



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-02-54-T

Date: 4 November 2003

Original: ENGLISH

**IN THE TRIAL CHAMBER**

**Before:** Judge Richard May, Presiding  
Judge Patrick Robinson  
Judge O-Gon Kwon

**Registrar:** Mr. Hans Holthuis

**Order of:** 4 November 2003

**PROSECUTOR**

v.

**SLOBODAN MILOŠEVIĆ**

**ORDER TO THE PROSECUTION TO FINALISE ITS LIST OF EXHIBITS**

**Office of the Prosecutor:**

Mr. Geoffrey Nice  
Ms. Hildergaard Uertz-Retzlaff  
Mr. Dermot Groome

**Amici Curiae:**

Mr. Steven Kay  
Mr. Branislav Tapušković  
Prof. Timothy McCormack

**The Accused:**

Slobodan Milošević

**THIS TRIAL 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 ("International Tribunal"),

*Proprio motu*

**NOTING** the list of exhibits filed pursuant to Rule 65 *ter* by the Prosecution,

**NOTING** the Order of the Trial Chamber requiring the Prosecution to finalise its witness list, filed on 30 September 2003,

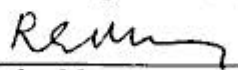
**CONSIDERING** that after 264 days of hearing and 20 months of trial, and after hearing 263 witnesses,<sup>1</sup> the Prosecution has still not produced a definitive exhibit list stating what the exhibits are it intends to rely on in its case,

**PURSUANT** to Rule 54 of the Rules of Procedure and Evidence

**HEREBY ORDERS AS FOLLOWS:**

- (1) The Prosecution shall produce, within 21 days, a definitive exhibit list, setting out the documents it intends to introduce into evidence for the remainder of the Prosecution case;
- (2) The list may include confidential and/or *ex parte* schedules in order to protect witnesses; and
- (3) Any exhibit not listed in a definitive or unqualified manner will be excluded by the Chamber, unless it could not have been discovered in the exercise of due diligence by the Prosecution.

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

  
 Judge May  
 Presiding

Dated this fourth day of November 2003  
 At The Hague  
 The Netherlands

**[Seal of the Tribunal]**

<sup>1</sup> This number does not include the witnesses admitted under Rule 92*bis* without cross-examination.