



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: 26 August 2008
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, Presiding
Judge Árpád Prandler
Judge Stefan Trechsel
Reserve Judge Antoine Kesia-Mbe Mindua

Registrar: Mr Hans Holthuis

Order of: 26 August 2008

THE PROSECUTOR

v.

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

PUBLIC

**CORRIGENDUM TO THE ORDER TO ADMIT EVIDENCE RELATIVE TO
WITNESS ŽARKO PRIMORAC (P 10467)**

The Office of the Prosecutor:

Mr Kenneth Scott
Mr Douglas Stringer

Counsel for the Accused:

Mr Michael Karnavas and Ms Suzana Tomanović for Jadranko Prlić
Ms Senka Nožica and Mr Karim A.A. Khan 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 Čorić
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”);

NOTING the motion to admit evidence relative to Witness Žarko Primorac, filed by the Office of the Prosecutor (“Prosecution”) on 30 June 2008¹ (“Motion”), in which the Prosecution requested the admission of P 10467, among others, without specifying the page numbers requested for admission,

NOTING the “Order to Admit Evidence Relative to Witness Žarko Primorac”, rendered by the Chamber on 21 July 2008 (“Order of 21 July 2008”), in which it ruled on the Motion, among other things,

CONSIDERING that with regard to Exhibit P 10467 requested for admission by the Prosecution, the Annex attached to the Order of 21 July 2008 marks it as follows:

“Admitted”,

CONSIDERING that the Chamber notes at present that pages 1 to 8 of Exhibit P 10467 translated into English and uploaded to the e-court system as ET-0180-6872 were already admitted by the “Order Admitting Evidence Related to Witness Mile Akmadžić” rendered by the Chamber on 17 July 2008,

CONSIDERING that the Motion concerning them was consequently moot; which should have been reflected by the Order of 21 July 2008,

CONSIDERING that the disposition should now be corrected in this regard,

CONSIDERING that the Chamber furthermore reminds the Parties that pursuant to Guideline 8, when a party presents only an excerpt of an exhibit at the hearing, it must limit itself to requesting the admission into the case file of this excerpt and the pages that will permit the Chamber to rule on the authenticity of the exhibit, and to this end it must provide the Chamber with the numbers of the pages and/or paragraphs of the exhibit corresponding to the excerpt that it intends to request for admission,²

¹ IC00819.

² Decision Adopting Guidelines for the Presentation of Defence Evidence, 24 April 2008, para. 30.

CONSIDERING that in the Motion, the Prosecution did not specify the pages of Exhibit P 10467 that it was requesting for admission,

CONSIDERING consequently that in the Order of 21 July 2008 the Chamber should not have admitted Exhibit P 10467 in its entirety and the disposition should now be corrected in this regard,

FOR THE FOREGOING REASONS,

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

ORDERS the Annex to the Order of 21 July 2008 with regard to Exhibit P 10467 to be amended as follows:

“P 10467: Partially moot (reason: pages 1 to 8 in English ET-0180-6872 were already admitted on 17 July 2008) and not admitted in all other respects (reason: the Prosecution did not specify the pages requested for admission).

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

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

Done this twenty-sixth day of August
At The Hague
The Netherlands

[Seal of the Tribunal]