



18 February 2011

## ICTY WEEKLY UPDATE – 613

### PROCEDURAL DEVELOPMENTS

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#### I. OVERVIEW OF COURT PROCEEDINGS

##### **KARADŽIĆ case**

*Trial Chamber III – Judges Kwon (Presiding), Morrison, Baird and Lattanzi (Reserve Judge)*

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

On 14 February 2011, the following witness testified:

- **Sanja Dževlan** (*wounded in Sarajevo during the relevant period*)

On 15 February 2011, the following witness testified (*continuation from 11 February 2011*):

- **Rupert Smith** (*UNPROFOR Commander in BiH during the relevant period*)

From 14 until 16 February 2011, the following witness testified:

- **Tihomir Glavaš** (*Chief of Police in Hadžići during the relevant period*)

On 17 February 2011, the following witnesses testified:

- **Witness KDZ-041** (*testifying about the events in the municipality of Novi Grad*)
- **Ramiz Mujkić** (*testifying about the events in the municipality of Novi Grad*)

##### **PRLIĆ *et al.* case**

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

##### **Closing arguments**

From 14 until 17 February 2011, the Defence of Jadranko Prlić, Bruno Stojić and Slobodan Praljak presented their closing arguments.

##### **STANIŠIĆ & SIMATOVIĆ case**

*Trial Chamber I – Judges Orić (Presiding), Picard and Gwaunza*

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

On 18 February 2011, the parties met before the Chamber for a procedural/evidentiary hearing.

## **TOLIMIR case**

*Trial Chamber II – Judges Flügge (Presiding), Mindua and Nyambe*

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

On 14 February 2011, the following witness testified:

- **Božo Momčilović** (*member of the Republika Srpska Army – Bratunac Brigade during the relevant period*)

From 14 until 16 February 2011, the following witness testified:

- **Witness PW-013** (*eyewitness from Srebrenica*)

On 16 February 2011, the following witness testified:

- **Mirsada Malagić** (*eyewitness from Srebrenica*)

On 17 February 2011, the following witnesses testified:

- **Teufika Ibrahimfendić** (*psychotherapist from the Centre for therapy and rehabilitation “Vive Žene” from Tuzla*)
- **Helge Brunborg** (*demographer/former staff member of the Office of the Prosecutor of the ICTY*)-continuation from 10 February 2011

## **Berko ZEČEVIĆ case (“Contempt”)**

*Judge Kwon*

### **Initial appearance**

On 18 February 2011, the parties met before Judge Kwon for the initial appearance of Berko Zečević, charged with contempt for failure to appear as a witness in the trial against Radovan Karadžić. Since Zečević has agreed to testify as a Prosecution witness in the trial, the order *in lieu* of indictment will be suspended until his testimony is completed.

## **II. OVERVIEW OF SELECTED COURT DOCUMENTS**

### **GOTOVINA *et al.* case**

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

### **DECISION ON GOTOVINA’S DEFENCE APPEAL AGAINST 12 MARCH 2010 DECISION ON REQUESTS FOR PERMANENT RESTRAINING ORDERS DIRECTED TO THE REPUBLIC OF CROATIA**

On 14 February 2011, the Appeals Chamber granted in part the appeal of Gotovina’s Defence and ordered the Trial Chamber to issue an order pursuant to Rule 54 of the Rules to Croatia to:

- Cease all criminal proceedings against members of the Gotovina Defence for acts performed in the fulfillment of their official function before the Tribunal;

- Cease and desist from all current and future investigative activities against members of the Gotovina Defence for acts performed in the fulfillment of their official function before the Tribunal, including searches of their persons or premises;
- Return, as soon as practicable, all material seized from members of the Gotovina Defence, including but not limited to documents, computers, CD-ROMs and diskettes.

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**STANIŠIĆ & SIMATOVIĆ case**

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*Trial Chamber I – Judges Orić (Presiding), Picard and Gwaunza*

**SCHEDULING ORDER**

On 16 February 2011, the Chamber ordered that Rule 98*bis* submissions, if any, should be heard in the first half of April 2011. The Defence teams are to file their witness and exhibit lists no later than 8 days after the Rule 98*bis* decision. The Pre-Defence Conference is to commence on the tenth working day after the submission of the Defence's witness and exhibit lists, followed by the commencement of the Defence case (on the first working day after the Pre-Defence Conference).

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**KARADŽIĆ case**

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*Trial Chamber III – Judges Kwon (Presiding), Morrison, Baird and Lattanzi (Reserve Judge)*

**DECISION ON ACCUSED'S MOTION FOR FOURTH SUSPENSION OF PROCEEDINGS**

On 16 February 2011, the Chamber ordered that the proceedings be suspended from 21 March until 5 May 2011 to allow the accused to review the large volume of material recently disclosed to him by the Prosecution.

## COURTROOM SCHEDULE: 21 FEBRUARY – 25 FEBRUARY 2011\*

	Courtroom 1	Courtroom 2	Courtroom 3
<b>Monday</b>			14:15 – 19:00 <b>Prlić et al.</b> , Closing arguments
<b>Tuesday</b>	09:00 – 13:45 <b>Šešelj (contempt)</b> , Pre-Trial conference  14:15 – 19:00 <b>Karadžić</b> , Trial		09:00 – 13:45 <b>Tolimir</b> , Trial  14:15 – 19:00 <b>Prlić et al.</b> , Closing arguments
<b>Wednesday</b>	09:00 – 13:45 <b>Šešelj (contempt)</b> , Trial  14:15 – 16:00 <b>Đorđević</b> , Judgement  ? - 19:00 <b>Karadžić</b> , Trial ( <i>it will start 30 minutes after the judgement</i> )	09:00 – 11:00 <b>Haradinaj et al.</b> , Status Conference	09:00 – 13:45 <b>Tolimir</b> , Trial  14:15 – 19:00 <b>Prlić et al.</b> , Closing arguments
<b>Thursday</b>			09:00 – 13:45 <b>Prlić et al.</b> , Closing arguments  14:15 – 19:00 <b>Tolimir</b> , Trial
<b>Friday</b>	09:00 – 13:45 <b>Šešelj (contempt)</b> , Trial  14:15 – 19:00 <b>Karadžić</b> , Trial		09:00 – 13:45 <b>Tolimir</b> , Trial

\* The courtroom schedule is subject to change and you are invited to check for last minute alterations on <http://www.icty.org> or with the Media Office directly (+3170 512 -8752, -5343, or -5356)

Public proceedings are also broadcast with a 30 minute delay on the ICTY's web site:

<http://www.icty.org> (in English)

<http://www.icty.org/bhs> (na bosanskom/hrvatskom/srpskom).

## LATEST PRESS RELEASES

Date	Number	Title	E	F	B/C/S
17/02/2011	1387	DR BERKO ZEČEVIĆ TRANSFERRED TO UNITED NATIONS DETENTION UNIT TO STAND TRIAL FOR CONTEMPT OF COURT <a href="http://www.icty.org/sid/10601">http://www.icty.org/sid/10601</a>	E		B/C/S

For the latest list of all court filings, please visit the [ICTY Court Records](#)

For a selection of the latest public documents, please visit the [ICTY Website](#)