



United Nations
Nations Unies



International
Criminal Tribunal
for the former
Yugoslavia

Tribunal Pénal
International pour
l'ex-Yougoslavie

ICTY WEEKLY UPDATE-55

20 NOVEMBER 1998

LAST MINUTE NEWS

KORDIC & CERKEZ CASE

DEFENSE SUBMITS MOTION TO DISMISS THE CASE:

On 16 November 1998, the Defense for Dario Kordic and Mario Cerkez submitted to Trial Chamber I a motion to dismiss the case against the accused, drop all charges and immediately release the accused from custody.

Rule 66(A)(i) provides that the Prosecution shall disclose to the Defense, within 30 days of the initial appearance of the accused, copies of the supporting material accompanying the indictment when confirmation is sought. This, the Defence asserts, has not happened.

According to the motion, the Prosecution acknowledges its failure. In fact, the Defence claims to have been informed by the Prosecution that it would be a deliberate decision not to submit the material until a decision by the Trial Chamber on a proposed amendment of the current witness protection order. The Defence, however, submits that it was not for the Prosecution to make this decision, but for the Trial Chamber. The consequential infringement of the accused's right to a fair and expeditious trial would justify the granting of the motion.

COURTROOM SCHEDULE: MONDAY 23 NOVEMBER TO FRIDAY 27 NOVEMBER 1998*

	Monday	Tuesday	Wednesday	Thursday	Friday
Courtroom I	No proceedings	10.00, TC I Blaskic trial	No proceedings	10.00, TC I Blaskic trial	9.45-13.30, TC I Blaskic trial
	14.00-18.00, TC I Blaskic trial	14.30, TC I Blaskic trial	14.00-18.00, TC I Blaskic trial	14.30, TC I Blaskic trial	No proceedings

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](#)

*The courtroom schedule is provisional and you are invited to check for last minute changes with the Public Information Unit
Unless otherwise indicated, the session is open.

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

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