



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-01-47-T
Date: 27 July 2004
Original: English
French

IN TRIAL CHAMBER II

Before: Judge Jean-Claude Antonetti
Judge Vonimbolana Rasoazanany
Judge Bert Swart

Registrar: Mr Hans Holthuis

Decision of: 27 July 2004

THE PROSECUTOR

v.

**ENVER HADŽIHASANOVIĆ
AMIR KUBURA**

**CORRIGENDUM TO THE CONFIDENTIAL DECISION
ON THE ADMISSIBILITY OF CERTAIN CHALLENGED DOCUMENTS
AND DOCUMENTS FOR IDENTIFICATION**

The Office of the Prosecutor:

Mr Daryl Mundis
Ms Tecla Henry-Benjamin

Defence Counsel:

Ms Edina Rešidović and Mr Stéphane Bourgon for Enver Hadžihasanović
Mr Fahrudin Ibrišimović and Mr Rodney Dixon for Amir Kubura

Trial Chamber II (“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”),

NOTING the confidential Decision on the Admissibility of Certain Challenged Documents and Documents for Identification rendered by the Chamber on 16 July 2004 (“Decision”),

NOTING the Chamber’s oral decision at the hearing of 23 July 2004, in which the Chamber indicated the material errors to be corrected in the Decision,

CONSIDERING that the word “contains” in the third line of paragraph 23 of the Decision must be replaced by the word “contain”,

CONSIDERING that paragraph 48 of the Decision is erroneous in that it refers to document 326 and that number 326 should be replaced by number 636,

CONSIDERING that paragraph 59 should have included a reference to challenged document 339,

CONSIDERING that paragraph 64 of the Decision must read as follows: “The Chamber has decided to attribute a number to each war diary and operational log. Several documents might thus be attributed the same number if they are from the same war diary or operational log. A single number will therefore be attributed to all the following groups of challenged documents: 10, 11, 12, 13, 163, 174 and 445; 20, 27, 28, 229, 288 and 297; 231 and 240; 173, 243, 346 and 557; 141, 350 and 452; 555 and 556”,

CONSIDERING that challenged documents 10, 11, 12, 13, 163, 174 and 445 will bear the single number P 923 and P 923/E, that challenged documents 20, 27, 28, 229, 288 and 297 will bear the single number P 924 and P 924/E, that challenged documents 231 and 240 will bear the single number P 925 and P 925/E, that challenged documents 173, 243, 346 and 557 will bear the single number P 926 and P 926/E, that challenged documents 141, 350 and 452 will bear the single number P 927 and P 927/E and that challenged documents 555 and 556 will bear the single number P 928 and P 928/E,

CONSIDERING that the documents set out above will, moreover, retain their own individual number,

CONSIDERING that paragraph 79 of the Decision is erroneous in that document 582 was withdrawn by the Prosecution and that it should be replaced by the following: “Challenged document 582 was withdrawn by the Prosecution.”,

CONSIDERING that paragraph 99 of the Decision should have stated the following: “Documents P 104 id and P 105 id also appear on the list of challenged documents under numbers 33 and 222. In its decision of today, the Chamber already admitted challenged documents 33 and 222 as exhibits. They should therefore be assigned numbers P 104 and P 105...[.],

CONSIDERING that minor errors, most of which are typographical, appear in Annex A, particularly with regard to ERN numbers and dates of exhibits and that a confidential amended version of Annex A correcting these errors and highlighting the corrections in bold character will be attached to this decision,

FOR THE FOREGOING REASONS,

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

ORDERS that the Decision and Annex A thereof be amended as set out above and in confidential amended Annex A.

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

/signed/

Presiding Judge of the Chamber
Jean-Claude Antonetti

Done this twenty-seventh day of July 2004
At The Hague
The Netherlands

[Seal of the Tribunal]