



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-03-67-PT
Date: 4 July 2005
Original: English

THE PRESIDENT OF THE INTERNATIONAL CRIMINAL TRIBUNAL

Before: Judge Theodor Meron, President

Registrar: Mr. Hans Holthuis

Decision of: 4 July 2005

THE PROSECUTOR

v.

Vojislav ŠEŠELJ

**ORDER REASSIGNING A CASE AND REFERRING THE
JOINDER MOTION**

Counsel for the Prosecutor:

Ms. Hildegaard Uertz-Retzlaff
Mr. Daniel Saxon

The Accused:

Mr. Vojislav Šešelj

Standby Counsel:

Mr. Tjarda Eduard van der Spoel

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 Vojislav Šešelj*, IT-03-67;

NOTING the “Order Assigning a Judge to a Case Before a Trial Chamber” filed 15 December 2003, which assigned this case to a bench within Trial Chamber II:

NOTING the “Prosecution Motion for Joinder” (“Joinder Motion”), filed 1 June 2005 in *The Prosecutor v Jovica Stanišić and Simatović* case, which is currently pending before Trial Chamber III;

NOTING the “Order Reassigning a Case to a Trial Chamber”, filed on 7 June 2005, which transferred this case to Trial Chamber III on the basis that any Trial Chamber that is seised of the Joinder Motion must also be seised of the cases related to the motion in order to dispose of it;

NOTING that Trial Chamber II was seised of a number of motions in this case, which were not disposed off at the time of the transfer to Trial Chamber III, but which were already mature for decision;

NOTING “Addendum to Order Reassigning a Case to a Trial Chamber”, filed 8 June, which ordered that Trial Chamber II retain jurisdiction over those motions which can be disposed of by 22 July 2005;

CONSIDERING that motions that cannot be disposed of prior to 22 July 2005 will be delayed by the consideration of the Joinder Motion by Trial Chamber III;

CONSIDERING that the Trial management needs of the Tribunal and this case necessitate Trial Chamber II retaining jurisdiction over all motions filed unrelated to the Joinder Motion, and that the case should be reassigned to Trial Chamber II;

NOTING that the Bureau has been consulted;

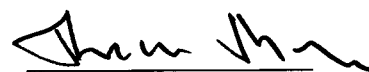
NOTING the composition of the Trial Chambers of the Tribunal, as set out in document IT/228, issued on 7 June 2004;

HEREBY REASSIGN, effective immediately, this case to Trial Chamber II and **APPOINT** pursuant to Rule 27 of the Rules of Procedure and Evidence (“Rules”), the following Judges to constitute Trial Chamber III 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 4th July of June 2005,
At The Hague,
The Netherlands.



Judge Theodor Meron
President

[Seal of the Tribunal]