

IT-97-25/1-PT
D 2039 - D 2034
17 JULY 2008

2039

Kj

THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

Case No. IT-97-25/1-PT

IN THE REFERRAL BENCH

Before: Judge Alphons Orie, Presiding
Judge O-Gon Kwon
Judge Kevin Parker

Registrar: Mr. Hans Holthuis

Date Filed: 17 July 2008

THE PROSECUTOR

v.

MITAR RAŠEVIĆ
SAVO TODOVIĆ

PUBLIC

PROSECUTOR'S EIGHTH PROGRESS REPORT

The Office of the Prosecutor:
Mr. Serge Brammertz

THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

Case No. IT-97-25/1-PT

THE PROSECUTOR

v.

MITAR RAŠEVIĆ
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PUBLIC

PROSECUTOR'S EIGHTH PROGRESS REPORT

1. In accordance with the "Decision on Referral of Case Under Rule 11 *bis* with Confidential Annexes I and II" of 8 July 2005,¹ the Prosecutor hereby files his eighth progress report in this case.

2. The Decision on Referral ordered:

the Prosecutor to file an initial report to the Referral Bench on the progress made by the Prosecutor of Bosnia and Herzegovina in the prosecution of the Accused six weeks after transfer of the evidentiary material and, thereafter, every three months, including information on the course of the proceedings of the State Court of Bosnia and Herzegovina after commencement of trial, such reports to comprise or to include the reports of the international organisation monitoring or reporting on the proceedings pursuant to this Decision provided to the Prosecutor.²

3. The Seventh Progress Report in the *Rašević and Todović* case was filed on 17 April 2008.³

4. Following the agreement between the Chairman in the Office of the Organisation for Security and Co-operation in Europe's Mission to Bosnia and Herzegovina (the "OSCE") and the Office of the Prosecutor, the Prosecutor received

¹ *Prosecutor v. Mitar Rašević and Savo Todović*, Case No. IT-97-25/1-PT, ("*Rašević and Todović* case"), Decision on Referral of Case Under Rule 11 *bis* with Confidential Annexes I and II, 8 July 2005 ("Decision on Referral").

² Decision on Referral, p. 46.

³ See *Rašević and Todović* case, Prosecutor's Seventh Progress Report, 17 April 2008.

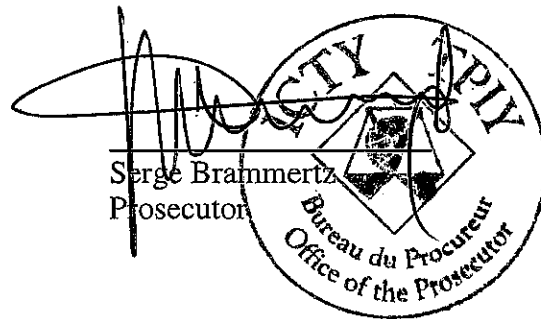
OSCE's seventh report on 10 July 2008.⁴ The Report outlines the main findings of trial monitoring activities to date in the *Rašević and Todović* case, from the perspective of international human rights standards.

5. The OSCE did not note any issues that may infringe upon the rights of the Accused's and reports that no significant proceedings were held.⁵

6. The OSCE reports that the written verdict was delivered to the parties on 20 June 2008 in unredacted form and that as soon as the public version becomes available they will address the verdict.⁶ As soon as the OTP receives a copy of the written judgment it will be filed with the Referral Bench.

7. Attached to this report and marked as Annex A is a copy of the Report.

Word count: 390



Dated this seventeenth day of July 2008
At The Hague
The Netherlands

⁴ Seventh Report in the *Mitar Rašević and Savo Todović* Case Transferred to the State Court Pursuant to Rule 11bis, July 2008 (hereinafter "Report").

⁵ Report, Note, p. 1.

⁶ *Ibid*

INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

Case No. IT-97-25/1-PT

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ANNEX A
TO
PROSECUTOR'S EIGHTH PROGRESS REPORT



**Organization for Security and Co-operation in Europe
Mission to Bosnia and Herzegovina**

**Seventh OSCE Report in the
*Mitar Rašević and Savo Todović Case***

Transferred to the State Court pursuant to Rule 11bis

July 2008

NOTE

The case of Defendants *Mitar Rašević* and *Savo Todović* (hereinafter also "Defendants") is the fifth case transferred from the ICTY to the Court of BiH pursuant to Rule 11*bis* of the ICTY Rules of Procedure and Evidence (RoPE). This constitutes the seventh report that the OSCE Mission to Bosnia and Herzegovina ("OSCE BiH" or "Mission") submits to the ICTY Prosecutor, covering the period from 1 April 2008 until 1 July 2008.

During this period, the Mission did not note any issues that may infringe upon the rights of the Defendants. No significant proceedings were held.

The written verdict in this case was rendered apparently on 20 June 2008 and delivered to the parties in un-redacted form. However, a redacted version of the document is not yet available in local language or English, thus the Mission will address the verdict after it has received it.