



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-98-34-T
Date: 21 June 2002
Original: English

BEFORE TRIAL CHAMBER I SECTION A

Before: Judge Liu Daqun, Presiding
Judge Maureen Harding Clark
Judge Fatoumata Diarra

Registrar: Mr. Hans Holthuis

Decision of: 21 June 2002

PROSECUTOR

v.

**MLADEN NALETILIĆ aka "TUTA"
and
VINKO MARTINOVIĆ aka "ŠTELA"**

**DECISION ON ACCUSED NALETILIĆ AND MARTINOVIĆ JOINT MOTION
FOR REASONABLE RECESS IN TRIAL PRIOR TO DEPOSITIONS**

The Office of the Prosecutor:

Mr. Kenneth Scott

Counsel for the Accused:

**Mr. Krešimir Krsnik, for Mladen Naletilić
Mr. Branko Šerić, for Vinko Martinović**

TRIAL CHAMBER I, SECTION A (“the 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 Tribunal”);

BEING SEISED OF the “Accuseds [sic] Naletilić and Martinović Joint Motion for Reasonable Recess in Trial Prior to Depositions” filed confidentially on 17 June 2002, whereby the Defence request to have a recess the week before the depositions are scheduled as the Defence for Naletilić predicts that it will be able to finish the presentation of their witnesses before the Chamber on 27 or 28 June 2002;

NOTING the “Prosecution’s Response to the Joint Motion for Reasonable Recess in Trial Prior to Depositions & Martinović’s Request for Granting Recess Before Commencement of Defence Case Presentation”, filed on 20 June 2002;

CONSIDERING that originally Defence Counsel for Naletilić had committed himself to finish the presentation of their witnesses before the Chamber on 28 June 2002, in order to have a week for preparations prior to the depositions and that the proposed break would not prolong the presentation of the Naletilić Defence case;

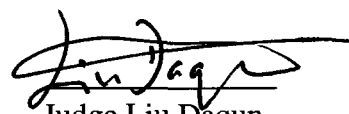
CONSIDERING FURTHER that it is in the interests of justice and the expediency of the Trial that the presentation of the deposition witnesses is going smoothly as the time is restricted;

FOR THE FOREGOING REASONS

DECIDES that a recess is accepted on the condition that the Defence for Naletilić has presented all the witnesses (except the witness, for which a video-link has been requested). In such a case, a recess will be held between the end of the presentation of the witnesses and the start of the depositions.

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

Dated this twenty-first day of June 2002,
At The Hague,
The Netherlands



Judge Liu Daqun
Presiding Judge

[Seal of the Tribunal]