



30 November 2007

ICTY WEEKLY UPDATE – 472

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 Defence case

From 26 November until 27 November 2007, the following witness testified:

- **Krsman Jelić** (retired Yugoslav Army officer – Brigade Commander during the relevant period)

From 27 November until 28 November 2007, the following witness testified:

- **Milutin Filipović** (retired Yugoslav Army officer – Assistant Commander of the Priština Corps/garrison Commander during the relevant period)

From 28 November until 29 November 2007, the following witness testified:

- **Božidar Delić** (retired Yugoslav Army officer – Brigade Commander during the relevant period)

POPOVIĆ et al. Case (“Srebrenica”)

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

Continuation of the Prosecution case

On 26 November 2007, the following witness testified:

- **Veljko Ivanović** (driver in the Republika Srpska Army during the relevant period)

From 26 November until 28 November 2007, the following witness testified:

- **Louis Fortin** (military assistant to the UNPROFOR Sector Commander during the relevant period)

On 28 November 2007, the following witness testified:

- **Tomasz Blaszczyk** (investigator in the Office of the Prosecutor of the ICTY relevant)-*continuation from 22 November*

From 29 November until 30 November 2007, the following witness testified:

- **Cornelis Nicolai** (UNPROFOR Chief of Staff during the relevant period)

PRLIĆ et al. Case

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

Continuation of the Prosecution case

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From 26 November until 27 November 2007, the following witness testified:

- **Amor Mašović** (one of the directors of the Institute for Missing Persons in Bosnia and Herzegovina)

On 28 November 2007, the following witness testified in closed session:

- **Witness BC-** continuation from 16 May 2007

From 28 November until 29 November 2007, the following witness testified in closed session:

- **Witness BB-** continuation from 18 April 2007

HARADINAJ et al. Case

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

Continuation of the Prosecution case

On 26 November 2007, the parties discussed procedural matters.

DELIĆ Case

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

Continuation of the Prosecution case

On 27 November 2007, the following witness testified:

- **Muris Hadžiselimović** (Chief Prosecutor of the Zenica-Doboj Canton, Federation BiH)

From 28 November until 30 November 2007, the following witness testified in closed session:

- **Witness PW-11**

On 30 November 2007, the following witness testified:

- **Ekrem Alihodžić** (Assistant Commander for Security of the 3rd Corps during the relevant period)

BOŠKOSKI & TARČULOVSKE Case

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

Continuation of the Prosecution case

On 29 November 2007, the following witness testified in closed session:

- **Witness M-052**

On 30 November 2007, the trial was adjourned due to unavailability of a witness.

Ljube KRSTEVSKI Case (“contempt”)

Judge Thelin

On 29 November 2007, the parties met before Judge Thelin for the initial appearance of Ljube Krstevski, charged with contempt for refusing to testify in the Boškoski&Tarčulovski trial.

II. OVERVIEW OF SELECTED COURT DOCUMENTS

RASIM DELIĆ Case

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

DECISION ON DEFENCE MOTION FOR PROVISIONAL RELEASE

On 23 November 2007, pursuant to Rules 54 and 65 of the Rules, Trial Chamber I granted the Defence motion and ordered that Rasim Delić be provisionally released from 11 December 2007 until 11 January 2008 – *See Press Release number 1198, dated 26 November 2007.*

GOTOVINA et al. Case

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

DECISION ON DEFENDANT ANTE GOTOVINA'S MOTION FOR PROVISIONAL RELEASE AND ON DEFENDANT ANTE GOTOVINA'S MOTION TO STRIKE APPENDICES 11, 12, 13, 14, 15, 16, 17, 18 FROM THE PROSECUTION'S RESPONSE OPPOSING GOTOVINA'S MOTION FOR PROVISIONAL RELEASE

On 28 November 2007, pursuant to Rule 65 of the Rules, Trial Chamber I denied the Defence motion for provisional release of Ante Gotovina until the commencement of trial.

