

UNITED  
NATIONS

IT-02-60-T  
D 18738 - D 18736  
25 JULY 2003

18738

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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-T  
Date: 25 July 2003  
Original: English

**IN TRIAL CHAMBER I, SECTION A**

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

**Registrar:** Mr. Hans Holthuis

**Decision of:** 25 July 2003

**PROSECUTOR**

v.

**VIDOJE BLAGOJEVIĆ  
DRAGAN JOKIĆ**

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**SCHEDULING ORDER**

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**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

**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”),

**NOTING** that trial proceedings in this case adjourned for summer recess on 23 July 2003,

**NOTING** that on 11 July 2003 the Office of the Prosecutor (“Prosecution”), expressed its intention to proceed with the testimony of two former co-accused, Dragan Obrenović, and Momir Nikolić, following the summer recess,<sup>1</sup>

**NOTING** that on 11 July 2003, all parties requested a delay of trial proceedings until at least the first week of September in order to be fully prepared to proceed with the testimony of Dragan Obrenović and Momir Nikolić,<sup>2</sup>

**NOTING** that on 11 July 2003 defense counsel for Dragan Jokić characterised Momir Nikolić and Dragan Obrenović as “the most important” witnesses against Dragan Jokić,<sup>3</sup> and indicated that it would not be prepared to cross-examine Dragan Obrenović at the time of the conclusion of the summer recess on 25 August 2003,<sup>4</sup> as it had recently received additional “evidence” from the Prosecution,<sup>5</sup>

**NOTING** that on 11 July 2003 the Prosecution indicated that there are additional documents being translated that are relevant to all parties,<sup>6</sup>

**NOTING** the Trial Chamber’s decision of 3 July 2003,<sup>7</sup> in which it denied the Accused Vidoje Blagojević’s motion to replace his lead counsel and co-counsel, and that the Trial Chamber granted Mr. Blagojević’s request<sup>8</sup> for leave to appeal that decision on 25 July 2003,<sup>9</sup>

**NOTING FURTHER** the submissions of the parties on this matter in relation to the resumption of trial proceedings following the summer recess,<sup>10</sup>

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<sup>1</sup> Trial Proceedings, 11 July 2003, Transcript page (“T.”) 1173.

<sup>2</sup> Id., T. 1173-1174.

<sup>3</sup> Id., T. 1165-1166.

<sup>4</sup> Id., T. 1165. *See also*, Status Conference, 23 July 2003, T. 1460-61 (indicating that it would have difficulty preparing for the testimony of Dragan Obrenović prior to October 2003).

<sup>5</sup> Trial Proceedings, 11 July 2003, T. 1174.

<sup>6</sup> Id., T. 1173.

<sup>7</sup> Decision on Independent Counsel for Vidoje Blagojević’s Motion to Instruct the Registrar to Appoint New Lead and Co-Counsel, 3 July 2003.

<sup>8</sup> Request for Certification (Rule 73), filed on an *ex parte* and confidential basis on 25 July 2003.

<sup>9</sup> Decision on Vidoje Blagojević’s Request for Certification, 25 July 2003.

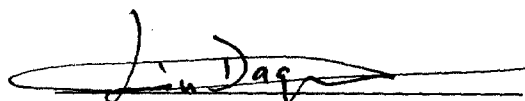
<sup>10</sup> Trial Proceedings, 11 July 2003, T. 1168, 1174-1175.

**CONSIDERING** that pursuant Article 21 of the Statute of the Tribunal an accused has the right to have adequate time for preparation of his or her defence,

**CONSIDERING** the Trial Chamber's duty, pursuant to Article 20 of the Statute of the Tribunal, to ensure that a trial is fair and expeditious, with full respect for the rights of the accused,

**HEREBY ORDERS** that the trial proceedings in Case No. IT-02-60-T shall resume on **15 September 2003**, with the continuation of the Prosecution's presentation of evidence.

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



Judge Liu Daqun  
Presiding

Dated this twenty-fifth day of July 2003,  
At The Hague  
The Netherlands

[Seal of the Tribunal]