



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-05-87-PT  
Date: 21 September 2005  
Original: English

**IN THE TRIAL CHAMBER**

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

**Registrar:** Mr. Hans Holthuis

**Date:** 21 September 2005

**PROSECUTOR**

v.

MILAN MILUTINOVIĆ  
NIKOLA ŠAINOVIĆ  
**DRAGOLJUB OJDANIĆ**  
NEBOJŠA PAVKOVIĆ  
VLADIMIR LAZAREVIĆ  
VLASTIMIR ĐORĐEVIĆ  
SRETEN LUKIĆ

**ORDER CONCERNING JOINT REQUEST BY THE GOVERNMENT OF  
CANADA AND THE UNITED KINGDOM FOR RECONSIDERATION  
OF THE REQUEST FOR POSTPONEMENT OF AN ORAL HEARING**

**The Office of the Prosecutor**

Mr. Thomas Hannis  
Ms. Christina Moeller  
Ms. Carolyn Edgerton  
Mr. Chester Stamp

**The North Atlantic Treaty Organisation**

**Canada, France, Iceland, Luxembourg  
Poland, United Kingdom, United States**

**Counsel for the Accused**

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Milan Milutinović  
Mr. Tomislav Višnjić and Mr. Peter Robinson for Dragoljub Ojdanić  
Mr. Toma Fila and Mr. Vladimir Petrović for Nikola Šainović  
Mr. John Ackerman and Mr. Aleksander Alekšić for Mr. Nebojša Pavković  
Mr. Mihaljo Bakrač for Mr. Vladimir Lazarević  
Mr. Theodore Scudder for Mr. Sreten Lukić

**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 (“the International Tribunal”),

**BEING SEIZED** of a “Joint Request by the Government of Canada and the United Kingdom for Reconsideration of the Request for Postponement of an Oral Hearing,” filed on 21 September 2005 (“Application”), in which the governments of Canada and the United Kingdom once again seek an adjournment of the oral hearing that was ordered by the Trial Chamber in its “Scheduling Order for Hearing on General Ojdanic’s Second Application for Orders to NATO and States for Production of Information,” issued on 7 September 2005, from 4 October to 7 October 2005,

**NOTING** the “Order Concerning Joint Request by the Government of Canada, the United Kingdom, and the United States of America for an Extension of time for the Filing of Written Submissions and for an Oral Hearing,” issued by the Trial Chamber on 16 September 2005 (“Order”),

**CONSIDERING** that the application to adjourn the hearing scheduled for 4 October until 7 October has already been made and was denied by the Trial Chamber in its Order,


**CONSIDERING** that there is not another convenient date on which the Trial Chamber can sit to hear the matter in the immediately foreseeable future,

**CONSIDERING** the urgency of the matter,

**PURSUANT TO** Rules 54 and 54 *bis* of the Rules,

**HEREBY DENIES THE APPLICATION.**

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



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Judge Patrick Robinson  
Presiding

Dated this twenty-first day of September 2005  
At The Hague  
The Netherlands

[Seal of the Tribunal]