



13 February 2009

ICTY WEEKLY UPDATE – 525

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

POPOVIĆ et al. Case

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

Continuation of the Defence case (Vinko Pandurević)

From 9 until 13 February 2009, the following witness testified:

- *Vinko Pandurević (one of the accused)*

GOTOVINA et al. Case

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

Continuation of the Prosecution case

On 12 and 13 February 2009, the following witness testified:

- *Žarko Puhovski (former member/President of the Croatian Helsinki Committee for Human Rights)*

Vojislav ŠEŠELJ Case

Trial Chamber III – Judges Antonetti (Presiding), Harhoff and Lattanzi

Continuation of the Prosecution case

On 11 February 2009, the following witness testified (*closed session*):

- *Witness VS-1010*

On 11 February 2009, the trial was adjourned until further notice – See “Overview of Selected Court Documents” below.

PRLIĆ et al. Case

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

Continuation of the Defence case (Bruno Stojić)

On 9 and 10 February 2009, the following witness testified:

- *Slobodan Božić (“Herceg-Bosna” official during the relevant period)*

On 11 and 12 February 2009, the following witness testified:

- **Stipo Buljan** (*HVO officer in the area of Derвента/Bosanska Posavina during the relevant period*)

PERIŠIĆ Case

Trial Chamber I – Judges Moloto (Presiding), David and Picard

Continuation of the Prosecution case

On 9 February 2009, the following witness testified:

- **Per Anton Brennskag** (*member of the UN Military Observers/UNMO in Sarajevo during the relevant period*)

On 11 February 2009, the following witness testified:

- **Afeza Karačić** (*wounded in Sarajevo during the relevant period*)

DORĐEVIĆ Case

Trial Chamber II – Judges Parker (Presiding), Flügge and Baird

Continuation of the Prosecution case

On 9 and 10 February 2009, the following witness testified:

- **Liri Loshi** (*doctor testifying about the events in Izbica, municipality of Srbica/Skenderaj, Kosovo, during the relevant period*)

On 10 and 11 February 2009, the following witness testified:

- **Lizane Malaj** (*testifying about the events in the area of Đakovica/Gjakova, Kosovo, during the relevant period*)

On 11 and 12 February 2009, the following witness testified:

- **John Sweeney** (*journalist in Kosovo during the relevant period*)

On 12 and 13 February 2009, the following witness testified:

- **Mehmet Krasniqi** (*testifying about the events in Mala Kruša, municipality of Orahovac/Rahovec, Kosovo, during the relevant period*)

II. OVERVIEW OF SELECTED COURT DOCUMENTS

GOTOVINA et al. Case

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

SCHEDULING ORDER

On 6 February 2009, the Trial Chamber ordered that, considering that according to current projections, the Prosecution will close its case no later than the week of 2 March 2009, oral submissions by the parties pursuant to Rule 98*bis* of the Rules shall commence on the 10th working day after the close of the Prosecution case. In the event there is a need for a Defence case, the Pre-Defence Conference shall be held on the 18th working day after the conclusion of the Rule 98*bis* submissions whereas the Defence case shall commence on the 19th working day after the conclusion of the Rule 98*bis* submissions.

MILUTINOVIĆ et al. Case

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

DECISION ON LAZAREVIĆ MOTION FOR TEMPORARY PROVISIONAL RELEASE

On 9 February 2009, the Trial Chamber granted a motion by Vladimir Lazarević and ordered that he be provisionally released on compassionate grounds from 11 February until 23 February 2009.

DECISION ON ŠAINOVIĆ MOTION FOR TEMPORARY PROVISIONAL RELEASE

On 9 February 2009, the Trial Chamber denied a motion for temporary provisional release on the compassionate grounds for Nikola Šainović.

