II. INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA

(a) ICTY List of Current Proceedings'

1. Blaškić¹

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Decision of the President of 17 April 1996 on the Second Motion Seeking Modification to the Conditions of Detention of General Blaškić.³

Decision of Trial Chamber I of 24 April 1996 Rejecting a Request for Provisional Release.⁴

Decision of the President of 9 May 1996 on the Motion of the Defence Seeking Modification to the Conditions of Detention of General Blaškić.⁵

Decision of 2 October 1996 on Protection of Witnesses and Start of the Trial.⁶

Decision of Appeals Bench of 14 October 1996 on Application for Leave to Appeal (Protection of Victims and Witness).⁷

Decision of 5 November 1996 on the Application of the Prosecutor Requesting Protective Measures for Victims and Witnesses.8

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Decision of 9 January 1997 on the Motion of the Defence Seeking Modification of the Conditions of Detention of General Blaškić. 11

Decision of Trial Chamber I of 27 January 1997 on the Production of Discovery Materials.¹²

^{*} This List of Current Proceedings covers all cases pending from 1 September 1997 onwards that merit attention because of a procedural event following the confirmation of an indictment. It describes the course of proceedings in these cases up to 1 January 1998.

Note that this indictment concerns Tihomir Blaškić, and not Tihofil Blaškić.

ICTY, Press Release, 3 April 1996.

^{3.} ICTY, Press Release, 22 April 1996.

ICTY, Bulletin, 21 June 1996.

^{5.} *Id*.

^{6.} ICTY, Bulletin, 17 October 1996.

^{7.} *Id*.

^{8.} ICTY, Bulletin, 15 November 1996.

⁹ ICTY, Bulletin, 18 December 1996.

^{10.} ICTY, Bulletin, 27 January 1997.

^{11.} Id

^{12.} ICTY, Bulletin, 10 March 1997.

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- Order of a Judge of 24 February 1997 to Ensure Compliance With a Subpoena Duces Tecum (addressed to Bosnia and Herzegovina).¹⁷
- Order of a Judge of 28 February 1997 to Ensure Compliance With a Subpoena Duces Tecum (addressed to Bosnia and Herzegovina and to Mr. Ante Jelavić). 18
- Order of 7 March 1997 Regarding Subpoena Duces Tecum Addressed to the Office of the Prosecutor; Bosnia and Herzegovina, and to Mr. Ante Jelavić; the Republic of Croatia, and to Mr. Gojko Sušak. 19
- Order of 14 March 1997 Submitting the Matter to Trial Chamber II and Inviting Amicus Curiae Addressed to: the Office of the Prosecutor; Bosnia and Herzegovina, and to Mr. Ante Jelavić; the Republic of Croatia, and to Mr. Gojko Sušak.20
- Decision of 18 March 1997 on Referral to a Judge of the Defence Motion for Issuance of a Subpoena Duces Tecum.²¹
- Order of 27 March 1997 Denying Application in Respect of the Issues Regarding Subpoena Duces Tecum Addressed to the Office of the Prosecutor; Bosnia and Herzegovina, and to Mr. Ante Jelavić; the Republic of Croatia, and to Mr. Goiko Sušak.²²
- Order of 1 April 1997 Inviting Defence to Participate on Hearing in Respect of the Issues Regarding Subpoena Duces Tecum Addressed to the Office of the Prosecutor; Bosnia and Herzegovina, and to Mr. Ante Jelavić; the Republic of Croatia, and to Mr. Gojko Sušak.²³
- Decision of Trial Chamber I of 4 April 1997 Rejecting a Motion of the Defence to Dismiss Counts 4, 7, 10, 14, 16, and 18 Based on the Failure to Adequately Plead the Existence of an International Armed Conflict.²⁴

^{13.} Id.

^{14.} *Id*.

^{15.} Id.

^{16.} Id. 17. Id.

^{18.} *Id.*

^{19.} ICTY, Bulletin, 22 April 1997.

^{20.} Id. 21. Id.

^{22.} Id.

^{23.} Id.

^{24.} Id.

