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International  
Criminal Tribunal  
for the Former  
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Court  
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Tribunal Pénal  
International pour  
l'ex-Yougoslavie

Section des  
Services  
d'administration et  
d'appui judiciaire

CASE/AFFAIRE NO. IT-04-74-T DATE 20 April 2007

D 28862 SET

FROM/DE MARCO BONABELLO, COURT OFFICER *MB*

TO/A

<input checked="" type="checkbox"/> President/Président	<input type="checkbox"/> Prosecutor/Procureur	<input type="checkbox"/> Defense Counsel/Conseil de la Défense	cc
0 Appeals Chamber/ Chambre d'appel	<input checked="" type="checkbox"/> Case Manager/ Commis aux affaires	MR. M. G. KARNAVAS / MS. S. TOMANOVIĆ MS. S. NOŽICA / MR. MURPHY MR. B. KOVAČIĆ / MS. N. PINTER MS. V. ALABURIĆ / MR. N. STEWART MS. D. TOMAŠEGOVIĆ-TOMIĆ / MR. D. PLAVEC MR. F. IBRIŠIMOVIĆ / MR. R. SAHOTA	
0 Trial Chamber I/ Chambre de 1ère instance I	0 Chief of Investigations/ Chef des enquêtes		
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0 Response/reply/brief submitted by Prosecution/Defence Counsel on/  
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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: 19 February 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:** 19 February 2007

**THE PROSECUTOR**

v.

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

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**ORDER TO ADMIT EVIDENCE RELATIVE TO WITNESS JEREMY BOWEN**

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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 at the hearing of 25 January 2007, the Office of the Prosecutor (“Prosecution”) moved for the admission of one document<sup>1</sup> and that the counsel for the Accused Praljak (“Praljak Defence”) moved for the admission of 11 documents<sup>2</sup> relating to the testimony of Witness Jeremy Bowen (“Proposed Exhibits”),<sup>3</sup>

**CONSIDERING** that the Chamber has heard the objections raised by the Prosecution<sup>4</sup> with regard to the admission of the documents proposed by the Praljak Defence,

**CONSIDERING** that the Chamber has heard the response of the Praljak Defence<sup>5</sup> to the objections raised by the Prosecution,

**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 Jeremy Bowen 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 motion of the Prosecution,

**PARTIALLY GRANTS** the motion of the Praljak Defence,

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

**DISMISSES** the motion of the Praljak Defence in all other respects for the reasons given in the Annex attached to this decision.

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

*/signed/*

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Judge Jean-Claude Antonetti  
Presiding Judge

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<sup>1</sup> IC 00251.

<sup>2</sup> IC 00252.

<sup>3</sup> Court Transcript in French (“T(F)”) p. 12928.

<sup>4</sup> IC 00255.

<sup>5</sup> IC 00264.

Done this nineteenth day of February 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>
P 06365	Accusation	Admitted
2D 00086	Praljak Defence	Not admitted (reason: witness unable to clarify to the Chamber its authenticity, relevance or probative value in court)
3D 00673	Praljak Defence	Admitted
3D 00693, p.74	Praljak Defence	Admitted
3D 00696	Praljak Defence	Admitted
3D 00697	Praljak Defence	Admitted
3D 00700	Praljak Defence	Admitted
3D 00733	Praljak Defence	Not admitted (reason: witness unable to clarify to the Chamber its authenticity, relevance or probative value in court)
3D 00736	Praljak Defence	Admitted
3D 00740	Praljak Defence	Admitted
IC 00247	Praljak Defence	Admitted
IC 00250	Praljak Defence	Not admitted (reason: witness unable to clarify to the Chamber its authenticity, relevance or probative value in court)