



23 May 2003

ICTY WEEKLY UPDATE – 268

PROCEDURAL DEVELOPMENTS:

I. OVERVIEW OF COURT PROCEEDINGS:

MILOŠEVIĆ Case (“Croatia and Bosnia and Herzegovina”)

Trial Chamber III – Judges May (Presiding), Robinson and Kwon

27th week of the Prosecution case.

From 19 until 23 May 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Accused and one of the *Amici Curiae*:

- Rule 92 *bis* Witness Fadil Banjanović
- Expert Witness Renaud de la Brosse
- Witness Milan Kučan
- Protected Witness B-161
- Protected Witness B-24

On 20 May 2003, the Trial Chamber varied its order of 25 July 2002 to allow the Prosecution 100 days from 16 May 2003 as the time available for presenting its evidence (for the *verbatim* text of the ruling see *Press Release No.753*).

SIMIĆ *et al.* Case (“Bosanski Šamac”)

Trial Chamber II Section B – Judges Mumba (Presiding), Williams and Lindholm

23rd week of the Defence case.

On 19 and 20 May 2003, the following witness was examined by the Defence and subsequently cross-examined by the Prosecution:

- Accused Simo Zarić

BLAGOJEVIĆ *et al.* Case (“Srebrenica”)

Trial Chamber I Section A – Judges Liu (Presiding), Vassilenko and Argibay

Second week of the Prosecution case.

On 19, 21 and 22 May 2003, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Jean-René Ruez

On 21 May 2003, the Prosecution and the Defence for Dragan Obrenović appeared before the Trial Chamber for a hearing on the “Joint Motion for Consideration of Plea Agreement between Dragan Obrenović and the Office of the Prosecutor”, filed on 20 May 2003. Dragan Obrenović pleaded guilty to one count of persecutions as a crime against humanity. The Trial Chamber stated that it was satisfied that the Plea Agreement met the requirements of Rule 62 *bis* of the Rules of Procedure and Evidence, and as a result made a finding of guilt and entered a conviction on Count 5 of the Indictment (see *Press Release No. 756*).

BRĐANIN Case (“Krajina”)

Trial Chamber II Section A – Judges Agius (Presiding), Janić and Taya

35th week of the Prosecution case.

From 19 until 23 May 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Protected Witness BT-91
- Witness Rusmir Mujanić
- Witness Ahmet Hidić

RADIĆ (“Vukovar Hospital”)

Judge Agius

Following his transfer to the Tribunal on 17 May 2003, Miroslav Radić appeared before Judge Agius for his initial appearance on 21 May 2003 (see also *Press Release No.754*). He pleaded “not guilty” to all counts of the Indictment.

HALILOVIĆ (“Grabovica - Uzdol”)

Pre-Trial Judge Kwon

On 22 May 2003, the parties appeared before the Pre-Trial Judge for a Status Conference pursuant to Rule 65 *bis* of the Rules of Procedure and Evidence.

LJUBIČIĆ (“Lašva Valley”)

Pre-Trial Judge El Mahdi

On 23 May 2003, the parties appeared before the Pre-Trial Judge for a Status Conference pursuant to Rule 65 *bis* of the Rules of Procedure and Evidence.

II. OVERVIEW OF SELECTED COURT DOCUMENTS:

RADIĆ (“Vukovar Hospital”)

Vice-President of the Tribunal - Judge Pocar

ORDER ASSIGNING A CASE TO A TRIAL CHAMBER

On 20 May 2003, following Miroslav Radić’s transfer to the Tribunal on 17 May 2003, the Vice-President of the Tribunal assigned the case to Trial Chamber II, consisting of:

- Judge Wolfgang Schomburg (Presiding), Germany
- Judge Florence Mumba, Zambia
- Judge Carmel A. Agius, Malta

MILUTINOVIĆ *et al.* Case (“Kosovo”)

Appeals Chamber – Judges Shahabuddeen (Presiding), Pocar, Jorda, Hunt and Gunawardana

DECISION ON DRAGOLJUB OJDANIĆ’S MOTION CHALLENGING JURISDICTION – JOINT CRIMINAL ENTERPRISE

On 21 May 2003, the Appeals Chamber dismissed Ojdanić’s appeal filed on 28 February 2003 against the Trial Chamber’s Decision of 13 February 2003. In its Decision the Trial Chamber had dismissed Ojdanić’s preliminary Motion of 29 November 2002 in which he moved to dismiss the Indictment for lack of jurisdiction in relation to charges based on his liability as a participant in a joint criminal enterprise.

