

IT-03-69-T
D 43626 - D 43626
15 August 2012

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**UNITED
NATIONS**



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-03-69-T
Date: 15 August 2012
Original: English

IN TRIAL CHAMBER I

Before: Judge Alphons Orie, Presiding
Judge Michèle Picard
Judge Elizabeth Gwaunza

Registrar: Mr John Hocking

Decision of: 15 August 2012

PROSECUTOR

v.

**JOVICA STANIŠIĆ
FRANKO SIMATOVIĆ**

PUBLIC

**CORRIGENDUM TO DECISION ON THE STANIŠIĆ AND
SIMATOVIĆ BAR TABLE MOTIONS REGARDING THE
MLADIĆ NOTEBOOKS**

Office of the Prosecutor
Mr Dermot Groome

Counsel for Jovica Stanišić
Mr Wayne Jordash
Mr Scott Martin

Counsel for Franko Simatović
Mr Mihajlo Bakrač
Mr Vladimir Petrović

TRIAL CHAMBER I 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 (“Chamber”);

NOTING that the Chamber issued its Decision on the Stanišić and Simatović Defence Bar Table Motions Regarding the Mladić Notebooks on 26 July 2012 (“Bar Table Decision”);

NOTING that, in its bar table motion (“Simatović Motion”), the Simatović Defence requested admission of two excerpts from the document bearing Rule 65 *ter* no. 5602 at pages 40-59 and 108-124,¹ and that, in its bar table motion (“Stanišić Motion”), the Stanišić Defence requested admission of pages 275-276, 287, 290, 323-324, 339, 342-343, and 349 from the document bearing Rule 65 *ter* no. 5599.1;²

CONSIDERING that, in the Bar Table Decision, the Chamber found that the Simatović Motion had fulfilled the requirements for admission of documents from the bar table³ and granted the Simatović Motion in full,⁴ and found that the Stanišić Motion had also fulfilled the requirements for admission of documents from the bar table in relation to the pages cited above;⁵

FURTHER NOTING that, in the Disposition of the Bar Table Decision, the aforementioned admitted excerpts of the documents bearing Rule 65 *ter* no. 5602 and 5599.1 were inadvertently omitted and that, due to a clerical error, the referenced footnote was footnote number 27, whereas it should have been footnote number 28;

FOR THE FOREGOING REASONS

PURSUANT TO Rule 54 of the Tribunal’s Rules of Procedure and Evidence;

¹ Simatović Defence Second Bar Table Motion, 4 June 2012 (Public with Confidential Annex), Annex, pp. 41090-41089.

² Stanišić Defence Motion for Admission of Documents into Evidence through the Bar Table of Documents that were Denied Admission without Prejudice, 5 June 2012 (Public with Confidential Annex A), Annex A, pp. 178-179.

³ Bar Table Decision, para. 13.

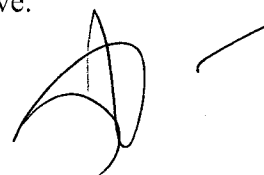
⁴ Bar Table Decision, para. 18.

⁵ Bar Table Decision, para. 13.

HEREBY HOLDS that the Disposition of the Bar Table Decision, paragraph 18, should include the following:

ADMITS into evidence the documents, as referenced in the Stanišić Motion and footnote 28 of this decision, namely the portion of **5599.1** contained at pages 275-276, 287, 290, 323-324, 339, 342-343, and 349; and, **ADMITS** into evidence the excerpts, as referenced in the Simatović Motion, contained at pages 40-59 and 108-124 from the document bearing Rule 65 *ter* no. 5602.

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



Judge Alphons Orie
Presiding Judge

Dated this Fifteenth day of August 2012
At The Hague
The Netherlands

[Seal of the Tribunal]