



7 April 2006

ICTY WEEKLY UPDATE – 396

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

MARTIĆ Case

Trial Chamber I – Judges Moloto (Presiding), Nosworthy and Höpfel

Continuation of the Prosecution case

From 3 April until 4 April 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness MM-079

On 4 April 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness MM-036

On 5 April, the following witness was examined by the Prosecution and on 7 April 2006 cross-examined by the Defence:

- Witness Luka Brkić (eye-witness from the village of Škabrnja, Croatia)

From 6 April until 7 April, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Josip Josipović (member of the Croatian forces in the city of Dubica during the relevant period)

MRKŠIĆ et al. Case

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

Continuation of the Prosecution case

On 3 April 2006, the following witness was cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Jan Alan Schou (member of the European Community Monitoring Mission in Croatia during the relevant period)

On 4 April 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Vesna Bosanac (director of the Vukovar hospital during the relevant period – recalled by the Prosecution)

On 5 April 2006, the following witness was cross-examined by the Defence and subsequently re-examined by the Prosecution:

- Witness Juraj Njavro (surgeon in the Vukovar hospital during the relevant period – recalled by the Prosecution)

On 6 April 2006, the following witness was cross-examined by the Defence and subsequently re-examined by the Prosecution:

- Witness P-021 (recalled by the Prosecution)

From 6 April until 7 April 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Slavoljub Kačarević (journalist from Serbia during the relevant period)

ORIĆ Case

Trial Chamber II – Judges Agius (Presiding), Eser and Brydenscholt

Closing arguments

From 3 April until 7 April 2006, the parties presented their closing arguments.

KRAJIŠNIK Case

Trial Chamber I - Judges Orić (Presiding), Canivell and Hanoteau

Continuation of the Defence case

From 3 April until 5 April 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Witness Nenad Kecmanović (president of the Party of Reformists in Bosnia and Herzegovina during the relevant period)

From 6 April until 7 April 2006, the following witness was examined by the Defence:

- Witness Milovan Bjelica (president of the Serbian Democratic Party in Sokolac, Bosnia and Herzegovina, during the relevant period)

POPOVIĆ et al Case

Pre-Trial Judge Agius

On 4 April 2006, the parties met before the Pre-Trial Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. Six accused were present while Miletić and Gvero were absent (provisional release). The accused Popović, Beara, Drago Nikolić, Pandurević and Trbić pleaded “not guilty” to all the counts of the Consolidated amended indictment. The accused Borovčanin pleaded “not guilty” to all the counts except count 2 (conspiracy to commit genocide) for which he did not enter a plea (he stated that his name does not appear in the indictment under this count).

RAJIĆ Case

Trial Chamber I – Judges Van Den Wyngaert (Presiding), Nosworthy and Höpfel

On 7 April 2006, the parties met before the Trial Chamber for a sentencing hearing pursuant to Rule 62*bis* of the Rules. The accused was present.

GOTOVINA Case

Pre-Trial Judge Agius

On 7 April 2006, the parties met before the Pre-Trial Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused was present.

II. OVERVIEW OF SELECTED COURT DOCUMENTS

MILOŠEVIĆ Case

Judge Pocar – President of ICTY

ORDER ASSIGNING A TRIAL CHAMBER TO CONSIDER GRANTING ACCESS TO CONFIDENTIAL MATERIALS IN A CASE

On 6 April 2006, Judge Pocar assigned Trial Chamber I to consider the question of varying or lifting the protective measures granted with regard to certain materials filed in the Milošević case for purposes of granting access to those materials to the independent auditors appointed by the Government of Sweden to assist in their audit of the Detention Unit.

ORDER GRANTING ACCESS TO CONFIDENTIAL MATERIAL FOR PURPOSE OF INDEPENDENT AUDIT

On 7 April 2006, pursuant to Rule 54 of the Rules, Trial Chamber I ordered that:

1. For the purposes of the independent audit, the Registrar shall grant the independent auditors full access to the relevant material;
2. Notwithstanding the previous paragraph, all relevant materials in the Milošević case file, as well as any other related documents disclosed by the Registrar, shall remain confidential.

MIĆO STANIŠIĆ Case

Pre-Trial Judge Thelin

ORDER TO REGISTRY TO FILE A SUBMISSION ON MOTION TO WITHDRAW AS *PRO BONO* COUNSEL

On 6 April 2006, pursuant to Rule 54 of the Rules, following Mr Branko Lukić's motion to withdraw as *pro bono* counsel for Mićo Stanišić dated 31 March 2006, Judge Thelin instructed the Registrar of the Tribunal to file a submission on the motion and to provide the Chamber with specific information on assignment of counsel of Mićo Stanišić by 13 April 2006.

COURTROOM SCHEDULE: 10 APRIL – 14 APRIL 2006*

MONDAY 10 APRIL

Courtroom I 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 09:00 – 13:45, **Martić**, Trial
Courtroom III 09:00 – 13:45, **Orić**, Trial (to be confirmed)

TUESDAY 11 APRIL

Courtroom I 09:00 – 13:45, **Martić**, Trial
14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 11:30 – 12:30, **Boškoski&Tarčulovski**, Status Conference
13:30 – 18:15, **Krajišnik**, Trial

WEDNESDAY 12 APRIL

Courtroom I 09:00 – 12:00, **Prlić**, Status Conference
Courtroom II 09:00 – 13:45, **Martić**, Trial
Courtroom III 09:00 – 13:45, **Mrkšić&Radić&Šljivančanin**, Trial

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

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THURSDAY 13 APRIL

Courtroom II 09:00 – 13:45, **Martić**, Trial

Courtroom III 09:00 – 13:45, **Mrkšić&Radić&Šljivčanin**, Trial

FRIDAY 14 APRIL

No trials – Good Friday

*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).

PRESS RELEASES ISSUED SINCE 31 MARCH 2006

Date	Number	Title	E	F	B/C/S
05/004/2006	1062	PAVLE STRUGAR RETURNS TO THE UN DETENTION UNIT	E	F	B/C/S
05/04/2006	1063	TRIBUNAL WELCOMES FINAL INDEPENDENT DUTCH INQUEST RESULTS CONCERNING DEATH OF SLOBODAN MILOŠEVIĆ	E	F	B/C/S
07/04/2006	1064	TWO <i>AD LITEM</i> JUDGES SWORN IN	E		B/C/S
07/04/2006	1065	DIPLOMATIC SEMINAR HELD AT THE ICTY	E		B/C/S

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