



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: 17 February 2003
Original: English

IN TRIAL CHAMBER II

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

Registrar: Mr. Hans Holthuis

Decision of: 17 February 2003

PROSECUTOR

v.

**VIDOJE BLAGOJEVIĆ
DRAGAN OBRENOVIĆ
DRAGAN JOKIĆ
MOMIR NIKOLIĆ**

**DECISION ON PROSECUTION MOTION FOR VARIATION
FROM PAGE LIMITS**

The Office of the Prosecutor:

Mr. Peter McCloskey

Counsel for the Accused:

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

TRIAL CHAMBER II ("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 ("Tribunal").

BEING SEISED OF the "Prosecution Motion for Variation from Page Limits" ("Motion"), filed on 14 February 2003, in which the Prosecution seeks leave from the Trial Chamber to exceed the page limits for motions by one page for its "Motion for Admission of Witness Statements and Prior Testimony Pursuant to Rule 92 *bis* and Incorporated Motion *In Limine* to Admit Related Exhibits" ("Proposed Filing").

NOTING that the Practice Direction on the Length of Briefs and Motions of 5 March 2002¹ ("Practice Direction") states in paragraph 5: "Motions and replies and responses before a Chamber will not exceed 10 pages of 3,000 words, whichever is greater,"

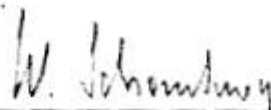
NOTING paragraph 7 of the Practice Direction provides for a variation from page limits, and requires that a party seek authorisation in advance of filing any motions in excess of the page limits and provide an explanation for the exceptional circumstances that necessitate the oversized filing.

CONSIDERING that the Prosecution sought leave from the Trial Chamber before filing the Proposed Filing, and submitted in the Motion that through the Proposed Filing, it seeks to admit into evidence transcripts of prior testimony and certified witness statements of approximately 60 witnesses, and that its submissions could not be completed in the mandated 10 pages,

CONSIDERING that the Trial Chamber is satisfied that due to the large number of witnesses discussed in the Proposed Filing, exceptional circumstances have been established that necessitate the oversized filing,

PURSUANT TO Rule 54 of the Rules of Procedure of the Tribunal, **HEREBY GRANTS** the Motion.

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


 Judge Wolfgang Schomburg
 Presiding

Dated this seventeenth day of February 2003,
 At The Hague
 The Netherlands

[Seal of the Tribunal]

¹ IT/184 Rev.1.