



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: 16 December 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: 16 December 2008

THE PROSECUTOR

v.

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

PUBLIC

**ORDER REQUESTING ADDITIONAL OBSERVATIONS FROM THE
PARTIES**

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”),

PROPRIO MOTU,

NOTING the motion presented by the Office of the Prosecutor (“Prosecution”) on 29 September 2008 for the admission of 14 exhibits related to the testimony of Ilija Kožulj (“Motion for Admission of 29 September 2008”) who appeared from 22 to 24 September 2008,¹

NOTING the Prosecution motion presented on 20 October 2008 for the admission of 14 exhibits related to the testimony of Mirko Zelenika (“Motion for Admission of 20 October 2008”) who appeared from 13 to 16 October 2008.²

NOTING the Prosecution motion presented on 17 November 2008 for the admission of 14 exhibits related to the testimony of Zdravko Batinić (“Motion for Admission of 17 October 2008”) who appeared from 10 to 13 November 2008,³

NOTING Prosecution motion presented on 24 November 2008 for the admission of 37 exhibits related to the testimony of Neven Tomić (“Motion for Admission of 24 November 2008”) who appeared from 27 to 30 October 2008 and then on 3, 4, 17 and 18 November 2008,⁴

NOTING the Prosecution Motion for Admission of Exhibits Tendered through Witness Svetlana Radovanović, filed by the Prosecution on 3 December 2008 (“Motion for Admission of 3 December 2008”) in which it requests the admission of 12 exhibits related to the testimony of Svetlana Radovanović who appeared from 24 to 26 November 2008.

NOTING the Decision on Presentation of Documents by the Prosecution in Cross-Examination of Defence Witnesses, rendered by the Chamber on 27 November 2008 (“Decision”), in particular its paragraphs 20 to 23,

¹ IC 00858.

² IC 00867.

³ IC 00885.

⁴ IC 00893.

CONSIDERING that decisions on the Motions for Admission of 29 September 2008, 20 October 2008, 17 November 2008, 24 November 2008 and 3 December 2008 are pending,

CONSIDERING that the Decision was published on 27 November 2008 and is immediately applicable,

CONSIDERING that the Chamber consequently finds that before it rules on the Motions for Admission of 29 September 2008, 20 October 2008, 17 November 2008, 24 November 2008 and 3 December 2008, the Defence teams must be given the possibility of filing any additional objections with regard to paragraphs 20 to 23 of the Decision,⁵

CONSIDERING that in this same regard, the Chamber finds that the Prosecution must be given the possibility of responding to any additional objections,

FOR THE FOREGOING REASONS,

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

INVITES Counsel for the Accused to present any additional objections to the Motions for Admission of 29 September 2008, 20 October 2008, 17 November 2008, 24 November 2008 and 3 December 2008, no later than 5 January 2009,

AND

INVITES the Prosecution to present its responses to any additional objections no later than 8 January 2009.

⁵ Any additional objections may by no means refer to other points.

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

/signed/

Judge Jean-Claude Antonetti

Presiding Judge

Done this sixteenth day of December 2008

At The Hague

The Netherlands

[Seal of the Tribunal]