

**UNITED
NATIONS**



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-98-33-A

Date: 20 November 2003

Original: English

IT-98-33-A
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20 November 2003

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IN THE APPEALS CHAMBER

Before: Judge Theodor Meron, Presiding
Judge Fausto Pocar
Judge Mohamed Shahabuddeen
Judge Mehmet Güney
Judge Wolfgang Schomburg

Registrar: Mr. Hans Holthuis

Order of: 20 November 2003

PROSECUTOR

v.

RADISLAV KRSTIĆ

SCHEDULING ORDER

Counsel for the Prosecutor:

Mr. Norman Farrell

Counsel for the Defence:

Mr. Nenad Petrušić

Mr. N. Sepenuk

THE APPEALS 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,

NOTING the Judgement of the Trial Chamber in *Prosecutor v. Radislav Krstić*, IT-98-33-T, delivered on 2 August 2001;

NOTING the “Prosecution Appeal Brief” filed on 14 November 2001, the “Defence Response to Prosecution Appeal Brief” filed on 21 December 2001, and the “Prosecution Brief in Reply” filed on 14 January 2002;

NOTING the “Defence Appeal Brief” filed confidentially on 10 January 2002 and publicly on 7 May 2002, the “Prosecution Response to the Defence Appeal Brief” filed confidentially on 19 February 2002 and publicly on 8 May 2002, and the “Defence Brief in Reply” filed on 6 March 2002;

NOTING the Scheduling Order issued on 24 September 2003, as well as the authorities and submissions referred to therein;

NOTING the Scheduling Order issued on 7 November 2003, which scheduled the evidentiary hearing of this appeal for Friday, 21 November 2003, and (if needed) Monday, 24 November 2003;

NOTING the Decision on the Admissibility of Material Presented by the Prosecution in Rebuttal to Rule 115 Evidence Admitted on Appeal, rendered on 19 November 2003;

NOTING the Decision to Summon a Witness *Proprio Motu*, rendered on 19 November 2003;

NOTING the Decision on the Defence Supplemental Motion to Present Additional Evidence, rendered on 20 November 2003;

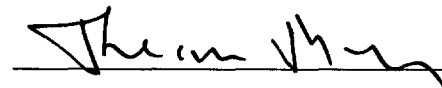
HEREBY INFORMS the parties that the schedule of the evidentiary hearing will be as follows:

1. The evidentiary hearing shall commence at 10am on Friday, 21 November 2003. There will be a break from 11:45 am until 1.15 pm, with two other breaks in the afternoon if necessary.
2. The first witness will be Miroslav Deronjić. He is appearing as the witness summoned by the Appeals Chamber *proprio motu*. The witness will be examined by the Appeals Chamber first,

followed by the Prosecution, and followed by the Defence. The witness will be invited to give evidence concerning the events discussed in the Appeals Chamber's Decision to Summon a Witness *Proprio Motu*, rendered on 19 November 2003.

3. The next witness will be Dragan Obrenović. He is appearing as the witness for both the Defence and the Prosecution. He will testify first as the Defence witness and then as the Prosecution witness.
4. The next witness will be Momir Nikolić. He is appearing as the witness for the Prosecution.
5. The Prosecution and the Defence will then present submissions on the weight and credibility of the evidence admitted on appeal and of the material presented to rebut that evidence. Each side is allocated 30 minutes.
6. If necessary, the evidentiary hearing will continue on Monday, 24 November 2003.

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



Judge Theodor Meron
Presiding

Dated this 20th day of November 2003
At The Hague,
The Netherlands.

[Seal of the Tribunal]