

UNITED  
NATIONS

IT-98-30/1-A  
A 3955 - A 3953  
02 May 2003

3955  
do



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: IT-98-30/1-A

Date: 2 May 2003

Original: English

---

**IN THE APPEALS CHAMBER**

Before: Judge David Hunt, Pre-Appeal Judge

Registrar: Mr Hans Holthuis

Order of: 2 May 2003

**PROSECUTOR**

v

**Miroslav KVOČKA  
Mlađo RADIĆ  
Zoran ŽIGIĆ  
Dragoljub PRCAĆ**

---

**ORDER GRANTING EXTENSION OF PAGES**

---

**Counsel for the Prosecutor:**  
Mr Christopher Staker

**Counsel for the Defence:**  
Mr Krstan Simić for Miroslav Kvočka  
Mr Toma Fila for Mlađo Radić  
Mr Slobodan Stojanović for Zoran Žigić  
Mr Jovan Simić for Dragoljub Prcać

I, Judge David Hunt, Pre-Appeal Judge,

**NOTING** “Zoran Žigić’s Second Motion to Present Additional Evidence” filed confidentially on 11 April 2003 (“Žigić’s Rule 115 Motion”);

**NOTING** the Scheduling Order of 22 April 2003, whereby the Prosecution was ordered to file its Response to Žigić’s Rule 115 Motion no later than 12 May 2003;

**NOTING** that the Article 5 of the Practice Direction on the Length of Briefs and Motions (IT/184 Rev 1) provides that, unless otherwise ordered, responses will not exceed 10 pages or 3,000 words, whichever is the greater;

**BEING SEISED OF** the “Prosecution Motion for an Extension of Page Limit”, dated 1 May 2003 (“Prosecution’s Motion”), whereby the Prosecution seeks leave for a 30-page extension of pages so that it may file a 40-page Response to Žigić’s Rule 115 Motion;

**NOTING** the Prosecution’s submissions that the material submitted by Žigić is extensive (26 documents totalling about 130 pages), that Žigić’s treatment of the requirements of Rule 115 is extremely brief and that the extension of page is required “in order to properly assist the Appeals Chamber”;<sup>1</sup>

**CONSIDERING** the volume of Rule 115 material filed by Žigić;

**CONSIDERING** that the appropriate length of a response is primarily dictated by the nature and scope of the issues which it needs to address and not necessarily by the size of the material submitted by the applicant;

**CONSIDERING** that the number and scope of issues raised in the Rule 115 applications justify that such an extension of pages be granted;

**CONSIDERING** that the Prosecution has shown good cause and that there is no need to wait for any submission by the Defence in that respect;

---

<sup>1</sup> Motion, par 4.

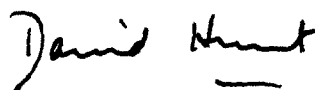
**CONSIDERING**, however, that the Prosecution should avoid redundancies and unnecessary repetitions in its Response;

**HEREBY GRANT LEAVE** to the Prosecution to file a 40-page response to Žigić's Rule 115 Motion no later than 12 May 2003.

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

Done this 2<sup>nd</sup> May 2003,

At The Hague,  
The Netherlands.



---

Judge David Hunt  
Pre-Appeal Judge

[Seal of the Tribunal]