DECISION ON IVAN ČERMAK'S AND MLADEN MARKAČ'S JOINT MOTION TO RESOLVE CONFLICT OF INTEREST REGARDING ATTORNEY GREGORY KEHOE

On 29 November 2007, pursuant to Rule 44(A) of the Rules and Article 14(C) of the Code of Professional Conduct for Counsel Appearing Before the International Tribunal, Trial Chamber I decided that Gregory Kehoe does not have a conflict of interest in representing Ante Gotovina considering his prior involvement in the case.

POPOVIĆ et al. Case ("Srebrenica")

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

ORDER ON CLOSE OF PROSECUTION CASE-IN-CHIEF, RULE 98bis PROCEEDINGS, DEFENCE RULE 65ter FILINGS, PRE-DEFENCE CONFERENCE AND COMMENCEMENT OF THE DEFENCE CASE

On 29 November 2007, pursuant to Articles 20 and 21 of the Statute and Rules 54, 65ter, 85(C), 94bis and 98bis of the Rules, Trial Chamber II ordered, *inter alia*, that the Prosecution shall close its case-in-chief no later than 1 February 2008 and the Defence case shall commence on 2 June 2008.

PRLIĆ et al. Case

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

DÉCISION RELATIVE À LA DEMANDE DE MISE EN LIBERTÉ PROVISOIRE DE L'ACCUSÉ (PUŠIĆ, ČORIĆ, PETKOVIĆ, PRALJAK, STOJIC PRLIĆ)

On 29 November 2007, pursuant to Rule 65 of the Rules, Trial Chamber III granted the Defence motion for provisional release for all six accused. However, the Chamber decided to keep the dates and the specific terms and conditions confidential – See Press Release number 1200, dated 30 November 2007.

HARADINAJ et al. Case

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

SCHEDULING ORDER FOR FINAL TRIAL BRIEFS AND CLOSING ARGUMENTS

On 30 November 2007, pursuant to Rules 54 and 86 of the Rules, Trial Chamber I decided, *inter alia*, that the parties shall file their final trial briefs no later than 14 January 2008. The closing arguments shall take place on 21, 22 and 23 January 2008.

The order clarified that “*the presentation of the Prosecution evidence in this case has concluded and that the Prosecution case is therefore closed*” and that “*...on 29 November 2007 all three Defence teams informed the Trial Chamber and the Prosecution that no submissions pursuant to Rule 98bis of the Tribunal’s Rules of Procedure and Evidence will be made and that none of the Defence teams intends to call any evidence.*”

COURTROOM SCHEDULE: 3 DECEMBER – 7 DECEMBER 2007*

MONDAY 3 DECEMBER

Courtroom II 09:00 – 13:45, **Boškoski&Tarčulovski**, Trial
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial

TUESDAY 4 DECEMBER

Courtroom I 08:30 – 13:45, **Hadžihasanović&Kubura**, Appeals hearing
14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

WEDNESDAY 5 DECEMBER

Courtroom I 08:30 – 13:45, **Hadžihasanović&Kubura**, Appeals hearing
14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

THURSDAY 6 DECEMBER

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Delić**, 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

FRIDAY 7 DECEMBER

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Boškoski&Tarčulovski**, Trial
14:15 – 19:00, **Delić**, 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
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26/11/2007	1198	RASIM DELIĆ GRANTED TEMPORARY PROVISIONAL RELEASE http://www.un.org/icty/pressreal/2007/pr1198e.htm	E		B/C/S
28/11/2007	1199	PRESIDENT AND PROSECUTOR WELCOME APPOINTMENT OF SERGE BRAMMERTZ AS FUTURE PROSECUTOR OF ICTY http://www.un.org/icty/pressreal/2007/pr1199e.htm	E		B/C/S
30/11/2007	1200	PRLIĆ ET AL. CASE PROVISIONAL RELEASES GRANTED http://www.un.org/icty/pressreal/2007/pr1200e.htm	E		B/C/S

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