



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: 21 February 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:** 21 February 2007

**THE PROSECUTOR**

v.

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

**ORDER TO ADMIT EVIDENCE REGARDING WITNESS ENES VUKOTIĆ**

**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 Čorić  
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 the Office of the Prosecutor (“Prosecution”) and Counsel for the Accused Praljak (“Praljak Defence”) each requested the admission of six documents<sup>1</sup> relating to the testimony of Witness Enes Vukotić who appeared before the Chamber on 6 and 7 February 2007 (“Proposed Exhibits”),<sup>2</sup>

**CONSIDERING** that the Chamber has heard the Prosecution’s objections against the admission of one document proposed by the Praljak Defence,<sup>3</sup>

**CONSIDERING** that the Chamber has examined each of the Proposed Exhibits on the basis of the admissibility criteria set out in its Decision of 13 July 2006 on the Admission of Evidence,

**CONSIDERING** that the Chamber decides to admit into evidence the documents indicated “Admitted” in the Annex attached to this decision since they were put to Witness Enes Vukotić 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,

**GRANTS** the Prosecution request,

**PARTIALLY GRANTS** the request of the Praljak Defence,

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

**AND DENIES** in all other respects the request of the Praljak Defence for the reasons explained in the Annex attached to this decision.

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<sup>1</sup> IC 00386 and IC 00385

<sup>2</sup> Enes Vukotić, French Transcript p. 13723.

<sup>3</sup> IC 00388

*/signed/*

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Judge Jean-Claude Antonetti  
Presiding Judge

Done this twenty-first day of February 2007  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**

**Annex**

<b>Party Proposing Admission of the Exhibit</b>	<b>Exhibit Number</b>	<b>Admitted/Not Admitted/Marked for Identification (MFI)</b>
Prosecution (under seal)	P 09864	Admitted (under seal)
Prosecution	P 09139	Already Admitted through Witness Ratko Pejanović
Prosecution	P 09140	Already Admitted through Witness Ratko Pejanović
Prosecution	IC 00371	Admitted
Prosecution	IC 00374	Admitted
Prosecution	IC 00375	Admitted
Praljak Defence	IC 00376	Admitted
Praljak Defence	IC 00377	Admitted
Praljak Defence	IC 00378	Admitted
Praljak Defence	IC 00379	Admitted
Praljak Defence	IC 00380	Admitted
Praljak Defence	IC 00381	Not Admitted (reason: witness unable to provide the Chamber information about the relevance and probative value of the document)