



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-00-39 & 40-PT

Date: 18 June 2002

Original: ENGLISH

IN THE TRIAL CHAMBER

Before: Judge Richard May, Presiding
Judge Patrick Robinson
Judge O-Gon Kwon

Registrar: Mr. Hans Holthuis

Order of: 18 June 2002

PROSECUTOR

v.

**MOMČILO KRAJIŠNIK
&
BILJANA PLAVŠIĆ**

EX PARTE

**SCHEDULING ORDER FOR HEARING
ON DEFENCE MOTIONS
FOR BINDING ORDERS**

Counsel for the Accused:

Mr. Deyan Brashich and Mr. Nikola Kostich, for Momčilo Krajišnik

Government of Bosnia and Herzegovina, Federation of Bosnia and Herzegovina

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 “Notice of Motion for Order Directed to the Federation of Bosnia and Herzegovina Pursuant to Rule 54 *bis*”, filed by the Defence for Momčilo Krajišnik (“Defence”) on 17 May 2002 and a “Notice of Motion for Order Directed to the Federation of Bosnia and Herzegovina Pursuant to Rule 54 *bis*”, filed by the Defence on 12 June 2002 (together “the Applications”), requesting the issue of Orders pursuant to Rule 54 *bis* of the Rules of Procedure and Evidence of the International Tribunal (“Rules”), requiring the Federation of Bosnia and Herzegovina to produce: (1) certified copies of all video recordings of the proceedings of the Assembly of the Republic of Bosnia and Herzegovina from the period 1 January 1991 to 6 April 1992; (2) certified copies of transcripts of proceedings of the Assembly of the Republic of Bosnia and Herzegovina for the same period; and (3) copies of all notices provided to the Presidency of Bosnia and Herzegovina relating to wiretaps and intercepts relating to the accused and other named individuals for the period 1 January 1991 to 6 April 1992,

NOTING that applications for Orders directed to States are governed by Rule 54 *bis* of the Rules of Procedure and Evidence of the International Tribunal (“the Rules”),

CONSIDERING that Rule 54 *bis* (D) requires that, where a request for an Order for the production of documents or information by a State is sought, the State concerned shall be given notice of the application and shall have an opportunity to be heard,

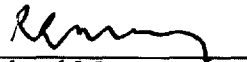
PURSUANT to Article 29 of the Statute and Rules 54 and 54 *bis* of the Rules,

HEREBY ORDERS as follows:

- (1) the Applications shall be served upon Bosnia and Herzegovina, Federation of Bosnia and Herzegovina;
- (2) Bosnia and Herzegovina, Federation of Bosnia and Herzegovina, may, by Tuesday 2 July 2002, file a written response to the Applications addressing *inter alia*, any grounds of objection, and

- (3) a hearing on the Applications shall be held on Wednesday 10 July 2002, commencing at 2.30 p.m., at which both the Defence and Bosnia and Herzegovina, Federation of Bosnia and Herzegovina, through its designated senior responsible official, shall appear to address the Applications.

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



Richard May
Presiding

Dated this eighteenth day of June 2002
At The Hague
The Netherlands

[Seal of the Tribunal]