



10 December 2004

ICTY WEEKLY UPDATE – 339

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

HADŽIHASANOVIĆ and KUBURA Case (“Central Bosnia”)

Trial Chamber II - Judges Antonetti (Presiding), Rasoazany and Swart

Seventh week of the Hadžihasanović Defence case.

On 6, 7, 9 and 10 December 2004, the following witness was examined by the Defence and subsequently cross-examined by the Prosecution:

- Witness Džemal Merdan

LIMAJ *et al.* Case (“Llapushnik/Lapušnik Camp”)

Trial Chamber II - Judges Parker (Presiding), Thelin and Van Den Wyngaert

Fourth week of the Prosecution case.

On 6, 7 and 9 December 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Ivan Bakrač
- Witness Ljiljana Mitrović
- Witness Kaare Birkeland
- Witness Oleg Safiulin

ORIĆ Case

Trial Chamber II – Judges Agius (Presiding), Brydensholt and Eser

Eighth week of the Prosecution case.

On 6, 7, 9 and 10 December 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Ratko Nikolić
- Witness Nikola Popović
- Witness Dragomir Miladinović (not yet cross-examined)

KRAJIŠNIK Case (“Bosnia and Herzegovina”)

Trial Chamber I - Judges Orić (Presiding), El Mahdi and Martín Canivell

24th week of the Prosecution case.

On 6, 7, 9 and 10 December 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Ramiz Mujkić (cross-examination, examination-in-chief took place on 3 November 2004)
- Witness Momčilo Mandić (accompanied by his defence counsel Dušan Tomić)

Slobodan MILOŠEVIĆ Case (“Kosovo, Croatia and Bosnia and Herzegovina”)

Trial Chamber III - Judges Robinson (Presiding), Kwon and Bonomy

Continuation of the Defence case.

On 6, 7 and 9 December 2004, the following witnesses were examined by the Accused and subsequently cross-examined by the Prosecution:

- Witness Slavenko Terzić
- Witness Čedomir Popov (not yet cross-examined)

Dragomir MILOŠEVIĆ Case (“Sarajevo”)

Judge Orié

Following his transfer to the Tribunal on 3 December 2004, Dragomir Milošević appeared before Judge Orié for his initial appearance on 7 December 2004. He pleaded not guilty to all the counts of the Indictment.

II. OVERVIEW OF SELECTED COURT DOCUMENTS

STANIŠIĆ and SIMATOVIĆ Case

Appeals Chamber - Judges Meron (Presiding), Pocar, Mumba, Güney and Weinberg de Roca
DECISION ON PROSECUTION’S APPEAL AGAINST DECISION GRANTING PROVISIONAL RELEASE

On 3 December 2004, the Appeals Chamber dismissed the Prosecution Appeals against Stanišić’s and Simatović’s provisional release in two separate Decisions. The Appeals Chamber was not satisfied that the Prosecution had established that the Trial Chamber erred in finding that both accused be provisionally released (see *Press Release No. 923*).

ČERKEZ Case (“Lašva Valley”)

Appeals Chamber - Judges Schomburg (Presiding), Pocar, Mumba, Güney and Weinberg de Roca
DECISION ON “PROSECUTION’S URGENT REQUEST TO STAY THE ORDER OF THE APPEALS CHAMBER RELEASING MARIO ČERKEZ”

On 6 December 2004, the Appeals Chamber dismissed the Request of the Prosecution to stay the Order releasing Mario Čerkez (see also *Press Release No. 919*).

KORDIĆ and ČERKEZ Case (“Lašva Valley”)

Appeals Chamber - Judges Schomburg (Presiding), Pocar, Mumba, Güney and Weinberg de Roca
SCHEDULING ORDER

On 9 December 2004, the Appeals Chamber changed the schedule and ordered that the public hearing to deliver the judgement in appeal be held on 17 December 2004 at 12.30 p.m. in Courtroom I.

Slobodan MILOŠEVIĆ Case (“Kosovo, Croatia and Bosnia and Herzegovina”)

Trial Chamber III - Judges Robinson (Presiding), Kwon and Bonomy

DECISION ON ASSIGNED COUNSEL’S MOTION FOR WITHDRAWAL

On 7 December 2004, the Trial Chamber determined that the application by court assigned counsel, Mr. Steven Kay and co-counsel Ms. Gillian Higgins, to withdraw from their assignment should be denied. The Trial Chamber instructed the Registrar to deny the application pursuant to his powers under Article 19 of the Directive On Assignment of Defence Counsel (see *Press Release No. 924*).

HALILOVIĆ Case (“Grabovica-Uzdol”)

Trial Chamber III - Judges Robinson (Presiding), Kwon and Bonomy

ORDER ON DEFENCE MOTION FOR SCHEDULING OF DATE FOR TRIAL

On 8 December 2004, the Trial Chamber ordered *inter alia* that 24 January 2004 be fixed as the date for commencement of trial.

COURTROOM SCHEDULE: 13 – 17 DECEMBER 2004*

MONDAY 13 DECEMBER

Courtroom I 14:15 - 19:00, **Limaj et al.**, Trial
Courtroom II 14:15 - 19:00, **Hadžihasanović & Kubura**, Trial
Courtroom III 09:00 - 13:45, **Orić**, Trial
15:00 - 19:00, **Maglov**, Pre-trial Conference

TUESDAY 14 DECEMBER

Courtroom I 09:00 - 13:45, **Limaj et al.**, Trial
14:30 - 15:30, **Bralo**, Further Appearance
Courtroom II 09:00 - 13:45, **Hadžihasanović & Kubura**, Trial
Courtroom III 09:00 - 13:45, **Orić**, Trial

WEDNESDAY 15 DECEMBER

Courtroom I 09:00 - 13:45, **Milošević**, Trial
14:15 - 19:00, **Limaj et al.**, Trial
Courtroom II 09:00 - 13:45, **Hadžihasanović & Kubura**, Trial
Courtroom III 09:00 - 13:45, **Orić**, Trial

THURSDAY 16 DECEMBER

Courtroom I 09:00 - 13:45, **Milošević**, Trial
Courtroom II 09:00 - 13:45, **Hadžihasanović & Kubura**, Trial
Courtroom III 09:00 - 13:45, **Orić**, Trial

FRIDAY 17 DECEMBER

Courtroom I 09:00 - 12:00, **Milošević**, Trial
12:30 - 14:15, **Kordić & Čerkez**, Appeals Judgement
Courtroom II 09:00 - 13:45, **Hadžihasanović & Kubura**, Trial
14:30 - 15:30, **Babić**, Status Conference
Courtroom III 09:00 - 13:45, **Orić**, 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 3 DECEMBER 2004

DATE	NUMBER	TITLE	E	F	B/C/S
03/12/2004	922	TRANSFER OF DRAGOMIR MILOŠEVIĆ	E		B/C/S
03/12/2004	923	JOVICA STANIŠIĆ AND FRANKO SIMATOVIĆ GRANTED PROVISIONAL RELEASE	E		B/C/S
07/12/2004	924	MILOŠEVIĆ CASE: ASSIGNED COUNSEL'S APPLICATION TO WITHDRAW DENIED	E		B/C/S
08/12/2004	918	COMMENTAIRES DU JUGE THEODOR MERON, PRESIDENT DU TRIBUNAL PENAL INTERNATIONAL POUR L'EX YOUGOSLAVIA, DEVANT LE CONSEIL DE SECURITE DE L'ORGANISATION DES NATIONS UNIES 23 NOVEMBER 2004		F	

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