



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-03-69-PT

Date: 19 January 2007

Original: English

**IN THE TRIAL CHAMBER**

Before: **Judge Frank Höpfel, Pre-Trial Judge**  
Registrar: **Mr. Hans Holthuis**  
Order of: **19 January 2007**

**PROSECUTOR**

v.

**JOVICA STANIŠIĆ  
FRANKO SIMATOVIĆ**

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**ORDER ESTABLISHING WORK PLAN**

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**The Office of the Prosecutor**

Mr. David Re

Mr. Marek Michon

**Counsel for Jovica Stanišić**

Mr. Geert-Jan Alexander Knoops

Mr. Wayne Jordash

**Counsel for Franko Simatović**

Mr. Zoran Jovanović

I, **Frank Höpfel**, a Judge 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 Status Conference held on 29 November 2006, at which I orally submitted to the parties that this case should be trial ready in July 2007 and that a Work Plan would be established pursuant to my authority as Pre-trial Judge in this case,<sup>1</sup>

**CONSIDERING** the usefulness of enumerating those orders in writing and of attaching the Work Plan to this Order,

**PURSUANT TO** Rules 54, 65 *ter*(B), 65 *ter*(D)(ii) and 65 *ter*(K) of the Tribunal’s Rules of Procedure and Evidence (“Rules”),

**HEREBY ORDER** as follows:

- (1) the Prosecution shall, no later than 1 March 2007, disclose all witness statements in its possession which fall within the scope of Rule 66(A)(ii) or it shall, within that timeframe, apply to the Chamber for any protective measures that may justify the non-disclosure of the witness statements;
- (2) the Prosecution shall no later than 1 March 2007 clearly identify in respect of the material that has been disclosed to the Defence to date all material that has been disclosed pursuant to Rule 68(i) of the Rules, and shall continue to do so in the future;
- (3) the parties shall be bound by the further deadlines set out in the Work Plan attached to this Order.

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



Judge Frank Höpfel  
Pre-Trial Judge

Dated this nineteenth day of January 2007  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**

<sup>1</sup> Status Conference held on 29 November 2006, T. 593 and further.

**WORK PLAN PURSUANT TO RULE 65 *TER* (D)(ii)**

**STANIŠIĆ AND SIMATOVIĆ  
CASE NO. IT-03-69-PT**

The following document has been prepared in accordance with Rule 65 *ter*(D)(ii) of the Rules which states:

The pre-trial Judge shall establish a work plan indicating, in general terms, the obligations that the parties are required to meet pursuant to this Rule and the dates by which these obligations must be fulfilled.

This case has been in pre-trial for more than three years. Disclosure pursuant to Rule 66(A)(i) is largely complete. There is a need for disclosure pursuant to Rules 66(A)(ii) and 68 to be conducted more rapidly. The time is right to start ensuring that the case will be trial ready by mid-July 2007.

- 1 March 2007: Deadline for all disclosure obligations, including disclosure of relevant materials from the VRS archives and Serbian archives.
- 20 March 2007: Rule 65 *ter* Conference.
- 21 March 2007: Status Conference.
- 2 April 2007: Prosecution consolidated pre-trial brief and Rule 65 *ter*(E) material to be filed, including its witness and exhibit lists, which shall conform to the requirements of Rules 65 *ter*(E)(ii) and (iii) and which shall indicate, with respect to each witness, any material which will be tendered through the witness. The Prosecution shall indicate which witnesses will be introduced pursuant to Rules 92 *bis*, 92 *ter* or 92 *quater*. With regard to each proposed Rule 92 *bis* and 92 *quater* witness, the Prosecution shall indicate the reason(s) why it believes the witness should not or cannot attend for cross-examination.
- 1 May 2007: Pursuant to Rule 65 *ter* (H), the parties are to file a joint submission setting out where agreement has been reached on matters of law and fact and what points have not been agreed upon and why.  
[The parties are expected to conduct whatever meetings and exchange of correspondence required to enable them to file a comprehensive submission on this date.]
- Prosecution to file any motion requesting either judicial notice of facts of common knowledge or the admission of adjudicated facts.
- 8 May 2007: Rule 65 *ter* Conference.
- 21 May 2007: Prosecution to file reasoned Motion requesting admission of written testimony in accordance with Rules 92 *bis*, 92 *ter* and 92 *quater*. Such testimony and any exhibits used during such testimony should be attached to the Motion.
- 18 June 2007: Deadline for Defence teams to file their pre-trial briefs, which shall conform to the requirements of Rule 65 *ter* (F).

9 July 2007: Case ready for Pre-Trial Conference.

16 July 2007: Case ready for trial.

T.B.D. Deadline for return of all Accused on provisional release to the United Nations Detention Unit in The Hague.

T.B.D. Defence Motion on defence of alibi and/or special defences pursuant to Rule 67, if any, and subsequent Prosecution Response, if any.

T.B.D. Pre-Trial Conference.

T.B.D. Commencement of Trial.