

UNITED
NATIONS

IT-02-60-PT
D761 - D760
11th October 2002

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International Tribunal for the
Prosecution of Persons
Responsible for Serious Violations of
International Humanitarian Law
Committed in the Territory of
Former Yugoslavia since 1991

Case No. IT-02-60-PT
Date: 10 October 2002
Original: English

IN TRIAL CHAMBER II

Before: Judge Wolfgang Schomburg, Presiding Judge
Judge Florence Ndepele Mwachande Mumba
Judge Carmel Agius

Registrar: Mr. Hans Holthuis

Order of: 10 October 2002

PROSECUTOR
v.
VIDOJE BLAGOJEVIĆ
DRAGAN OBRENOVIĆ
DRAGAN JOKIĆ
MOMIR NIKOLIĆ

**DECISION ON BLAGOJEVIĆ'S MOTION FOR
RECONSIDERATION AND REQUEST FOR AN EXPEDITED
HEARING**

The Office of the Prosecutor:

Mr. Peter McCloskey

Counsel for the Accused:

Mr. Michael Karnavas, Ms. Susanna Tomanović for Vidoje Blagojević
Mr. David Wilson, Mr Dušan Slijepčević, for Dragan Obrenović
Mr. Miodrag Stojanović, Ms. Cynthia Sinatra for Dragan Jokić
Mr. Veselin Londrović, Mr. Stefan Kirsch for Momir Nikolić

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 SEIZED of a motion filed by the accused Vidoje Blagojević ("Defence") on 10 October 2002 ("Motion") in which he requests the Trial Chamber to reconsider its Order of 8 October 2002 and schedule a hearing on provisional release "the afternoon of 14 October",

NOTING that the Office of the Prosecutor ("Prosecution") has indicated that it does not oppose the Motion,

NOTING that the Order of 8 October 2002 establishes a schedule for the Defence and the Prosecution to file written submissions on the question of provisional release,

CONSIDERING that no new facts have been put forward by the Defence to cause this Chamber to reconsider the Order,

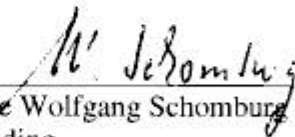
CONSIDERING that it is not for Defence counsel to act unilaterally in fixing a date for a hearing in these proceedings,

PURSUANT to Rule 54 of the Rules of Procedure and Evidence,

HEREBY DENIES the Motion.¹

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

Dated this tenth day of October 2002,
At The Hague
The Netherlands



Judge Wolfgang Schomburg
Presiding

[Seal of the Tribunal]

¹ This Decision renders moot Blagojević's Request for an Expedited Hearing filed on 8 October 2002 and the Appendix thereto, filed on 10 October 2002.