



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-03-67-T
Date: 4 March 2011
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, Presiding
Judge Frederik Harhoff
Judge Flavia Lattanzi

Registrar: Mr John Hocking

Decision of: 4 March 2011

THE PROSECUTOR

v.

VOJISLAV ŠEŠELJ

PUBLIC DOCUMENT

**DECISION ON PROSECUTION REQUEST OF 25 FEBRUARY 2011 FOR
CORRECTION TO EXHIBIT P1137**

The Office of the Prosecutor

Mr Mathias Marcussen

The Accused

Mr Vojislav Šešelj

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”),

SEIZED of the request filed publicly on 25 February 2011 (“Request”),¹ in which the Office of the Prosecutor (“Prosecution”) requests leave to correct the page numbers on excerpts of Milan Babić’s testimony in the *Milošević* case, already admitted into evidence by the Chamber in its decision of 10 December 2010 (“Decision of 10 December 2010”)² under number P1137,

NOTING the request filed by the Prosecution on 9 April 2009 in which it seeks the admission into evidence of certain excerpts in English of Witness Milan Babić’s testimony in the *Milošević* case,³

NOTING the Decision of 10 December 2010, in which the Chamber granted this request in part,⁴

CONSIDERING that the Prosecution argues that the page numbers of the French version of the excerpts of testimony admitted into evidence under number P1137 following the Decision of 10 December 2010 do not correspond to the English version sought for admission by the Prosecution,⁵

CONSIDERING that the Chamber notes that due to the discrepancy in the page numbers between the French and English versions of the transcript of Milan Babić’s testimony in the *Milošević* case, Exhibit number P1137, as it appears on e-court, contains errors noted by the Prosecution in the annex to the Request,

¹ “Prosecution’s Request for Correction to Exhibit P01137”, public, 25 February 2011.

² “Decision on Prosecution Motion for Reconsideration of the Decision of 7 January 2008 Rejecting the Admission of Milan Babić’s Testimony”, public, 10 December 2010.

³ “Prosecution’s Motion for Reconsideration of the Decision on the Admission of Evidence of Deceased Witness Milan Babić Pursuant to Rule 92 *quater*”, public with confidential annexes, 9 April 2009.

⁴ Decision of 10 December 2010, para. 52. The Chamber ordered the admission into evidence of the following excerpts of Witness Milan Babić’s testimony; Hearing of 18 November 2002, T(F), 12861-12866, T(F), 12878-12910, T(F) 12910-12917, T(F), 12917-12920, T(F), 12923-12928, 12928-12933, T(F), 12934-12938; Hearing of 19 November 2002, T(F), 12992-12995, T(F), 12995-12997, T(F), 13005-13010; T(F), 13040-13051; Hearing of 20 November 2002, T(F), 13062-13067, T(F), 13081-13086, T(F), 13089-13092, T(F), 13103-13106; Hearing of 21 November 2002, T(F), 13244-13246, T(F), 13175-13176; Hearing of 25 November 2002, T(F), 13387-13392.

⁵ Request, para. 3; Annex to the Request.

CONSIDERING that in its Decision of 10 December 2010, the Chamber set out its intention to admit the excerpts according to the page numbers in the English transcript,⁶

FOR THE FOREGOING REASONS

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

GRANTS the Request,

ORDERS the Registry to correct the errors in Exhibit P1137 as noted by the Prosecution in the annex to its Request and to ensure consistency between the excerpts from the English and French transcripts admitted into evidence.

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

 /signed/
Jean-Claude Antonetti
Presiding Judge

Done this fourth day of March 2011
At The Hague
The Netherlands

[Seal of the Tribunal]

⁶ Decision of 10 December 2010, para. 41, footnote 61.