



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-96-23/2-PT  
Date: 20 April 2005  
Original: English

**IN THE REFERRAL BENCH**

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

**Registrar:** Mr. Hans Holthuis

**Decision:** 20 April 2005

**PROSECUTOR**  
v.  
**GOJKO JANKOVIĆ**

**SCHEDULING ORDER FOR A HEARING ON  
REFERRAL OF A CASE UNDER RULE 11BIS**

**The Office of the Prosecutor:**  
Ms. Carla Del Ponte

**The Government of Bosnia and Herzegovina**  
*per:* The Embassy of Bosnia and Herzegovina  
to The Netherlands, The Hague

**Counsel for the Accused:**  
Mr. Aleksandar Lazarević  
Mr. Tomislav Visnjić

**THE REFERRAL BENCH** 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 (“the Tribunal”);

**BEING SEIZED OF** the Prosecutor’s Motion of 29 November 2004 for referral of the present case by a Trial Chamber under Rule 11*bis* of the Rules of Procedure and Evidence (“the Rules”) to the State of Bosnia and Herzegovina, after having given, if it deems necessary, the opportunity to the authorities of Bosnia and Herzegovina to be heard on the Motions and on the conditions for the referral of this case;

**NOTING** the Referral Bench’s “Decision for Further Information in the Context of the Prosecutor’s Motions under Rule 11*bis*” dated 15 April 2005 ordering the Parties and inviting the Government of Bosnia and Herzegovina to submit their views on the gravity of the crimes and the level of responsibility of the Accused, as well as on the substantive and procedural law that would be applicable to the case should it be referred to the government of Bosnia and Herzegovina;

**NOTING** that Counsel for the Accused has raised no objections to the hearing in this case being held at the same time as the hearing in the case of *Prosecutor v. Mitar Rašević and Savo Todović*, Case No.: IT-97-25/1-PT for reasons of efficient administration of justice;

**PURSUANT** to Rules 11*bis* and 74 of the Rules;

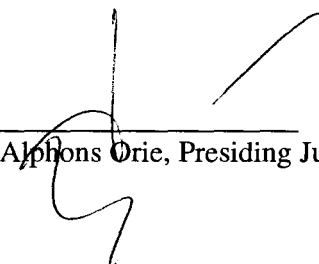
**HEREBY SCHEDULES A HEARING** to commence on 12 May 2005 at 14.15 in a courtroom designated by the Registry;

**INVITES** the Government of Bosnia and Herzegovina to attend the hearing and, should it wish, to present additional oral submissions.

**REQUESTS** the Registrar to transmit this order immediately to the Government of Bosnia and Herzegovina.

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

Done this twentieth day of April 2005  
At The Hague,  
Netherlands

  
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Judge Alphons Orie, Presiding Judge

[Seal of the Tribunal]