



United Nations



International Criminal Tribunal for the former Yugoslavia

The ICTY Digest

Monday 31 March 2008

Highlights of 17/03/2008 through 28/03/2008 - Nr. 33

The Judgement in the case *The Prosecutor v. Hardinaj et al.* will be delivered on Thursday 3 April, at 4 p.m.

17 March

High-level delegation from Sarajevo spends one day at the Tribunal

Registrar Hans Holthuis welcomes a delegation consisting of seven officials from the State Court of Bosnia and Herzegovina (BiH), led by President Kreso and senior representatives from the Prosecutor's Office of BiH. Initiated by the United Nations Development Programme in BiH, and organized by the Outreach Programme, this one-day visit focuses on archive and completion strategy issues, as well as on the ICTY's work with victims and witnesses.

Meetings with President Fausto Pocar and Prosecutor Serge Brammertz concluded the visit.

18 March

Postponement of the trial of Jovica Stanišić and Franko Simatović

Concluding the pre-trial conference held since Monday 17 March, Presiding Judge Patrick Robinson adjourns until Tuesday 1 April the proceedings in the case Jovica Stanišić and Franko Simatović.

Jovica Stanišić suffers from a physical condition exacerbated by a deep depression and vice-versa. The Chamber therefore decided to wait until 1 April to "determine how to proceed." By then a number of additional medical reports will be available, including one by an independent psychiatrist to be appointed by the Registrar.

18 March

Boškoski & Tarčulovski trial nears completion

The Defence for Johan Tarčulovski rests its case, completing the presentation of evidence in the Boškoski & Tarčulovski trial, which opened on 16 April 2007.

Closing arguments will take place on 6 May (OTP), 7 May (both Defences) and 8 May (rebuttal / rejoinder, if any).

18 and 20 March

Provisional release of Nebojša Pavković suspended and reinstated

On 18 March, Trial Chamber III suspends its Order of 14 March granting Nebojša Pavković's request for provisional release on compassionate grounds for a short period of time (25 March - 2 April provided, among other conditions, that Serbia ensures a 24 hour electronic surveillance of the accused.

The Trial Chamber's Decision follows a request from Serbia seeking clarification of the electronic surveillance condition. Noting that this issue "may also affect the other Accused, should they decide to apply for provisional release in the future," the Chamber also asked the Parties, and Serbia, to file submissions.

Upon receiving the submissions from the Accused's defence and Serbia, on 20 March the Trial Chamber rescinds the 24-hour electronic surveillance condition and reinstates the provisional release of the accused for a shorter period (26 - 31 March) provided that the latter "surrender to the Serbian authorities on each day of his provisional release the surveillance video recording of his home."

Nebojša Pavković has been on trial since 19 July 2006 together with Milan Milutinović, Nikola Šainović, Dragoljub Ojdanić, Vladimir Lazarević and Sreten Lukić, for their alleged role in the campaign of terror and violence directed against Kosovo Albanians and other non-Serbs living in Kosovo in 1999.

20 March

Minister Ljajić and Prosecutor Vukčević meet with Prosecutor Brammertz

Prosecutor Serge Brammertz meets with Serbia's War Crimes Prosecutor, Vladimir Vukčević, and the Chairman of Serbian National Council for Cooperation, Minister Rasim Ljajić. The discussions focus on issues related to the cooperation of Serbia with the Tribunal, and plans for the Prosecutor's upcoming visit to Serbia.

The following press release was issued: OK/OTP/1231e at: <http://www.un.org/icty/pressreal/2008/pr1231e.htm>

[26 March](#)

Appeals Chamber stays provisional release of Berislav Pušić

Following a Prosecution's urgent request, the Appeals Chamber decides to stay the provisional release granted on 19 March by Trial Chamber III to Berislav Pušić. The latter was to be released for a short (but imminent) period on dates and with conditions set forth in a confidential annex.

The Appeals Chamber considered that "a stay of the Impugned Decision is warranted in order to preserve the objective of the Prosecution's Appeal" against the Trial Chamber's Decision.

Berislav Pušić is one of six accused on trial since 26 April 2006, together with with Jadranko Prlić, Bruno Stojić, Slobodan Praljak, Milivoj Petković, and Valentin Čorić.

