



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-99-37-PT  
Date: 16 January 2003  
Original: English

**IN THE TRIAL CHAMBER**

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

**Registrar:** Mr. Hans Holthuis

**Order of:** 16 January 2003

**PROSECUTOR**

v.

**NIKOLA ŠAINOVIĆ  
DRAGOLJUB OJDANIĆ**

**SCHEDULING ORDER FOR REGISTRAR'S RESPONSE  
TO DECISION OF 10 DECEMBER 2002**

**The Office of the Prosecutor**

Mr. Geoffrey Nice  
Ms. Cristina Romano

**Counsel for the Accused**

Mr. Tomislav Višnjić, Mr. Vojislav Selžan and Mr. Peter Robinson, for Dragoljub Ojdanić  
Mr. Toma Fila and Mr. Vladimir Petrović, for Nikola Šainović

**I, PATRICK ROBINSON**, Judge of Trial Chamber III 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”),

**HAVING BEEN DESIGNATED** as pre-trial Judge in this matter by virtue of an Order dated 5 September 2002,

**NOTING** the Decision of the Registrar of the International Tribunal, dated 13 September 2002, filed on 17 September 2002 (“the Registrar’s Decision”), pursuant to which the accused Nikola Šainović (“the Accused”) should bear the costs of 1700 hours of investigative work at pre-trial stage,

**NOTING** the Decision of the Trial Chamber of 10 December 2002 (“the Trial Chamber Decision”) relating to the Registrar’s Decision, in which the Trial Chamber instructed the Registrar:

- (i) to clarify the basis upon which he arrived at the decision that the Accused should bear the cost of 1700 hours of investigative work at the pre-trial stage; in this regard, if the Registrar uses a formula, that formula should show how 1700 hours result from its application; and
- (ii) to explain the basis for taking into account the assets of the wife and mother of the Accused, in the light of the provisions of Article 8(B) of the Directive on Assignment of Defence Counsel, and in the absence of any evidence that the assets of his wife and mother, constitute means “of which he has direct or indirect enjoyment or freely disposes”;

**NOTING** that no time-limit for response was specified in the Trial Chamber Decision and that no response has yet been received from the Registrar,

**PURSUANT TO** Rules 54 and 126 *bis* of the Rules of Procedure and Evidence of the International Tribunal,

**HEREBY INSTRUCT** the Registrar to file his response to the Trial Chamber Decision no later than Friday 31 January 2003.

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



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Patrick Robinson  
Pre-trial Judge

Dated this sixteenth day of January 2003  
At The Hague  
The Netherlands

[Seal of the Tribunal]