



22 March 2002

ICTY WEEKLY UPDATE – 212

PROCEDURAL DEVELOPMENTS:

I. OVERVIEW OF COURT PROCEEDINGS:

Stanislav GALIĆ Case (“Sarajevo”)

Trial Chamber I Section B – Judges Orić (Presiding), El Mahdi and Nieto-Navia

On 18 March 2002, the Trial Chamber reconvened to hear the thirteenth week of the Prosecution case. The Prosecution concluded its examination of a protected witness who was then cross-examined by the Defence. The Prosecution also heard via video-link protected witness Nura Bajraktarević who testified about a sniping incident that took place in Sarajevo between 1992 and 1995. The Defence then cross-examined the witness.

On 19 March, the Prosecution examined Rašid Džonko who testified via video-link about how he was wounded by sniper fire in Sarajevo in 1994. The Defence then cross-examined the witness.

On 20 March, the Defence resumed its cross-examination. After re-examination, the Prosecution examined witness Marko Kapetanović who testified via video-link about a sniping incident in Sarajevo in 1993.

On 21 March, the Prosecution resumed the examination of witness Marko Kapetanović. The Defence then cross-examined the witness. The next Prosecution witness, Fatima Pita, testified via video-link about the shelling of Sarajevo in 1992. The Defence then began cross-examination of the witness.

On 22 March, the Defence concluded its cross-examination after which the Prosecution examined witness Ramiza Kunda who testified about shellings of her house in Sarajevo in 1992 and 1993.

Slobodan MILOŠEVIĆ Case (“Kosovo”, “Croatia” and “Bosnia and Herzegovina”)

Trial Chamber III - Judges May (Presiding), Robinson and Kwon

On Friday 15 March 2002, the accused concluded his cross-examination of witness Paddy Ashdown. The witness was then cross-examined by one of the *amici curiae* and re-examined by the Prosecution.

On Monday 18 March, the trial was adjourned to Thursday 21 March when the trial was further adjourned to Monday 25 March due to illness of the accused.

Radoslav BRĐANIN and Momir TALIĆ Case (“Krajina”)

Trial Chamber II Section A - Judges Agius (Presiding), Janů and Taya

On 18, 19 and 20 March 2002, the Trial Chamber heard witnesses in closed session.

On 21 March, the Prosecution called witness Mazhar Inayat, head of the investigation team of the Office of the Prosecutor which had seized documents from the Banja Luka Radio Station in 1998. The witness wrote a report about the seized documents adduced as evidence in this case. The Defence cross-examined the witness. The trial was subsequently adjourned to **3 April 2002**.

Dragan NIKOLIĆ Case (“Sušica Camp”)

Trial Chamber II – Judges Schomburg (Presiding), Mumba and Agius

On 18 March 2002, the parties appeared before the Trial Chamber for the further initial appearance on the first amended Indictment pursuant to Rules 50(B) and 62 of the Rules of Procedure and Evidence. The accused pleaded “not guilty” to the three added counts.

Mladen NALETILIĆ and Vinko MARTINOVIĆ Case (“Tuta” and “Štela”)

Trial Chamber I Section A – Judges Liu (Presiding), Harding Clark and Diarra

On 20 March 2002, the Trial Chamber convened for a Pre-Defence Conference pursuant to Rule 73 *ter* of the Rules of Procedure and Evidence. Preparations for the Defence case were discussed.

Paško LJUBIČIĆ Case

Trial Chamber I – Pre-Trial Judge El Mahdi

On 21 March 2002, the parties appeared before the Trial Chamber for a Status Conference pursuant to Rule 65 *bis* of the Rules of Procedure and Evidence. Pre-trial preparations were discussed.

Vidoje BLAGOJEVIĆ, Dragan OBRENOVIĆ and Dragan JOKIĆ Case (“Srebrenica”)

Trial Chamber II – Judges Schomburg (Presiding), Mumba and Agius

On 21 March 2002, the Trial Chamber convened for the further initial appearance on the Joinder Indictment pursuant to Rules 50(B) and 62 of the Rules of Procedure and Evidence. The accused pleaded “not guilty” to all the charges. The Trial Chamber subsequently heard the parties on Dragan Jokić’s Motion for provisional release.

Enver HADŽIHASANOVIĆ, Mehmed ALAGIĆ and Amir KUBURA Case (“Central Bosnia”)

Trial Chamber II – Pre-Trial Judge Mumba

On 22 March 2002, the Trial Chamber convened for a Status Conference pursuant to Rule 65 *ter* of the Rules of Procedure and Evidence. Pre-trial preparations were discussed.

