



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-05-87-T
Date: 13 May 2008
Original: English

IN THE TRIAL CHAMBER

Before: Judge Iain Bonomy, Presiding
Judge Ali Nawaz Chowhan
Judge Tsvetana Kamenova
Judge Janet Nosworthy, Reserve Judge

Registrar: Mr. Hans Holthuis

Order of: 13 May 2008

PROSECUTOR

v.

**MILAN MILUTINOVIĆ
NIKOLA ŠAINOVIĆ
DRAGOLJUB OJDANIĆ
NEBOJŠA PAVKOVIĆ
VLADIMIR LAZAREVIĆ
SRETEN LUKIĆ**

PUBLIC

ORDER RE EVIDENCE OF WITNESS 6D2

Office of the Prosecutor

Mr. Thomas Hannis
Mr. Chester Stamp

Counsel for the Accused

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović
Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović
Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić
Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković
Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević
Mr. Branko Lukić and Mr. Dragan Ivetić for Mr. Sreten Lukić

THIS 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”) is seized of the Lukić Defence “Motion with regard to the Testimony of Witness 6D2 with Annex A” (“Motion”), filed 23 April 2008, and hereby renders this order in relation thereto.

1. In the Motion, the Lukić Defence informs the Chamber and the parties that it has reviewed the transcript of the hearings of 15 and 16 April 2008, in accordance with the Chamber’s instruction of 16 April 2008.¹ The Lukić Defence submits that certain portions of the transcript should remain confidential, in order to protect the identity of witness 6D2, whilst other parts, which it specifies in the Annex to the Motion, are general in nature and thus suitable for public release.² The Prosecution has indicated that it agrees with the submissions of the Lukić Defence contained in the Motion.

2. Having reviewed the Annex to the Motion and the transcript, the Trial Chamber, pursuant to Rules 54, 69, 75, and 79 of the Rules of the Procedure and Evidence of the Tribunal, hereby **ORDERS** that the following portions of the transcript of the hearings dated 15 and 16 April 2008 shall be made public:³

1. pp. 25337:11 – 25343:12
2. pp. 25343:14 – 25345:11
3. pp. 25345:16 – 25347:05
4. pp. 25347:08 – 25350:07
5. pp. 25350:09 – 25353:21
6. pp. 25353:24 – 25355:05
7. pp. 25355:09 – 25355:21
8. pp. 25355:25 – 25357:08
9. pp. 25357:15 – 25357:23

¹ Motion, para. 2; T. 25510 (16 April 2008).

² Motion, paras. 2–4, Annex A.

³ References are to page and line numbers, inclusive, so the first listed number is page 25337, line 11, to page 25343, line 12.

10. pp. 25358:11 – 25360:07
11. pp. 25360:09 – 25360:10
12. pp. 25360:12 – 25360:13
13. pp. 25360:20 – 25361:01
14. pp. 25361:03 – 25361:08
15. pp. 25361:11 – 25372:01
16. pp. 25372:03 – 25372:03
17. pp. 25372:05 – 25373:02
18. pp. 25373:07 – 25373:25
19. pp. 25374:07 – 25374:25
20. pp. 25375:02 – 25375:18
21. pp. 25375:21 – 25379:05
22. pp. 25379:09 – 25379:10
23. pp. 25379:14 – 25381:09
24. pp. 25381:12 – 25382:16
25. pp. 25382:18 – 25384:01
26. pp. 25384:05 – 25388:23
27. pp. 25389:08 – 25389:11
28. pp. 25389:19 – 25390:11
29. pp. 25391:16 – 25391:18
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43. pp. 25406:10 – 25407:02
44. pp. 25407:08 – 25408:03
45. pp. 25408:10 – 25410:18
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49. pp. 25415:15 – 25416:11
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51. pp. 25417:19 – 25418:05
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54. pp. 25419:14 – 25419:22
55. pp. 25420:08 – 25420:17
56. pp. 25420:19 – 25421:02
57. pp. 25421:05 – 25421:11
58. pp. 25422:06 – 25422:12
59. pp. 25422:18 – 25423:10
60. pp. 25423:13 – 25424:03
61. pp. 25424:16 – 25425:04
62. pp.25425:07 – 25426:06
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74. pp. 25436:22 – 25439:01
75. pp. 25439:03 – 25439:16

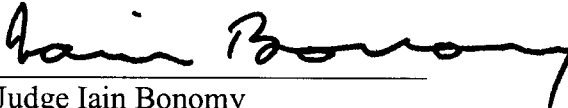
76. pp. 25439:18 – 25439:18
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144. pp. 25508:06 – 25509:13
145. pp. 25509:16 – 25510:21

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



Judge Iain Bony
Presiding

Dated this thirteenth day of May 2008
At The Hague
The Netherlands

[Seal of the Tribunal]