



Tuesday 2 June 2009

Highlights of 18/05/2009 through 29/05/2009 - Nr. 59

[19 May](#)

## **John Hocking sworn in as Registrar**

After making the 'Solemn Declaration' pursuant to Rule 32 of the Rules of Procedure and Evidence, John Hocking delivers a short address in which he explains why the Registry is a "critical organ of the Tribunal" and why there is a need for "innovative ways to inspire, motivate and create incentives for staff."

*President Robinson also spoke and said that he was "keen to promote a spirit of good will and co-operation between all organs of the Tribunal because, without that harmony, the Tribunal cannot function in the best interests of the international community".*

[19 and 20 May](#)

## **Lukić & Lukić trial completed**

On 19 May, the Prosecution and the Defence of Milan Lukić present their closing arguments. On 20 May, after the Defence of Sredoje Lukić complete the presentation of their closing arguments, the Chamber retires to consider its judgement.

*Milan and Sredoje Lukić have been on trial since 9 July 2008. According to the indictment, Milan Lukić was the leader of the "White Eagles" or "Avengers", a group of local Bosnian Serb paramilitaries in Visegrad (south-eastern Bosnia and Herzegovina) which terrorized the local Bosnian Muslim population during the 1992-1995 conflict. Sredoje Lukić, Milan Lukić's cousin, was alleged to have been a member of the unit.*

[18 / 22 May](#)

## **Journalists from major Serbian print media on training at the ICTY**

The Tribunal's Outreach section hosts a one-week visit by a group of 11 Serbian journalists on an OSCE-organised study programme. An exhaustive agenda set out in cooperation with all three organs of the Tribunal aims to familiarize the journalists with the inner workings of the ICTY. The 11 are representatives of Serbia's major print media including Politika, Kurir, Pravda, Press, Nin, Vecernje Novosti and Blic.

*Their visit is part of a project of the OSCE Mission in Serbia which aims to improve reporting on war crimes trials held before domestic and international courts. The OSCE's programme began with a training session in Belgrade and meetings with representatives of the Belgrade-based War Crimes Chamber. In the second stage of the project the journalists pay a four day study visit to the ICTY, and a shorter visit to the ICC.*

[22 May](#)

## **Hartmann contempt case: trial dates scheduled**

A Scheduling Order sets the date for the beginning of the contempt trial of Florence Hartmann as Monday 15 June. The Pre-Trial Conference will be held on 15 June at 09:00, and the trial will commence after the conclusion of the conference, and will run on 15, 16 & 17 June from 09:00 to 13:45 each day (if the needs arises proceedings will be continued on 30 June and beyond).

*On 27 August, Florence Hartmann was charged with two counts of contempt for having "knowingly and willfully...disclos[ed] information in violation of an order of the Appeals Chamber," in a book and an article she published after her departure from the ICTY. Her trial was initially to be held on 5 and 6 February but was postponed after the Defence filed a last minute Motion for the disqualification of two Judges (Judge Agius and Judge Orić), which eventually led to their replacement by Judge Güneş and Judge Liu.*

[25 May](#)

...pending the hearing of the appeals in the case Haradinaj & al.

## **Lahi Brahimaj**

*On 3 April 2008, Lahi Brahimaj was sentenced to six years' imprisonment for cruel*

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**granted  
provisional  
release....**

*treatment and torture of two persons at the Jablanica/Jabllanicë headquarters of the Kosovo Liberation Army (KLA). His co-accused, Ramush Haradinaj and Idriz Balaj, were acquitted. Both the Prosecution and the Defence for Brahimaj have filed appeals against the Trial Chamber's judgement.*

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28 May

**Gotovina & al.  
trial: defence case  
begins**

The Defence cases for Ante Gotovina, Ivan Čermak and Mladen Markač open.  
*The first defence witness is scheduled to appear in court on Tuesday 2 June.*

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29 May

**Šešelj on trial for  
contempt**

The contempt trial of Vojislav Šešelj is held in courtroom 1, after which the Chamber retires to consider its judgement, which will be rendered in due course.  
*On 21 January, Vojislav Šešelj was indicted for contempt following the alleged disclosure, in a book, of the names and other personal details of three protected witnesses in his separate trial for crimes allegedly committed in Croatia and in Bosnia and Herzegovina.*