- Decision of Trial Chamber I of 4 April 1997 on the Defence Motion to Strike Portions of the Amended Indictment Alleging "Failure to Punish" Liability.25
- Decision of Trial Chamber I of 4 April 1997 Rejecting the Defence Motion in Limine Regarding Mens Rea Required for Charges Alleging Command Responsibility and for Bills of Particulars.26
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^{25.} Id.

^{26.} *Id*.

^{27.} Id.

^{28.} Id.

^{29.} ICTY Bulletin, 20 June 1997.

^{30.} *Id*.

^{31.} *Id*.

^{32.} Id.

^{33.} Id.

^{34.} Id. ICTY Bulletin, 4 August 1997.

ICTY, Press Release, 1 August 1997.

Decision of Trial Chamber I of 25 August 1997 on the Defence Motion to Preclude Testimony of Certain Prosecution Witnesses.³⁷

Decision of Appeals Chamber of 29 October 1997 on the Appeal Lodged by Croatia Against the Decision on the Subpoena Issued to Croatia and its Defence Minister Rendered by Trial Chamber I on 18 July 1997.³⁸

2. DELALIĆ, MUCIĆ, DELIĆ & LANDŽO (CELEBIĆI)

Confirmation of a Judge of 21 March 1996 of the Indictment Filed With the Registry on 20 March 1996.³⁹

Decision of Trial Chamber II of 25 September 1996 Denying the Motions for Separate Trials.⁴⁰

Decision of Trial Chamber II of 25 September 1996 on Motion for Provisional Release Filed by the Accused Zejnil Delalić.⁴¹

Decision of Trial Chamber II of 25 September 1996 on Defence Application for Forwarding the Documents in the Language of the Accused (Delalić). 42

Decision of Trial Chamber II of 25 September 1996 on Motions for Separate Trials (Delalić and Mucić). 43

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Decision of Trial Chamber II of 26 September 1996 Denying a Motion by Defendant Delalić for the Disclosure of Evidence.⁴⁵

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Decisions of Appeals Bench of 14-15 October 1996 to Deny the Accused Delalic's Leave to Appeal the Motions of Separate Trial, Provisional Release and Defects in the Form of the Indictment.⁴⁷

Decision of Trial Chamber II of 24 October 1996 on Motion for Provisional Release Filed by the Accused, Hazim Delić. 48

^{37.} ICTY, Press Release, 3 September 1997.

^{38.} ICTY, Press Release, 29 October 1997.

^{39.} ICTY, Press Release, 22 March 1996.

^{40.} ICTY, Bulletin, 17 October 1996.

^{41.} *Id.*

^{42.} Id.

^{43.} *Id*.

^{44.} *Id*.

^{45.} Id.

^{46.} *Id*.

^{48.} ICTY, Bulletin, 15 November 1996.

- Decision of Trial Chamber II of 15 November 1996 on Motion by the Accused Based on Defects in the Form of the Indictment.⁴⁹
- Decision of 22 November 1996 on Application for Leave to Appeal by the Accused (Provisional Release).⁵⁰
- Decision of 6 December 1996 on Application for Leave to Appeal by the Accused (Defect in the Form of the Indictment).⁵¹
- Order of Trial Chamber II of 27 January 1997 Disposing of Motions Filed by the Accused.⁵²
- Decision of Trial Chamber II of 21 February 1997 on the Applications Filed by the Defence for the Accused, Z. Delalić and E. Landžo on 14 February 1997 and 18 February 1997 Respectively.⁵³
- Decision of 18 March 1997 on Defence Motion to Compel the Discovery of Identity and Location of Witnesses.⁵⁴
- Decision of 20 March 1997 on the Motion by the Prosecution to Allow the Investigators to Follow the Trial During the Testimonies of Witnesses.⁵⁵
- Order of Trial Chamber II of 21 April 1997 on Prosecution's Motion to Withdraw Counts 9 and 10 of the Indictment (Landžo).⁵⁶
- Order of Trail Chamber II of 21 April 1997 on the Request by the Accused for the Withdrawal of Lead Counsel (Landžo).
- Orders of 25 and 28 April 1997 on Request for Revocation of Power of Attorney and Acceptance of a New Legal Assistant to the Co-counsel of the Accused (Landžo).⁵⁷
- Decision of 28 April 1997 on the Motions by the Prosecution for the Protective Measures for the Prosecution Witnesses Pseudonymed "B" Through "M" and Decision on the Motion by the Prosecution for Protective Measures for the Witness Designated by the Pseudonym "N" (Celebići).⁵⁸
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- Orders of 2 and 20 May 1997 on Request for Withdrawal of Counsel and Decisions to Withdraw a Lead Counsel and to Assign a New Lead Counsel (Mucić).⁹⁰

^{49.} ICTY, Bulletin, 18 December 1996.

