

UNITED
NATIONS

MICT-13-55-A

A6422 - A6419

27 FEBRUARY 2018

6422

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Mechanism for International Criminal Tribunals

Case No.: MICT-13-55-A

Date: 27 February 2018

Original: English

IN THE APPEALS CHAMBER

Before: Judge Theodor Meron, Presiding
Judge William H. Sekule
Judge Vagn Joensen
Judge José R. de Prada Solaesa
Judge Graciela S. Gatti Santana

Registrar: Mr. Olufemi Elias

Order of: 27 February 2018

PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

**SCHEDULING ORDER FOR APPEAL HEARING AND STATUS
CONFERENCE**

The Office of the Prosecutor:

Mr. Serge Brammertz
Ms. Laurel Baig
Ms. Barbara Goy
Ms. Katrina Gustafson

Counsel for Mr. Radovan Karadžić:

Mr. Peter Robinson
Ms. Kate Gibson

THE APPEALS CHAMBER of the International Residual Mechanism for Criminal Tribunals (“Appeals Chamber” and “Mechanism”, respectively);¹

NOTING the judgement issued in this case by the Trial Chamber of the International Criminal Tribunal for the former Yugoslavia on 24 March 2016;²

NOTING the appeals against the Trial Judgement filed before the Mechanism by Mr. Radovan Karadžić (“Karadžić”) and the Office of the Prosecutor of the Mechanism (“Prosecution”), and that the filing of the briefs in these appeals is complete;³

PURSUANT to Rule 141 of the Rules of Procedure and Evidence of the Mechanism (“Rules”),

HEREBY ORDERS that the hearing of the appeals in the present case shall take place in The Hague, The Netherlands on 23 and 24 April 2018 in Courtroom I;⁴

FURTHER INFORMS the parties that the timetable of the hearing of the appeals shall be as follows, subject to adjustments as appropriate:

Monday, 23 April 2018

09:20 – 09:30 Introductory Statement by the Presiding Judge (10 minutes)

Appeal of Radovan Karadžić

09:30 – 11:00 Submissions of Karadžić (1 hour 30 minutes)

11:00 – 11:30 *Pause (30 minutes)*

11:30 – 13:00 Submissions of Karadžić (1 hour 30 minutes)

13:00 – 14:00 *Pause (1 hour)*

14:00 – 15:30 Response of the Prosecution (1 hour 30 minutes)

15:30 – 16:00 *Pause (30 minutes)*

16:00 – 17:30 Response of the Prosecution (1 hour 30 minutes)

¹ Order Assigning Judges to a Case Before the Appeals Chamber, 20 April 2016.

² *Prosecutor v. Radovan Karadžić*, Case No. IT-95-5/18-T, Public Redacted Version of Judgement Issued on 24 March 2016, 24 March 2016 (“Trial Judgement”).

³ See Radovan Karadžić’s Notice of Appeal, 22 July 2016 (public with a confidential annex); Radovan Karadžić’s Appeal Brief, 5 December 2016 (confidential; public redacted version filed on 23 December 2016); Prosecution Response Brief, 15 March 2017 (confidential; public redacted version filed on 16 May 2017); Radovan Karadžić’s Reply Brief, 6 April 2017 (confidential; public redacted version filed on 19 April 2017). See also Prosecution’s Notice of Appeal, 22 July 2016; Prosecution Appeal Brief, 5 December 2016 (confidential; public redacted version filed on 11 January 2017); Radovan Karadžić’s Response Brief, 15 March 2017 (confidential; public redacted version filed on 15 March 2017); Prosecution Reply Brief, 6 April 2017 (confidential; public redacted version filed on 16 May 2017).

⁴ The Appeals Chamber notes that during the most recent status conference, counsel for Karadžić requested to be provided with questions that the Appeals Chamber may wish to address at the earliest time. See Status Conference, T. 30 January 2018 p. 80. The Appeals Chamber presently has no issues it would like to bring to the attention of the parties.