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**THURSDAY 28 MAY:  
A DIPLOMATIC SEMINAR IS HELD,  
AND THE ICTY MANUAL ON DEVELOPED PRACTICES IS LAUNCHED**

On Thursday 28 May, some 60 representatives of the international community attended the first Diplomatic Seminar of the year. President Robinson, Prosecutor Brammertz and Registrar Hocking all briefed the diplomatic community on the Tribunal's current state of affairs, progress, plans and concerns.

**All judicial activities finished by the summer of 2013, says President Robinson**

In his overview of judicial activity, President Patrick Robinson announced that "the trials in the remaining three cases will all start this year. Karadzic will commence in late August and Tolimir and Stanišić & Župljanin will both commence in September 2009. It will be a historic situation when not a single case remains in the pre-trial phase, but nevertheless I hope that that moment will be delayed by the arrival of the two remaining fugitives in our custody as soon as possible." In this regard the President appealed "to the International Community to do its utmost to secure the arrest of these two men [Ratko Mladić and Goran Hadžić] who continue to defy the course of justice."

Turning to the appeals proceedings, President Robinson explained that "the current estimate is that all but four appeals would be finished by the end of 2012, and the remaining four by the summer of 2013, therefore marking the end of all judicial activities. To meet that target of mid-2013, there will need to be a significant redeployment of Trial Chamber resources to the Appeals Chamber during 2010 and 2011."

**Prosecutor Brammertz announces that three local Liaison Prosecutors will join his office**

The Prosecutor, Serge Brammertz, announced that "a project has been established with the support of the European Commission permitting prosecutors from the region to work in our offices while liaising with their authorities. Although these liaison prosecutors will continue to work on their own cases, they will be working in my office and will have access to our material while interacting directly with our staff (...) [and this] will contribute to enhancing our interaction with national systems."

**Registrar Hocking says that the Tribunal needs more Agreements on Enforcement of sentences and Relocation of witnesses**

Registrar John Hocking talked about how international support is crucial in areas such as Outreach and communications, enforcement of sentences and relocation of witnesses. "By engaging with local authorities and civil society in the Region, and supporting local professionals handling war crimes cases, the Tribunal can further promote the Rule of Law, and bring its work closer to the people of the Former Yugoslavia," he said. The Registrar raised the issues of agreements on enforcement of sentences and of relocation of witnesses with an "unprecedented" level of urgency.

**A Tribunal-wide concern: the retention of staff**

The heads of all three organs of the Tribunal raised concerns about staff retention. President Robinson said that "staff retention remains a key concern for us." Prosecutor Brammertz stressed "that we will only be able to be successful in fulfilling our mandate if we can continue to rely on our experienced and specialized staff

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members (...). Registrar Hocking emphasized that "the timely and successful completion of the Tribunal's mandate is dependent upon staff retention. Without our staff we will not be able to fulfil the expectations that you, the international community, have of us."

### **THE ICTY MANUAL ON DEVELOPED PRACTICES**

Following the Seminar, President Robinson officially presented the *ICTY Manual on Developed Practices*. The result of a joint effort of the Tribunal and UNICRI (United Nations Interregional Crime and Justice Research Institute), the Manual provides a comprehensive description of the operating practices that the ICTY has pioneered since its establishment (investigations, judgement drafting, witness protection, management of the Detention Unit, legal aid policies, as well as a range of other judicial support issues, etc). During his speech at the Manual launch President Robinson stated that "the salient feature of the Manual is that it explains from the inside how the Tribunal functions. It describes the lessons that have been learned and the practices that have developed over the years to ensure that the work progresses smoothly, enabling the Tribunal to investigate and adjudicate international crimes in a fair and efficient manner. " *The Manual is also available for download from the Tribunal's website.*

