

IT-06-90-T
D33937 - D33936
07 June 2010

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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-06-90-T
Date: 7 June 2010
Original: English

IN TRIAL CHAMBER I

Before: Judge Alphons Orie, Presiding
Judge Uldis Ķinis
Judge Elizabeth Gwaunza

Registrar: Mr John Hocking

Order of: 7 June 2010

PROSECUTOR

v.

ANTE GOTOVINA
IVAN ČERMAK
MLADEN MARKAČ

PUBLIC

**ORDER LIFTING CONFIDENTIALITY OF TESTIMONY OF WITNESSES 176, 177
& 178**

Office of the Prosecutor

Mr Alan Tieger

Counsel for Ante Gotovina

Mr Luka Mišetić
Mr Gregory Kehoe
Mr Payam Akhavan

Counsel for Ivan Čermak

Mr Steven Kay, QC
Mr Andrew Cayley
Ms Gillian Higgins

Counsel for Mladen Markač

Mr Goran Mikuličić
Mr Tomislav Kuzmanović

TRIAL CHAMBER I (“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”);

RECALLING that on 2 June 2010 the Chamber ordered, as a temporary measure, that the testimony of Witnesses 176, 177 and 178 would be heard in private session;¹

FURTHER RECALLING that all exhibits were admitted publicly during the testimony of these witnesses on 2 and 3 June 2010, although the content of the exhibits was to remain confidential until the confidential status of the witness’s testimony was lifted, which would be done at a later stage;²


NOTING the objections of the Gotovina Defence, Markač Defence and Čermak Defence to proceeding in private session;³

CONSIDERING that reasons for proceeding in private session and for lifting confidentiality will follow in the form of a written decision;

LIFTS the confidential status of the testimony of Witnesses 176, 177 and 178; and

ORDERS the Registrar of the Tribunal to adjust the status of the transcript accordingly, pursuant to Rule 54 of the Tribunal’s Rules of Procedure and Evidence.

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



Judge Alphons Orie
Presiding Judge

Dated this Seventh day of June 2010
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ T. 28650.

² T. 28650-28651, 28664, 28767, 28891.

³ T. 28651.