



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-A

Date: 20 June 2002

Original: English

BEFORE THE PRE-APPEAL JUDGE

Before: Judge Fausto Pocar, Pre-Appeal Judge

Registrar: Mr Hans Holthuis

Decision of: 20 June 2002

PROSECUTOR

v.

TIHOMIR BLAŠKIĆ

ORDER

Counsel for the Prosecutor:

Mr. Norman Farrell

Counsel for the Appellant Tihomir Blaškić:

**Mr. Anto Nobile
Mr. Russell Hayman
Mr. Andrew Payley**

Counsel for the Accused Paško Ljubčić:

Mr. Tomislav Jonjić

I, Fausto Pocar, Judge of the Appeals 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 (“the International Tribunal”),

NOTING the “Prosecution’s Response to ‘Paško Ljubčić’s Motion for Access to Confidential Supporting Material, Transcripts and Exhibits’ of 3 June 2002 and Request for Extension of Time” filed on 13 June 2002 (the “Prosecution’s Request”), in which the Prosecution requests an extension of time in order to fully review the record in the Blaškić case and identify confidential material which is of no relevance to Paško Ljubčić’s case;

NOTING that the Prosecution’s Request sought leave to file *inter partes* in the Blaškić case (but *ex parte* in relation to Paško Ljubčić) a notice setting out the identity of confidential witnesses and confidential material from the Blaškić case in respect of which the Prosecution does not consent to access, and relevant confidential material which is subject to Rule 70 (C) of the Rules of Procedure and Evidence by 21 June 2002 (the “Notice”);

BEING SEISED of the “Prosecution’s Request for Extension of Time for Review of Confidential Material Pursuant to Paško Ljubčić’s Request” filed on 18 June 2002, whereby the Prosecution requests authorisation to file its Notice by 28 June 2002;

NOTING the letter filed confidentially on 20 June 2002, requesting the parties to consider courses for access by Paško Ljubčić to confidential material in the Blaškić case suggested by the Appeals Chamber and to recommend alternative courses;

HEREBY SUSPEND the Notice, which the Prosecution wishes to file until the parties have responded to the letter.

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



Fausto Pocar
Pre-Appeal Judge

Dated this twentieth day of June 2002
At The Hague,
The Netherlands.

[Seal of the Tribunal]