^{50.} *Id*.

^{51.} Id.

^{52.} ICTY, Registry Page D2687-D2676.

^{53.} ICTY, Bulletin, 10 March 1997.

^{54.} ICTY, Bulletin, 22 April 1997.

^{55.} *Id*.

^{56.} ICTY, Press Release, 22 April 1997.

⁵⁷ ICTY Bulletin, 20 June 1997.

^{58.} *Id.*

^{59.} *Id*.

^{60.} Id.

Decisions of 26 May 1997 to Withdraw a Lead Counsel and to Assign a New Lead Counsel.⁶¹

Decision of 28 May 1997 on the Motion to Allow Witnesses "K", "L", and "M" to Give Their Testimony by Means of Video-Link Conference. 82

Order of 2 June 1997 on Complaint Brought by the Prosecution.⁶³

Order of 3 June 1997 on the Motion by the Prosecution for Protective Measures for the Witness Designated by the Pseudonym "O".64

Order of 3 June 1997 on the Prosecution's Notice of its Intention to Show Video Excerpts to Witness "N".65

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Order of Trial Chamber II of 23 October 1997 on the Prosecution's Oral Request for the Release of Esad Ramić From the Subpoena ad Testificandum.74

^{61.} *Id*.

^{62.} *Id*.

^{63.} Id.

^{64.} Id.

^{65.} Id. 66. Id.

^{67.} Id.

^{69.} ICTY Bulletin, 4 August 1997.

^{70.} *Id*.

^{71.} ICTY, Press Release, 8 September 1997.

^{72.} *Id*.

^{74.} ICTY, Press Release, 28 October 1997.

Order of Trial Chamber II of 11 November 1997 on the Motion to Allow Certain Witnesses to Give Testimony by Means of Video-Link Conference.⁷⁵

Order of Trial Chamber II of 11 November 1997 on the Prosecution's Motion for Leave to Call Additional Expert Witnesses. 76

3. ERDEMOVIĆ

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4. KOVASEVIĆ

Confirmation of a Judge of 13 March 1997 of the Indictment. ⁸³ Decision of Trial Chamber II of 1 October 1997 on Defence Motion to Clarify Standards Implicit in Rule 50. ⁸⁴

5. Kupreskić & Others

Confirmation of a Judge of 10 November 1995 of the Indictment.85

^{75.} ICTY, Press Release, 18 November 1997.

^{76.} Id.

^{77.} ICTY, Press Release, 29 May 1996.

^{78.} Id.

^{79.} ICTY, Bulletin, 15 November 1996.

^{80.} ICTY, Bulletin, 18 December 1996.

^{81.} ICTY Bulletin of 27 January 1997.82. ICTY, Press Release, 7 October 1997.

^{83.} ICTY, Press Release, 10 July 1997. The indictment was not disclosed at the date of the confirmation of the indictment until further order.

^{84.} ICTY, Press Release, 9 October 1997.

Decision of Trial Chamber II of 15 December 1997 on Motions for Provisional Release.⁸⁶

6. MARTIÉ

Confirmation of a Judge of 25 July 1995 of the Indictment.⁸⁷ Decision of 27 February 1996 on Review of the Indictment Pursuant to Rule 61.⁸⁸

7. MRKŠIĆ, RADIĆ, ŠLJIVANČANIN & DOKMANOVIĆ (VUKOVAR HOSPITAL)

Confirmation of a Judge of 7 November 1995 of the Indictment Filed With the Registry on 30 October 1995 (Vukovar Indictment).⁸⁹

Decision of 19 March 1996 on the Prosecutor's Motion Requesting Protective Measures for Victims and Witnesses (Mrkšić, Radić & Šljivančanin).⁹⁰

