

**UNITED  
NATIONS**



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: 13 March 2007  
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:** 13 March 2007

**THE PROSECUTOR**

v.

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

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**ORDER TO ADMIT EVIDENCE REGARDING WITNESS DŽEMAL BARAKOVIĆ**

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**The Office of the Prosecutor:**

Mr Kenneth Scott  
Mr Daryl Mundis

**Counsel for the Accused:**

Mr Michael Karnavas and Ms Suzana Tomanović for Jadranko Prlić  
Ms Senka Nožica and Mr Peter Murphy 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 during the hearing of 14 February 2007, the Office of the Prosecutor (“Prosecution”) requested the admission of six documents<sup>1</sup> while Counsel for the Accused Praljak (“Praljak Defence”) requested the admission of two documents<sup>2</sup> related to the testimony of Witness Džemal Baraković (“Proposed Exhibits”)<sup>3</sup> who appeared before the Chamber on 12 February 2007,

**CONSIDERING** that the Parties have not submitted any written objections to the admission of the Proposed Exhibits,

**CONSIDERING** that the Chamber has examined each of the Proposed Exhibits on the basis of the admissibility criteria set out in its Decision of 13 July 2006 on the Admission of Evidence,

**CONSIDERING** that the Chamber decides to admit into evidence the documents indicated “Admitted” in the Annex attached to this decision since they were put to Witness Džemal Baraković and bear sufficient indicia of relevance, probative value, and reliability,

**FOR THE FOREGOING REASONS,**

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

**GRANTS** the requests of the Prosecution and the Praljak Defence, **AND**

**DECIDES** that the documents indicated “Admitted” in the Annex attached to this decision should be admitted into evidence,

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

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Judge Jean-Claude Antonetti  
Presiding Judge

Done this thirteenth day of March 2007  
At The Hague  
The Netherlands

[Seal of the Tribunal]

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<sup>1</sup> IC 00406.

<sup>2</sup> IC 00409.

<sup>3</sup> Court Transcript in French (“T(F)”) p. 14097.

**Annex**

<b>Exhibit Number</b>	<b>Party Proposing Admission of the Exhibit</b>	<b>Admitted/Not Admitted/Marked for Identification (MFI)</b>
P 06263	Prosecution	Admitted
P 08457	Prosecution	Admitted
P 09140	Prosecution	Already admitted on 5 May 2006
P 09855	Prosecution	Admitted
IC 00389	Prosecution	Admitted
IC 00390	Prosecution	Admitted
IC 00391	Praljak Defence	Admitted
IC 00392	Praljak Defence	Admitted