



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: 23 January 2007
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

Order of: 23 January 2007

THE PROSECUTOR

v.

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

ORDER TO ADMIT EVIDENCE REGARDING WITNESS CR

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 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 11 January 2007, the Office of the Prosecutor (“Prosecution”) requested the admission into evidence of 16 documents,¹ while Counsel for the Accused Prlić (“Prlić Defence”), Counsel for the Accused Stojić (“Stojić Defence”), Counsel for the Accused Praljak (“Praljak Defence”), Counsel for the Accused Petković (“Petković Defence”) and Counsel for the Accused Ćorić (“Ćorić Défense”) requested the admission into evidence of 7,² 2,³ 8,⁴ 1⁵ and 2⁶ documents, respectively, related to the testimony of Witness CR (“Proposed Exhibits”);⁷

WHEREAS the Chamber has heard the objections raised by the Praljak Defence⁸ and Ćorić Defence⁹ with regard to the admission of the documents proposed by the Prosecution;

WHEREAS the Chamber has heard the Prosecution’s response to the objections raised by the Praljak Defence;¹⁰

WHEREAS the Chamber has examined each of the Proposed Exhibits on the basis of the admissibility criteria specified in its Decision of 13 July 2006 on the admission of evidence;

WHEREAS the Chamber decides to admit into evidence documents indicated “admitted” in the Annex attached to this decision, since they were put to Witness CR and bear sufficient indicia of relevance, probative value, and reliability;

FOR THE FOREGOING REASONS,

PURSUANT TO Rules 54 and 89 of the Rules of Procedure and Evidence (“Rules”);

GRANTS the requests of the Petković Defence and Ćorić Defence;

¹ IC 00196.

² IC 00197.

³ IC 00198.

⁴ IC 00199.

⁵ IC 00200.

⁶ IC 00201.

⁷ French Transcript, p. 12066.

⁸ IC00205.

⁹ IC00206.

¹⁰ IC00216.

PARTIALLY GRANTS the requests of the Prosecution, the Prlić Defence, the Stojić Defence, and the request of the Praljak Defence,

DECIDES that the documents indicated “admitted” in the Annex attached to this decision should be admitted into evidence;

DECIDES that the documents indicated “MFI” in the Annex attached to this decision should be marked for identification;

DENIES in all other respects the requests of the Prlić Defence and Praljak Defence;

INVITES the Prosecution, the Stojić Defence and the Praljak Defence to supply, as soon as possible, the translation of the documents indicated “MFI” in the Annex attached to this decision,

AND ORDERS the Registrar to place Exhibit P 05312 under seal.

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

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

Done this 23rd day of January 2007
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 00462 (under seal)	Prosecution	Already admitted on 11 December 2006
P 00998	Prosecution	MFI (pending new translation)
P 01234	Prosecution	Admitted
P 01669 (under seal)	Prosecution	Admitted (under seal)
P 03075	Prosecution	Already admitted on 11 December 2006
P 03105	Prosecution	MFI (pending new translation)
P 04710 (under seal)	Prosecution	Admitted (under seal)
P 05146	Prosecution	Admitted
P 05193	Prosecution	Admitted
P 05194	Prosecution	Admitted
P 05214	Prosecution	Admitted
P 05237	Prosecution	Admitted
P 05302	Prosecution	Admitted
P 05312 (under seal)	Prosecution	Already admitted on 23 May 2006
P 05717	Prosecution	Admitted
P 08395 (under seal)	Prosecution	Admitted (under seal)
1D 01051	Prlić Defence	Admitted
1D 01052 (under seal)	Prlić Defence	Admitted (under seal)
1D 01054 (under seal)	Prlić Defence	Admitted (under seal)
1D 01055 (under seal)	Prlić Defence	Admitted (under seal)
1D 01056 (under seal)	Prlić Defence	Admitted (under seal)
1D 01057 (under seal)	Prlić Defence	Admitted (under seal)
1D 01058	Prlić Defence	Not admitted (Reason: document not registered in the Ringtail database)
2D 00300	Stojić Defence	MFI (pending official translation)
2D 00304	Stojić Defence	MFI (pending official translation)
3D 00647	Praljak Defence	Admitted
IC 00188	Praljak Defence	Admitted
IC 00189	Praljak Defence	Admitted
IC 00190	Praljak Defence	Admitted
IC 00191	Praljak Defence	Admitted
IC 00192	Praljak Defence	MFI (pending production of an English translation)
IC 00193	Praljak Defence	MFI (pending production of an English translation)
IC 00194	Praljak Defence	Not admitted (Reason: document not registered in the Ringtail database)
P 00492	Petković Defence	Admitted
P 00462 (under seal)	Čorić Defence	Already admitted on 11 December 2006
P 03546	Čorić Defence	Admitted