

**UNITED
NATIONS**



International Tribunal for the Prosecution of
Persons Responsible for Serious Violations of
International Humanitarian Law Committed in
the Territory of Former Yugoslavia since 1991

Case No. IT-98-29/1-T

Date: 26 September 2007

Original: English

IN TRIAL CHAMBER III

Before: Judge Patrick Robinson, Presiding
Judge Antoine Kesia-Mbe Mindua
Judge Frederik Harhoff

Registrar: Mr. Hans Holthuis

Date: 26 September 2007

PROSECUTOR

v.

DRAGOMIR MILOŠEVIĆ

PUBLIC

ORDER

The Office of the Prosecutor:

Mr. Stefan Waespi
Ms. Carolyn Edgerton
Mr. John Docherty

Counsel for the Accused:

Mr. Branislav Tapušković
Ms. Branislava Isailović

1. In the case of *Prosecutor v Dragomir Milošević*, on 25 September 2007, the document which was given exhibit number P846 was discussed. Trial Chamber III (“Trial 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”) hereby issues an order with respect to this document.
2. During court proceedings on 25 September 2007, the Defence requested that it be provided with all 18 pages of this document, as only eight pages appear in eCourt. The discussion that ensued was resolved by the Presiding Judge, who said that the Defence were to file a motion on this matter. Subsequent to the hearing of 25 September, the Chambers legal staff looked into the admission of said document and found as follows.
3. On 20 December 2006, the Prosecution filed a motion for admission of documents pursuant to Rules 89 (C) and 94 (B) of the Rules of Procedure and Evidence. With that motion, it provided the Trial Chamber and the Defence with two DVDs, containing the documents the admission of which was requested. The DVDs were provided Registry numbers, which are D1294 and D1267. The DVD with number D1294 contained the full document P846. The full document has thus been available to the Defence at least from 20 December 2006 onward.
4. The decision on admission of the documents, dated 24 January 2007, was based on the documents provided on the DVDs and therefore, the decision to admit document P846 was a decision to admit the full document.
5. The Court Officer informed the Chambers legal staff that he was provided with an electronic version of P846, which numbers only eight pages of the 18-page document. There was, however, no request on the part of the Prosecution to limit the number of pages to be admitted.
6. The Trial Chamber orders that this matter be dealt with by replacing the document currently available in eCourt with the electronic version of the full document. Therefore, there is no need for a motion on the part of the Defence.

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



Judge Patrick Robinson
Presiding

Dated this twenty-sixth day of September 2007

At The Hague

The Netherlands

[Seal of the Tribunal]