

Before: Judge Alphons Orié, Presiding  
Judge Uldis Ķiniš  
Judge Elisabeth Gwaunza

Registrar: Mr. John Hocking, Acting Registrar

Public Order

The Prosecutor  
v.  
Ante GOTOVINA  
Ivan ČERMAK  
Mladen MARKAČ

Order to Redact the Public Broadcast of a Hearing

The Trial Chamber

(At the request of the Prosecutor / Defence and with the agreement of the parties)

ORDERS that the following blacked-out text be omitted from the public broadcast of the hearing, dated 12 February 2009.

5	14:17:26	JUDGE ORIE: Good afternoon.
6	14:17:34	Madam Registrar, would you please call the case.
7	14:17:56	THE REGISTRAR: Good afternoon, Your Honours. This is case
8	14:17:56	number IT-06-90-T, The Prosecutor versus Ante Gotovina, et al.
9	14:17:57	JUDGE ORIE: Thank you, Madam Registrar.
10	14:17:57	Before we proceed the Chamber would like to deal with a few
11	14:17:57	procedural matters first, and, Ms. Higgins, the Chamber is aware of your
12	14:18:25	wish to address the Chamber in relation to the documentary film.
13	14:18:26	But we will first deal with a few other matters.
14	14:18:26	[REDACTED]
15		[REDACTED]
16		[REDACTED]
17		[REDACTED]
18		[REDACTED]
19		[REDACTED]
20		[REDACTED]
21		[REDACTED]
22		[REDACTED]
23		[REDACTED]
5		[REDACTED]
6		[REDACTED]
7		[REDACTED]
8		[REDACTED]
9		[REDACTED]
10	14:21:47	At the same time, there may be legitimate reasons to proceed as
11	14:21:52	the Prosecution does. Now, of course, that should be -- should be
12	14:21:59	balanced very carefully. Of course, the Chamber is not, at this moment
13	14:22:07	aware of any very specific reason why the basis for -- for your position
14	14:22:20	could not be shared with the Defenceful the answer at least says we'll
15	14:22:22	litigate there Court. That is not much of an explanation.
16	14:22:27	Not to say that you are under an obligation to explain that you
17	14:22:32	would do what one often does; that is, to litigate in court. But at the
18	14:22:40	same time if any solution could be found, the Chamber again would not be
19	14:22:45	amused if we would lose additional time, if not for very good reasons
20	14:22:51	this information was kept from the Defence.

The blacked-out text, as identified by time references and the passages prior and subsequent thereto, is confidential.

Any person or organization, including media organizations, which has possession of the public recording of all or the relevant portion of the proceeding containing the confidential information is hereby enjoined from disclosing it to any other person(s) or organization(s) as of the date and time this order is received. The failure to conform may result in contempt charges being issued by the Tribunal against the disclosing person or organization.

The present order pertains to the recordings of the above mentioned hearing as interpreted into the Bosnian-Croatian-Serbian (BCS) language.

Alphons Orié  
Presiding Judge