



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 April 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: 26 April 2007

THE PROSECUTOR

v.

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

ORDER TO ADMIT EVIDENCE REGARDING WITNESS PATRICK VAN DER WEIJDEN

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”) requested the admission of five documents¹ while Counsel for the Accused Praljak (“Praljak Defence”) and Counsel for the Accused Ćorić (“Ćorić Defence”) requested the admission of fifteen² documents and one³ document, respectively, related to the testimony of Patrick van der Weijden⁴ (“Proposed Exhibits”) who appeared before the Chamber on 7 and 8 February 2007 and on 26 March 2007,

CONSIDERING that the Prosecution raised its objections against the admission of two documents requested by the Praljak Defence (“Prosecution Objections”),⁵

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, while also taking into account the Prosecution Objections,

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 Patrick van der Weijden 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 Prosecution request for admission,

PARTIALLY GRANTS the Praljak Defence request for admission,

DECIDES that the documents indicated “Admitted” in the Annex attached to this decision should be admitted into evidence,

AND DENIES in all other respects the Praljak Defence and Ćorić Defence requests for admission.

¹ IC 00511.

² IC 00512.

³ IC 00387.

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

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

Done this twenty-sixth day of April 2007

At The Hague

The Netherlands

[Seal of the Tribunal]

⁴ Transcript in French (“T(F)”) pp. 13890, 16447.

⁵ IC 00513; T(F) p. 16546.