HARAQIJA&MORINA Case (“Contempt”)

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

DECISION ON MOTION OF BAJRUSH MORINA FOR PROVISIONAL RELEASE

On 9 February 2009, the Appeals Chamber granted a motion by Bajrush Morina and ordered that he be provisionally released pending the appeals judgement - *See Press Release number 1302, dated 9 February 2009.*

Vladimir ŠANTIĆ (“Kupreškić et al.”) Case

Judge Robinson – President of the ICTY

**DECISION OF THE PRESIDENT ON THE APPLICATION FOR PARDON OR
COMMUTATION OF SENTENCE OF VLADIMIR ŠANTIĆ**

On 9 February 2009, Judge Robinson granted a request for early release of Vladimir Šantić.

LUKIĆ&LUKIĆ Case

Trial Chamber III – Judges Robinson (Presiding), Van den Wyngaert and David

SCHEDULING ORDER

On 10 February 2009, Trial Chamber III, considering that it has become necessary, in the interests of the proceedings, to temporarily suspend the trial for two weeks, scheduled the trial to resume on 25 February 2009.

Vojislav ŠEŠELJ Case

Trial Chamber III – Judges Antonetti (Presiding), Harhoff and Lattanzi

**DÉCISION RELATIVE À LA REQUÊTE DE L’ACCUSATION AUX FINS
D’AJOURNEMENT AVEC EN ANNEXE L’OPINION DISSIDENTE DU JUGE
ANTONETTI**

On 11 February 2009, Trial Chamber III issued a majority decision granting a motion by the Prosecution for an adjournment of the proceedings due to alleged threat to a number of Prosecution witnesses. Judge Antonetti appended a dissenting opinion.

Vojislav ŠEŠELJ Case (“Contempt”)

Acting Registrar John Hocking

DECISION

On 11 February 2009, Acting Registrar Hocking decided to appoint Mr Bruce MacFarlane, Q.C. as *amicus curiae* to prosecute the alleged knowing and wilful

disclosure of information in knowing violation of an order of a Chamber by Vojislav Šešelj.

KARADŽIĆ Case

Vice-President of the ICTY Judge Kwon

DECISION ON RADOVAN KARADŽIĆ'S REQUEST FOR REVERSAL OF DENIAL OF CONTACT WITH JOURNALIST

On 12 February 2009, Judge Kwon granted in part an application by Radovan Karadžić and ordered that he be permitted to contact Ms Zvezdana Vukojević of the Dutch "Revu" magazine via written correspondence, telephone calls or whatever other means the Registrar deems appropriate. All communication between the accused and Ms Vukojević will be monitored by Registry personnel. Ms Vukojević shall be put on notice that any failure to comply with her obligations as a member of the media pursuant to the rules and requirements of the Tribunal will expose her to investigation and possible prosecution for contempt.

COURTROOM SCHEDULE: 16 FEBRUARY – 20 FEBRUARY 2009*

MONDAY 16 FEBRUARY

Courtroom I 09:00 – 13:45, **Gotovina et al.**, Trial
14:15 – 19:00, **Đorđević**, Trial
Courtroom II 14:15 – 19:10, **Perišić**, Trial
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Prlić et al.**, Trial

TUESDAY 17 FEBRUARY

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

WEDNESDAY 18 FEBRUARY

Courtroom I 09:00 – 13:45, **Prlić et al.**, Trial
Courtroom II 09:00 – 13:45, **Đorđević**, Trial
14:15 – 19:00, **Perišić**, Trial
Courtroom III 09:00 – 13:45, **Gotovina et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

THURSDAY 19 FEBRUARY

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

FRIDAY 20 FEBRUARY

Courtroom I 09:00 – 13:45, **Gotovina et al.**, Trial
Courtroom II 09:00 – 13:45, **Đorđević**, Trial
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.icty.org> (in English)

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

LATEST PRESS RELEASES

Date	Number	Title	E	F	B/C/S
09/02/2009	1302	BAJRUSH MORINA GRANTED PROVISIONAL RELEASE PENDING APPEAL http://www.icty.org/sid/10049	E		BCS
12/02/2009	1303	TRIBUNAL REVIEWS OUTREACH AND CAPACITY BUILDING WITH SERBIAN JUDICIARY http://www.icty.org/sid/10054	E	F	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](#)