ANNOTATED LEADING CASES OF INTERNATIONAL CRIMINAL TRIBUNALS

VOLUME XXX:

THE INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA 2006

TABLE OF CONTENTS

Table of Contents	5
Preface	7
Part 1/ Preliminary Matters	
1. Jurisdiction	
Decision on Assigned <i>Pro Bono</i> Counsel Motion Challenging Jurisdiction, <i>Prosecutor v. Boškoski and Tarčulovski</i> , Case No. 1T-04–82-PT, T. Ch. II, 8 September 2006	9
Commentary Keiko Ko	16
Part 2/ Procedural Matters	
2. Counsel	
Decision on Complaint Against Defence Counsel Slobodan Stojanović, <i>Prosecutor v. Zoran Žigić a/k/a "Ziga"</i> , Case No. IT-98–30/1-A, A. Ch., 4 Jul 2006	19
Commentary Adam Wolrich	25
Decision on Assignment of Counsel, <i>Prosecutor v. Šešelj</i> , Case No. IT-03-67-PT, T. Ch. I, 21 August 2006	29
Commentary Adam Wolrich.	45
3. Rule 11 <i>bis</i> referral	
Decision on Appeal Against Decision on Referral Under Rule 11bis, Prosecutor v. Ljubičić, Case No. IT-00-41-AR11bis.1, A. Ch., 4 July 2006	51
Decision on Savo Todović's Appeals Against Decisions on Referral Under Rule 11bis, Prosecutor v. Rašević and Todović, Case No. IT-97–25/1-AR11bis. I and IT-97–25/1-AR11bis. 2, A. Ch., 4 September	
2006	63
Commentary Kjell Anderson	92
4. Admissibility of Evidence	
Reasons for Decision Denying Defence Motion Regarding Chamber Witnesses Biljana Plavšić and Branko Đerić and Decision on Admission into Evidence of Biljana Plavšić's Statement and Book Extracts, <i>Prosecutor v. Krajišnik</i> , Case No. IT-00-39-T, T. Ch. 1, 14 August 2006	97
Decision on Prosecution's Confidential Motion for Admission of Written Evidence In Lieu of <i>Viva Voce</i> Testimony Pursuant to Rule 92bis, <i>Prosecutor v. Popović et al.</i> , Case No. IT-05–88-T, T. Ch. II, 12 September 2006.	103
Separate Opinion of Judge Kimberly Prost	129
Commentary Kelly Pitcher	131

5. Judicial Notice Decision on Prosecution Motion for Judicial Notice of Adjudicated Facts with Annex, Prosecutor v. Popović et al., Case No. IT-05-88-T, T. Ch. II, 26 September 2006 139 Decision on Prosecution Motion for Judicial Notice of Facts of Common Knowledge Pursuant to Rule 94(A), Prosecutor v. Popović et al., Case No. IT-05-88-T, T. Ch. I, 26 September 2006 169 Commentary Koen Vriend..... 175 6. Witnesses Decision on Evidence Tendered Through Sandra Mitchell and Frederick Abrahams, Prosecutor v. Milutinović et al., Case No. IT-05-87-T, T. Ch. III, 1 September 2006..... 181 Decision on Appeal Against Trial Chamber's Decision on the Evidence of Witness Milan Babić, Prosecutor v. Martić, Case No. IT-95-11-AR73.2, A. Ch., 14 September 2006 195 Commentary Amy DiBella..... 204 7. Contempt Judgement, Prosecutor v. Jović, Case No. IT-95-14 and IT-95-14/2-R77, T. Ch. III, 30 August 2006 209 Judgement, Prosecutor v. Marijačić and Rebić, Case No. 1T-95-14-R77.2-A, A. Ch., 27 September 223 2006 235 Part 3/ Judgements 8. Judgements 241 Judgement, Prosecutor v. Krajišnik, Case No. IT-00-39-T, T. Ch. I, 27 September 2006 Commentary Yannis Naziris 514 Index..... 521

Contributors and Editors

523