THE COURTROOM SCHEDULE FOR THE PERIOD 31 MARCH - 11 APRIL...

...reads as follows:

MONDAY 31 MARCH

Courtroom I 15:00 – 17:00, **Krajisnik**, Status Conference (new entry) accused is to be present

TUESDAY 1 APRIL

Courtroom I 09:00 – 13:45, **Milutinović et al**, Trial
14:15 – 19:00, **Stanišić & Simatović**, Trial
Courtroom II 09:00 – 13:45, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Oric**, Appeals Hearing
15:15 – 16:45, **Oric**, Appeals Hearing

WEDNESDAY 2 APRIL

Courtroom I 09:00 – 13:45, **Milutinović et al**, Trial
14:15 – 19:00, **Šešelj**, Trial
Courtroom II 14:15 – 19:00, **Stanišić & Simatović**, Trial
Courtroom III 09:00 – 11:30, **Oric**, Appeals Hearing

THURSDAY 3 APRIL

Courtroom I 09:00 – 12:45, **Milutinović et al**, Trial
13:45 – 15:30, **Milutinović et al**, Trial
16:00 – 17:30, **Haradinaj, Balaj & Brahimaj**, Judgement
Courtroom II 09:00 – 13:45, **Delić**, Trial
14:15 – 19:00, **Stanišić & Simatović**, Trial
Courtroom III 14:15 – 18:30, **Šešelj**, Trial

FRIDAY 4 APRIL

Courtroom I 09:00 – 13:45, **Stanišić & Simatović**, Trial
Courtroom II 09:00 – 13:45, **Delić**, Trial
Courtroom III *Court Maintenance*

MONDAY 7 APRIL

Courtroom II 09:00 – 13:45, **Stanišić & Simatović**, Trial
Courtroom III 09:00 – 13:45, **Gotovina et al**, Trial

TUESDAY 8 APRIL

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
14:15 – 19:00, **Milutinović et al**, Trial
Courtroom II 09:00 – 13:45, **Stanišić & Simatović**, Trial
14:15 – 19:00, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Gotovina et al**, Trial

WEDNESDAY 9 APRIL

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
14:15 – 19:00, **Milutinović et al**, Trial
Courtroom II 09:00 – 13:45, **Stanišić & Simatović**, Trial
14:15 – 19:00, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Gotovina et al**, Trial

THURSDAY 10 APRIL

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
14:15 – 19:00, **Milutinović et al**, Trial
Courtroom II 09:00 – 13:45, **Stanišić & Simatović**, Trial
14:15 – 19:00, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Gotovina et al**, Trial

FRIDAY 11 APRIL

Courtroom I 09:00 – 13:45, **Stanišić & Simatović**, Trial
14:15 – 19:00, **Milutinović et al**, Trial
Courtroom II 09:00 – 13:45, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Gotovina et al**, Trial

Please note that this schedule is provisional; last minute changes are indicated on the Tribunal's website. Public proceedings are also broadcast with a 30 minute delay on the ICTY's website.

ICTY PROCEEDINGS COMPLETED WITH REGARD TO **111 ACCUSED**

Since the very first hearing (referral request in the Tadić case) on 8 November 1994, the Tribunal has indicted a total of 161 individuals, and has already completed proceedings with regard to 111 of them: nine have been acquitted, 53 sentenced (five are awaiting transfer, 29 have been transferred, 17 have served their term, and two died while serving their sentence), 13 have had their cases transferred to local courts. Another 36 cases have been terminated (either because indictments were withdrawn or because the accused died, before or after transfer to the Tribunal).

Proceedings are on-going with regard to 50 accused: nine are at the appeals stage, three are awaiting the Judgement of a Trial Chamber, 23 are currently on trial, 11 are at the pre-trial stage, and four are still at large.

The figure of the accused at the appeals stage includes Amir Kubura and Naser Orić. These two accused have been sentenced and granted early release (Kubura) and release (Orić), but the OTP has appealed against the Trial Chamber's Judgements.

A further 24 individuals have been or are the subject of contempt proceedings.

The ICTY Digest is a publication of the Registry, prepared and produced by the LPTV Section.
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*Extracts of, and/or quotes from, legal documents are not authoritative;
only the Order, Decision or Judgement in its entirety reflects the opinion of the Trial Chamber and/or the Appeals Chamber.*

