



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-98-29/1-PT
Date: 11th February 2005
Original: English

IN A SPECIALLY APPOINTED CHAMBER

Before: Judge Alphons Orie, Presiding
Judge O-Gon Kwon
Judge Kevin Parker

Registrar: Mr. Hans Holthuis

Decision: 11th February 2005

PROSECUTOR
v.
DRAGOMIR MILOŠEVIĆ

**DECISION TO GRANT EXTENSION OF TIME FOR THE
DEFENCE TO FILE ITS RESPONSE TO THE PROSECUTION'S
MOTION FOR REFERRAL OF THE CASE UNDER RULE 11bis**

The Office of the Prosecutor:

Chester Stamp

Counsel for the Accused:

Branislav Tapušković

THIS SPECIALLY APPOINTED CHAMBER (“the 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 President’s “Order Appointing a Trial Chamber for the Purposes of Determining Whether the Indictment Should Be Referred to Another Court under Rule 11*bis*,” filed on 1 February 2005, whereby the President appointed this Chamber to determine whether the case against the Accused shall be referred to the authorities of Bosnia and Herzegovina pursuant to Rule 11*bis* of the Rules;

NOTING the “Defence Request for Extension of Time to File Response”, filed on 9th February 2005 (“the Request”), whereby the Defence seeks extension until Monday, 21st February 2005 to file its response to the Prosecution’s Motion of 31st January 2005 for Referral under Rule 11*bis* of the Rules of Procedure and Evidence (“the Rules”);

NOTING that the Prosecution has indicated that it does not oppose the Request;

NOTING the pending Preliminary Motion filed by the Defence on 3rd February 2005 pursuant to Rule 72 of the Rules;

NOTING the Chamber’s Order for Further Submissions on the Gravity of the Crimes and the Level of Responsibility of the Accused, filed on 9th February 2005;

CONSIDERING that it would be in the interests of justice to allow the Defence additional time to file its response;

FOR THE FOREGOING REASONS,

PURSUANT TO Rules 54 of the Rules,

HEREBY GRANTS THE REQUEST and ORDERS the Defence to file its response no later than Monday, 21st February 2005 at 12:00hrs.

Done in English and French, the English text being the authoritative.
Done on this eleventh February 2005
At The Hague,
The Netherlands



Judge Alphons Orie, Presiding Judge

[Seal of the Tribunal]