



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-98-32/1-T  
Date: 15 July 2009  
Original: English

**IN TRIAL CHAMBER III**

**Before:** Judge Patrick Robinson, Presiding  
Judge Christine Van den Wyngaert  
Judge Pedro David

**Registrar:** Mr. John Hocking

**Order of:** 15 July 2009

**PROSECUTOR**

**v.**

**MILAN LUKIĆ  
SREDOJE LUKIĆ**

***PUBLIC***

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**FURTHER SCHEDULING ORDER AND  
ORDER FOR VIDEO-CONFERENCE LINK**

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**The Office of the Prosecutor**

Mr. Dermot Groome  
Mr. Frédéric Ossogo  
Ms. Laurie Sartorio  
Mr. Stevan Cole  
Ms. Francesca Mazzocco

**Counsel for the Accused**

Mr. Jason Alarid and Mr. Dragan Ivetić for Milan Lukić  
Mr. Đuro Čepić and Mr. Jens Dieckmann for Sredoje Lukić

**TRIAL CHAMBER III** (“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”),

**RECALLING** its Scheduling Order of 10 July 2009 setting the delivery of the judgement in the present case for 2.15 p.m. on Monday 20 July 2009,

**NOTING** the informal communication via email from Mr. Jason Alarid, counsel for the accused, Milan Lukić, to the Chamber’s Senior Legal Officer indicating that it will be difficult for him to attend on that date, due to existing professional commitments,

**STRESSING** that “other professional commitments of counsel should not have any bearing on the responsibilities of counsel towards their client and the Tribunal”,<sup>1</sup>

**CONSIDERING** that it would be in the interests of justice, in particular, the right of both accused pursuant to Article 21, paragraph 4(c), to be tried without undue delay, to maintain the scheduled date for delivery of the judgement,

**CONSIDERING** further that, if counsel is not physically present at the seat of the Tribunal for the delivery of the judgement, the Trial Chamber may take whatever action it deems appropriate in order to ensure that the rights of the accused are respected in accordance with Article 20 of the Statute,

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<sup>1</sup> *Prosecutor v. Momčilo Krajišnik*, IT-00-39-A, Decision on Momčilo Krajišnik’s Motion for Permission for Nathan Z. Dershowitz to act as Counsel with Alan M. Dershowitz and for Extension of Time, 5 September 2008, citing *Prosecutor v. Momir Nikolić*, IT-02-60/1-A, Decision on Second Defence Motion to Enlarge Time for Filing of Replies, 1 April 2005.

**CONSIDERING** that, pursuant to Rule 81 *bis* of the Rules of Procedure and Evidence of the Tribunal (“Rules”), a Trial Chamber may order, if consistent with the interests of justice, that proceedings be conducted by way of video-conference link,

*Proprio motu*

and

**PURSUANT** to Articles 20 and 21 of the Statute and Rules 81 *bis* and 98 *ter* of the Rules and without prejudice to any other measure that the Trial Chamber may take consistent with its duty to ensure a fair and expeditious trial,

**HEREBY CONFIRMS** that the judgement in the present case shall be delivered on Monday 20 July 2009, at 2.15 p.m. in Courtroom 3;

**ORDERS** that, if counsel is not physically present at the seat of the Tribunal, the delivery of the judgement may take place via video-conference link;

**INVITES** Mr. Alarid, counsel for the accused, Milan Lukić, to consult with the Registrar of the Tribunal so as to facilitate his attendance via video-conference link if he so wishes and to enable him to communicate with his client by telephone as soon as reasonably practicable after the judgement has been delivered; and

**INSTRUCTS** the Registrar to take all reasonable steps to ensure that the video-conference link is established if so requested by Mr. Alarid.

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



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Judge Patrick Robinson  
Presiding

Dated this fifteenth day of July 2009  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**