



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-95-8-PT  
IT-98-30-PT  
Date: 17 September 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:** 17 September 1999

**PROSECUTOR**

v.

**DRAGAN KOLUNDŽIJA**

**PROSECUTOR**

v.

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

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**SCHEDULING ORDER**

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**The Office of the Prosecutor:**

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

**Mr. Michael Keegan**

**Counsel for the Accused:**

**Mr. Dušan Vučićević, for Dragan Kolundžija  
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”),

**BEING SEISED** of a “Motion for deposition evidence” filed by the Office of the Prosecutor (“Prosecution”) on 9 April 1999 in Case No. IT-98-30 and the various responses of the Defence thereto,

**BEING SEISED** also of the “Prosecution’s Motion for Joinder” filed on 22 July 1999 seeking joinder of Dragan Kolundžija, an accused named in Case No. IT-95-8, to the Amended Indictment in Case No. IT-98-30 and the various responses of the Defence in both cases,

**NOTING** the filing of the Amended Indictment in Case No. IT-98-30 by the Prosecution on 31 May 1999, pursuant to the “Decision on Defence preliminary motions on the form of the indictment” issued by the Trial Chamber on 12 April 1999 and the various responses of the Defence thereto,

**NOTING** that the Indictment in Case No. IT-95-8 has been amended by leave of the confirming Judge on 30 August 1999 to include new charges and that the accused must therefore make a further appearance to enter a plea to these charges,

**NOTING ALSO** the Submission in Case IT-98-30 of the Amended Indictment in Case No. IT-95-8 by the Prosecution on 7 September 1999,

**CONSIDERING** the “Decision on Appeal by Dragan Papić against ruling to proceed by deposition” issued by the Appeals Chamber on 15 July 1999 in *Prosecutor v. Kupreškić et al*, Case No. IT-95-16-AR73.3 concerning the taking of deposition evidence (“the Appeals Chamber Decision”),

**CONSIDERING** the Scheduling Orders issued by the Trial Chamber in Case No. IT-98-30 of 8 June 1999 and in Case No. IT-95-8 of 20 July 1999, setting status conferences in each case for Monday 27 September 1999 and Tuesday 28 September 1999 respectively,

**PURSUANT TO** Rule 54 of the Rules of Procedure and Evidence of the International Tribunal ("the Rules"),

**HEREBY ORDERS AS FOLLOWS:**

- (1) the further appearance of Dragan Kolundžija shall be held on Monday 27 September 1999 commencing at 2 p.m.; and
- (2) oral argument shall be heard on all of the above matters, including the impact of the Appeals Chamber Decision on the Motion for Deposition Evidence, in a combined hearing to be held on Monday 27 September 1999 commencing immediately after the further appearance and continuing on Tuesday 28 September 1999 at 2.30 p.m. if necessary, provided however, that defence counsel will only be permitted to address the Trial Chamber in respect of motions to which their client is a party and not to any motion that relates solely to the accused in the other case.

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



Richard May  
Presiding

Dated this seventeenth day of September 1999  
At The Hague  
The Netherlands

[Seal of the Tribunal]