



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-02-58-PT
Date: 29 June 2005
Original: English

THE PRESIDENT OF THE INTERNATIONAL CRIMINAL TRIBUNAL

Before: Judge Theodor Meron, President
Registrar: Mr. Hans Holthuis
Decision of: 29 June 2005

THE PROSECUTOR

v.

LJUBIŠA BEARA

ORDER REFERRING THE JOINDER MOTION

Counsel for the Prosecutor:

Mr. Peter McCloskey

Counsel for the Accused:

Mr. John Ostojić

I, THEODOR MERON, President 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 Indictment in *The Prosecutor v Ljubiša Beara*, IT-02-58;

NOTING that this case is currently assigned to Trial Chamber III;

NOTING the "Prosecution's Motion for Joinder of Accused" ("Joinder Motion"), filed 10 June 2005, which seeks to join this case with five others: *The Prosecutor v Vujadin Popović*, IT-02-57; *The Prosecutor v Drago Nikolić*, IT-02-63; *The Prosecutor v Ljubomir Borovčanin*, IT-02-64; *The Prosecutor v Tolimir et al.*, IT-04-80; and *The Prosecutor v Vinko Pandurević and Milorad Trbić*, IT-04-80;

CONSIDERING that the Trial management needs of the Tribunal and this case necessitate that Trial Chamber III retain jurisdiction over all motions in this case unrelated to the Joinder Motion;

NOTING that the Bureau has been consulted;


NOTING the composition of the Trial Chambers of the Tribunal, as set out in document IT/228, issued on 7 June 2004;

HEREBY APPOINT, pursuant to Rule 27 of the Rules of Procedure and Evidence ("Rules"), the following Judges to constitute the Trial Chamber for the purpose of determining the Joinder Motion pursuant to Rule 48 of the Rules:

Judge Patrick Robinson
Judge Carmel Agius
Judge Liu Daqun

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

Done this 29th day of June 2005,
At The Hague,
The Netherlands.


Judge Theodor Meron
President

[Seal of the Tribunal]