



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: 28 April 2010
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

Registrar: Mr John Hocking

Order of: 28 April 2010

THE PROSECUTOR

v.

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

PUBLIC

**ORDER ON THE ASSIGNMENT OF NEW REFERENCE NUMBERS FOR
VIDEO EXCERPTS OF EXHIBIT P 00977**

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”),

PROPRIO MOTU,

NOTING the “Order to Admit Evidence Regarding Witness Nermin Malović”, rendered publicly by the Chamber on 14 March 2007 (“Order of 14 March 2007”), in which the Chamber admitted into evidence a video under reference number P 00977,

NOTING the “Order to Admit Evidence Regarding Witness DD”, rendered publicly by the Chamber on 3 September 2007 (“Order of 3 September 2007”), in which the Chamber admitted into evidence a video under reference number P 00977,

CONSIDERING that the video shown at the hearing of 19 February 2007 by the Office of the Prosecutor (“Prosecution”) during the testimony of Nermin Malović¹ is a report filmed in Grabovica for TV5 concerning the liberation of detainees from Dretelj and/or Gabela,² which was admitted into evidence by the Chamber under reference number P 00977 in the Order of 14 March 2007,

CONSIDERING that the video shown by the Prosecution at the hearing of 20 February 2007 during the testimony of Witness DD is a report filmed for CNN concerning the detention of Muslim men at Dretelj,³ which was also admitted by the Chamber under reference number P 00977 in the Order of 3 September 2007,

CONSIDERING that in the e-court system, the Exhibit bearing reference number P 00977 is entitled: “Compilation of video news reports about events in Bosnia, including Gabela, Dretelj and Stupni Do. Issued by SKY, ITN, CNN, BBC, HTV 1993” (“Video Compilation”) and is, therefore, different from the two videos shown at the hearing during the testimony of Witness Nermin Malović and Witness DD,

CONSIDERING that it would thus appear that there are three Exhibits bearing reference number P 00977; that the Video Compilation was not shown in court and

¹ Hearing of 19 February 2007, transcript in French, (“T (F)”), p. 14343.

² Hearing of 19 February 2007, T (F), p. 14344.

³ Hearing of 20 February 2007, T (F), pp. 14471 to 14473 (closed session).

nor did the Chamber receive a request for its admission; that the two other videos were admitted under the same reference number P 00977,

CONSIDERING that the Chamber finds it necessary to distinguish these three Exhibits and orders the Prosecution, in cooperation with the Registry, to assign two new separate reference numbers to the videos put to Witness Nermin Malović and Witness DD and to keep reference number P 00977 exclusively for the Video Compilation,

FOR THE FOREGOING REASONS,

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

ORDERS the Prosecution, in cooperation with the Registry, to assign two new separate reference numbers to the videos put to Witness Nermin Malović and Witness DD, which were admitted into evidence by the Orders of 14 March 2007 and 3 September 2007, and to keep reference number P 00977 exclusively for the Video Compilation.

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

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

Done this twenty-eighth day of April 2010
At The Hague
The Netherlands

[Seal of the Tribunal]