



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-05-87-T  
Date: 14 January 2008  
Original: English

**IN THE TRIAL CHAMBER**

**Before:** Judge Iain Bonomy, Presiding  
Judge Ali Nawaz Chowhan  
Judge Tsvetana Kamenova  
Judge Janet Nosworthy, Reserve Judge

**Registrar:** Mr. Hans Holthuis

**Decision of:** 14 January 2008

**PROSECUTOR**

v.

**MILAN MILUTINOVIĆ  
NIKOLA ŠAINOVIĆ  
DRAGOLJUB OJDANIĆ  
NEBOJŠA PAVKOVIĆ  
VLADIMIR LAZAREVIĆ  
SRETEN LUKIĆ**

**PUBLIC**

**DECISION ON LAZAREVIĆ FOURTH AND FIFTH MOTIONS TO AMEND  
RULE 65 TER EXHIBIT LIST**

**Office of the Prosecutor**

Mr. Thomas Hannis  
Mr. Chester Stamp

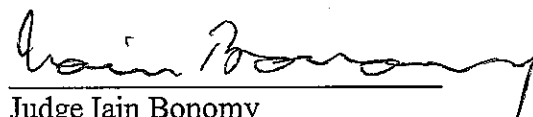
**Counsel for the Accused**

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović  
Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović  
Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić  
Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković  
Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević  
Mr. Branko Lukić and Mr. Dragan Ivetić for Mr. Sreten Lukić

**THIS TRIAL 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”) is seised of “Vladimir Lazarević’s Fourth Motion to Amend Rule 65ter Exhibit List,” filed 27 December 2007 (“Fourth Motion”), and “Vladimir Lazarević’s Fifth Motion to Amend Rule 65ter Exhibit list,” filed 7 January 2008 (“Fifth Motion”) (collectively “Motions”), and hereby issues this decision thereon.

1. In the Motions, the Lazarević Defence seeks to add documents to its Rule 65 *ter* exhibit list<sup>1</sup> on the bases that they were either unintentionally omitted from the initial exhibit list or were provided only recently by the witness Goran Jevtović during his proofing. The Lazarević Defence argues that the documents are relevant to the trial and indispensable for the presentation of the defence case and that their addition to the list would serve the interests of justice.
2. The Chamber notes that the Prosecution did not respond to the Fourth Motion prior to the fourteen-day response time allowed to a party pursuant to Rule 126 *bis*. The Prosecution has indicated that it does not intend to oppose the Fifth Motion.
3. Accordingly, the Trial Chamber, pursuant to Rules 54 and 65 *ter* of the Rules of Procedure and Evidence of the Tribunal, hereby GRANTS the Motions.

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

  
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Judge Iain Bonomy  
Presiding

Dated this fourteenth day of January 2008  
At The Hague  
The Netherlands

[Seal of the Tribunal]

<sup>1</sup> See confidential Vladimir Lazarević’s Defence Rule 65ter Submission, 15 June 2007; confidential Mr. Vladimir Lazarević’s Revised Defence Rule 65ter (G) Submission, 20 August 2007; *see also* Decision on Lazarević Motion to Amend Rule 65 *ter* Exhibit List, 26 October 2007; Decision on Lazarević Second and Third Motions to Amend Rule 65 *ter* Exhibit List, 14 November 2007.