

**UNITED
NATIONS**



International Tribunal for the
Prosecution of Persons
Responsible for Serious Violations of
International Humanitarian Law
Committed in the Territory of the
former Yugoslavia since 1991

Case No. IT-04-75-PT
Date: 19 July 2012
Original: English

IN THE TRIAL CHAMBER

Before: Judge Guy Delvoie, Pre-Trial Judge
Registrar: Mr. John Hocking
Order: 19 July 2012

PROSECUTOR

v.

GORAN HADŽIĆ

PUBLIC

**PRELIMINARY ORDER ON
PROSECUTION MOTION FOR JUDICIAL NOTICE OF
ADJUDICATED FACTS AND DOCUMENTS**

The Office of the Prosecutor:

Mr. Douglas Stringer

Counsel for Goran Hadžić:

Mr. Zoran Živanović

Mr. Christopher Gosnell

I, Guy Delvoie, Judge of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the former Yugoslavia since 1991 (“Tribunal”) and Pre-Trial Judge in the present case, am seised of the “Prosecution Motion for Judicial Notice of Adjudicated Facts and Documents”, filed on 17 July 2012 (“Motion”).¹

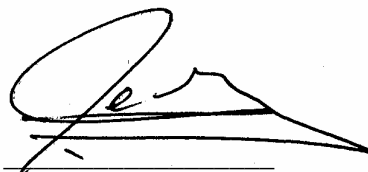
1. On 1 November 2011, I provided the Prosecution with guidance in relation to the format of the motion for judicial notice of adjudicated facts.² The Motion has deviated in several respects from the guidance that was provided, and I consider that it would assist the Chamber in deciding the Motion for the Prosecution to re-file the Motion in accordance with some of the guidance.

2. Accordingly, and subject to any other order after a proper examination of the annexes in the requested Microsoft Excel format, I hereby ORDER the Prosecution, by no later than 2 August 2012, to re-file the Motion:

- (a) providing Annexes A and B in Microsoft Excel format;
- (b) indicating for each proposed adjudicated fact in Annex A the paragraph or paragraphs of the Indictment to which the fact is said to be relevant; and
- (c) indicating that each proposed adjudicated fact in Annex A has been checked to ensure that it has not been disturbed on appeal.

Done in English and French, the English text being authoritative.

Done this nineteenth day of July 2012,
At The Hague,
The Netherlands.



Judge Guy Delvoie
Pre-Trial Judge

[Seal of the Tribunal]

¹ See also Corrigendum to Prosecution Motion for Judicial Notice of Adjudicated Facts and Documents, 18 July 2012.

² Email from Legal Officer to parties, 1 November 2011 (attaching agenda for Rule 65 *ter* Conference to be held on 4 November 2011 and a proposed format for the adjudicated facts motion). See also Rule 65 *ter* Conference, T. 13 (4 November 2011).