

IT-03-67-R77.3

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15 DECEMBER 2010

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**UNITED
NATIONS**



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-R77.3

Date: 15 December 2010

Original: English

IN TRIAL CHAMBER II

Before: Judge O-Gon Kwon, Presiding
Judge Kevin Parker
Judge Burton Hall

Acting Registrar: Mr. John Hocking

Order: 15 December 2010

PROSECUTOR

v.

VOJISLAV ŠEŠELJ

PUBLIC

**ORDER REGARDING THE DEADLINE FOR RULE 72 (A)
MOTIONS**

Amicus Curiae Prosecutor:

Mr. Bruce MacFarlane, Q.C.

The Accused:

Mr. Vojislav Šešelj

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”);

NOTING Rule 72(A) of the Rules of Procedure and Evidence of the Tribunal (“Rules”), which provides *inter alia* that preliminary motions challenging jurisdiction or alleging defects in the form of the indictment should be raised no later than thirty days after the completion of disclosure obligations pursuant to Rule 66(A)(i);¹

NOTING Rule 77(E), which provides that the time limit in contempt proceedings for preliminary motions pursuant to Rule 72(A) shall be filed within ten days of completion of disclosure pursuant to Rule 66(A)(i);

NOTING the “Decision on Accused’s Request for Access to Additional Documents” issued by this Chamber on 10 December 2010, in which the Registry was ordered to provide the Accused with pages 308 to 319 of Annex G to the Prosecution’s Motion under Rule 77 Concerning Further Breaches of Protective Measures dated 26 January 2009 (“Annex G excerpt”);

NOTING the *Amicus Curiae* Prosecutor’s confirmation at the status conference held on 14 December 2010 that, with the service of the Annex G excerpt upon the Accused, his disclosure obligations under Rule 66(A)(i) are complete;²

CONSIDERING the “Procès-Verbal of the Decision on Accused’s Request for Access to Additional Documents” which indicates that the Annex G excerpt was served upon the Accused on 13 December 2010;

¹ Rule 66(A)(i) governs the disclosure of supporting material to the indictment.
² Status Conference, T. 41 (14 December 2010).

HEREBY DECLARES that the ten day period for the filing of preliminary motions referred to in Rule 77(E) shall begin to run from today.

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



Judge O-Gon Kwon
Presiding Judge

Dated this fifteenth day of December 2010
At The Hague
The Netherlands

[Seal of the Tribunal]