



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-94-2-PT
Date: 11 September 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: 11 September 2003

PROSECUTOR

v.

DRAGAN NIKOLIĆ

SCHEDULING ORDER

The Office of the Prosecutor:

Mr. Upawansa Yapa

Counsel for the Accused:

Mr. Howard Morrison
Ms. Tanja Radosavljević

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”),

CONSIDERING the Joint Plea Agreement Submission filed confidentially by the Prosecution and Defence (“Parties”) on 2 September 2003 (“Submission”) pursuant to Rule 62 *ter* of the Rules of Procedure and Evidence (“Rules”), where Parties request that “a sentencing hearing be scheduled in early November 2003” upon the entering of pleas,¹

NOTING that during the last Status Conference that was held on 4 September 2003, the Trial Chamber entered a finding of guilt of the accused Dragan Nikolić,²

RECALLING the oral decision on the scheduling of the sentencing hearing and submission of the sentencing briefs by Parties, made by the Trial Chamber during the same Status Conference,³

PURSUANT TO Rules 54 and 100 of the Rules,

DESIGNATES Judge Schomburg as the pre-sentencing Judge in these proceedings,

and

ORDERS:

- 1) That the sentencing hearing be held from 3 to 7 November 2003, from 09.00 to 13.00 in Courtroom II,
- 2) That Parties shall file their sentencing briefs and provide statements of any witnesses they might call in relation to the sentencing hearing as well as any other relevant information that may assist the Trial Chamber in determining the appropriate sentence, no later than Monday, 20 October 2003.

¹ Submission, p.2.

² Transcript 196.

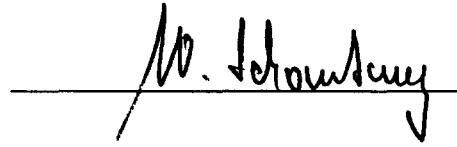
³ Transcript 196-197.

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

Dated this eleventh day of September 2003,

At The Hague

The Netherlands

A handwritten signature in black ink, appearing to read 'W. Schomburg', is written over a horizontal line.

Wolfgang Schomburg

Presiding Judge

[Seal of the Tribunal]