



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-04-81-PT
Date: 23 September 2008
Original: English

IN TRIAL CHAMBER I

Before: Judge Alphons Orie, Presiding Judge
Judge Christine Van den Wyngaert
Judge Bakone Justice Moloto

Registrar: Mr. Hans Holthuis

Order of: 23 September 2008

PROSECUTOR

v.

MOMČILO PERIŠIĆ

PUBLIC

SCHEDULING ORDER

The Office of the Prosecutor

Mr. Mark Harmon

Counsel for the Accused

Mr. Novak Lukić
Mr. Jim Castle
Mr. Gregory Guy-Smith

TRIAL CHAMBER I (“Trial 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 (“Tribunal”);

NOTING the “Order Reassigning a Case to a Trial Chamber” issued on 20 March 2008 by the President of the Tribunal;

NOTING the “Order Scheduling Start of Trial” issued by the Trial Chamber on 8 May 2008 in which the Pre-Trial Conference in this case was scheduled to take place on 27 June 2008 with opening statements to begin on 24 July 2008;

NOTING the “Order Rescheduling Start of Trial” (“Rescheduling Order”) issued by the Trial Chamber on 27 June 2008 in which the Pre-Trial Conference was rescheduled to 24 September 2008 with opening statements to begin on 1 October 2008;

NOTING that one reason necessitating the Rescheduling Order was that “the *ad litem* judges appointed to the Trial Chamber for pre-trial proceedings with a view to serving at trial are awaiting approval of their extension by the UN Security Council”;¹

NOTING that the composition of the Trial Chamber which will conduct the trial remains to this date indeterminate, and that the Pre-Trial Conference is most appropriately conducted by that Chamber;

NOTING that the last Status Conference under Rule 65*bis* of the Rules of Procedure and Evidence (“Rules”) in this case was held on 2 September 2008;

NOTING that the purposes of a status conference are “to organize exchanges between the parties so as to ensure expeditious preparation for trial”,² and to review the status of an accused’s case and “to allow the accused the opportunity to raise issues in relation thereto, including the mental and physical condition of the accused”;³

CONSIDERING that the Accused returned to the Tribunal from provisional release on 18 September and has yet to appear before the Trial Chamber;

¹ Rescheduling Order, fn. 2.

² Rule 65*bis*(A)(i).

³ Rule 65*bis*(A)(ii).

CONSIDERING that it would be beneficial to conduct a status conference in lieu of a Pre-Trial Conference in order to continue preparation for trial and to allow the Accused an opportunity to raise any issues with respect to his case;

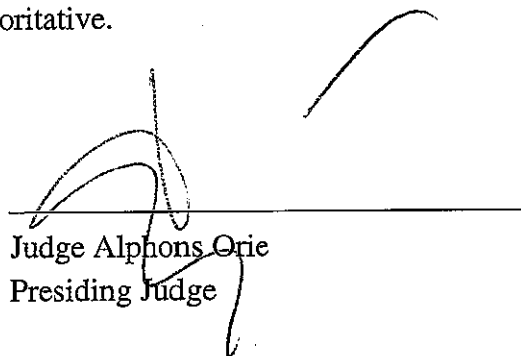
PURSUANT to Rules 54, 65*bis* and 73 *bis* of the Rules;

HEREBY RESCHEDULES the Pre-Trial Conference to 1 October 2008, with any opening statements to begin immediately on the same date;

DIRECTS the Parties to maintain a status of availability to conduct the Pre-Trial Conference sooner than 1 October 2008 should the Trial Chamber which will conduct the trial be composed prior to that date; and

SCHEDULES a Status Conference to take place on Wednesday, 24 September 2008 at 14:15 hours in Courtroom 2.

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



Judge Alphons Orie
Presiding Judge

Dated this twenty-third day of September 2008
At The Hague
The Netherlands

[Seal of the Tribunal]