

**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**

ORDER TO ADMIT EVIDENCE REGARDING WITNESS DŽEMAL BARAKOVIĆ

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 documents¹ while Counsel for the Accused Praljak (“Praljak Defence”) requested the admission of two documents² related to the testimony of Witness Džemal Baraković (“Proposed Exhibits”)³ 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.

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

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

[Seal of the Tribunal]

¹ IC 00406.

² IC 00409.

³ Court Transcript in French (“T(F)”) p. 14097.

Annex

Exhibit Number	Party Proposing Admission of the Exhibit	Admitted/Not Admitted/Marked for Identification (MFI)
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