



2 November 2007

## ICTY WEEKLY UPDATE – 468

### PROCEDURAL DEVELOPMENTS

#### I. OVERVIEW OF COURT PROCEEDINGS

##### **POPOVIĆ et al. Case (“Srebrenica”)**

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

##### **Continuation of the Prosecution case**

From 29 October until 1 November 2007, the following witness testified in closed session:

- ***Witness PW-168***

From 1 November until 2 November 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- ***Witness PW-169***

On 2 November 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- ***Tomasz Blaszczyk*** (investigator in the Office of the Prosecutor of the ICTY)

##### **HARADINAJ et al. Case**

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

##### **Continuation of the Prosecution case**

On 29 October 2007, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- ***Witness 69***

On 30 October 2007, the following witness was examined by the Prosecution:

- ***Pjeter Shala*** (member of the Kosovo Liberation Army/KLA during the relevant period)

On 31 October 2007, the following witnesses were examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- ***Qerim Kuqi*** (farmer from the village of Lutogllave, Peć/Peje municipality, in Kosovo)-*the witness testified via video-link and he was only examined by the Prosecution*
- ***Witness 71***- *the witness testified via video-link*

From 31 October until 1 November 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- ***Radomir Gojković*** (investigative judge at the Peć/Peje District Court during the relevant period)

On 1 November 2007, the following witness was examined by the Prosecution:

- **Witness 28**

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**DELIĆ Case**

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*Trial Chamber I – Judges Moloto (Presiding), Harhoff and Lattanzi*

**Continuation of the Prosecution case**

On 29 October 2007, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- **Sabiha Silajdžić-Brkić** (forensic pathologist)

From 30 October until 1 November 2007, the following witness testified in closed session:

- **Witness PW-4**

On 1 November 2007, the following witness was examined by the Prosecution:

- **Ahmet Šehić** (BiH Army officer – battalion Commander in the 35<sup>th</sup> Division during the relevant period)

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**BOŠKOSKI & TARČULOVSKI Case**

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

**Continuation of the Prosecution case**

From 29 October until 2 November 2007, the following witness was cross-examined by the Defence:

- **Viktor Bezruchenko** (military analyst in the Office of the Prosecutor of the ICTY)

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**ZELENOVIĆ Case**

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

On 31 October 2007, the Appeals Chamber rendered its judgement and confirmed the sentence of 15 years' imprisonment for Dragan Zelenović – *See Press Release number 1995, dated 31 October 2007.*

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**DORĐEVIĆ Case**

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*Judge Harhoff*

On 2 November 2007, the parties met before Judge Harhoff for a Status Conference pursuant to Rule 65*bis*. The accused was present.

**II. OVERVIEW OF SELECTED COURT DOCUMENTS**

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**GOTOVINA et al. Case**

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*Trial Chamber I – Judges Orić (presiding), Van den Wyngaert and Moloto*

**ORDER REINSTATING PROVISIONAL RELEASE**

Internet address: <http://www.un.org/icty>

PTV, Communications Service

Churchillplein 1, 2517 JW The Hague. P.O. Box 13888, 2501 EW The Hague. Netherlands

Tel.: +31 70 512-8591 Fax: +31 70 512 5355 or 512-8668

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On 26 October 2007, pursuant to Article 29 of the Statute and Rule 65 of the Rules, Trial Chamber I ordered the provisional release of the accused Ivan Čermak and Mladen Markač be reinstated as of 27 October 2007 under the same conditions.

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**HARADINAJ et al. Case**

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

**ORDER TO PROSECUTION TO INVESTIGATE WITH A VIEW TO PREPARATION AND  
SUBMISSION OF AN INDICTMENT FOR CONTEMPT**

On 31 October 2007, pursuant to Rule 77 of the Rules, Trial Chamber I ordered the Prosecution to investigate the refusal of a witness to appear to testify with a view to the preparation and submission of an indictment for contempt.

**ORDER PURSUANT TO RULE 77(C) IN RELATION TO WITNESS 18**

On 31 October 2007, pursuant to Rule 77 of the Rules, Trial Chamber I directed the Prosecution to investigate the refusal of Witness 18 to appear to testify with a view to the preparation and submission of an indictment for contempt.

