

UNITED  
NATIONS

IT-02-60-T  
D18692 - D18690  
17 JULY 2003

18692

180



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-T  
Date: 17 July 2003  
Original: English

**IN TRIAL CHAMBER I, SECTION A**

**Before:** Judge Liu Daqun, Presiding  
Judge Volodymyr Vassilenko  
Judge Carmen Maria Argibay

**Registrar:** Mr. Hans Holthuis

**Decision of:** 17 July 2003

**PROSECUTOR**

v.

**VIDOJE BLAGOJEVIĆ  
DRAGAN JOKIĆ**

---

**DECISION ON INDEPENDENT COUNSEL'S REQUEST FOR  
EXTENSION OF TIME TO FILE REQUEST FOR  
CERTIFICATION (RULE 73)**

---

**The Office of the Prosecutor:**

Mr. Peter McCloskey

**Counsel for the Accused:**

Mr. Michael Karnavas and Ms. Suzana Tomanović for Vidoje Blagojević  
Mr. Miodrag Stojanović and Ms. Cynthia Sinatra for Dragan Jokić

Case No.: IT-02-60-T

17 July 2003

**TRIAL CHAMBER I, SECTION A**, ("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 "Request for Extension of Time to File Request for Certification (Rule 73)" ("Request"), filed on behalf of Accused, Vidoje Blagojević, on 16 July 2003, by the Independent Counsel assigned to him by the Registrar,<sup>1</sup> on a confidential and *ex parte* basis, in which it is requested that an eight-day extension of time be granted to file a request for certification,

**NOTING** the Trial Chamber's decision of 3 July 2003,<sup>2</sup> in which it denied the Accused's motion to replace his lead counsel and co-counsel,<sup>3</sup>

**NOTING** that a B/C/S translation of the Trial Chamber's Decision was delivered to the Accused on 10 July 2003, and that a B/C/S translation of the Registrar's response to the Accused's Motion was delivered to the Accused on 16 July 2003,

**RECALLING** that the Trial Chamber orally ruled that the seven-day time period for requesting certification began to run on the date that the Accused received the Trial Chamber's Decision in B/C/S,<sup>4</sup>

**NOTING** that that a B/C/S translation of the Accused's lead counsel and co-counsel's response to his Motion has not been completed and it is anticipated that this translation will be completed by 23 July 2003,

**CONSIDERING** that, in the view of the Trial Chamber, it is important that the Accused be able to consider the Trial Chamber's Decision as well as the submissions of both the Registrar and his counsel in a language that he understands before deciding on whether to seek certification for leave to appeal the Trial Chamber's Decision, pursuant to Rule 73 of the Rules of Procedure and Evidence of the Tribunal ("Rules"),

<sup>1</sup> See, Order on the Appointment of Independent Legal Counsel, 9 May 2003; Decision by the Registrar, 23 May 2003.

<sup>2</sup> Decision on Independent Counsel for Vidoje Blagojević's Motion to Instruct the Registrar to Appoint New Lead and Co-Counsel, 3 July 2003 ("Trial Chamber's Decision").

<sup>3</sup> Independent Counsel for Vidoje Blagojević's Motion to Instruct Registrar to Appoint New Lead and Co-Counsel," filed on an *ex parte* and confidential basis on 5 June 2003 ("Motion").

<sup>4</sup> Trial proceedings, 7 July 2003, Transcript page 775.

**PURSUANT TO** Rules 73 and 127 of the Rules,

**HEREBY GRANTS** the Request and **ORDERS** that the request for certification be filed by 12:00 hours on 25 July 2003.

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



Judge Liu Daqun  
Presiding

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

[Seal of the Tribunal]