

SCSL-2003-12-PT
(1559-1560)



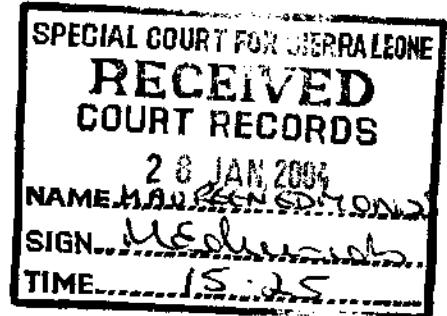
SPECIAL COURT FOR SIERRA LEONE

JOMO KENYATTA ROAD • FREETOWN • SIERRA LEONE

PHONE: +1 212 963 9915 Extension: 178 7000 or +39 0831 257000 or +232 22 295995

FAX: Extension: 178 7001 or +39 0831 257001 Extension: 174 6996 or +232 22 295996

Case No. SCSL-2003-12
The Prosecutor v. Alieu Kondewa



DECISION

THE PRINCIPAL DEFENDER,

CONSIDERING the Statute of the Special Court for Sierra Leone and in particular Article 17 thereof;

CONSIDERING the Rules of Procedure and Evidence as adopted by the Plenary meeting of the Special Court for Sierra Leone on 7 March 2003, and modified on 1 August 2003 and 30 October 2003, and in particular Rules 45 thereof;

CONSIDERING the Directive on the Assignment of Counsel as adopted by the Registrar of the Special Court for Sierra Leone on 1 October 2003, and in particular article 25 thereof;

CONSIDERING the request of Mr. Alieu Kondewa for the appointment of counsel on 10 June 2003 and the Order on Legal Assistance of Judge Pierre Boutet on 1 July 2003;

CONSIDERING the Decision of the A/Principal Defender to withdraw the Provisional Assignment of the Counsel previously representing Mr. Alieu Kondewa, on 27 January 2004, and the continued request of Mr. Alieu Kondewa to be provided with legal representation;

CONSIDERING that the Principal Defender may, in the interests of justice, assign a counsel to represent the accused on a provisional basis;

CONSIDERING that the accused does not have sufficient means at the present time to retain counsel on his own;

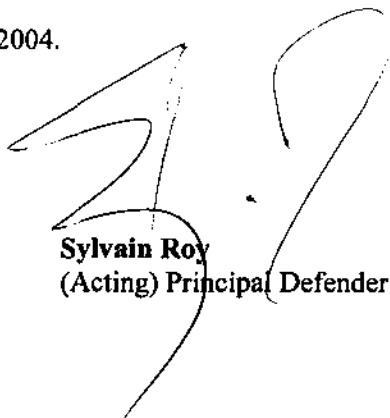
CONSIDERING that Mr. Charles Margai of Sierra Leone meets the requirements for the provisional assignment of counsel to an indigent accused;

CONSIDERING that Mr. Charles Margai has agreed to represent the accused provisionally for a period of two (2) months or until such time as he enters into a Legal Services Contract with the Defence Office of the Special Court for Sierra Leone for the provision of services to the accused, whichever event occurs first; and

CONSIDERING that Mr. Charles Margai has agreed to represent the accused provisionally and for the period set out above for the sum of US\$5,000.00.

DIRECTS the assignment of Mr. Charles Margai as provisional Assigned Counsel to the accused effective 28 January 2004 for a period of two (2) months or until such time as Mr. Margai enters into a Legal Services Contract with the Defence Office of the Special Court for Sierra Leone for the provision of services to the accused, whichever event occurs first.

Dated at Freetown this 28 day of January, 2004.



Sylvain Roy
(Acting) Principal Defender