



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: 15 January 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: 15 January 2008

THE PROSECUTOR

v.

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

PUBLIC

**ORDER ON REQUESTS TO ADMIT EVIDENCE RELATING TO WITNESS
CYRIL RIBIČIĆ**

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”),

CONSIDERING that the Office of the Prosecutor (“Prosecution”) requested the admission of 15 exhibits¹ while Counsel for the Accused Prlić (“Prlić Defence”) and Counsel for the Accused Stojić (“Stojić Defence”) requested the admission of 19 and 4 exhibits, respectively,² related to the testimony of Witness Cyril Ribičić (“Proposed Exhibits”) who appeared before the Chamber on 10 and 11 December 2007,

CONSIDERING that the Chamber has examined the objections by the Prosecution with regard to the admission of exhibits presented by the Prlić Defence³ and with regard to exhibits presented by the Stojić Defence,⁴

CONSIDERING that the Chamber notes that Exhibits P 00128, P 00440 and P 00684 requested for admission by the Prosecution were already admitted on 2 October 2006 and that, consequently, the request as far as they are concerned is moot,

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 (“Decision of 13 July 2006”),

CONSIDERING that the Chamber decides to admit into evidence the Proposed Exhibits indicated “Admitted” in the Annex attached to this Decision since they were put to Witness Cyril Ribičić and bear sufficient indicia of relevance, probative value and reliability,

CONSIDERING that the Chamber decides not to admit into evidence the Proposed Exhibits indicated “Not Admitted” in the Annex attached to this Decision since they are not consistent with the instructions of the Decision of 13 July 2006,

¹ IC 00751.

² IC 00752 and IC 00753, respectively.

³ IC 00758.

⁴ IC 00759.

FOR THE FOREGOING REASONS,

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

PARTIALLY GRANTS the requests of the Prosecution, the Prlić Defence and the Stojić Defence,

DECIDES that the Proposed Exhibits indicated “Admitted” in the Annex attached to this Decision should be admitted into evidence, **AND**

DENIES in all the other respects the requests of the Prosecution, the Prlić Defence and the Stojić Defence for the reasons stated in the Annex attached to this Decision.

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

/signed/

Jean-Claude Antonetti
Presiding Judge

Done this fifteenth day of January, 2008
At The Hague
The Netherlands

[Seal of the Tribunal]

Annex

Exhibit number	Party proposing admission of the exhibit	Admitted/Not admitted/ Marked for Identification (MFI)
P 00109	Prosecution	Admitted
P 00128	Prosecution	Already admitted on 2 October 2006
P 00297	Prosecution	Admitted
P 00306	Prosecution	Admitted
P 00346	Prosecution	Admitted
P 00421	Prosecution	Admitted
P 00424	Prosecution	Admitted
P 00440	Prosecution	Already admitted on 2 October 2006
P 00447	Prosecution	Admitted
P 00590	Prosecution	Admitted
P 00684	Prosecution	Already admitted on 2 Octobre 2006
P 00735	Prosecution	Admitted
P 07825	Prosecution	Admitted
P 08973	Prosecution	Admitted
P 10355	Accusation	Admitted
1D 00394	Prlić Defence	Admitted
1D 00896	Prlić Defence	Admitted
1D 01553	Prlić Defence	Admitted
1D 01595	Prlić Defence	Not admitted. (Reason: witness unable to inform the Chamber about the relevance or probative value of the document)
1D 01596	Prlić Defence	Not admitted. (Reason: witness unable to inform the Chamber about the relevance or probative value of the document)
1D 01597	Prlić Defence	Admitted
1D 01598	Prlić Defence	Not admitted. (Reason: witness unable to inform the Chamber about the relevance or probative value of the document)
1D 01599	Prlić Defence	Not admitted. (Reason: witness unable to inform the Chamber about the relevance or probative value of the document)
1D 01600	Prlić Defence	Not admitted. (Reason: witness unable to inform the

		Chamber about the relevance or probative value of the document)
1D 01601	Prlić Defence	Admitted
1D 01602	Prlić Defence	Admitted
1D 01736	Prlić Defence	Admitted
1D 01822	Prlić Defence	Admitted
1D 01924	Prlić Defence	Admitted
1D 01981	Prlić Defence	Not admitted. (Reason: witness unable to inform the Chamber about the relevance or probative value of the document)
1D 02012	Prlić Defence	Not admitted. (Reason: witness unable to inform the Chamber about the relevance or probative value of the document)
1D 02013	Prlić Defence	Not admitted. (Reason: witness unable to inform the Chamber about the relevance or probative value of the document)
1D 02036	Prlić Defence	Admitted
1D 02037	Prlić Defence	Admitted
2D 00591	Stojić Defence	Not admitted. (Reason: the document has not been translated into one of the Tribunal's working languages)
2D 00592	Stojić Defence	Admitted
2D 00593	Stojić Defence	Admitted
2D 00594	Stojić Defence	Admitted