

IT-04-83-PT
D 1034 - D 1032
22 April 2005

1034
1032

**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-04-83-PT
Date: 22 April 2005
Original: ENGLISH

IN THE TRIAL CHAMBER

Before: Judge Patrick Robinson, Presiding
Judge O-Gon Kwon
Judge Iain Bonomy

Registrar: Mr. Hans Holthuis

Order: 22 April 2005

PROSECUTOR

V.

RASIM DELIĆ

**SCHEDULING ORDER FOR HEARING ON
DEFENCE REQUEST FOR PROVISIONAL RELEASE**

Office of the Prosecutor

Mr. Daryl Mundis
Ms. Tecla Henry-Benjamin
Ms. Marie Tuma

Counsel for the Accused

Mr. Stéphane Bourgon, Duty/Temporary Counsel

The Government of Bosnia and Herzegovina

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

THIS 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 (“International Tribunal”),

NOTING the “Motion Seeking the Provisional Release of Rasim Delić until the beginning of the Trial Phase of the Proceedings” (“Motion”), filed by duty/temporary counsel for Mr. Delić, confidentially and partially *ex parte*, on 31 March 2005, the “Addendum – To Motion Seeking the Provisional Release of Rasim Delić until the beginning of the Trial Phase of the Proceedings” (“Addendum”), filed confidentially on 11 April 2005, the “Prosecution Response to the Accused Rasim Delić’s Motion for Provisional Release” (“Response”), filed by the Prosecution on 14 April 2005, and the “Reply to Prosecution Response to the Accused Rasim Delić’s Motion for Provisional Release” (“Reply”), filed confidentially on 18 April 2005;

CONSIDERING the Guarantees from the Government of the Federation of Bosnia and Herzegovina contained in Annex B to the Motion in support of Mr. Delić’s Motion for Provisional Release,

NOTING that the Defence states in its Motion that should an oral hearing be necessary to adjudicate on this motion the Defence has been informed that the participation of the authorities of the Federation of Bosnia and Herzegovina at such a hearing can be “organised and confirmed without delay”,

PURSUANT to Rule 65 of the Rules of Procedure and Evidence of the International Tribunal,

HEREBY ORDERS as follows:

- (1) A hearing on the Accused’s request for provisional release shall be held on Tuesday, 26 April 2005, at 3:00 p.m.;
- (2) A Representative of the Government of the Federation of Bosnia and Herzegovina may attend in support of the guarantees provided.

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



Judge Robinson
Presiding

Dated this twenty-second day of April 2005
At The Hague
The Netherlands

[Seal of the Tribunal]