



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-04-82-PT  
Date: 23 November 2006  
Original: English

**IN TRIAL CHAMBER II**

**Before: Judge Carmel Agius, Presiding**

**Registrar: Mr. Hans Holthuis**

**Decision: 23 November 2006**

**PROSECUTOR**

v.

**Ljube BOŠKOSKI  
Johan TARČULOVSKI**

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**ORDER REGARDING COMPOSITION OF TRIAL CHAMBER  
AND DESIGNATING A PRE-TRIAL JUDGE**

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**The Office of the Prosecutor:**

Mr. Dan Saxon  
Mr. Anees Ahmed

**Counsel for the Accused:**

Ms. Edina Rešidović for Ljube Boškoski  
Mr. Antonio Apostolski for Johan Tarčulovski

**I, Carmel Agius**, Presiding Judge of Trial Chamber II 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 Second Amended Indictment in the case of *Prosecutor v. Ljube Boškoski and Johan Tarčulovski* filed on 4 April 2006;

**NOTING** the Order dated 4 July 2006, which ordered that Trial Chamber II in the case of *Prosecutor v. Ljube Boškoski and Johan Tarčulovski* shall be composed of Judge Carmel Agius (Presiding), Judge O-Gon Kwon and Judge Kimberly Prost for the purposes of pre-trial proceedings, and designated Judge Kimberly Prost as Pre-Trial Judge;

**CONSIDERING** the stage reached in the case of *Prosecutor v. Ljube Boškoski and Johan Tarčulovski* and the need to redistribute cases among judges, where necessary, in light of arrangements for scheduling cases for trial;

**CONSIDERING** that Rule 65ter(A) of the Tribunal’s Rules of Procedure and Evidence (“Rules”) provides that the Presiding Judge of the Trial Chamber shall “designate from among its members a Judge responsible for the pre-trial proceedings” (“Pre-Trial Judge”);

**NOTING** the powers of a Pre-Trial Judge as set out in Rule 65ter;

**PURSUANT TO** Article 14(7) of the Statute and Rules 54 and 65ter;

**HEREBY ORDER** that Trial Chamber II in the case of *Prosecutor v. Ljube Boškoski and Johan Tarčulovski* shall be composed, for the purposes of pre-trial proceedings, as follows:

Judge Carmel Agius (Presiding)

Judge Kevin Parker

Judge Kimberly Prost;

**AND DESIGNATE:**

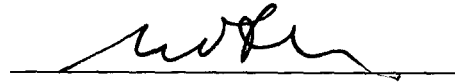
Judge Kevin Parker as Pre-Trial Judge for this case.

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

Dated this twenty-third day of November 2006,

At The Hague

The Netherlands



**Judge Carmel Agius**  
**Presiding Judge**

**[Seal of the Tribunal]**