



International Tribunal for the Prosecution of
Persons Responsible for Serious Violations of
International Humanitarian Law Committed in
the Territory of Former Yugoslavia since 1991

Case No. IT-04-81-T

Date: 18 February 2011

Original: English

IN TRIAL CHAMBER I

Before: Judge Bakone Justice Moloto, Presiding
Judge Pedro David
Judge Michèle Picard

Registrar: Mr. John Hocking

Decision of: 18 February 2011

PROSECUTOR

v.

MOMČILO PERIŠIĆ

PUBLIC

DECISION TO ADMIT EXHIBIT *PROPRIO MOTU*

The Office of the Prosecutor

Mr. Mark Harmon

Counsel for Momčilo Perišić

Mr. Novak Lukić

Mr. Gregor Guy-Smith

TRIAL CHAMBER I ("Trial 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;

NOTING that, during its cross-examination of Ivan Đokić, the Prosecution mentioned a statement from Momčilo Perišić concerning Mr. Đokić's work on modified air-bombs, to wit: "[Ivan Đokić] is also an innovator, because something that could not have been used in this auditorium, he made it in such a way that it is being used from the ground. And everything went topsy-turvy whenever it was used, but that's just among us";¹

NOTING that the statement in question stems from document 65ter 7680, page 0622-0454;

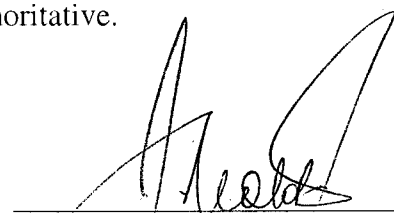
NOTING that the Prosecution did not tender the document into evidence;

CONSIDERING that the Trial Chamber finds the document of probative value and relevant to matters at issue in the case;

DECIDES to admit pages 0622-0429² and 0622-0454 of document 65ter 7680 into evidence *proprio motu* under Rule 89(C) of the Rules of Procedure and Evidence;

INSTRUCTS the Registry to assign an exhibit number to the document and attach the corresponding English translations, which are uploaded in e-court as documents 0622-0429-EDT and 0622-0454-EDT.

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



Judge Bakone Justice Moloto
Presiding Judge

Dated this eighteenth day of February 2011

At The Hague

The Netherlands

[Seal of the Tribunal]

¹ Testimony of Ivan Đokić, T. 14493.

² This is the exhibit's cover page.