



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-03-67-T
Date: 27 May 2010
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, Presiding
Judge Frederik Harhoff
Judge Flavia Lattanzi

Registrar: Mr John Hocking

Order of: 27 May 2010

THE PROSECUTOR

v.

VOJISLAV ŠEŠELJ

PUBLIC DOCUMENT

**ORDER ON PROSECUTION MOTION FOR EXTENSION OF TIME TO
SEEK ADDITION OF MATERIALS BELONGING TO GENERAL
MLADIĆ TO THE 65 *TER* LIST OF EXHIBITS**

The Office of the Prosecutor

Mr Mathias Marcussen

The Accused

Mr Vojislav Šešelj

TRIAL CHAMBER III (“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”);

SEIZED of the motion filed on 20 May 2010 by the Office of the Prosecutor (“Prosecution”), for an extension of time to seek the addition of materials belonging to General Mladić to the 65 *ter* List of Exhibits (“Motion”),¹

NOTING the oral decision handed down by the Chamber on 11 May 2010, setting 1 June 2010 as the time-limit for filing all requests that the Chamber will need to consider in its 98 *bis* decision (“Decision of 11 May 2010”),²

CONSIDERING that the Prosecution submits that the documents belonging to General Mladić were seized at the residence of his wife on 23 February 2010 by the Serbian Ministry of the Interior and sent in original form to the Prosecution on 11 May 2010 (“Documents”),³

CONSIDERING that the Prosecution indicates that this specifically amounts to more than 3,000 pages of handwritten notes and approximately 120 audio recordings,⁴

CONSIDERING that the Prosecution likewise submits that even though the translation process has not yet been completed, these Documents are authentic and *prima facie* relevant in the case at hand,⁵

CONSIDERING that the Prosecution nonetheless argues that it is not possible for it, at this stage, to determine whether all or only some of these Documents should be sought for admission into evidence, while the work of translation and analysis is incomplete and cannot be completed by 1 June 2010,⁶

¹ “Prosecution’s Motion for Extension of Time to Seek Addition of Selected Mladić Materials to Rule 65 *ter* Exhibit List”, 20 May 2010 (“Motion”).

² Hearing of 11 May 2010, T(F), p. 15880.

³ Motion, para. 2. The Prosecution likewise indicates it received a scanned version of these Documents on 29 March 2010.

⁴ Motion, para. 3.

⁵ Motion, paras 4-5.

⁶ Motion, para. 6.

CONSIDERING that the Prosecution thus seeks an extension of time from 1 June 2010 to 16 July 2010 in the Decision of 11 May 2010,⁷ in order that it may file a motion adding documents belonging to General Mladić to the 65 *ter* Exhibit List,

CONSIDERING that the Chamber finds, in view of the date on which the Prosecution came into possession of the original version of these Documents, and noting that the Documents have not yet been completely translated and also occupy substantial volume, that the motion of the Prosecution has a valid basis in law,

FOR THE FOREGOING REASONS,

PURSUANT TO Rules 54 and 73 of the Rules of Procedure and Evidence,

GRANTS the Motion, and

AWARDS the Prosecution an extension of time until 16 July 2010 to file, as needed, a motion bearing upon the documents seized at the home of the wife of General Mladić in February 2010.

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

/signed/
Jean-Claude Antonetti
Presiding Judge

Done this twenty-seventh day of May 2010
At The Hague
The Netherlands

[Seal of the Tribunal]

⁷ Motion, para. 7.