Judge Shahabuddeen and Judge Hunt appended separate opinions to this Decision.

MEAKIĆ *et al.* Case (“Omarska and Keraterm Camps”)

Trial Chamber III – Judges May (Presiding), Robinson and Kwon

DECISION ON SECOND DEFENCE APPLICATION FOR VARIATION OF CONDITIONS OF PROVISIONAL RELEASE

On 22 May 2003, the Trial Chamber denied the second Motion seeking variation of the conditions of Momčilo Gruban's provisional release filed on 14 August 2002. Momčilo Gruban sought permission to change his place of residence from Belgrade to the village of Marička, in the municipality of Prijedor, Republika Srpska.

COURTROOM SCHEDULE: *26 MAY - 30 MAY 2003

MONDAY 26 MAY

Courtroom I 09:00 - 13:45, **Milošević**, Trial
14:15 - 19:00, **Simić et al.**, Trial
Courtroom III 09:00 - 12:30, **Brđanin**, Trial
14:00 - 16:00, **Brđanin**, Trial

TUESDAY 27 MAY

Courtroom I 09:00 - 13:45, **Milošević**, Trial
14:15 - 19:00, **Simić et al.**, Trial
Courtroom III 09:00 - 12:30, **Brđanin**, Trial
14:00 - 16:00, **Brđanin**, Trial

WEDNESDAY 28 MAY

Courtroom I 09:00 - 13:45, **Milošević**, Trial
14:15 - 19:00, **Simić et al.**, Trial
Courtroom III 09:00 - 13:45, **Brđanin**, Trial

THURSDAY 29 MAY

Courtroom I 09:00 - 13:45, **Milošević**, Trial
14:15 - 19:00, **Simić et al.**, Trial
Courtroom III 09:00 - 13:45, **Brđanin**, Trial
15:00, **Martić**, Status Conference

FRIDAY 30 MAY

Courtroom I 09:00 - 13:45, **Simić et al.**, Trial
14:15 - 17:30, **Simić et al.**, Trial
Courtroom III 09:00 - 13:45, **Brđanin**, Trial

*The courtroom schedule is provisional and you are invited to check for last minute changes with the Public Information Services.

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).

PRESS RELEASES ISSUED SINCE 8 MAY 2003

DATE	NUMBER	TITLE	E	F	B/C/S
20/05/2003	753	TRIAL CHAMBER GRANTS ADDITIONAL 100 TRIAL DAYS FOR THE PROSECUTION TO COMPLETE ITS CASE IN THE MILOŠEVIĆ TRIAL	E		B/C/S
20/05/2003	754	INITIAL APPEARANCE OF MIROSLAV RADIĆ SCHEDULED TO TAKE PLACE ON WEDNESDAY 21 MAY 2003	E		B/C/S
20/05/2003	755	PRESIDENT OF THE ICTY WELCOMES ADOPTION OF SECURITY COUNCIL RESOLUTION 1481 (2003) ENHANCING THE POWERS OF AD LITEM JUDGES	E		B/C/S
21/05/2003	756	DRAGAN OBRENOVIĆ PLEADS GUILTY TO PERSECUTIONS AS A CRIME AGAINST HUMANITY	E		B/C/S
23/05/2003	757	MESSAGE FROM PRESIDENT MERON TO THE ICTY COMMUNITY ON THE OCCASION OF THE TRIBUNAL'S 10TH ANNIVERSARY	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](#)