



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: 26 April 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:** 26 April 2007

**THE PROSECUTOR**

v.

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

**ORDER TO ADMIT EVIDENCE REGARDING WITNESS PATRICK VAN DER WELJDEN**

**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”),

**CONSIDERING** that the Office of the Prosecutor (“Prosecution”) requested the admission of five documents<sup>1</sup> while Counsel for the Accused Praljak (“Praljak Defence”) and Counsel for the Accused Čorić (“Čorić Defence”) requested the admission of fifteen<sup>2</sup> documents and one<sup>3</sup> document, respectively, related to the testimony of Patrick van der Weijden<sup>4</sup> (“Proposed Exhibits”) who appeared before the Chamber on 7 and 8 February 2007 and on 26 March 2007,

**CONSIDERING** that the Prosecution raised its objections against the admission of two documents requested by the Praljak Defence (“Prosecution Objections”),<sup>5</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, while also taking into account the Prosecution Objections,

**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 Patrick van der Weijden 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 for admission,

**PARTIALLY GRANTS** the Praljak Defence request for admission,

**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 Praljak Defence and Čorić Defence requests for admission.

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<sup>1</sup> IC 00511.

<sup>2</sup> IC 00512.

<sup>3</sup> IC 00387.

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

*/signed/*

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Judge Jean-Claude Antonetti

Presiding Judge

Done this twenty-sixth day of April 2007

At The Hague

The Netherlands

**[Seal of the Tribunal]**

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<sup>4</sup> Transcript in French (“T(F)”) pp. 13890, 16447.

<sup>5</sup> IC 00513; T(F) p. 16546.

Annex

<b>Exhibit Number</b>	<b>Party Proposing Admission of the Exhibit</b>	<b>Admitted/Not Admitted/Marked for Identification (MFI)</b>
P 09808	Prosecution	Admitted
IC 00381	Prosecution	Admitted
IC 00382	Prosecution	Admitted
IC 00383	Prosecution	Admitted
IC 00384	Prosecution	Admitted
3D 00756 (2 pages: 3D22-0742 and 3D22-0743)	Praljak Defence	Admitted
3D 00765	Praljak Defence	Only page 3D22-0883 of Exhibit 3D 00765 is admitted
3D 00766	Praljak Defence	Admitted
3D 00768	Praljak Defence	Admitted
3D 00769 (1 page: 3D23-0906)	Praljak Defence	Admitted
3D 00771 (2 pages: 3D22-0937 and 3D22-0938)	Praljak Defence	Admitted
3D 00843 (2 pages: 3D23-0202, 3D23-0204 and 3D23-0205)	Praljak Defence	Admitted
3D 00844 (21 pages: 3D23-0206, 3D23-0207, 3D23-0208, 3D23-0211, 3D23-0212, 3D23-0213, 3D23-0214, 3D23-0215, 3D23-0216, 3D23-0221, 3D23-0222, 3D23-0223, 3D23-0224, 3D23-0225, 3D23-0227, 3D23-0228, 3D23-0228, 3D23-0229, 3D23-0230, 3D23-0232, 3D23-0233)	Praljak Defence	Admitted
3D 00845 (4 pages: 3D23-0234, 3D23-0235, 3D23-0236, 3D23-0238)	Praljak Defence	Admitted
3D 00846 (1 page: 3D23-0240)	Praljak Defence	Admitted
3D 00847 (1 page: 3D23-0245)	Praljak Defence	Admitted
3D 00848 (2 pages: 3D22-0251, 3D22-0253)	Praljak Defence	Admitted
3D 00849	Praljak Defence	Not admitted (Reason: witness unable to provide the Chamber information about the authenticity, relevance and probative value of the document)
3D 00850	Praljak Defence	Admitted
IC 00509	Praljak Defence	Admitted
5D 02011	Čorić Defence	Not admitted (Reason: this document does not bear sufficient indicia of relevance and probative value)