Tuesday, 24 April 2018**Appeal of Radovan Karadžić**

09:30 – 11:00 Reply of Karadžić (1 hour 30 minutes)

11:00 – 11:30 *Pause (30 minutes)*

Appeal of the Prosecution

11:30 – 12:00 Submissions of the Prosecution (30 minutes)

12:00 – 12:30 Response of Karadžić (30 minutes)

12:30 – 12:45 Reply of the Prosecution (15 minutes)

Personal Address

12:45 – 12:55 Personal Address by Karadžić (10 minutes) *(optional)*

NOTING FURTHER that Karadžić is currently in custody at the United Nations Detention Unit in The Hague pending the resolution of the appeal proceedings against the Trial Judgement;

CONSIDERING that, in accordance with Rule 69(B) of the Rules, the Appeals Chamber or a Judge of the Appeals Chamber shall convene a status conference within 120 days of the filing of a notice of appeal, and thereafter within 120 days after the last status conference, to allow a person in custody pending appeal the opportunity to raise issues in relation thereto, including the mental and physical condition of that person;

NOTING that the last status conference in this case was held on 30 January 2018,⁵

RECALLING that, in accordance with Rule 69(C)(ii) of the Rules, with the written consent of the accused, given after receiving advice from his counsel, a status conference may be conducted in the absence of the accused but with his participation via teleconference if he so wishes;

PURSUANT to Rule 69(B) of the Rules,

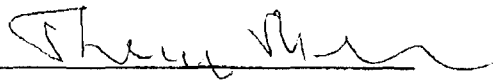
HEREBY ORDERS that a status conference shall be held in The Hague, The Netherlands on 25 April 2018, at 15:00, in Courtroom I; and

FURTHER ORDERS that, should Karadžić wish that the status conference be conducted in his absence, pursuant to Rule 69(C)(ii) of the Rules, a written notice to this effect be given by 11 April 2018.

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

Done this 27th day of February 2018,
At The Hague,
The Netherlands



Judge Theodor Meron
Presiding Judge

[Seal of the Mechanism]

⁵ Status Conference, T. 30 January 2018 pp. 67-83. *See also* Order Scheduling a Status Conference, 28 November 2017, p. 2.



**TRANSMISSION SHEET FOR FILING OF DOCUMENTS WITH THE
MECHANISM FOR INTERNATIONAL CRIMINAL TRIBUNALS/
FICHE DE TRANSMISSION POUR LE DÉPÔT DE DOCUMENTS DEVANT LE
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I - FILING INFORMATION / INFORMATIONS GÉNÉRALES

To/ À :	<input checked="" type="checkbox"/> MICT Registry/ <i>Greffe du MTPI</i>	<input type="checkbox"/> Arusha/ <i>Arusha</i>	<input checked="" type="checkbox"/> The Hague/ <i>La Haye</i>
From/ De :	<input checked="" type="checkbox"/> Chambers/ <i>Chambre</i>	<input type="checkbox"/> Defence/ <i>Défense</i>	<input type="checkbox"/> Prosecution/ <i>Bureau du Procureur</i>
Case Name/ Affaire :	Prosecutor v. Radovan Karadžić	Case Number/ Affaire n° :	MICT-13-55-A
Date Created/ Daté du :	27 February 2018	Date transmitted/ Transmis le :	27 February 2018
Original Language / Langue de l'original :	<input checked="" type="checkbox"/> English/ <i>Anglais</i>	<input type="checkbox"/> French/ <i>Français</i>	<input type="checkbox"/> Kinyarwanda <input type="checkbox"/> B/C/S <input type="checkbox"/> Other/Autre (specify/préciser) :
Title of Document/ Titre du document :	SCHEDULING ORDER FOR APPEAL HEARING AND STATUS CONFERENCE		
Classification Level/ Catégories de classification :	<input checked="" type="checkbox"/> Unclassified/ <i>Non classifié</i>	<input type="checkbox"/> Ex Parte Defence excluded/ <i>Défense exclue</i>	<input type="checkbox"/> Ex Parte Prosecution excluded/ <i>Bureau du Procureur exclu</i>
	<input type="checkbox"/> Confidential/ <i>Confidentiel</i>	<input type="checkbox"/> Ex Parte R86(H) applicant excluded/ <i>Art. 86 H) requérant exclu</i>	<input type="checkbox"/> Ex Parte Amicus Curiae excluded/ <i>Amicus curiae exclu</i>
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Document type/ Type de document :	<input type="checkbox"/> Motion/ <i>Requête</i>	<input type="checkbox"/> Submission from parties/ <i>Écritures déposées par des parties</i>	<input type="checkbox"/> Indictment/ <i>Acte d'accusation</i>
	<input type="checkbox"/> Decision/ <i>Décision</i>	<input type="checkbox"/> Submission from non-parties/ <i>Écritures déposées par des tiers</i>	<input type="checkbox"/> Warrant/ <i>Mandat</i>
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