

IT-99-36/1-T
D133-D132
25 NOVEMBER 2002.

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**UNITED
NATIONS**



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-99-36/1-T
Date: 25 November 2002
Original: English

IN TRIAL CHAMBER II

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

Registrar: Mr. Hans Holthuis

Order of: 25 November 2002

PROSECUTOR

v.

MOMIR TALIĆ

ORDER APPOINTING A PRE-TRIAL JUDGE

The Office of the Prosecutor:

Miss Joanna Korner
Mr Andrew Cayley

Counsel for the Accused:

Mr Slobodan Zečević
Ms Natacha Fauveau-Ivanović

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 (“the International Tribunal”);

NOTING the “Order of the President Assigning a Case to a Trial Chamber” filed on 23 October 2002, assigning this case of *Prosecutor v. Momir Talić* to the permanent Judges of Trial Chamber II;

NOTING that the Rules of Procedure and Evidence (“the Rules”) do not provide for the special situation where a part heard case is severed due to the health condition of one of the Accused and the case against that Accused is remitted to the permanent Judges of the Trial Chamber;

NOTING that according to the Rules, whenever a case is before the permanent Judges a pre-trial Judge has to be assigned;

NOTING FURTHER that Rule 65ter of the Rules provides that the Presiding Judge of the Trial Chamber shall “designate from among its permanent members a Judge responsible for the pre-trial proceedings”;

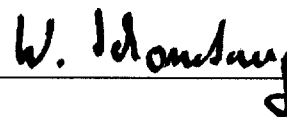
NOTING the powers of a pre-trial Judge as set out in Rule 65ter of the Rules;

PURSUANT TO Rule 65ter of the Rules;

HEREBY DESIGNATES Judge Carmel A. Agius as the pre-trial Judge in this case.

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

Dated this twenty-fifth day of November 2002
At The Hague
The Netherlands



Judge Wolfgang Schomburg

Presiding

[Seal of the Tribunal]