

20-04-74-T
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17 JANUARY 2007

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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-04-74-T
Date: 11 January 2007
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, Presiding
Judge Árpád Prandler
Judge Stefan Trechsel
Reserve Judge Antoine Kesia-Mbe Mindua
Registrar: Mr Hans Holthuis
Decision of: 11 January 2007

THE PROSECUTOR

v.

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

**ORDER TO ADMIT EVIDENCE RELATIVE TO WITNESS
SALKO BOJČIĆ**

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 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 Witness Salko Bojčić appeared before the Chamber on 5 December 2006 pursuant to Rule 92ter of the Rules of Procedure and Evidence (“Rules”),

CONSIDERING that the Office of the Prosecutor (“Prosecution”) moved for the admission of 2 documents¹ and that the counsels for the Accused Stojić (“Stojić Defence”) moved for the admission of 2 documents² relating to the testimony of Salko Bojčić (“Proposed Exhibits”),

CONSIDERING that the Chamber has heard the objections raised by the Parties against the admission of the, Proposed Exhibits,³

CONSIDERING that the Chamber has examined each of the Proposed Exhibits based on the criteria for admissibility defined in its Decision on Admission of Evidence of 13 July 2006 (“Decision”),

CONSIDERING that the Chamber hereby decides to admit into evidence the documents labelled “admitted” in the Annex attached to this decision because they were submitted to Witness Salko Bojčić and have satisfactory indicia of relevance, probative value and reliability,

FOR THE FOREGOING REASONS,

PURSUANT TO Rules 54 and 89 of the Rules,

GRANTS the motion of the Prosecution,

PARTIALLY GRANTS the motion of the Stojić Defence,

DENIES the admission of document labelled 2D 00277;

DECIDES that there are grounds to admit into evidence the documents labelled “admitted” in the Annex attached to this decision.

¹ IC 00149.

² IC 00164.

³ IC 00162.

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

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

Done this eleventh day of January 2007
At The Hague
The Netherlands

[Seal of the Tribunal]

Annex

Proposed exhibit no.	Party proposing the admission of evidence	Admitted/Not admitted/Marked for identification (MFI)
P 03063	Prosecution	Already admitted on 13 December 2006
P 09798	Prosecution	Admitted
2D 00150	Stojić Defence	Admitted
2D 00277	Stojić Defence	Not admitted (reason: witness unable to clarify to the Chamber its relevance, probative value and authenticity)