



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-06-90-AR108bis.1
Date: 10 November 2006
Original: English

BEFORE THE APPEALS CHAMBER

Before: Judge Mohamed Shahabuddeen, Presiding
Judge Mehmet Güney
Judge Andréia Vaz
Judge Theodor Meron
Judge Wolfgang Schomburg

Registrar: Mr. Hans Holthuis

Decision: 10 November 2006

PROSECUTOR

v.

Ante GOTOVINA
Ivan ČERMAK
Mladen MARKAČ

SCHEDULING ORDER

The Office of the Prosecutor:

Mr. Alan Tieger

The Government of the Republic of Croatia

H.E. Ana Lovrin
Minister of Justice

Counsel for the Accused:

Mr. Gregory W. Kehoe, Mr. Luka S. Mišetić, and Mr. Payam Akhavan for Ante Gotovina
Mr. Čedo Prodanović and Ms. Jadranka Sloković for Ivan Čermak
Mr. Miroslav Šeparović and Mr. Goran Mikuličić for Mladen Markač

THE APPEALS 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 (“Appeals Chamber” and “International Tribunal”, respectively);

NOTING the “Decision on Requests of Republic of Croatia to Appear as *Amicus Curiae*” rendered on 18 October 2006 by Trial Chamber II;

BEING SEIZED of the “State Request for Review of the Decision of the Trial Chamber II on the Request by the Government of the Republic of Croatia for Leave to Appear as *Amicus Curiae*”, filed on 25 October 2006;

BEING SEIZED of the “Prosecution’s Motion to Strike Request for Review Under Rule 108bis of Trial Chamber’s Decision Denying Request of Republic of Croatia to Appear as *Amicus Curiae*” (“Prosecution Motion”), filed on 1 November 2006;

CONSIDERING that the International Tribunal’s Rules and Practice Directions do not specifically address the procedure for the filing of submissions in review proceedings brought pursuant to Rule 108bis;

CONSIDERING, however, that it is in the interests of justice that the Appeals Chamber allow the Government of the Republic of Croatia and the Defence an opportunity to respond to the Prosecution Motion;

ISSUES THE FOLLOWING SCHEDULING ORDER:

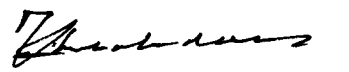
- 1) The Government of the Republic of Croatia and the Defence shall file their responses, if any, to the Prosecution Motion on or before 20 November 2006;
- 2) The Prosecution may file a reply, if any, on or before 24 November 2006.

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

10 November 2006

The Hague

The Netherlands.



Mohamed Shahabuddeen
Presiding Judge

[Seal of the International Tribunal]