



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-04-79-PT
Date: 22 August 2005
Original: English

IN TRIAL CHAMBER II

Before: Judge Krister Thelin, Pre-Trial Judge

Registrar: Mr. Hans Holthuis

Order of: 22 August 2005

PROSECUTOR

v.

MIĆO STANIŠIĆ

**DECISION ON PROSECUTION MOTION
FOR EXTENSION OF TIME**

The Office of the Prosecutor:

Mr. Alan Tieger
Ms. Anna Richterova

Counsel for the Accused:

Mr. Branko Lukić

I, Judge Krister Thelin, Judge at 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”);

BEING SEISED OF the “Prosecution Motion for Extension of Time” filed by the Prosecution on 22 July 2005 (“Motion”);

NOTING that in the “Decision on Defence Preliminary Motion on the Form of the Indictment”, issued on 19 July 2005 (“Decision”), the Trial Chamber ordered the Prosecution to file an amended indictment no later than 2 August 2005;

NOTING that in its Motion, the Prosecution seeks, “pursuant to Rule 127(A), an extension of time to 22 August 2005, to permit the Prosecution to file an amended indictment which conforms, to the greatest extent possible, with the requirements set out in the Decision of 19 July 2005”;

CONSIDERING that, pursuant to Rule 127(A)(i) of the Rules of Procedure and Evidence (“Rules”) a Trial Chamber “may on good cause being shown by motion, enlarge or reduce any time prescribed by or under these Rules”;

CONSIDERING that the Prosecution seeks the extension of time on the grounds that key Prosecution staff will be unavailable during the period leading up to 2 August 2005, and a recent “heavy workload” on members of the Prosecution team;

CONSIDERING that the workload of the Prosecution does not in itself constitute good cause;

CONSIDERING, however, that from 25 July 2005 to 12 August 2005, the Tribunal was in summer recess, and that the Defence for Mićo Stanišić (“Accused”) does not oppose the Motion;

CONSIDERING that an extension of time in the interest of clear and precise pleadings would not result in prejudice to the Accused;

NOTING that the Trial Chamber has already verbally notified both parties of its decision;

PURSUANT TO Rule 127 of the Rules;

HEREBY GRANT the Prosecution’s Motion; and

ORDERS the Prosecution to file an amended indictment no later than 22 August 2005; and

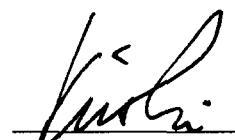
FURTHER ORDER the Defence to file objection to the Amended Indictment, if any, no later than 5 September 2005.

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

Dated this twenty-second day of August 2005,

At The Hague,

The Netherlands



Krister Thelin
Pre-Trial Judge

[Seal of the Tribunal]