



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-03-67-PT

Date: 31 May 2007

Original: ENGLISH
French

BEFORE THE PRE-TRIAL JUDGE

Before: Judge Jean-Claude Antonetti

Registrar: Mr Hans Holthuis

Order of: 31 May 2007

THE PROSECUTOR

v.

VOJISLAV ŠEŠELJ

PUBLIC DOCUMENT

**ORDER REGARDING THE PRE-TRIAL BRIEF AND THE LIST OF
EXHIBITS OFFERED BY THE PROSECUTION IN ACCORDANCE WITH
RULE 65 TER (E) OF THE RULES OF PROCEDURE AND EVIDENCE**

The Office of the Prosecutor:

Ms Christine Dahl
Mr Ulrich Müssemer
Mr Klaus Hoffman

The Accused:

Mr Vojislav Šešelj

I, Jean-Claude Antonetti, 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 Rule 65*ter*(E) of the Rules of Procedure and Evidence of the Tribunal (“Rules”) according to which the Pre-Trial Judge shall order the Office of the Prosecutor (“Prosecution”) to file its pre-trial brief as well as the list of witnesses it intends to call and the list of exhibits it intends to offer;

CONSIDERING that the Prosecution filed an initial pre-trial brief on 14 December 2004 and a supplementary pre-trial brief on 17 February 2006 following amendments to the Indictment;

CONSIDERING that on 8 November 2006, Trial Chamber I further amended the amended indictment by reducing the number of counts and crime sites (“Decision of 8 November”);¹

CONSIDERING that during the status conference of 2 May 2007, the Pre-Trial Judge instructed the Prosecution to update its pre-trial brief and witness list according to the Decision of 8 November and to provide clarifications about its exhibits list;²

CONSIDERING that, the same day, the Pre-Trial Judge granted the Accused’s request for a one-month time-limit to file any response to the Prosecution’s pre-trial brief;³

¹ Decision on the Application of Rule 73 *bis*, 8 November 2006.

² Status conference of 2 May 2007, Transcript in French (“T(F)”) pp. 1119-1123.

³ Status conference of 2 May 2007, T(F) p. 1124.

FOR THE FOREGOING REASONS

PURSUANT TO Rules 54 and 65 *ter* (E) of the Rules,

ORDER the Prosecution to file, no later than Wednesday 13 June 2007, its pre-trial brief, the list of witnesses it intends to call and the list of exhibits it intends to offer, in accordance with the instructions given by the Pre-Trial Judge during the status conference of 2 May 2007, and recalled below as follows:

(i) the Prosecution shall update its pre-trial brief according to the reduced version of the amended indictment following the Decision of 8 November;

(ii) the Prosecution shall update the list of witnesses it intends to call according to the reduced version of the amended indictment following the Decision of 8 November; and

(iii) the Prosecution shall revise the list of exhibits it intends to offer by placing them in chronological order and by adding two new columns thereto, one for the date the said exhibit was transmitted to the Accused, and the other for the paragraph number of the reduced indictment the said exhibit refers to.

ORDER the Accused to file the response to the pre-trial brief no later than 30 days after receiving the translated version of the said brief.

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

/signed/

Jean-Claude Antonetti

Pre-Trial Judge

Done this thirty-first day of May 2007

At The Hague

The Netherlands

[Seal of the Tribunal]