



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: 29 May 2008
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: 29 May 2008

THE PROSECUTOR

v.

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

PUBLIC

**ORDER ADMITTING EVIDENCE RELATIVE TO
WITNESS DAMIR ZORIĆ**

The Office of the Prosecutor:

Mr Kenneth Scott
Mr Douglas Stringer

Counsel for the Accused:

Mr Michael Karnavas and Ms Suzana Tomanović for Jadranko Prlić
Ms Senka Nožica and Mr Karim A.A. Khan 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 Counsel for the Accused Prlić (“Prlić Defence”) requested the admission of 25 exhibits¹ while Counsel for the Accused Praljak (“Praljak Defence”), Counsel for the Accused Petković (“Petković Defence”) and the Office of the Prosecutor (“Prosecution”) requested the admission of 1², 2³ and 6⁴ exhibits, respectively, related to the testimony of Witness Damir Zorić (“Proposed Exhibits”) who appeared from 13 to 15 May 2008,

CONSIDERING that no objection to the Proposed Exhibits has been raised by the Prosecution or the Defence teams,

CONSIDERING that the Chamber has examined each of the Proposed Exhibits on the basis of the admissibility criteria set out in the Decision on Admission of Evidence, rendered by the Chamber on 13 July 2006 (“Decision of 13 July 2006”) and the Decision Adopting Guidelines for the Presentation of Defence Evidence, rendered by the Chamber on 24 April 2008 (“Decision of 24 April 2008”),⁵

CONSIDERING that the Chamber decides to admit into evidence the Proposed Exhibits indicated “Admitted” in the Annex attached to this Decision since they were put to the witness and bear sufficient indicia of relevance, reliability and probative value,

CONSIDERING that the Chamber decides not to admit into evidence the Proposed Exhibits indicated “Not Admitted” in the Annex attached to this Decision since they are not consistent with the requirements set out in the Decisions of 13 July 2006 and 24 April 2008,

¹ IC 00791.

² IC 00793.

³ IC 00794.

⁴ IC 00792.

⁵ Guideline 8 regarding the admission of documentary evidence through a witness.

FOR THESE REASONS,

PURSUANT TO Rules 54 and 89 of the Rules of Procedure and Evidence,

GRANTS the requests for admission of the Praljak Defence and Prosecution,

PARTIALLY GRANTS the requests for admission of the Prlić Defence and Petković Defence,

ADMITS into evidence the Proposed Exhibits indicated “Admitted” in the Annex attached to this Decision, **AND**

DENIES in all other respects the requests for admission of the Prlić Defence and Petković Defence.

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

/signed/

Jean-Claude Antonetti
Presiding Judge

Done this twenty-ninth day of May 2008
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)
1D 00902	Prlić Defence	Admitted
1D 01294	Prlić Defence	Admitted
1D 02283	Prlić Defence	Admitted
1D 02585	Prlić Defence	Admitted
1D 02586	Prlić Defence	Admitted
1D 02587	Prlić Defence	Admitted
1D 02588	Prlić Defence	Admitted
1D 02606	Prlić Defence	Admitted
1D 02607	Prlić Defence	Admitted
1D 02608	Prlić Defence	Admitted
1D 02609	Prlić Defence	Admitted
1D 02623	Prlić Defence	Admitted
1D 02626	Prlić Defence	Not admitted. (Reason: Exhibit identical to the exhibit already admitted under exhibit number 2D 00486 on 28 August 2007).
1D 02633	Prlić Defence	Not admitted. (Reason: document not put to the witness in court)
1D 02637	Prlić Defence	Admitted
1D 02638	Prlić Defence	Admitted
1D 02639	Prlić Defence	Admitted
1D 02640	Prlić Defence	Admitted
1D 02641	Prlić Defence	Admitted
1D 02642	Prlić Defence	Admitted
1D 02643	Prlić Defence	Admitted
1D 02778	Prlić Defence	Admitted
1D 02915	Prlić Defence	Admitted
1D 02916	Prlić Defence	Admitted
1D 02917	Prlić Defence	Not admitted. (Reason: pages requested for admission not specified).
3D 01091	Praljak Defence	Admitted
3D 02710	Petković Defence	Admitted
4D 01232	Petković Defence	Not admitted. (Reason: Exhibit not translated in English in e-court system).
P10406	Prosecution	Admitted
P10407	Prosecution	Admitted

P10409	Prosecution	Admitted
P10419	Prosecution	Admitted
P 10420	Prosecution	Admitted
P 10422	Prosecution	Admitted