



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-01-47-PT

Date: 23 October 2003

Original: English

**IN TRIAL CHAMBER II**

Before: Judge Carmel Agius, Presiding  
Judge Florence Ndepele Mwachande Mumba  
Judge Jean-Claude Antonetti

Registrar: Mr Hans Holthuis

Order of: 23 October 2003

**PROSECUTOR**

v

**ENVER HADŽIHASANOVIĆ  
AMIR KUBURA**

**SCHEDULING ORDER**

**The Office of the Prosecutor:**

Mr Ekkehard Withopf  
Mr. David Re

**Counsel for the Accused:**

Ms Edina Rešidović and Mr Stéphane Bourgon for Enver Hadžihasanović  
Mr Fahrudin Ibrišimović and Mr Rodney Dixon for Amir Kubura

**The Government of Bosnia and Herzegovina**

**THIS 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 (“International Tribunal”),

**CONSIDERING** that the last Status Conference in the present case took place on 9 July 2003,

**NOTING** the Scheduling Order for the pre-trial briefs of 17 September 2003,

**CONSIDERING** that pursuant to Rule 65 *ter* (F), a Pre-Trial Conference will take place three weeks after the pre-trial brief by the Defence will be submitted,

**CONSIDERING** the need to make this case ready for trial at the earliest possible moment,

**TAKING INTO ACCOUNT** the discussions on trial readiness during the Rule 65 *ter* (D)(v) meeting that took place between the parties and the Senior Legal Officer on 14 October 2003,

**CONSIDERING** that the Trial Chamber granted provisional release to the two Accused by Decision of 19 December 2001,

**CONSIDERING** that a date for the commencement of the trial will be set in this Order,

**PURSUANT TO** Rule 50(B), 54, 65, 65 *bis* and 65 *ter* of the Rules of Procedure and Evidence,

**HEREBY ORDERS** as follows:

(1) a Rule 65 *ter* (D)(v) meeting between the parties and the Senior Legal Officer will be held on Wednesday 5 November 2003 from 14.30 till 17.30 in Room 177,

(2) a Status Conference will take place on Thursday 6 November from 15.00 till 17.00 in Courtroom I,

(3) in relation to the provisional release of the Accused:

(a) the Accused shall each surrender to the custody of the International Tribunal on Monday 17 November 2003,

(b) on their return, the Accused shall be accompanied by a designated official of BiH who shall deliver the accused into the custody of the Dutch authorities at Schiphol Airport;

(c) the Dutch authorities shall, upon arrival of the Accused, transport them back to the United Nations Detention Unit,

(d) the Registrar shall consult with the authorities of the Netherlands and the authorities of BiH as to the practical arrangements of the surrender of the Accused to the custody of the International Tribunal on Monday 17 November,

(e) all terms and conditions of the provisional release of the Accused as set out in the Decisions of 19 December 2001 shall continue to be in full force and effect until the Accused have surrendered to the custody of the International Tribunal but the Decisions will be automatically vacated upon return of the Accused in the United Nations Detention Unit on Monday 17 November 2003,

(4) the Pre-Trial Conference shall be held on Monday 24 November 2003, from 14.15 till 19.00 in Courtroom I, during which the Accused Kubura, pursuant to Rule 50(B), will enter a plea in relation to a new charge in the latest version of the indictment,

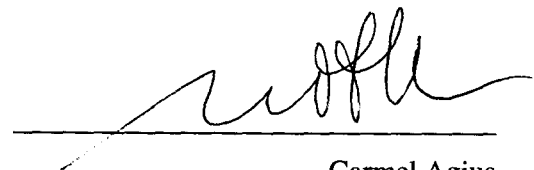
(5) the trial in the present case will commence on 2 December 2003.

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

Done the twenty-third day of October 2003

At The Hague

The Netherlands



Carmel Agius

Presiding

**[Seal of the Tribunal]**