**Copies of all speeches given during the Diplomatic Seminar and launch of the Manual are available on request.**

## **COURTROOM SCHEDULE: 2 JUNE – 12 JUNE**

### **TUESDAY 2 JUNE**

Courtroom I	09:00 – 13:45, <b>Gotovina et al</b> , Trial 14:15 – 17:30, <b>Stanišić &amp; Simatović</b> , Pre-Trial Conference
Courtroom II	14:15 – 19:00, <b>Djordević</b> , Trial
Courtroom III	14:15 – 19:00, <b>Prlić</b> , Trial

### **WEDNESDAY 3 JUNE**

Courtroom I	09:00 – 13:45, <b>Djordević</b> , Trial 14:15 – 19:00, <b>Karadžić</b> , Status Conference
Courtroom II	14:15 – 19:00, <b>Gotovina et al</b> , Trial
Courtroom III	14:15 – 19:00, <b>Prlić</b> , Trial

### **THURSDAY 4 JUNE**

Courtroom I	09:00 – 13:45, <b>Djordević</b> , Trial
Courtroom II	14:15 – 19:00, <b>Stanišić &amp; Simatović</b> , Trial, <i>to be confirmed</i>
Courtroom III	09:00 – 13:45, <b>Gotovina et al</b> , Trial, <i>to be confirmed</i> 14:15 – 19:00, <b>Prlić</b> , Trial

### **FRIDAY 5 JUNE**

Courtroom I	09:00 – 13:45, <b>Djordević</b> , Trial
Courtroom III	09:00 – 13:45, <b>Gotovina et al</b> , Trial

### **MONDAY 8 JUNE**

Courtroom I	09:00 – 13:45, <b>Gotovina et al</b> , Trial 14:15 – 19:00, <b>Perišić</b> , Trial
Courtroom II	14:15 – 19:00, <b>Djordević</b> , Trial
Courtroom III	14:15 – 19:00, <b>Prlić</b> , Trial

### **TUESDAY 9 JUNE**

Courtroom I	09:00 – 13:45, <b>Gotovina et al</b> , Trial, 14:15 – 19:00, <b>Stanišić &amp; Simatović</b> , Trial
Courtroom II	09:00 – 13:45, <b>Djordević</b> , Trial 14:15 – 19:00, <b>Perišić</b> , Trial
Courtroom III	15:00 – 17:30, <b>Stanišić &amp; Župljanin</b> , Status Conference, <i>to be confirmed</i>

### **WEDNESDAY 10 JUNE**

Courtroom I 09:00 – 13:45, **Gotovina et al**, Trial,  
14:15 – 19:00, **Stanišić & Simatović**, Trial  
Courtroom II 09:00 – 13:45, **Djordević**, Trial  
14:15 – 19:00, **Perišić**, Trial

### **THURSDAY 11 JUNE**

Courtroom I 09:00 – 13:45, **Gotovina et al**, Trial  
14:15 – 19:00, **Perišić**, Trial  
Courtroom II 09:00 – 13:45, **Djordević**, Trial

### **FRIDAY 12 JUNE**

Courtroom I 09:00 – 13:45, **Perišić**, Trial  
Courtroom II 09:00 – 13:45, **Djordević**, Trial  
Courtroom III 09:00 – 13:45, **Gotovina et al**, Trial

*Public proceedings are broadcast with a 30-minute delay on the ICTY's website.*

### **PROCEEDINGS COMPLETED WITH REGARD TO 120 ACCUSED**

Since the very first hearing (referral request in the Tadić case) on 8 November 1994, the Tribunal has indicted a total of 161 individuals, and has already completed proceedings with regard to 120 of them: 11 have been acquitted, 60 sentenced (four are awaiting transfer, 28 have been transferred, 26 have served their term, and two died while serving their sentence), 13 have had their cases transferred to local courts. Another 36 cases have been terminated (either because indictments were withdrawn or because the accused died, before or after transfer to the Tribunal).

Proceedings are on-going with regard to 41 accused: twelve are at the appeals stage, 21 are currently on trial, and six are at the pre-trial stage. Two fugitives are still at large.

A further 30 individuals have been or are the subject of contempt proceedings.

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The ICTY Digest is a publication of the Registry, prepared and produced by the LPTV Section.  
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