



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: 29 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:** 29 March 2007

**THE PROSECUTOR**

v.

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

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**ORDER TO ADMIT EVIDENCE REGARDING WITNESS DE**

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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 the Office of the Prosecutor (“Prosecution”) moved for the admission of 23 documents<sup>1</sup> and the Counsel for the Accused Prlić (“Prlić Defence”), the Counsel for the Accused Praljak (“Praljak Defence”) and the Counsel for the Accused Petković (“Petković Defence”), moved for the admission of, respectively, 19,<sup>2</sup> 4<sup>3</sup> and 6<sup>4</sup> documents relating to the testimony of Witness DE, who appeared before the Chamber on 12, 13 and 14 March 2007 (“Proposed Exhibits”),

**CONSIDERING** that the Chamber has heard the objections raised by the Petković Defence against the admission of a document proposed by the Prosecution<sup>5</sup> and the response to this objection filed confidentially by the Prosecution,<sup>6</sup>

**CONSIDERING** that the Chamber has examined each of the Proposed Exhibits based on the criteria for admissibility defined in its Decision on Admission of Evidence of 13 July 2006,

**CONSIDERING** that the Chamber hereby decides to admit into evidence the documents labelled “admitted” in the Annex attached to this decision because they were submitted to Witness DE and have satisfactory 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 motions of the Praljak Defence and the Petković Defence,

**PARTIALLY GRANTS** the motions of the Prosecution and the Prlić Defence,

**DECIDES** that there are grounds to admit into evidence the documents labelled “admitted” in the Annex attached to this decision, AND

**DISMISSES** the motions of the Prosecution and the Prlić Defence in all other respects.

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

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Judge Jean-Claude Antonetti  
Presiding Judge

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<sup>1</sup> IC 00486, under seal.

<sup>2</sup> IC 00487, under seal.

<sup>3</sup> IC 00488.

<sup>4</sup> IC 00489, under seal.

<sup>5</sup> IC 00494.

<sup>6</sup> “Prosecution Submission Concerning Petković Objection to Exhibit P 06022”, 23 March 2007.

Done this 29<sup>th</sup> day of March 2007  
At The Hague  
The Netherlands

[Seal of the Tribunal]

**Annex**

<b>Proposed exhibit no.</b>	<b>Party proposing the admission of evidence</b>	<b>Admitted/ Not admitted/ Marked for identification (MFI)</b>
1D 00921	Prlić Defence	Admitted
1D 00926	Prlić Defence	Admitted
1D 00927	Prlić Defence	Admitted
1D 00928	Prlić Defence	Admitted
1D 00929	Prlić Defence	Admitted
1D 00930	Prlić Defence	Admitted
1D 00932	Prlić Defence	Admitted
1D 01215	Prlić Defence	Not admitted (reason: witness unable to clarify to the Chamber its authenticity, relevance or probative value)
1D 01261	Prlić Defence	Admitted
1D 01262	Prlić Defence	Admitted
1D 01263	Prlić Defence	Admitted
1D 01264	Prlić Defence	Admitted
1D 01265	Prlić Defence	Admitted
1D 01266	Prlić Defence	Admitted
1D 01267	Prlić Defence	Admitted
1D 01268	Prlić Defence	Admitted
1D 01269	Prlić Defence	Admitted
1D 01270	Prlić Defence	Admitted
1D 01273	Prlić Defence	Admitted
3D 00801	Praljak Defence	Admitted
3D 00823	Praljak Defence	Admitted
3D 00830	Praljak Defence	Admitted
4D 00510	Petković Defence	Admitted
4D 00512	Petković Defence	Admitted
4D 00514	Petković Defence	Admitted
4D 00515	Petković Defence	Admitted
P 00286	Prosecution	Admitted
P 00296	Prosecution	Admitted
P 00319 under seal	Prosecution	Admitted under seal.
P 00519	Prosecution	Admitted
P 02758	Prosecution	Admitted
P 02765	Prosecution	Admitted
P 02952 under seal	Prosecution	Admitted under seal.
P 03337	Prosecution	Admitted
P 04342 under seal	Prosecution	Admitted under seal.
P 05068 under seal	Prosecution	Admitted under seal.
P 06022	Prosecution	Admitted
P 06028	Prosecution	Admitted
P 06047	Prosecution	Admitted
P 06069	Prosecution	Admitted
P 06180	Prosecution	Admitted
P 06180	Prosecution	Admitted
P 06038	Petković Defence	Admitted
P 06639	Prosecution	Admitted

P 06655	Prosecution	Admitted
P 06964	Prosecution	Admitted
P 07386	Petković Defence	Admitted
P 08086 under seal	Prosecution	Admitted under seal.
P 09276	Prosecution	Already admitted on 2 October 2006.
P 09811	Praljak Defence	Admitted
P 09813	Prosecution	Not admitted (reason: the document was not presented to the witness in court)
P 09892 – AND 0605-8657-0605-8657 under seal AND 0070-7181-0070-7224 under seal.	Prosecution	Admitted under seal.