



21 November 2003

ICTY WEEKLY UPDATE – 291

PROCEDURAL DEVELOPMENTS:

I. OVERVIEW OF COURT PROCEEDINGS:

BLAGOJEVIĆ and JOKIĆ Case (“Srebrenica”)

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

14th week of the Prosecution case.

From 17 until 21 November 2003, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Expert Witness Richard Butler

MILOŠEVIĆ Case (“Croatia and Bosnia and Herzegovina”)

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

48th week of the Prosecution case.

From 18 until 20 November 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Accused and one of the *amici curiae*:

- Protected Witness B-1524
- Witness Borisav Jović

KRAJIŠNIK Case (“Bosnia and Herzegovina”)

Pre-Trial Judge Orić

On 19 November 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.

VASILJEVIĆ Case (“Višegrad”)

Appeals Chamber – Judges Meron (Presiding), Shahabuddeen, Güney, Schomburg and Weinberg de Roca

On 18 November 2003, the parties appeared before the Appeals Chamber for the Appeals Hearing. Both parties presented their arguments and the Appellant Mitar Vasiljević gave a statement. An Appeals Judgement will be rendered in due course.

STANKOVIĆ Case (“Foča”)

Pre-Trial Judge El Mahdi

On 20 November 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.

KRSTIĆ Case (“Srebrenica”)

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

On 21 November 2003, the parties appeared before the Appeals Chamber for the start of an evidentiary hearing. The following witness appeared before the Appeals Chamber on Friday morning:

- Witness Miroslav Deronjić (Appeals Chamber witness)

II. OVERVIEW OF SELECTED COURT DOCUMENTS:

STANIŠIĆ and SIMATOVIĆ Case

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

DECISION ON DEFENCE PRELIMINARY MOTIONS

On 14 November 2003, the Trial Chamber granted the Stanišić and Simatović Motions in part and ordered the Prosecution to clarify the ambiguities as set out in the Decision and to file an amended Indictment within 30 days. The Motions were dismissed in all other aspects.

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

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

DECISION ON ŽELJKO MEJAKIĆ PRELIMINARY MOTION ON THE FORM OF THE INDICTMENT

On 14 November 2003, the Trial Chamber dismissed the preliminary Motion of Željko Mejačić of 13 October 2003.

Dragan OBRENOVIĆ Case (“Srebrenica”)

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

SCHEDULING ORDER FOR THE DELIVERY OF THE SENTENCING JUDGEMENT

On 14 November 2003, the Trial Chamber ordered that the Sentencing Judgement will be delivered on 10 December 2003 at 3 p.m.

JOVANOVIĆ Case (“Contempt of the Tribunal”)

Trial Chamber II – Judges Agius (Presiding), Mumba and Antonetti

SCHEDULING ORDER

On 14 November 2003, the Trial Chamber ordered Duško Jovanović to appear before the Tribunal on 4 December 2003 at 2.30 p.m. to enter a plea with respect to the allegations of contempt of the Tribunal. It further designated Judge Antonetti as the Judge responsible for the conduct of the initial appearance.

MILOŠEVIĆ Case (“Croatia and Bosnia and Herzegovina”)

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

ORDER ON THE TESTIMONY OF GENERAL WESLEY CLARK

On 17 November 2003, the Trial Chamber ordered that General Wesley Clarke shall testify on 15 December 2003, commencing at 9 a.m., and be available for completion of his testimony on 16 December 2003.

ORDER ON PROSECUTION’S MOTION FOR VARIANCE OF PRIOR ORDERS OF NON-DISCLOSURE

On 17 November 2003, the Trial Chamber made public an earlier confidential Decision, dated 30 October 2003, setting out the conditions under which General Wesley Clark is to give his testimony (see *Press Release No.802*).

BRĐANIN Case (“Contempt of the Tribunal”)

Trial Chamber II – Judges Agius (Presiding), Mumba and Antonetti

SCHEDULING ORDER CONCERNING ALLEGATIONS AGAINST MILKA MAGLOV

On 18 November 2003, the Trial Chamber ordered Milka Maglov to appear before the Trial Chamber on 4 December 2003 at 4 p.m., to enter a plea with respect to the following allegations of contempt of the Tribunal:

- a) Intimidating a Witness, pursuant to Rule 77 (A)(iv); and
- b) Disclosing the identity of the Witness to a member of the public, in violation of an order of the Trial Chamber, pursuant to Rule 77 (A)(ii).

