

**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: 2 July 2007
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: 2 July 2007

THE PROSECUTOR

v.

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

PUBLIC

**ORDER TO ADMIT EVIDENCE RELATIVE TO WITNESS
MIRO SALČIN**

The Office of the Prosecutor:

Mr Kenneth Scott

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”) moved for the admission of eight documents¹ and that Counsel for the Accused Praljak (“Praljak Defence”) and Counsel for the Accused Petković (“Petković Defence”) moved for the Admission of, respectively, 17² and 5³ documents relating to the testimony of Miro Salčin (“Proposed Exhibits”), who appeared before the Chamber on 15 and 19 February 2007,

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 (“Decision 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 Miro Salčin and have satisfactory indicia of relevance, probative value and reliability,

CONSIDERING that the Chamber hereby decides not to admit into evidence the documents labelled “not admitted” in the Annex attached to this decision because they are not in accordance with the directions of the Decision of 13 July 2006,

FOR THE FOREGOING REASONS,

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

GRANTS the motion of the Prosecution,

DECIDES by a majority of the Judges to:

PARTIALLY GRANT the motions of the Praljak Defence and the Petković Defence,

ADMIT into evidence the documents labelled “admitted” in the Annex attached to this decision,

AND

DISMISS the motions of the Praljak Defence and the Petković Defence in all other respects.

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

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

Done this second day of July 2007

¹ IC 00430.

² IC 00431.

³ IC 00432.

At The Hague (The Netherlands)

[Seal of the Tribunal]

Annexe

Proposed exhibit no.	Party proposing the Admission of evidence	Admitted/Not admitted/Marked for identification (MFI)
P 01017	Prosecution	Admitted
P 04265	Prosecution	Admitted
P 09328	Prosecution	Admitted
P 09834	Prosecution	Admitted
IC 00417	Prosecution	Admitted
IC 00418	Prosecution	Admitted
IC 00419	Prosecution	Admitted
IC 00420	Prosecution	Admitted
IC 00421	Praljak Defence	Admitted
IC 00422	Praljak Defence	Admitted
IC 00423	Praljak Defence	Admitted
3D 00374: pages in English 3D16-0117, 3D16-0119, 3D16-0121, 3D16-0122; 3D16-0124	Praljak Defence	Not admitted (reason: witness unable to clarify to the Chamber its relevance, probative value and reliability)
3D 00374: pages in English 3D16-0128 and 3D16-0129.		Admitted
IC 00425	Praljak Defence	Admitted
IC 00426	Praljak Defence	Admitted
P 04785	Praljak Defence	Admitted
P 04623	Praljak Defence	Admitted under seal
3D 00779	Praljak Defence	Admitted
3D 00736	Praljak Defence	Already admitted through Witness Jeremy Bowen
3D 00740	Praljak Defence	Already admitted through Witness Jeremy Bowen
IC 00427	Praljak Defence	Already admitted through Witness Grant Finlayson
3D 00749	Praljak Defence	Admitted
3D 00784	Praljak Defence	Admitted
3D 00780	Praljak Defence	Not admitted (reason: witness unable to clarify to the Chamber its relevance, probative value and reliability)
IC 00428	Praljak Defence	Admitted
IC 00429	Praljak Defence	Admitted
P 05526	Petković Defence	Not admitted (reason: witness unable to clarify to the Chamber its relevance, probative value and reliability)
P 08497	Petković Defence	Admitted

4D 00496	Petković Defence	Admitted
4D 00497	Petković Defence	Admitted
4D 00498	Petković Defence	Admitted