



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-95-14-PT

Date: 6 April 1998
English

Original: French

IN THE TRIAL CHAMBER

Before: Judge Claude Jorda, Presiding
Judge Fouad Riad
Judge Mohamed Shahabuddeen

Registrar: Mr. Jean-Jacques Heintz, Deputy Registrar

Decision of: 6 April 1998

THE PROSECUTOR

v.

TIHOMIR BLAŠKIĆ

ORDER FOR A HEARING FOLLOWING THE APPEALS CHAMBER JUDGMENT
CONCERNING THE CHAMBER'S ORDER OF 30 JANUARY 1998
TO THE REPUBLIC OF CROATIA.

The Office of the Prosecutor:

Mr. Mark Harmon
Mr. Andrew Cayley
Mr. Gregory Kehoe

Defence Counsel:

Mr. Anto Nobile
Mr. Russell Hayman

The Republic of Croatia

Embassy of the Republic of Croatia
Mr. David B. Rivkin Jr.

2/8010 BIS

I, Claude Jorda, Presiding Judge of Trial Chamber I (hereinafter “Chamber”) of the International Criminal Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of Former Yugoslavia since 1991 (hereinafter “Tribunal”),

CONSIDERING the confidential and *ex parte* order issued by the Chamber on 30 January 1998 at the request of the Prosecutor and ordering the Republic of Croatia to produce a certain number of documents (hereinafter “Order”),

CONSIDERING the judgment delivered by the Appeals Chamber (hereinafter “Judgment”) on 26 February 1998, at the request of the Republic of Croatia by virtue of Rule 108 *bis* of the Rules of Procedure and Evidence of the Tribunal (hereinafter “Rules”) of the Tribunal, ,

CONSIDERING the letter dated 9 March 1998 from the counsel of the Republic of Croatia indicating the availability of the Republic of Croatia to present its position orally before the Trial Chamber and to attempt to “reach some agreement with the Prosecutor’s Office regarding the nature and scope of its document requests, refining these requests to a manageable list of specific documents”,

WHEREAS in the Judgment, the Appeals Chamber decided to return the dispute between “the Republic of Croatia and the Parties” to the Trial Chamber,

WHEREAS the Chamber finds itself unable to discuss the issues raised by the Order solely in the presence of the Prosecution and the Republic of Croatia, it being appropriate to summon also the Defence to the hearing at which the issue will be discussed.

1/8010 B13

FOR THE FOREGOING REASONS

ORDER that the Prosecution, the Republic of Croatia (by its representative and/or its counsel) and the Defence appear before Trial Chamber I on Wednesday 22 April at 3 p.m.,

NOTING that the time devoted to this hearing shall not be included in the time allotted to the Prosecution for the presentation of its evidence, pursuant to the Trial Chamber decision of 17 December 1997.

Done in French and English, with the French version being authoritative.

Done this sixth day of April 1998

At The Hague

The Netherlands

(signed)

Judge Claude Jorda

Presiding Judge, Trial Chamber I

(Seal of the Tribunal)