



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: 30 November 2006
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

Decision of: 30 November 2006

THE PROSECUTOR

v.

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

ORDER TO ADMIT EVIDENCE REGARDING WITNESS STJEPAN KLJUJIĆ

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 Murphey 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”);

WHEREAS during the hearing of 27 June 2006, the Office of the Prosecutor (“Prosecution”) requested the admission into evidence of 27 exhibits,¹ while during the hearing of 11 October 2006, Counsel for the Accused Praljak (“Praljak Defence”), Counsel for the Accused Stojić (“Stojić Defence”), and Counsel for the Accused Prlić (“Prlić Defence”) requested the admission into evidence of 17, 4, and 6 exhibits, respectively, regarding the testimony of Witness Stjepan Kljuić (“Proposed Exhibits”);²

WHEREAS the documents tendered by the Prosecution were admitted during the hearing on 27 July 2006;³

WHEREAS the Chamber decides to enforce the Decision on Admission of Evidence, rendered 13 July (Decision of 13 July 2006), considering that this Decision comes after that one;

WHEREAS the Chamber has examined each of the Proposed Exhibits on the basis of the admissibility criteria defined in the Decision of 13 July 2006;

WHEREAS the Chamber decides to admit into evidence exhibits indicated “Admitted” in the annex attached hereto, because they were put to Witness Stjepan Kljuić and bear sufficient indicia of relevance, probative value, and reliability;

FOR THE FOREGOING REASONS,

PURSUANT TO Rules 54 and 89 of the Rules;

GRANTS the requests of the Prlić Defence and the Stojić Defence;

PARTIALLY GRANTS the request of the Praljak Defence;

DECIDES that the documents indicated “Admitted” in the attached annex should be admitted;

¹ Transcript in French (“T(F)”), p. 4008

² T(F), pp. 8170-8172

³ Transcript in English (“T(E)”), p. 4007.

AND DENIES in all other respects the request of the Praljak Defence for the reasons explained in the Annex attached hereto.

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

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

Done this 30th day of November 2006
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 00081	Prlić Defence	Already Admitted on 27 June 2006
1D 00398	Prlić Defence	Admitted
1D 00488	Prlić Defence	Admitted
1D 00524	Prlić Defence	Admitted
1D 00525	Prlić Defence	Admitted
1D 00941	Prlić Defence	Admitted
2D 00186	Stojić Defence	Admitted
2D 00187	Stojić Defence	Admitted
2D 00189	Stojić Defence	Admitted
2D 00191	Stojić Defence	Admitted
3D 00008	Praljak Defence	Admitted
3D 00281	Praljak Defence	Admitted
3D 00430	Praljak Defence	Admitted
3D 00431	Praljak Defence	Admitted
3D 00432	Praljak Defence	Admitted
3D 00433	Praljak Defence	Admitted
3D 00439	Praljak Defence	Admitted
3D 00445	Praljak Defence	Not Admitted (Reasons: not relevant to the case)
3D 00446	Praljak Defence	Admitted
3D 00447	Praljak Defence	Not Admitted (Reasons: not relevant to the case)
3D 00449	Praljak Defence	Admitted
3D 00450	Praljak Defence	Admitted
3D 00451	Praljak Defence	Admitted
IC 00047	Praljak Defence	Admitted
3D 00009	Praljak Defence	Already Admitted on 28 September 2006
3D 00010	Praljak Defence	Admitted
3D 00420	Praljak Defence	Already Admitted on 5 October 2006
IC 00047	Praljak Defence	Admitted