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**Dragan JOKIĆ Case (“Contempt”)**

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

**ORDER IN LIEU OF INDICTMENT ON CONTEMPT CONCERNING DRAGAN JOKIĆ**

On 1 November 2007, pursuant to Rule 77 of the Rules, Trial Chamber II issued an order in lieu of an indictment against Dragan Jokić charging him with contempt because he refused to testify in the Popović et al. case. Trial Chamber II will prosecute the matter itself.

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**COURTROOM SCHEDULE: 5 NOVEMBER – 9 NOVEMBER 2007\***

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**MONDAY 5 NOVEMBER**

Courtroom I 14:15 – 19:00, **Haradinaj et al.**, Trial  
Courtroom II 09:00 – 13:45, **Delić**, Trial  
14:15 – 19:00, **Boškoski&Tarčulovski**, Trial  
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial  
14:15 – 19:00, **Prlić et al.**, Trial

**TUESDAY 6 NOVEMBER**

Courtroom I 09:00 – 13:45, **Milutinović et al.**, Trial  
14:15 – 19:00, **Šešelj**, Pre-trial Conference  
Courtroom II 09:00 – 13:45, **Haradinaj et al.**, Trial  
14:15 – 19:00, **Boškoski&Tarčulovski**, Trial  
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial  
14:15 – 19:00, **Popović et al.**, Trial

**WEDNESDAY 7 NOVEMBER**

Courtroom I 09:00 – 13:45, **Šešelj**, Trial  
14:15 – 19:00, **Prlić et al.**, Trial  
Courtroom II 09:00 – 13:45, **Haradinaj et al.**, Trial  
14:15 – 19:00, **Delić**, Trial  
Courtroom III 09:00 – 13:45, **Milutinović et al.**, Trial  
14:15 – 19:00, **Popović et al.**, Trial

**THURSDAY 8 NOVEMBER**

Courtroom I 09:00 – 13:45, **Šešelj**, Trial

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Courtroom II 14:15 – 19:00, **Milutinović et al.**, Trial  
09:00 – 13:45, **Boškoski&Tarčulovski**, Trial  
14:15 – 19:00, **Delić**, Trial  
Courtroom III 09:00 – 13:45, **Haradinaj et al.**, Trial  
14:15 – 19:00, **Popović et al.**, Trial

**FRIDAY 9 NOVEMBER**

Courtroom I 09:00 – 10:30, **Martić**, Status Conference  
13:45 – 17:30, **Milutinović et al.**, Trial *\*the exact time to be confirmed*  
Courtroom II 09:00 – 13:45, **Delić**, Trial  
14:00 – 19:00, **Boškoski&Tarčulovski**, 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.un.org/icty/latest/> (in English) (Please click on Hearing Schedule);  
<http://www.un.org/icty/bhs/week-b.htm> (na bosanskom/hrvatskom/srpskom).

## LATEST PRESS RELEASES

Date	Number	Title	E	F	B/C/S
26/10/2007	1193	ADDRESS BY TRIBUNAL PROSECUTOR CARLA DEL PONTE TO NATO PARLIAMENTARY ASSEMBLY – BELGRADE 26 OCTOBER 2007 THE ICTY AND THE LEGACY OF THE PAST <a href="http://www.un.org/icty/pressreal/2007/pr1193e.htm">http://www.un.org/icty/pressreal/2007/pr1193e.htm</a>	E		B/C/S
31/10/2007	1194	PRESIDENT POCAR ADDRESSES MEETING OF LEGAL ADVISERS OF UN MEMBER STATES <a href="http://www.un.org/icty/pressreal/2007/pr1194e.htm">http://www.un.org/icty/pressreal/2007/pr1194e.htm</a>	E		B/C/S
31/10/2007	1195	APPEALS CHAMBER DISMISSES DRAGAN ZELENOVIĆ'S APPEAL AND AFFIRMS SENTENCE OF 15 YEARS' IMPRISONMENT <a href="http://www.un.org/icty/pressreal/2007/pr1195e.htm">http://www.un.org/icty/pressreal/2007/pr1195e.htm</a>	E		B/C/S

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