



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-97-25/1-PT
Date: 7 March 2005
Original: English

IN TRIAL CHAMBER II

Before: Judge Carmel Agius, Presiding

Registrar: Mr. Hans Holthuis

Order of: 7 March 2005

PROSECUTOR

v.

SAVO TODOVIĆ

ORDER DESIGNATING A PRE-TRIAL JUDGE

The Office of the Prosecutor:

Ms. Hildegard Uertz-Retzlaff

Counsel for the Accused:

Mr. Aleksandar Lazarević

I, Carmel Agius, Presiding Judge of Trial Chamber II 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”);

NOTING the Order by the Vice-President of the Tribunal of 18 January 2005 assigning this case of *Prosecutor v. Savo Todović* to Trial Chamber II;

NOTING the “Order Designating Judge for Initial Appearance” of 18 January 2005, in which I designated myself, Judge Carmel Agius, to conduct the initial appearance of Savo Todović (“Accused”);

NOTING the initial appearance of the Accused on 19 January 2005, and his further initial appearance on 17 February 2005 pursuant to Rule 62(iii) of the Tribunal’s Rules of Evidence and Procedure (“Rules”);

NOTING Rule 65*ter* of the Rules which provides that the Presiding Judge of the Trial Chamber shall “designate from among its permanent members a Judge responsible for the pre-trial proceedings” (“pre-trial Judge”);

NOTING the powers of a pre-trial Judge as set out in Rule 65*ter* of the Rules;

CONSIDERING that the Accused initially was indicted together with Mitar Rašević,¹ and that the case of *Prosecutor v. Mitar Rašević* is currently before Judge Jean Claude Antonetti as pre-trial Judge of Trial Chamber II;²

CONSIDERING that it would be in the interests of justice and of an expeditious trial to assign the case against both accused to the same pre-trial Judge;

PURSUANT TO Rule 65*ter* of the Rules;

¹ *Prosecutor v. Milorad Krnojelac, Savo Todović and Mitar Rašević*, Case No. IT-97-25-I, Indictment, 17 June 1997.

² *Prosecutor v. Mitar Rašević*, Case No. IT-97-25/1-PT, Amended Indictment, 12 May 2004.

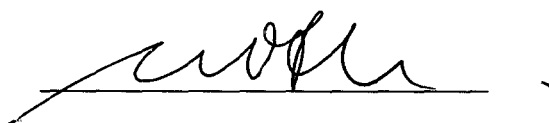
HEREBY DESIGNATE Judge Jean Claude Antonetti as the pre-trial Judge in this case.

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

Dated this 7th day of March 2005,

At The Hague

The Netherlands

A handwritten signature in black ink, appearing to read 'C. Agius', written over a horizontal line.

Judge Carmel Agius
Presiding

[Seal of the Tribunal]