



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-04-74-T
Date: 22 February 2007
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti
Judge Árpád Prandler
Judge Stefan Trechsel
Reserve Judge Antoine Kesia-Mbe Mindua

Registrar: Mr Hans Holthuis

Order of: 22 February 2007

THE PROSECUTOR

v.

Jadranko PRLIĆ
Bruno STOJIĆ
Slobodan PRALJAK
Milivoj PETKOVIĆ
Valentin ĆORIĆ
Berislav PUŠIĆ

ORDER TO ADMIT EVIDENCE REGARDING WITNESS A

The Office of the Prosecutor:

Mr Kenneth Scott
Mr Daryl Mundis

Counsel for the Accused:

Mr Michael Karnavas and Ms Suzana Tomanović for Jadranko Prlić
Ms Senka Nožica and Mr Peter Murphy for Bruno Stojić
Mr Božidar Kovačić and Ms Nika Pinter for Slobodan Praljak
Ms Vesna Alaburić and Mr Nicholas Stewart for Milivoj Petković
Ms Dijana Tomašegović-Tomić and Mr Dražen Plavec for Valentin Ćorić
Mr Fahrudin Ibrišimović and Mr Roger Sahota for Berislav Pušić

TRIAL CHAMBER III (“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”

CONSIDERING that the Office of the Prosecutor (“Prosecution”) requested the admission of 12 documents¹ while Counsel for the Accused Prlić (“Prlić Defence”), Counsel for the Accused Stojić (“Stojić Defence”), Counsel for the Accused Praljak (“Praljak Defence”) and Counsel for the Accused Petković (“Petković Defence”) requested the admission of 1,² 8,³ 1,⁴ and 2⁵ documents (“Proposed Exhibits”), respectively, related to the testimony of Witness A which took place during the hearings of 13 and 14 February 2007,

CONSIDERING that the Chamber has heard the objections raised by the Prosecution⁶ against the admission of the Proposed Exhibits,

CONSIDERING that the Chamber has examined each of the Proposed Exhibits on the basis of the admissibility criteria set out in its Decision of 13 July 2006 on the admission of evidence,

CONSIDERING that the Chamber decides to admit into evidence the documents indicated “Admitted” in the Annex attached to this decision since they were put to Witness A and bear sufficient indicia of relevance, probative value, and reliability,

FOR THE FOREGOING REASONS,

PURSUANT TO Rule 89 of the Rules of Procedure and Evidence,

GRANTS the requests of the Prosecution, the Prlić Defence, Praljak Defence and Petković Defence,

PARTIALLY GRANTS the request of the Stojić Defence,

DECIDES that the documents indicated “Admitted” in the Annex attached to this decision should be admitted into evidence,

AND DENIES in all other respects the request of the Stojić Defence for the reasons explained in the Annex attached to this decision.

¹ IC 00412.

² IC 00424.

³ IC 00413.

⁴ IC 00414.

⁵ IC 00415.

⁶ IC 00416.

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

/signed/

Judge Jean-Claude Antonetti

Presiding Judge

Done this twenty-second day of February 2007

At The Hague

The Netherlands

[Seal of the Tribunal]

Annex

Exhibit Number	Party Proposing Admission of the Exhibit	Admitted/Not Admitted/Marked for Identification (MFI)
P 01868	Prosecution	Already admitted on 15 February 2007.
P 02020	Prosecution	Admitted
P 02154	Stojić Defence	Admitted
P 02313 pages 0501-3199; 0501-3203; 0501-3208 and 0501-3196.	Prosecution	Admitted
P 02449	Prosecution	Already admitted on 14 February 2007.
P 02503	Prosecution	Admitted
P 02512	Prosecution	Already admitted on 11 July 2006
P 02524	Petković Defence	Admitted
P 08508	Stojić Defence	Admitted
P 08987	Prosecution	Already admitted on 15 February 2007.
P 09800 (under seal)	Prosecution	Admitted (under seal).
2D 00253	Stojić Defence	Already admitted on 13 December 2006.
2D 00400	Stojić Defence	Not admitted (reason: witness unable to provide the Chamber information about the authenticity, probative value, and relevance of the document).
2D 00401	Stojić Defence	Not admitted (reason: witness unable to provide the Chamber information about the authenticity, probative value, and relevance of the document).
2D 00402	Stojić Defence	Not admitted (reason: witness unable to provide the Chamber information about the authenticity, probative value, and relevance of the document).
2D 00405	Stojić Defence	Not admitted (reason: witness unable to provide the Chamber information about the authenticity, probative value, and relevance of the document).
2D 00407	Stojić Defence	Not admitted (reason: witness unable to provide the Chamber information about the authenticity, probative value, and relevance of the document).
3D 00734	Prlić Defence	Admitted
4D 00495	Petković Defence	Admitted
IC 00402	Prosecution	Admitted
IC 00403 (under seal)	Prosecution	Admitted (under seal)
IC 00404	Prosecution	Admitted
IC 00405	Prosecution	Admitted
IC 00411	Praljak Defence	Admitted