



8 December 2006

ICTY WEEKLY UPDATE – 427

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

From 4 December until 6 December 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Karol John Drewienkiewicz (OSCE member in Kosovo during the relevant period)

From 6 December until 8 December 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Ljubinko Cvetić (head of police in the city of Kosovska Mitrovica/Mitrovicë during the relevant period)

POPOVIĆ et al. Case (“Srebrenica”)

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

Continuation of the Prosecution case

On 4 December and then again on 7 December 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Johannes Rutten (member of the UNPROFOR/Dutchbat troops in Srebrenica during the relevant period)

From 5 December until 6 December 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness PW-130

PRLIĆ et al. Case

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

Continuation of the Prosecution case

On 4 December 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness CK – the witness was also re-examined by the Prosecution
- Witness CL

On 5 December 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness CM
- Salko Bojčić (eye-witness from the municipality of Mostar, BiH)

On 6 December 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness CN

From 6 December until 7 December 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness CO

MRKŠIĆ et al. Case

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

Continuation of the Defence case

From 5 December until 7 December 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Petar Vuga (Yugoslav Army officer during the relevant period)

BLAGOJEVIĆ & JOKIĆ Case

Appeals Chamber - Judges Pocar (Presiding), Shahabuddeen, Güney, Vaz and Meron

Appeals hearing

From 5 December to 6 December 2006, the parties met before the Appeals Chamber for a hearing of the appeals. Both appellants were present and they both addressed the court. The Appeals Chamber will render its judgement in due course.

GOTOVINA et al. Case

Pre-Trial Judge Moloto

Status Conference and further appearance

On 5 December 2006, the parties met before the pre-trial judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused Gotovina was present in the court whereas Čermak and Markač participated via video-link from Zagreb. All the three accused pleaded not guilty to the additional charges in the joinder indictment.

LIMAJ et al. Case

Pre-Appeal Judge Meron

Status Conference

On 5 December 2006, the parties met before the pre-appeal judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The appellant Bala was present.

BRĐANIN Case

Appeals Chamber - Judges Meron (Presiding), Shahabuddeen, Güney, Vaz and Van Den Wyngaert

Appeals hearing

From 7 December to 8 December 2006, the parties met before the Appeals Chamber for a hearing of the appeals. The appellant was present and he addressed the court. The Appeals Chamber will render its judgement in due course.

II. OVERVIEW OF SELECTED COURT DOCUMENTS

MILUTINOVIĆ et al. Case

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

DECISION ON JOINT DEFENCE MOTION FOR PROVISIONAL RELEASE DURING WINTER RECESS

On 5 December 2006, pursuant to Articles 20 and 21 of the Statute and Rules 54 and 65 of the Rules, the Trial Chamber denied the “Joint motion for provisional release during the winter recess”.

On 6 December 2006, the six accused filed a joint appeal against the Decision by the Trial Chamber.

ŠEŠELJ Case

Trial Chamber I - Judges Orić (Presiding), Höpfel and Støle

URGENT ORDER TO THE DUTCH AUTHORITIES REGARDING HEALTH AND WELFARE OF THE ACCUSED

On 6 December 2006, pursuant to Article 29 of the Statute and Rule 54 of the Rules, the Trial Chamber ordered the authorities of the Kingdom of the Netherlands, *inter alia*, to provide medical services under the Agreement – which may, in the case of medical necessity, include intervention such as drip-feeding – with the aim of protecting the health and welfare of the accused and avoiding loss of life, to the extent that such services are not contrary to compelling internationally accepted standards of medical ethics or binding rules of international law.

POPOVIĆ et al. Case

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

DECISION ON DEFENCE MOTIONS FOR PROVISIONAL RELEASE OF RADIVOJE MILETIĆ AND MILAN GVERO

On 7 December 2006, pursuant to Article 29 of the Statute and Rules 54 and 65 of the Rules, the Trial Chamber granted the motions by the accused and ordered the provisional release of Radivoje Miletić as soon as practicable on or after 15 December 2006 until 23 December 2006 and the provisional release of Milan Gvero as soon as practicable on or after 19 December 2006 until 27 December 2006.

COURTROOM SCHEDULE: 11 DECEMBER – 15 DECEMBER 2006*

MONDAY 11 DECEMBER

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
16:00 – 19:00, **Krajišnik**, Status Conference
Courtroom II 08:00 – 08:30, **Hadžihasanović&Kubura**, Status Conference
14:15 – 19:00, **Mrkšić et al.**, Trial
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Prlić et al.**, Trial

TUESDAY 12 DECEMBER

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
Courtroom II 14:00 – 14:45, **Boškoski&Tarčulovski.**, Status Conference
15:15 – 19:00, **Mrkšić et al.**, Trial *
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Prlić et al.**, Trial
* starting time to be decided

WEDNESDAY 13 DECEMBER

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

THURSDAY 14 DECEMBER

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

FRIDAY 15 DECEMBER

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
Courtroom II 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 1 DECEMBER 2006

Date	Number	Title	E	F	B/C/S
06/12/2006	1133	STATEMENT OF CARLA DEL PONTE, CHIEF PROSECUTOR	E		B/C/S

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