



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-98-30-PT
Date: 19 March 1999
Original: ENGLISH

IN THE TRIAL CHAMBER

Before: Judge Richard May, Presiding
Judge Mohamed Bennouna
Judge Patrick Robinson

Registrar: Mrs. Dorothee de Sampayo Garrido-Nijgh

Order of: 19 March 1999

PROSECUTOR

v.

**MIROSLAV KVOČKA
MILOJICA KOS
MLAĐO RADIĆ
ZORAN ŽIGIĆ**

SCHEDULING ORDER

The Office of the Prosecutor:

**Mr. Grant Niemann
Mr. Kapila Waidyaratne**

Mr. Michael Keegan

Counsel for the Accused:

**Mr. Krstan Simić, for Miroslav Kvočka
Mr. Žarko Nikolić, for Milojica Kos
Mr. Toma Fila, for Mlađo Radić
Mr. Simo Tošić, for Zoran Žigić**

THIS TRIAL CHAMBER 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”),

HAVING HEARD the parties at a closed session status conference on 9 March 1999 and wishing to regulate the conduct of further proceedings in this matter,

PURSUANT TO Rules 54 and 73 *bis* of the Rules of Procedure and Evidence of the International Tribunal (“the Rules”),

HEREBY ORDERS AS FOLLOWS:

- (1) the Prosecution shall file its pre-trial brief by Friday 9 April 1999;
- (2) the Prosecution shall by Friday 9 April 1999 obtain and file relevant extracts of the record book of schedules for shifts at the Omarska police station for the period from 26 May to 30 August 1992;
- (3) if the Prosecution is unable to obtain such documents within that time, it shall by Friday 9 April 1999 report such failure and the reasons to the Trial Chamber and, if appropriate, seek further assistance from the Trial Chamber;
- (4) the Prosecution shall by Friday 9 April 1999 file a list of witnesses in respect of whom it believes that their testimony could be given by way of deposition pursuant to Rule 71 of the Rules, together with any suggestions for the practical application of the Rule in this case and shall at the same time provide copies of the statements of these witnesses to the Defence;
- (5) the Defence shall by Friday 7 May 1999 file their responses to the proposed list of witnesses for whom testimony could be given by way of deposition, together with their comments on the practical application of the Rule, and shall at the same time indicate whether there are Defence witnesses who could also be called upon to testify by way of deposition; and

- (6) a pre-trial conference shall be held on Thursday 3 June 1999 commencing at 2.30 p.m., at which time dates for filing all other items required pursuant to Rule 73 *bis* (B) shall be set;
- (7) without prejudice to operative paragraph (4) above, the Prosecution shall disclose to the Defence, pursuant to Rule 66 (A)(ii), all witness statements, in a language the accused understand, not less than one week before the pre-trial conference, that is, by Thursday 27 May 1999;
- (8) if the Prosecution seeks protective measures in respect of any of the statements to be disclosed, it shall make the relevant applications to the Trial Chamber not less than one month before the date on which disclosure is to be completed.

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



Richard May
Presiding

Dated this nineteenth day of March 1999
At The Hague
The Netherlands

[Seal of the Tribunal]