



2 March 2007

ICTY WEEKLY UPDATE – 436

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 26 February until 27 February 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- *Witness K-54*

From 28 February until 2 March 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- *Wolfgang Petritsch* (Austrian ambassador in Belgrade and then European Union Special Envoy for Kosovo 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 26 February 2007, the following witness was examined by the Prosecution:

- *Witness PW-105*

From 26 February until 27 February and again from 1 March until 2 March 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- *Stephanie Frease* (former member of the ICTY/Office of the Prosecutor)

From 28 February until 1 March 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- *Witness PW-104*

PRLIĆ et al. Case

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

Continuation of the Prosecution case

From 26 February until 1 March 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- *Josip Praljak* (HVO member in Mostar and deputy warden of the “Heliodrom” camp during the relevant period)

Dragomir MILOŠEVIĆ Case

Trial Chamber III – Judges Robinson (Presiding), Mindua and Harhoff

Continuation of the Prosecution case

On 27 February 2007, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- *Fikret Mujezinović* (eye-witness from Sarajevo)
- *Azra Šišić* (eye-witness from Sarajevo)-this witness testified with face distortion and was also re-examined by the Prosecution

On 28 February 2007, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- *Witness W-50*
- *Rijalda Musaeferendić* (eye-witness from Sarajevo)

From 28 February until 1 March 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- *Džemaludin Luinović* (reserve police member in Sarajevo during the relevant period)

On 1 March 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- *Enes Jašarević* (eye-witness from Sarajevo)

From 1 March until 2 March 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- *Witness W-12*

On 2 March 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- *Ekrem Suljević* (police member in Sarajevo during the relevant period)

HARADINAJ et al. Case

Trial Chamber I – Judges Orić (Presiding), Höpfer and Støle

Pre-trial Conference

On 1 March 2007, the parties met before the Trial Chamber for a pre-trial Conference. During the Conference, all three accused pleaded not guilty to the counts of the revised second amended indictment. The Prosecution will commence its case on 5 March.

DELIĆ Case

Pre-Trial Judge Thelin

On 27 February 2007, the parties met before the pre-trial judge for a Status Conference pursuant to Rule 65bis. The accused was not present (provisional release).

GOTOVINA et al. Case

Trial Chamber I – Judges Orić, Van den Wyngaert and Moloto

On 27 February 2007, the parties met before the Trial Chamber for oral arguments concerning the challenges to jurisdiction. The accused Gotovina was present (Čermak and Markač are on provisional release).

II. OVERVIEW OF SELECTED COURT DOCUMENTS

GOTOVINA et al. Case

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

DECISION ON CONFLICT OF INTEREST OF ATTORNEY MIROSLAV ŠEPAROVIĆ

On 27 February 2007, pursuant to Articles 20 and 21 of the Statute and Rule 46(A) of the Rules and Articles 14, 26 and 38 of the Code, the Trial Chamber found that there is a conflict of interest with regard to Miroslav Šeparović representation because Šeparović had a personal interest in the case which disqualifies him as counsel under Article 14 (D) (iv)(2) and because of his personal knowledge, he is likely to be called as a witness.

POPOVIĆ et al. Case

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

DECISION ON INTERLOCUTORY APPEAL OF TRIAL CHAMBER'S DECISION DENYING LJUBOMIR BOROVIČANIN PROVISIONAL RELEASE

On 1 March 2007, the Appeals Chamber dismissed an interlocutory appeal, filed on 21 December 2006, against the decision denying provisional release for Ljubomir Borovčanin.

COURTROOM SCHEDULE: 5 MARCH – 9 MARCH 2007*

MONDAY 5 MARCH

Courtroom I 14:15 – 19:00, **Haradinaj et al.**, Trial
Courtroom II 09:00 – 13:45, **D. Milošević**, Trial
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Prlić et al.**, Trial

TUESDAY 6 MARCH

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

WEDNESDAY 7 MARCH

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

THURSDAY 8 MARCH

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

FRIDAY 9 MARCH

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
Courtroom II 14:15 – 19:00, **Haradinaj et al.**, Trial

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

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Courtroom III 09:00 – 13:45, **Popović 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).

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