II. OVERVIEW OF COURT DOCUMENTS:

Miodrag JOKIĆ Case

Pre-Trial Judge Orić

SCHEDULING ORDER

On 15 March 2002, the pre-trial Judge ordered that a Status Conference be held on **26 March at 14:30**. The attendance of the accused who was provisionally released on 20 February 2002 is not required.

Paško LJUBIČIĆ Case

Trial Chamber I – Judges Liu (Presiding), El Mahdi and Orić

DECISION ON THE DEFENCE MOTION ON THE FORM OF THE INDICTMENT

On 15 March 2002, the Trial Chamber granted the Defence Motion in part and allowed the Prosecution to amend the Indictment on certain conditions. They include filing the amended Indictment and the accompanying schedule within 21 days of the date of this Decision, and granting the accused 14 days from the date of the Prosecution filing to submit further preliminary Motions.

The Defence had objected to the form of the Indictment *inter alia* on the grounds that the supporting material was insufficient.

Slobodan MILOŠEVIĆ Case (“Kosovo”, “Croatia” and “Bosnia and Herzegovina”)

Trial Chamber III - Judges May (Presiding), Robinson and Kwon

DECISION ON PROSECUTION MOTION FOR PROTECTIVE MEASURES FOR VICTIMS AND WITNESSES

On 15 March 2002, the Trial Chamber issued a Decision setting out the protective measures for the Prosecution witnesses.

DECISION ON PROSECUTION REQUEST TO FILE CONFIDENTIALLY RULE 65 *ter* WITNESS AND EXHIBIT LISTS AND WITNESS STATEMENTS REQUIRED BY RULE 66 (A)(ii)

On 21 March 2002, the Trial Chamber issued a Decision ordering *inter alia* that the Prosecution may file its Rule 65 *ter* (E)(ii), Rule 65 *ter* (E)(ii) and Rule 66 (A)(ii) material on **30 April 2002** on a confidential basis. The Prosecution shall apply for protective measures with respect to witnesses identified in the material to be filed confidentially by **1 June 2002**.

DECISION ON PROSECUTION'S REQUEST TO HAVE WRITTEN STATEMENTS ADMITTED UNDER RULE 92 *BIS*

On 21 March 2002, the Trial Chamber issued its written reasons following the oral decision of 12 March 2002 (see *Weekly Update* No. 211). The Trial Chamber admitted the Prosecution's Rule 92 *bis* witness statements provided the Prosecution make a selection of statements to adduce and all the witnesses appear for cross-examination.

Judge Robinson appended a Separate Opinion and Judge Kwon appended a Declaration to the Decision.

Dario KORDIĆ and Mario ČERKEZ Case (“Lašva Valley”)

Pre-Appeal Judge Hunt

ORDER ON PROSECUTION REQUEST FOR VARIATION OF WITNESS PROTECTIVE MEASURES

On 19 March 2002, the pre-appeal Judge issued an order varying the protective measures in this case.

COURTROOM SCHEDULE: 25 MARCH – 29 MARCH*

MONDAY 25 MARCH

Courtroom I 09:00 - 12:30, **Milošević**, Trial
14:00 - 17:00, **Milošević**, Trial
Courtroom II 09:30 - 13:00, **Galić**, Trial
14:30 - 16:00, **Galić**, Trial
Courtroom III 09:00 - 13:45, **Martinović/Naletilić**, Trial
14:15 - 19:00, **Simic et al.**, Trial

TUESDAY 26 MARCH

Courtroom I 09:00 - 12:30, **Milošević**, Trial
14:00 - 17:00, **Milošević**, Trial
Courtroom II 09:00 - 13:45, **Galić**, Trial
14:30, **Jokić**, Status Conference
Courtroom III 09:00 - 13:45, **Martinović/Naletilić**, Trial
14:15 - 19:00, **Simic et al.**, Trial

WEDNESDAY 27 MARCH

Courtroom I 09:00 - 12:30, **Milošević**, Trial
14:00 - 17:00, **Milošević**, Trial
Courtroom II 09:00 - 13:45, **Galić**, Trial
Courtroom III 09:00 - 13:45, **Martinović/Naletilić**, Trial
14:15 - 19:00, **Simic et al.**, Trial

THURSDAY 28 MARCH

Courtroom I 09:00 - 12:30, **Milošević**, Trial
14:00 - 17:00, **Milošević**, Trial
Courtroom II 09:00 - 13:45, **Galić**, Trial
Courtroom III 09:00 - 13:45, **Martinović/Naletilić**, Trial
14:15 - 19:00, **Simic et al.**, Trial

FRIDAY 29 MARCH

UN HOLIDAY
GOOD FRIDAY

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

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).

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](#)