The Prosecution and Counsel of the Accused, Radoslav Brđanin have the liberty to appear at any hearing on the allegations of contempt as concerned parties.

NALETILIĆ and MARTINOVIĆ Case (“Tuta and Štela”)

Appeals Chamber – Judges Pocar (Presiding), Shahabuddeen, Güney, Schomburg and Weinberg de Roca

DECISION ON THE REQUEST FOR PRESENTATION OF ADDITIONAL EVIDENCE

On 18 November 2003, the Appeals Chamber dismissed the Motion filed by Vinko Martinović on 31 July 2003 in which he sought to admit additional evidence in his pending appeal.

ŠEŠELJ Case

Trial Chamber II – Judges Agius (Presiding), Mumba and Antonetti

DECISION ON CERTIFICATION TO APPEAL AND TO EXTEND THE DEADLINE FOR FILING CERTAIN PRELIMINARY MOTIONS

On 18 November 2003, the Trial Chamber granted certification to appeal the Impugned Decision of 30 September 2003 wherein the Trial Chamber denied the Accused’s request to be visited by Bishop Filaret of Miloševo. It further granted the Accused three weeks, from the date he receives this Decision in a language he understands, in which to file a single motion relating to challenges to jurisdiction and defects in the form of the Indictment.

COURTROOM SCHEDULE: 24 NOVEMBER – 28 NOVEMBER 2003*

MONDAY 24 NOVEMBER

Courtroom I 09:00 - 13:45, **Milošević**, Trial
Courtroom II 09:00 - 13:45, **Blagojević and Jokić**, Trial
15:00 - 18:30, **Blagojević and Jokić**, Trial
Courtroom III 09:00 - 17:30, **Krstić**, Evidentiary Hearing

TUESDAY 25 NOVEMBER

Eid Al-Fitr- UN Holiday

WEDNESDAY 26 NOVEMBER

Courtroom I 09:00 - 13:45, **Milošević**, Trial
14:15 - 19:00, **Blagojević and Jokić**, Trial
Courtroom II 09:00 - 13:45, **Brđanin**, Trial
Courtroom III 09:00 - 17:30, **Krstić**, Appeals Hearing

THURSDAY 27 NOVEMBER

Courtroom I 09:00 - 13:45, **Milošević**, Trial
15:00 - 19:00, **Češić**, Sentencing Hearing
Courtroom II 09:00 - 13:45, **Blagojević and Jokić**, Trial
14:15 - 19:00, **Brđanin**, Trial
Courtroom III 09:00 - 17:30, **Krstić**, Appeals Hearing

FRIDAY 28 NOVEMBER

Courtroom I 09:00 - 13:45, **Blagojević and Jokić**, Trial
14:15 - 14:45, **Vladimir Kovačević**, Status Conference
15:15 - 19:00, **Češić**, Sentencing Hearing (approximate starting time)
Courtroom II 09:00 - 13:45, **Brđanin**, Trial
Courtroom III 09:00 - 13:45, **Hadžihasanović and Kubura**, Pre-Trial Hearing
15:00 - 17:00, **Orić**, Status Conference

*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 4 NOVEMBER 2003

DATE	NUMBER	TITLE	E	F	B/C/S
17/11/2003	799	JUDGE THEODOR MERON AND JUDGE FAUSTO POCAR RE-ELECTED AS PRESIDENT AND VICE-PRESIDENT RESPECTIVELY	E	F	B/C/S
18/11/2003	800	MILAN BABIĆ INDICTED BY THE ICTY FOR CRIMES AGAINST HUMANITY AND WAR CRIMES	E		B/C/S
19/11/2003	801	JUDGE VONIMBOLANA RASOAZANANY SWORN IN AS AN <i>AD LITEM</i> JUDGE OF THE ICTY	E		B/C/S
19/11/2003	802	GENERAL WESLEY CLARK TO TESTIFY IN THE MILOŠEVIĆ TRIAL ON 15 AND 16 DECEMBER 2003, NO PUBLIC ACCESS ON THOSE DATES, RECORDING OF TESTIMONY TO BE MADE PUBLIC AFTER 48 HOURS	E		B/C/S
19/11/2003	803	JUDGE FLORENCE MUMBA SWORN IN AS A MEMBER OF THE APPEALS CHAMBER OF THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA	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](#)