



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: 17 September 2013
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, Presiding

Registrar: Mr John Hocking

Order of: 17 September 1993

THE PROSECUTOR

v.

VOJISLAV ŠEŠELJ

PUBLIC DOCUMENT

ORDER TO RESCIND SCHEDULING ORDER OF 12 APRIL 2013

The Office of the Prosecutor

Mr. Serge Brammertz

The Accused

Mr Vojislav Šešelj

NOTING the Statute,

NOTING the Rules of Procedure and Evidence,

On 12 April 2013, a **scheduling order** set **30 October 2013** at 0900 hours for the pronouncement of the Judgement.

While **private deliberations** were ongoing, a Danish newspaper, under circumstances that have not yet been elucidated, published **an email** sent out to a close circle of persons by **Judge Harhoff**.

Relying on this newspaper article, the Accused **Vojislav Šešelj** filed a motion for disqualification of the said Judge.

The Prosecution submitted that the motion should be **denied**.

A **panel of Judges** designated by the Vice President initially rendered a decision on 28 August 2013 in which it disqualified **Judge Harhoff**.

On 6 September 2013, the Prosecution seized the Vice President of a request to **reconsider** the decision on several grounds. It is to be recalled that Judge Harhoff and the two other Judges of the Chamber also seized the panel of Judges of a request to **clarify** its decision.

The panel of Judges has not rendered a decision yet.

In any event, since the **deliberations** of the Chamber have been suspended due to the ongoing proceedings and since the legal officer of the Chamber, the coordinator of the team of legal officers of the Chamber, left her post several days ago, it will not be possible, whatever the panel's decision may be, to render the **judgement** on the date set by the order of 12 April 2013.

Given these circumstances, the order of 12 April 2013 should be rescinded and, in accordance with the decision to be taken, a new scheduling order will set the date for the Judgement.

FOR THE FOREGOING REASONS

PURSUANT TO Article 14 (7) of the Statute and Rule 54 of the Rules of Procedure and Evidence,

ORDERS that the scheduling order of 12 April 2013 be rescinded.

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

 /signed/
Jean-Claude Antonetti
Presiding Judge

Done this seventeenth day of September 2013
At The Hague
The Netherlands

[Seal of the Tribunal]