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SCSL-03-01-T

11242

(11242-11243)



SPECIAL COURT FOR SIERRA LEONE

TRIAL CHAMBER II

Before: Justice Julia Sebutinde, Presiding Judge  
Justice Richard Lussick  
Justice Teresa Doherty  
Justice El Hadji Malick Sow, Alternate Judge

Registrar: Herman von Hebel, Acting Registrar

Case No.: SCSL-03-1-T

Date: 6 July 2007

PROSECUTOR

Against

CHARLES GHANKAY TAYLOR

SPECIAL COURT FOR SIERRA LEONE	
RECEIVED	
COURT MANAGEMENT	
THE HAGUE	
06 JUL 2007	
NAME	RACHEL IRURA
SIGN	<i>[Signature]</i>
TIME	16:05

DECISION ON PROSECUTION MOTION TO RESCIND  
PROTECTIVE MEASURES FOR WITNESSES

Office of the Prosecutor:  
Brenda Hollis  
Ann Sutherland

Defence Counsel for Charles G. Taylor:  
Charles Jalloh, Duty Counsel

**TRIAL CHAMBER II** ("Trial Chamber") of the Special Court for Sierra Leone ("Special Court");

**SEISED** of the "Prosecution Motion to Rescind Protective Measures for Witnesses", filed on 21 May 2007 ("Motion"), wherein the Prosecution requests that the protective measures ordered in respect of Witnesses TF1-015, TF1-276 and TF1-326 in the case of *Prosecutor v. Sesay, Kallon and Gbao* ("RUF Case")<sup>1</sup> including the pre-joinder cases relating to the "RUF Case" ("the first proceedings")<sup>2</sup>, be rescinded in relation to the case of the *Prosecutor v. Charles Ghankay Taylor*, SCSL-03-01-T (the "second proceedings");

**NOTING** that the Defence did not oppose the Motion;

**CONSIDERING** that Rule 75(G) of the Rules of Procedure and Evidence ("the Rules") states that

A party to the second proceedings seeking to rescind, vary or augment protective measures ordered in the first proceedings shall apply to the Chamber seized of the second proceedings.

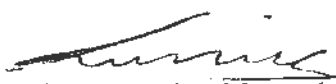
**NOTING** the Prosecution submission that this application is made "following (i) informed discussions with the Prosecution and Prosecution's Management unit in which each witness has indicated his willingness to testify in open court and has verbally waived his right to the protective measures to which he is subject, including those related to the release of his identity; and (ii) a consideration of the individual circumstances of these particular witnesses";

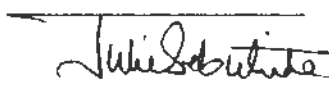
**SATISFIED** that this is an appropriate case for rescission of the existing protective measures in order to ensure a public trial;

**PURSUANT** to Rules 54, 75 and 78 of the Rules;

**GRANTS THE MOTION AND ORDERS** that the protective measures ordered in the first proceedings for Witnesses TF1-015, TF1-276 and TF1-326 be rescinded in relation to the second proceedings.

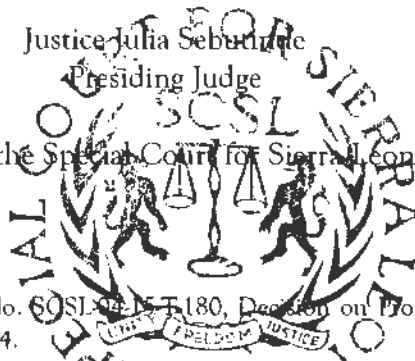
Done at The Hague, Netherlands, this 6<sup>th</sup> day of July 2007.

  
Justice Richard Lussick

  
Justice Julia Sebutinde  
Presiding Judge

  
Justice Teresa Dolerty

[Seal of the Special Court for Sierra Leone]



<sup>1</sup> *Prosecutor v. Sesay, Kallon and Gbao*, Case No. SCSL-03-05-T-180, Decision on Prosecution Motion for Modification of Protective Measures for Witnesses, 5 July 2004.

<sup>2</sup> *Prosecutor v. Sesay*, Case No. SCSL-2003-05-PT-033, Decision on the Prosecutor's Motion for Immediate Protective Measures for Witnesses and Victims and for Non-Public Disclosure, 23 May 2003; *Prosecutor v. Kallon*, Case No. SCSL-2003-07-PT-033, Decision on the Prosecutor's Motion for Immediate Protective Measures for Witnesses and Victims and for Non-Public Disclosure, 23 May 2003; *Prosecutor v. Gbao*, Case No. SCSL-2003-09-PT-048, Decision on the Prosecution Motion for Immediate Protective Measures for Witnesses and Victims and for Non-Public Disclosure, 10 October 2003.