UNITED NATIONS INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA



NATIONS UNIES

TRIBUNAL PÉNAL INTERNATIONAL POUR L'EX-YOUGOSLAVIE

31 August 2007

# **ICTY WEEKLY UPDATE – 459**

# 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 Defence case**

From 24 August until 27 August 2007, the following witness was examined by the Defence and subsequently cross-examined by the Prosecution:

• *Veljko Odalović* (Head of the Kosovo district during the relevant period)

On 27 August 2007, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

• Obrad Kesić (political analyst)

On 29 August 2007, the following witness was re-called to be cross-examined by the Defence and subsequently re-examined by the Prosecution (*Prosecution witness-continuation from 24 January 2007*):

• Aleksandar Vasiljević (Yugoslav Army officer during the relevant period)-the witness testified via video-link

On 29 August 2007, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

• Zoran Mijatović (deputy Chief of the Serbia State Security Service during the relevant period)-the witness testified via video-link

From 29 August until 30 August 2007, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

• *Dušan Matković* (member of the Serbian Parliament and vice-president of the political party-SPS during the relevant period)-*the witness testified via video-link* 

From 30 August until 31 August 2007, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

• Zoran Andelković (minister in the Serbian Government during the relevant period)

On 31 August 2007, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

• *Milomir Minić* (President of the Council of Citizens of the Assembly of the Federal Republic of Yugoslavia during the relevant period)

On 31 August 2007, the following witness was examined by the Defence:

• *Rade Čučak* (retired Yugoslav Army officer - Chief of the Border Service 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 27 August 2007, the following witness was examined by the Prosecution, subsequently crossexamined by the Defence and then re-examined by the Prosecution:

• *Bogdan Sladojević* (officer of the Republika Srpska Army during the relevant period)

From 29 August until 30 August 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

• *Damjan Lazarević* (officer of the Republika Srpska Army during the relevant period)

On 30 August 2007, the following witness was examined by the Prosecution and subsequently crossexamined by the Defence:

• *Dragoje Ivanović* (military police officer of the Republika Srpska Army during the relevant period)

On 31 August 2007, the following witness testified in closed session:

• Witness PW-109

# PRLIĆ et al. Case

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

# **Continuation of the Prosecution case**

From 27 August until 28 August 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

• *Marita Vihervuori* (historian and journalist)

On 30 August 2007, the following witness was examined by the Prosecution and subsequently crossexamined by the defence (*continuation from 23 August 2007*):

• *Ewa Tabeau* (staff member of the ICTY/OTP)

# HARADINAJ et al. Case

Trial Chamber I – Judges Orie (Presiding), Höpfel and Støle

### **Continuation of the Prosecution case**

From 28 August until 30 August 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

• Witness 17

# Dragomir MILOŠEVIĆ Case

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

### **Completion of the Defence case**

On 27 August 2007, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

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- *Ivica Milosavljević* (forensic pathologist expert witness)

This was the last Defence witness and therefore the presentation of evidence in this trial is concluded. The parties are scheduled to meet before the Trial Chamber for closing arguments on 10 October 2007.

# BOŠKOSKI & TARČULOVSKI Case

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

# **Continuation of the Prosecution case**

From 27 August until 28 August 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

• Witness M-051

From 29 August until 31 August 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

• *Blagoja Toškovski* (inspector in the Macedonian Ministry of Interior during the relevant period)

On 31 August 2007, the following witness was examined by the Prosecution and subsequently crossexamined by the Defence:

• *Ejup Hamiti* (eye-witness from the village of Ljuboten, Macedonia)

# DELIĆ Case

Trial Chamber I – Judges Moloto (Presiding), Harhoff and Lattanzi

### **Continuation of the Prosecution case**

From 27 August until 28 August 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

• *Asim Delalić* (officer of the BiH Army during the relevant period)

From 28 August until 29 August 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

• *Murat Softić* (officer of the BiH Army during the relevant period)

From 30 August until 31 August 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

• *Alistair Duncan* (UNPROFOR officer in BiH during the relevant period)

On 31 August 2007, the following witness was examined by the Prosecution and subsequently crossexamined by the Defence:

• Zdravko Đuričić (secretary in the BiH Presidency during the relevant period)

# ZELENOVIĆ Case

Judge Daqun

On 27 August 2007, the parties met before Judge Antonetti for a Status Conference pursuant to Rule 65*bis*. The appellant was present.

#### II. OVERVIEW OF SELECTED COURT DOCUMENTS

#### MILUTINOVIĆ et al. Case

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

# DECISION ON OJDANIĆ THIRD MOTION FOR STAY OF PROCEEDINGS

On 27 August 2007, pursuant to Articles 20 and 21 of the Statute and Rule 54 of the Rules, the Trial Chamber denied General Ojdanić's third motion to stay the proceedings on the ground that the purported inability of his Defence to conduct investigations of alleged crime sites or to interview witnesses in Kosovo interferes with his right to a fair trial.

#### **KRAJIŠNIK** Case

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

#### AMICUS CURIAE'S APPELLATE BRIEF

On 31 August 2007, *amicus curiae* Colin Nicholls filed a public and redacted appeal brief against the judgement in the case *Prosecutor v. Momčilo Krajišnik*.

# COURTROOM SCHEDULE: 3 SEPTEMBER - 7 SEPTEMBER 2007\*

#### MONDAY 3 SEPTEMBER

Courtroom I	14:15 – 19:00, <b>Haradinaj et al</b> ., Trial
Courtroom II	14:15 – 19:00, Boškoski&Tarčulovski, Trial
Courtroom III	09:00 – 13:45, <b>Popović et al</b> ., Trial
	14:15 – 19:00, Prlić et al., Trial

#### **TUESDAY 4 SEPTEMBER**

Courtroom I	09:00 – 13:45, <b>Milutinović et al</b> ., Trial
	14:15 – 19:00, <b>Haradinaj et al</b> ., Trial
Courtroom II	09:00 – 13:45, Boškoski&Tarčulovski, Trial
	15:00 – 17:30, Lukić&Lukić, Status Conference <u>*(to be confirmed)</u>
Courtroom III	09:00 – 13:45, <b>Popović et al</b> ., Trial
	14:15 – 19:00, <b>Prlić et al</b> ., Trial

#### WEDNESDAY 5 SEPTEMBER

09:00 – 15:30, <b>Milutinović et al.</b> , Trial
09:00 – 13:45, Boškoski&Tarčulovski, Trial
14:15 – 19:00, <b>Haradinaj et al</b> ., Trial
09:00 – 13:45, <b>Popović et al</b> ., Trial
14:15 – 19:00, <b>Prlić et al</b> ., Trial

#### THURSDAY 6 SEPTEMBER

Courtroom I	09:00 – 13:45, <b>Milutinović et al</b> ., Trial
	14:15 – 19:00, <b>Haradinaj et al</b> ., Trial
Courtroom II	09:00 – 13:45, Boškoski&Tarčulovski, Trial
Courtroom III	09:00 – 13:45, <b>Popović et al</b> ., Trial
	14:15 – 19:00, <b>Prlić et al</b> ., Trial

#### FRIDAY 7 SEPTEMBER

Courtroom I	09:00 – 15:30, <b>Milutinović et al.</b> , Trial
Courtroom II	09:00 – 13:45, Boškoski&Tarčulovski, Trial
Courtroom III	09:00 – 13:45, <b>Popović et al.</b> , 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);

Internet address: <u>http://www.un.org/icty</u> *PTV, Communication Services* 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 http://www.un.org/icty/bhs/week-b.htm (na bosanskom/hrvatskom/srpskom).

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