Decision of 3 April 1996 on Review of Indictment Pursuant to Rule 61(Mrkšić, Radić & Šljivančanin).⁹¹

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Order of Trial Chamber II of 24 July 1997 to Provide Defence Council With a List of Items. 93

Decision of Trial Chamber II of 27 August 1997 Regarding Defence Motion to Protect Witness.⁹⁴

Order of Trial Chamber II of 27 August 1997 Concerning the Prosecutor's Confidential Motion to Modify Trial Chamber's Order Regarding the Videotape of the Arrest of the Accused.⁹⁵

^{85.} ICTY, Press Release, 27 June 1996. The indictment was not disclosed at the date of the confirmation of the indictment to safeguard the safety of the victims and witnesses. As their safety was now assured, the indictment was made public on 27 June 1997.

^{86.} ICTY, Press Release, 17 December 1997.

^{87.} ICTY, Press Release, 25 July 1995.

^{88.} ICTY, Press Release, 27 February 1996.

^{89.} IC TY, Press Release, 9 November 1995.

^{90.} ICTY, Registry Page D291-D288.

^{91.} ICTY, Bulletin, 24 April 1996.

ICTY, Press Release, 27 June 1996. The indictment was not disclosed at the date of the confirmation of the indictment to allow the arrest of the accused.

^{93.} ICTY, Press Release, 1 September 1997.

^{94.} Id.

^{95.} Id.

- Decision of Trial Chamber II of 22 October 1997 on the Motion for Release by the Accused Slavko Dokmanović. 96
- Decision of a Bench of the Appeals Chamber of 11 November 1997 on Leave to Appeal the Decision on the Motion for Release by the Accused Slavko Dokmanović Rendered by Trial Chamber II on 22 October 1997.⁹⁷
- Confirmation of a Judge of 28 November 1997 of the Amended Vukovar Indictment Filed With the Registry on 20 November 1997 (Mrkšić, Radić & Šljivančanin). 98
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- Decision of Trial Chamber II of 14 November 1995 on Prosecutor's Motion Requesting Protective Measures for Witness. 105
- Decision of Trial Chamber II of 14 November 1995 on Defence Motion on the Principle of *non-bis-in-idem*. ¹⁰⁶

^{96.} ICTY, Press Release, 27 October 1997.

^{97.} ICTY, Press Release, 12 November 1997.

^{98.} ICTY, Press Release, 2 December 1997.

^{99.} Id.

^{100.} ICTY, Press Release, 6 September 1995.

^{101.} ICTY, Bulletin, 17 October 1996.

^{102.} Id.

^{103.} ICTY, Press Release, 13 February 1995.

^{104.} ICTY, Bulletin, Year III Special.

^{105.} Id.

^{106.} Id.

Decision of Trial Chamber II of 14 November 1995 on Defence Motion on the Form of the Indictment.¹⁰⁷

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Decision of Trial Chamber II of 5 August 1996 on the Defence Motion on Hearsay & Separate Opinion of Judge Stephen on the Defence Motion on Hearsay. 115

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Order of Trial Chamber II of 10 December 1996 for the Prosecution to Investigate the False Testimony of Dragan Opacić (Witness "L").¹²¹

^{107.} *Id*.

^{108.} Id.

^{109.} ICTY, Bulletin, 22 January 1996.

^{110,} ICTY, Bulletin, 21 June 1996.

^{111.} Id.

^{112.} ICTY, Bulletin, 17 October 1996.

^{113.} Id.

^{114.} ICTY, Bulletin, 14 August 1996.

^{115.} *Id*.

^{116.} ICTY, Bulletin, 17 October 1996.

^{117.} ICTY, Bulletin, 17 October 1996.

^{117.} ICTY, Buildin, 17 October 1996. 118. ICTY, Registry Page D14604 D14597.

^{119.} ICTY, Registry Page D15376-D15324.

^{120.} ICTY, Bulletin, 18 December 1996.

^{121.} *Id*.

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^{122.} ICTY Bulletin, 20 June 1997.

^{123.} Id.

^{124.} Id.

^{125.} Id.

^{126.} *Id*.

^{127.} *Id.* 128. *Id.*

^{129.} ICTY, Press Release, 19 June 1997.

^{130.} ICTY Bulletin, 4 August 1997.