



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: 18 March 2009
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, presiding
Judge Árpád Prandler
Judge Stefan Trechsel
Reserve Judge Antoine Kesia-Mbe Mindua

Acting Registrar: Mr John Hocking

Order of: 18 March 2009

THE PROSECUTOR

v.

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

PUBLIC

ORDER ADMITTING EVIDENCE RELATED TO WITNESS NEDŽAD ČENGIĆ

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 Stojić (“Stojić Defence”) requested the admission of 4¹ exhibits relating to the testimony of Nedžad Čengić (“Proposed Exhibits”), who appeared on 11 March 2009,

CONSIDERING that none of the Parties filed objections to the admission of the Proposed Exhibits,

CONSIDERING that the Chamber has examined each of the Proposed Exhibits on the basis of admissibility criteria defined in the Decision on the Admission of Evidence, rendered by the Chamber on 13 July 2006, and in the Decision Adopting Guidelines for the Presentation of Defence Evidence, rendered by the Chamber on 28 April 2008,²

CONSIDERING that the Chamber decides to admit into evidence the Proposed Exhibits since they were put to Witness Nedžad Čengić and present sufficient indicia of relevance, probative value and reliability,

¹ IC 00950

² Guideline 8 on the admission of documentary evidence through a witness.

FOR THE FOREGOING REASONS,

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

GRANTS the Stojić Defence request for admission

AND,

ORDERS that Exhibits 2D 00195 (pages 2D04-0165 and 2D78-0012 of the English version), 2D 01195, 2D 01242 and 2D 01243 be admitted into evidence.

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

/signed/

Jean-Claude Antonetti

Presiding Judge

Done this eighteenth day of March 2009

At The Hague

The Netherlands

[Seal of the Tribunal]