

**UNITED
NATIONS**

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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-05-88/2-T
Date: 14 February 2012
Original: English

IN TRIAL CHAMBER II

Before: Judge Christoph Flügge, Presiding
Judge Antoine Kesia-Mbe Mindua
Judge Prisca Matimba Nyambe

Registrar: Mr. John Hocking

Order of: 14 February 2012

PROSECUTOR

v.

ZDRAVKO TOLIMIR**PUBLIC**

**SCHEDULING ORDER ON FINAL TRIAL BRIEFS AND CLOSING
ARGUMENTS**

Office of the Prosecutor
Mr. Peter McCloskey

The Accused
Zdravko Tolimir

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 the “Prosecution’s Motion for Variation of the Word Limit for Its Final Trial Brief” filed on 30 November 2011;

NOTING the “Response to the Prosecution’s Motion for Variation of the Word Limit for its Final Trial Brief” submitted in BCS on 19 December 2011 and filed in English on 4 January 2012 (“Response”), in which Zdravko Tolimir (“Accused”) submitted, *inter alia*, that should the Chamber grant the parties leave to file an extended final trial brief (“Final Brief”) of up to 150,000 words, on the premise that the Defence case will be completed by the end of February 2012, the Defence will be in a position to submit its Final Brief only in September 2012;¹

NOTING the “Decision on Prosecution’s Motion for Variation of the Word Limit for its Final Trial Brief”, filed on 12 January 2012 (“Decision”), in which the Chamber

- (a) considered that it was premature to set a deadline for the filing of the parties’ Final Briefs; and
- (b) set the limit for the length of the parties’ Final Brief to 120,000 words, with any appendices to the Final Briefs limited to 100 pages, to be filed on a date yet to be determined;²

NOTING that in the “Defence Motion Pursuant to Rule 65 *ter* of the Rules and the Trial Chamber Order regarding the Scheduling of the Defence Case and Related Matters” submitted in BCS on 30 November 2011 and filed in English on 5 December 2011 (“Rule 65 *ter* Motion”), the Accused stated that he intended to call three witnesses and one expert witness;³

NOTING that the presentation of the Defence Case began on 23 January 2012 and that two witnesses have testified and the expert witness is currently testifying;

NOTING that it is currently anticipated that the Defence case will be completed during the week of 13-16 February 2012;

¹ Response, paras. 10–11.

² Decision, p. 3.

³ Rule 65 *ter* Motion, p. 2.

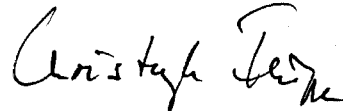
CONSIDERING the interests of a fair and expeditious trial and the need for efficient management of the proceedings;

PURSUANT TO Articles 20 and 21 of the Statute and Rules 54 and 86 of the Rules of Procedure and Evidence;

HEREBY ORDERS as follows:

- (a) the parties shall file their Final Briefs by no later than Thursday 31 May 2012;
- (b) there shall be no written responses to the Final Briefs;
- (c) the Prosecution shall present its closing arguments on Tuesday 21 August 2012; and
- (d) the Defence shall present its closing arguments on Wednesday 22 August 2012.

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



Judge Christoph Flügge
Presiding Judge

Dated this fourteenth day of February 2012
At The Hague
The Netherlands

[Seal of the Tribunal]