

UNITED
NATIONS



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-01-42-A
Date: 29 January 2008
Original: English

T-01-42-A
1888-4 1886
29 January 2008

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IN THE APPEALS CHAMBER

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

Registrar: Mr. Hans Holthuis

Order of: 29 January 2008

PROSECUTOR

v.

PAVLE STRUGAR

PUBLIC

SCHEDULING ORDER FOR APPEALS HEARING

The Office of the Prosecutor:

Ms. Michelle Jarvis
Ms. Laurel Baig
Mr. Xavier Tracol

Counsel for Pavle Strugar:

Mr. Goran Rodić
Mr. Vladimir Petrović

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 Judgement rendered in this case by Trial Chamber II on 31 January 2005;¹

NOTING the Appeals Chamber’s decision of 7 June 2007² reopening the respective appeals of Pavle Strugar and the Prosecution against the Trial Judgement;

NOTING that Rule 114 of the Rules of Procedure and Evidence of the Tribunal (“Rules”) provides that “[a]fter the expiry of the time-limits for filing the briefs provided for in Rules 111, 112 and 113, the Appeals Chamber shall set the date for the hearing and the Registrar shall notify the parties”;

CONSIDERING that the briefing on appeal in this case is complete;³

NOTING that there are no pending motions in this case;

HEREBY ORDERS that the Appeals shall be heard on Wednesday, 23 April, 2008 at 09:30 (“Appeals Hearing”);

CONSIDERING the need to ensure that the time allotted for the Appeals Hearing is used as efficiently as possible;

HEREBY INFORMS the parties that, subject to adjustments where appropriate, the timetable for the Appeals Hearing in the present case shall be as follows:⁴

09:30 – 09:45	Introductory Statement by the Presiding Judge (15 minutes)
09:45 – 11:15	Submissions in support of Pavle Strugar’s Appeal (1 hour 30 minutes)
11:15 – 11:35	<i>Pause (20 minutes)</i>

¹ *Prosecutor v. Pavle Strugar*, Case No. IT-01-42-T, Judgement, 31 January 2005 (“Trial Judgement”).

² *Prosecutor v. Pavle Strugar*, Case No. IT-01-42-Misc.1, Decision on Strugar’s Request to Reopen Appeal Proceedings, 7 June 2007.

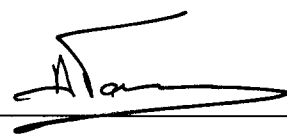
³ Defence Notice of Appeal, 2 March 2005 and Defence Appeal Brief, 8 July 2005 (“Pavle Strugar’s Appeal”); Defence Response Brief, 27 June 2005 (filed confidentially and made public by oral decision of the then Pre-Appeal Judge (Status Conference, 30 June 2005, T.6 (closed session), lines 8-10)); Defence Brief in Reply, 1 September 2005; Prosecution’s Notice of Appeal, 2 March 2005 and Prosecution Appellant Brief, 17 May 2005 (“Prosecution’s Appeal”) (*see also* Book of Authorities for Prosecution Appeal Brief, 17 May 2005 and Addendum to “Book of Authorities for Prosecution Appeal Brief”, 12 July 2005); Prosecution Brief in Response, 17 August 2005 (*see also* Book of Authorities for Prosecution Response Brief, 17 August 2005); Prosecution Brief in Reply, 12 July 2005; Prosecution’s Addendum on Recent Case-Law Pursuant to Order of 23 August 2007, 1 October 2007 (jointly “Appeals”).

⁴ At a later stage, the Appeals Chamber may direct the parties to address specific issues during the Appeals Hearings.

11:35 – 12:35	Response of the Prosecution (1 hour)
12:35 – 13:35	<i>Pause (1 hour)</i>
13:35 – 14:05	Pavle Strugar's Reply (30 minutes)
14:05 – 14:50	Submissions in support of the Prosecution's Appeal (45 minutes)
14:50 – 15:10	<i>Pause (20 minutes)</i>
15:10 – 15:55	Submissions in support of the Prosecution's Appeal (45 minutes)
15:55 – 16:55	Pavle Strugar's Response (1 hour)
16:55 – 17:15	<i>Pause (20 minutes)</i>
17:15 – 17:45	Prosecution's Reply (30 minutes)
17:45 – 18:00	Brief personal address by Pavle Strugar (15 minutes) (<i>optional</i>)

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

Dated this 29th day of January 2008,
At The Hague,
The Netherlands.



Judge Andrézia Vaz, Presiding

[Seal of the Tribunal]