE 11BIS

On 21 August 2006, pursuant to Rules 11bis and 54 of the Rules, the Referral Bench scheduled a Rule 11bis hearing to be held on 15 September 2006 at 14:15 and invited the Government of Serbia to attend.

Vojislav ŠEŠELJ Case

Judge Pocar – President of ICTY

DECISION ON ŠEŠELJ’S APPEAL AGAINST DECISION OF THE REGISTRAR OF 14 JUNE 2006

On 25 August 2006, Judge Pocar refused an appeal by V. Šešelj against the Registrar’s decision from 14 June 2006 denying the accused’s request to receive a visit from Mr. Igor Bečić at the UN Detention Unit.

ŽIGIĆ Case

Appeals Chamber – Judges Pocar (Presiding), Shahabuddeen, Güney, Daqun and Schomburg

DECISION ON ZORAN ŽIGIĆ’S REQUEST FOR REVIEW UNDER RULE 119

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

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On 25 August 2006, the Appeals Chamber dismissed a request by Z. Žigić for review of judgement under Rule 119, filed on 23 May 2006.

COURTROOM SCHEDULE: 28 AUGUST – 1 SEPTEMBER 2006*

MONDAY 28 AUGUST

Courtroom I 09:00 – 13:45, **Milutinović et al.**, Trial
14:15 – 19:00, **Mrkšić et al.**, Trial
Courtroom II 14:15 – 19:00, **Martić**, Trial
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Prlić et al.**, Trial

TUESDAY 29 AUGUST

Courtroom I 08:00 – 08:30, **Limaj et al.**, Status Conference
09:00 – 17:30, **Galić**, Appeal
Courtroom II 09:00 – 13:45, **Martić**, Trial
14:15 – 19:00, **Krajišnik**, Trial
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

WEDNESDAY 30 AUGUST

Courtroom I 09:00 – 10:00, **Josip Jović**, Judgement
10:30 – 13:45, **Martić**, Trial
14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Mrkšić et al.**, Trial
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

THURSDAY 31 AUGUST

Courtroom I 09:00 – 13:45, **Mrkšić et al.**, Trial
14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 08:00 – 08:30, **Strugar**, Status Conference
09:00 – 13:45, **Martić**, Trial
14:15 – 19:00, **Krajišnik**, Trial
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

FRIDAY 1 SEPTEMBER

Courtroom I 09:00 – 13:45, **Milutinović et al.**, Trial
14:15 – 15:15, **Hadžihasanović&Kubura**, Status Conference
Courtroom II 09:00 – 13:45, **Martić**, Trial
Courtroom III 09:00 – 13:45, **Mrkšić et al.**, Trial

*The courtroom schedule is provisional and you are invited to check for last minute changes with the Media Office (+31-70-512-5343, - 5356, or – 8752)

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 21 JULY 2006

Date	Number	Title	E	F	B/C/S
21/08/2006	1102	VOJISLAV ŠEŠELJ ASSIGNED COUNSEL BY TRIAL CHAMBER	E		B/C/S

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