



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-T

Date: 7 November 2006

Original: English

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**IN THE TRIAL CHAMBER**

**Before:** Judge Iain Bonomy, Presiding  
Judge Ali Nawaz Chowhan  
Judge Tsvetana Kamenova  
Judge Janet Nosworthy, Reserve Judge

**Registrar:** Mr. Hans Holthuis

**Decision of:** 7 November 2006

**PROSECUTOR**

v.

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

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**DECISION ON PROSECUTION MOTION TO AMEND DATE  
FOR VIDEOLINK TESTIMONY OF WITNESS K58**

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**Office of the Prosecutor**

Mr. Thomas Hannis  
Mr. Chester Stamp

**Counsel for the Accused**

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović  
Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović  
Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić  
Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković  
Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević  
Mr. Branko Lukić and Mr. Dragan Ivetić 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 (“Tribunal”) is seised of the “Prosecution Motion to Amend Date for Testimony to be Heard via Video-Link conference”, filed on 6 November 2006 (“Motion”), requesting that the video-link testimony of the witness identified as K58 be rescheduled from the week of 6 November 2006 to the week of 27 November 2006.

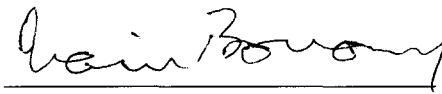
1. The Trial Chamber notes its “Decision on Prosecution Motion for Testimony of K58 to be Heard via Video-Link Conference”, issued on 1 November 2006 (“Original Decision”), in which the Trial Chamber granted, pursuant to Rules 54 and 71 *bis* of the Rules of Procedure and Evidence (“Rules”), the Prosecution motion for testimony of witness K58 to be heard via video-conference link during the week of 6 November 2006.

2. At the hearing on 7 November 2006, the Chamber raised the matter with the parties, and no objection was taken by any of the Accused in respect of this Motion. The Chamber therefore considered that the Motion should be granted and did so orally at the hearing.

3. The Trial Chamber further notes its preference for the parties to reach agreement on varying the date for any video-link testimony in the future and hereby dispenses with the need for the parties to deal with such matters via a formal written motion, save in the event of disagreement between the parties. The Chamber will consider including a provision to this effect in any future decisions in respect of videolink testimony.

4. Pursuant to Rule 54 and 71 *bis* of the Rules, the Trial Chamber **CONFIRMS** its oral ruling, **GRANTS** the Motion, and hereby **ORDERS** that the testimony of the witness identified as K58 shall be received in the week of 27 November 2006. The relief granted by the Trial Chamber in the Original Decision ensuring that the video-conference link is established shall remain in effect.

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

A handwritten signature in black ink, appearing to read 'Iain Bonomy', written over a horizontal line.

Judge Iain Bonomy  
Presiding

Dated this seventh day of November 2006  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**