



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

Case No. IT-97-24-~~D19~~<sup>T</sup>  
Date: 14 July 1998  
Original: English &  
French

**BEFORE THE PRESIDENT OF THE TRIBUNAL**

**Before:** Vice-President Mohamed Shahabuddeen,  
**Registrar:** Mrs. Dorothee de Sampayo Garrido-Nijgh,  
**Decision of:** 14 July 1998

**THE PROSECUTOR**

v.

**Milan KOVACEVIĆ**

**DECISION ON THE APPLICATION OF THE DEFENCE TO THE PRESIDENT  
OF THE TRIBUNAL OF 8 JULY 1998**

**Office of the Prosecutor:**

Ms. Brenda J. Hollis  
Mr. Michael J. Keegan  
Ms. Ann E. Sutherland

**Counsel for the Accused:**

Mr. Dusan Vucicević  
Mr. Anthony D'Amato

The Vice-President 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 (“International Tribunal”),

**EXERCISING** the functions of the President of the International Tribunal in her absence pursuant to Rule 21 of the Rules of Procedure and Evidence (“Rules”);

**NOTING** the appeal brought by the Defence on 8 July 1998 under Sub-Rule 19 (B) of the Rules concerning the ruling said to be made by Trial Chamber II bis on 7 July 1998 that only the lead counsel and the co-counsel, of the legal defence team, should be permitted to be heard during the trial (“appeal”);

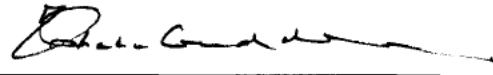
**NOTING** that that Sub-Rule provides as follows:

The President may from time to time, and in consultation with the Bureau, the Registrar and the Prosecutor, issue Practice Directions, consistent with the Statute and the Rules, addressing detailed aspects of the conduct of proceedings before the Tribunal.

**CONSIDERING** that the competence thereby conferred on the President to issue Practice Directions addressing detailed aspects of the conduct of proceedings before the International Tribunal does not include competence to entertain an appeal from a ruling in a case;

**HEREBY DECIDES** that there is no jurisdiction to entertain the appeal.

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



Mohamed Shahabuddeen  
Vice-President

Dated this fourteenth day of July 1998,  
At The Hague,  
The Netherlands.

**(Seal of the Tribunal)**