



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-95-5/18-T

Date: 17 December 2010

Original: English

IN THE TRIAL CHAMBER

Before: Judge O-Gon Kwon, Presiding Judge
Judge Howard Morrison
Judge Melville Baird
Judge Flavia Lattanzi, Reserve Judge

Registrar: Mr. John Hocking

Decision of: 17 December 2010

PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

DECISION ON PROSECUTION SUBMISSION CONCERNING P1951 AND MFI P1952

Office of the Prosecutor

Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

The Accused

Mr. Radovan Karadžić

Standby Counsel

Mr. Richard Harvey

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”);

BEING SEISED OF the “Prosecution Submission Concerning Exhibit P1951 and MFI P1952”, filed on 1 December 2010 (“Submission”) in which the Office of the Prosecutor (“Prosecution”) requests the admission into evidence of a video clip previously marked for identification as P1952;¹

NOTING that, on 29 November 2010, the Chamber marked P1952 for identification, pending clarification of its date from the Prosecution after the witness to whom it was shown (KDZ310) could not confirm its date;²

NOTING that, in the Submission, the Prosecution concludes that the video clip was recorded on 30 September 1992, based on reviewing the extended video from which it was excerpted, as well as considering the relevant testimony of KDZ310;³

NOTING that, on 9 December 2010, by way of email to the parties, the Chamber requested a copy of the complete video, as well as any available English transcript;

NOTING that on 10 December 2010, the Prosecution filed the “Prosecution Notification Concerning Exhibit MFI P1952 with Appendix A”, providing the Chamber with a copy of the complete video from which MFI P1952 was extracted, as well as a corresponding English transcript;⁴

CONSIDERING that the Trial Chamber has reviewed the complete video and the corresponding English transcript and is satisfied that it refers to the “last day of September”, which, in conjunction with the testimony provided by KDZ310, confirms the date of the video clip marked for identification as P1952 as 30 September 1992;

NOTING that the Trial Chamber has already admitted P1951 into evidence and that it need not further address the status of that exhibit in this decision;

¹ Submission, para. 6.

² Hearing, T. 9291 (29 November 2010).

³ Submission, paras. 4–5.

⁴ Prosecution Notification Concerning Exhibit MFI P1952 with Appendix A, 10 December 2010, para. 2.

PURSUANT to Rule 89 of the Tribunal's Rules of Procedure and Evidence, **HEREBY ADMITS** into evidence the video clip currently marked for identification as P1952.

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



Judge O-Gon Kwon
Presiding

Dated this seventeenth day of December 2010
At The Hague
The Netherlands

[Seal of the Tribunal]