



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-95-5/18-T  
Date: 18 February 2010  
Original: English

**IN TRIAL CHAMBER III**

**Before:** Judge O-Gon Kwon, Presiding Judge  
Judge Howard Morrison  
Judge Melville Baird  
Judge Flavia Lattanzi, Reserve Judge

**Registrar:** Mr. John Hocking

**Order of:** 18 February 2010

**THE PROSECUTOR**

**v.**

**RADOVAN KARADŽIĆ**

***PUBLIC***

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**SCHEDULING ORDER**

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**Office of the Prosecutor**

Mr. Alan Tieger  
Ms. Hildegard Uertz-Retzlaff

**The Accused**

Mr. Radovan Karadžić

**Appointed Counsel**

Mr. Richard Harvey

**THIS 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”),

*proprio motu*;

**NOTING** that on 5 November 2009, the trial proceedings in the present case were adjourned until 1 March 2010, to allow counsel appointed by the Registrar to represent the interests of the Accused, should that become necessary, time to prepare;<sup>1</sup>

**NOTING** that at a Status Conference held on 28 January 2010, the Accused confirmed that he would give his opening statement, over a period of six hours, upon the resumption of the trial on 1 March 2010, if the Trial Chamber were to decide that the trial should resume as planned on that date;<sup>2</sup>

**NOTING** that on 1 February 2010, the Accused filed a “Motion for Postponement of Trial”, arguing that he has been prevented from preparing for and participating in his trial by two decisions of the Registrar: the first concerning the appointment of Mr. Richard Harvey pursuant to the Chamber’s Decision of 5 November 2009; and the second concerning remuneration for his defence team;

**NOTING** that the Appeals Chamber has since affirmed the Registrar’s decision to appoint Mr. Harvey, and that the matter concerning defence remuneration remains pending before the President of the Tribunal;<sup>3</sup>

**CONSIDERING** that the Chamber has ordered the Accused to make further submissions in relation to his Motion for Postponement of Trial within three days of the President’s decision on defence remuneration and that it is, therefore, unlikely for the Chamber to be in a position to determine that Motion until very shortly before 1 March 2010;<sup>4</sup>

**CONSIDERING FURTHER** that the Accused would not be prejudiced in any way by giving his opening statement on 1 and 2 March 2010, even if the hearing of evidence were to be further delayed, and that he may, if he wishes, request to supplement his opening statement at a later stage of the proceedings, namely prior to the presentation of his defence case;

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<sup>1</sup> Decision on Appointment of Counsel and Order on Further Trial Proceedings, 5 November 2009 (“Decision of 5 November 2009”).

<sup>2</sup> Status Conference, T. 737 (28 January 2010).

<sup>3</sup> Decision on Radovan Karadžić’s Appeal from Decision on Motion to Vacate Appointment of Richard Harvey, 12 February 2010; Request for Review of OLAD Decision on Trial Phase Remuneration, 14 January 2010.

<sup>4</sup> Order Setting Deadlines for Further Submissions, 3 February 2010.

**CONSIDERING** that it is in the interests of justice, and of clarity, for the Chamber to set a date for the hearing of the Accused's opening statement, irrespective of its determination of the Motion for Postponement of Trial;

**PURSUANT TO** Rule 54 of the Tribunal's Rules of Procedure and Evidence;

**HEREBY ORDERS** that there will be trial hearings on 1 March 2010, at 9:00 a.m., in Courtroom 1, and continuing at the same time on 2 March 2010, if necessary, for the purposes of hearing the Accused's opening statement.

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



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Judge O-Gon Kwon  
Presiding

Done this eighteenth day of February 2010  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**