



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-04-79-PT
Date: 18 February 2008
Original: English

IN TRIAL CHAMBER II

Before: Judge Krister Thelin, Pre-Trial Judge

Registrar: Mr. Hans Holthuis

Decision of: 18 February 2008

PROSECUTOR

v.

MİĆO STANIŠIĆ

PUBLIC

**DECISION GRANTING AN EXTENSION OF TIME FOR THE
FILING OF A REVISED WITNESS LIST**

The Office of the Prosecutor:

Ms Anna Richterova

Counsel for the Accused:

Mr Stevo Bezbradica

I, Judge Krister Thelin, Pre-Trial Judge in the case *Prosecutor v. Mićo Stanišić* at 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”),¹

BEING SEISED OF the “Prosecution Motion for an Extension of Time for the Filing of a Revised List of Witnesses”, filed on 11 February 2008 (“Motion”);

NOTING the “Decision in Relation to the Defence Motion on the Prosecution’s Non-Compliance with the Pre-Trial Judge’s Order Regarding Rule 65ter(E)”, issued on 8 February 2008 (“Decision”), in which the Prosecution was ordered to provide the Defence and the Chamber a revised Witness List by 22 February 2008;²

NOTING that in the Motion the Prosecution requests that the Trial Chamber allow the Prosecution to file a revised Witness List by 29 February 2008,³ on the grounds that:

- (a) the Prosecution is reviewing its Witness List and Exhibit List, as well as preparing Motions pursuant to Rules 92bis, 92ter, 92quater and 94bis of the Rules of Procedure and Evidence (“Rules”), which are due not later than 29 February 2008 according to an order by the Pre-Trial Judge;⁴
- (b) these two activities are inherently connected and the requested extension of time will allow the Prosecution to complete them in a consolidated form by the requested date;⁵
- (c) the requested extension of time will neither unduly delay the proceedings nor unfairly prejudice the parties;⁶

NOTING the “Defence Response to the Prosecution Motion for an Extension of Time for the Filing of a Revised List of Witnesses”, filed on 13 February 2008 (“Response”), in which the Accused submits that the Prosecution has not shown good cause for the extension of time sought and requests that the Motion be denied;⁷

CONSIDERING that the Prosecution has shown good cause for the extension of time sought, since it is reasonable in the circumstances for the Prosecution to coordinate its review of the Witness List

¹ *Prosecutor v. Mićo Stanišić*, Case No.: IT-04-79-PT, Order Regarding Composition of Trial Chamber and Designating a Pre-Trial Judge, 21 March 2005.

² Decision, para. 18.

³ Motion, para. 6.

⁴ Motion, para. 5; T. 112 (9 January 2008).

⁵ Motion, para. 5.

⁶ Motion, para. 5.

⁷ Response, paras. 3–4.


and Exhibit List with the preparation of Motions pursuant to Rules 92*bis*, 92*ter*, 92*quater* and 94*bis*;

PURSUANT TO Rule 127(a)(i);

HEREBY GRANTS the Motion and **ORDERS** that the Prosecution file a revised Witness List by 29 February 2008.

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

Dated this 18th day of February 2008
At The Hague
The Netherlands



Judge Krister Thelin
Pre-Trial Judge

[Seal of the Tribunal]