



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-03-73-PT
Date: 26 March 2004
Original: English

IN TRIAL CHAMBER II

Before: Judge Carmel Agius, Presiding
Judge Jean Claude Antonetti
Judge Kevin Parker

Registrar: Mr. Hans Holthuis

Order of: 26 March 2004

PROSECUTOR

v.

**IVAN ČERMAK
MLADEN MARKAČ**

**SCHEDULING ORDER FOR HEARING ON PROVISIONAL
RELEASE**

The Office of the Prosecutor:

Mr. Mark Ierace
Ms. Laurie Sartorio

Counsel for the Accused:

Mr. Čedo Prodanović for Ivan Čermak
Mr. Goran Mikuličić for Mladen Markač

Government of the Republic of Croatia:

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”),

BEING SEISED OF “Ivan Čermak’s Motion for Provisional Release” and of “Mladen Markač’s Motion for Provisional Release” (collectively, “Applications”), filed on 12 March 2004 by the Accused Ivan Čermak (“Čermak”) and Mladen Markač (“Markač”) respectively;

NOTING that in the Applications, Čermak and Markač move for the Trial Chamber to grant their provisional release pursuant to Rule 65 of the Rules of Procedure and Evidence;

NOTING the “Prosecutor’s Response to the Defence Motion for Provisional Release of Ivan Čermak” and the “Prosecutor’s Response to the Defence Motion for Provisional Release of Mladen Markač”, filed by the Office of the Prosecutor (“Prosecution”) on 25 March 2004, in which the Prosecution opposes the provisional release sought by Čermak and Markač;

NOTING that guarantees from the Government of the Republic of Croatia are attached to the Applications;

CONSIDERING that it would be of assistance to the Trial Chamber in the consideration of this matter to hear detailed submissions from the parties and from the Government of the Republic of Croatia for and against the granting of provisional release to Čermak and Markač;

FOR THE FOREGOING REASONS

PURSUANT TO Rules 54 and 65 of the Rules of Procedure and Evidence,

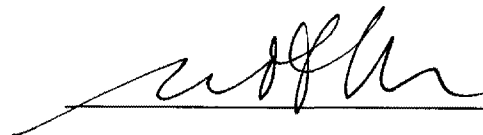
HEREBY SCHEDULES a hearing on the Applications for Thursday 1 April 2004, commencing at 2.30 p.m., at which a representative of the Government of the Republic of Croatia and the parties to the Applications may be heard.

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

Dated this 26th day of March 2004

At The Hague

The Netherlands



Judge Carmel Agius

Presiding Judge

[Seal of the Tribunal]