



1 December 2006

ICTY WEEKLY UPDATE – 426

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

MILUTINOVIĆ et al. Case

Trial Chamber III - Judges Bonomy (Presiding), Chowhan, Kamenova and Nosworthy (Reserve Judge)

Continuation of the Prosecution case

From 24 November until 27 November 2006, the following witness testified in closed session:

- Witness K-86

On 27 November 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Časlav Golubović (police officer in Serbia during the relevant period)
- Boško Radojković (police officer in Serbia during the relevant period)-he was only examined by the Prosecution

On 29 November 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness K-58 (via video-link)
- Witness K-74 (via video-link)

From 29 November until 30 November 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Hysni Kryeziu (eye-witness from the municipality of Prizren in Kosovo)

From 30 November until 1 December 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Dušan Lončar (Yugoslav Army officer during the relevant period)

POPOVIĆ et al. Case (“Srebrenica”)

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

Continuation of the Prosecution case

From 27 November until 29 November 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness PW-131

From 29 November until 30 November 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Johannes Rutten (member of the UNPROFOR/Dutchbat troops in Srebrenica during the relevant period)

PRLIĆ et al. Case

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

Continuation of the Prosecution case

On 27 November 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Hasan Hasić (eye-witness from the municipality of Čapljina, Bosnia)

On 28 November 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness CG
- Witness CH

On 30 November 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness CI

MRKŠIĆ et al. Case

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

Continuation of the Defence case

From 27 November until 28 November 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Borčo Karanfilov (Yugoslav Army officer during the relevant period)

From 28 November until 1 December 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Mladen Karan (Yugoslav Army officer during the relevant period)

ŠEŠELJ Case

Trial Chamber I – Judges Orić (Presiding), Støle and Höpfel

Pre-Trial Conference and the commencement of the trial

On 27 November 2006, the parties met before the Trial Chamber for a pre-trial Conference. Following the accused's failure to appear at the Conference, the Trial Chamber issued an oral decision instructing the stand-by counsel to permanently take over the conduct of the Defence from the accused – *See Press Release number 1129, dated 27 November 2006.*

On 27 November and 28 November 2006, the Prosecution made its opening statement.

MARTIĆ Case

Trial Chamber I – Judges Moloto (Presiding), Nosworthy and Höpfel

Procedural matters

On 29 November 2006, the parties met before the Trial Chamber to discuss procedural matters.

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The parties will meet again on 10 January 2007 for the closing arguments.

MARGETIĆ Case (“Contempt”)

Trial Chamber I – Judges Orić (Presiding), Van Den Wyngaert and Moloto

Beginning of the trial-Prosecution case

On 30 November 2006, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Mirjana Oklobdžija (ICTY/OTP staff member)
- Carry Spork (ICTY/OTP staff member)-this witness was also re-examined by the Prosecution
- Witness MC-3

Defence case

On 30 November 2006, the following witness was examined by the Defence and subsequently cross-examined by the Prosecution:

- Domagoj Margetić (the accused)

Blagoje SIMIĆ Case

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

On 28 November 2006, the Appeals Chamber rendered its judgement reducing the sentence to 15 years’ imprisonment – *See Press Release number 1130, dated 28 November 2006.*

GALIĆ Case

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

On 30 November 2006, the Appeals Chamber sentenced Stanislav Galić to life imprisonment – *See Press Release number 1131, dated 30 November 2006.*

STANIŠIĆ & SIMATOVIĆ Case

Pre-Trial Judge Höpfel

On 29 November 2006, the parties met before the pre-trial judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused were not present (provisional release).

II. OVERVIEW OF SELECTED COURT DOCUMENTS

Dragomir MILOŠEVIĆ Case

Trial Chamber III - Judges Robinson (Presiding), Thelin and Mindua

SCHEDULING ORDER REGARDING COMMENCEMENT OF TRIAL

On 28 November 2006, pursuant to Article 20 of the Statute and Rules 54 and 73*bis* of the Rules, the Trial Chamber ordered that a pre-trial conference be held on 9 January 2007 and the trial shall commence on 10 January 2007.

MARTIĆ Case

Trial Chamber I - Judges Moloto (Presiding), Nosworthy and Höpfel

DECISION ON DEFENCE'S MOTION FOR ACCESS TO FULL STATEMENTS OBTAINED IN THE INQUIRY ON THE DEATH OF MILAN BABIĆ

On 28 November 2006, the Trial Chamber dismissed the "Defence's motion for access to full statements obtained in the inquiry on the death of Milan Babić".

GOTOVINA et al. Case

Trial Chamber I - Judges Orić (Presiding), Van den Wyngaert and Moloto

DECISION ON ACCUSED MLADEN MARKAČ'S AND IVAN ČERMAK'S JOINT MOTION TO ENTER A PLEA BY WAY OF VIDEO-LINK, AND SCHEDULING ORDER

On 29 November 2006, pursuant to Rules 50(B), 54 and 65bis (A), Trial Chamber I ordered that a Status Conference and combined further appearance shall be held on 5 December 2006 at 0900 in courtroom II. The Chamber granted the motion by Čermak and Markač to enter pleas by video-conference link from Zagreb.

COURTROOM SCHEDULE: 4 DECEMBER – 8 DECEMBER 2006*

MONDAY 4 DECEMBER

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
Courtroom II 14:15 – 19:00, **Mrkšić et al.**, Trial
Courtroom III 10:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Prlić et al.**, Trial

TUESDAY 5 DECEMBER

Courtroom I 08:00 – 12:30, **Blagojević et al.**, Appeal
14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 09:00 – 12:00, **Gotovina et al.**, Further appearance – Status Conference
13:00 – 17:00, **Mrkšić et al.**, Trial
17:30 – 18:00, **Limaj et al.**, Status Conference
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

WEDNESDAY 6 DECEMBER

Courtroom I 08:00 – 12:00, **Blagojević et al.**, Appeal
14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Mrkšić et al.**, Trial
14:15 – 19:00, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

THURSDAY 7 DECEMBER

Courtroom I 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 18:00, **Brđanin**, Appeals hearing
Courtroom II 09:00 – 13:45, **Mrkšić et al.**, Trial
14:15 – 19:00, **Šešelj**, Trial
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Milutinović et al.**, Trial

FRIDAY 8 DECEMBER

Courtroom I 09:00 – 12:00, **Brđanin**, Appeals hearing
Courtroom II 09:00 – 13:45, **Mrkšić et al.**, Trial
14:15 – 19:00, **Šešelj**, Trial
Courtroom III 14:15 – 19:00, **Milutinović et al.**, Trial

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*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.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 24 NOVEMBER 2006

Date	Number	Title	E	F	B/C/S
27/11/2006	1129	VOJISLAV ŠEŠELJ ASSIGNED COUNSEL BY TRIAL CHAMBER	E		B/C/S
28/11/2006	1130	BLAGOJE SIMIĆ'S APPEAL PARTLY GRANTED, SENTENCE REDUCED TO FIFTEEN YEARS	E		B/C/S
30/11/2006	1131	STANISLAV GALIĆ SENTENCED TO LIFE IMPRISONMENT BY APPEALS CHAMBER FOR CRIMES COMMITTED DURING THE SIEGE OF SARAJEVO	E		B/C/S
30/11/2006	1132	TRIBUNAL'S GRAVE CONCERN ABOUT ŠEŠELJ'S ACTIONS WHICH ARE SERIOUSLY DAMAGING HIS HEALTH	E		B/C/S

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