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SCSL-03-01-T
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SPECIAL COURT FOR SIERRA LEONE

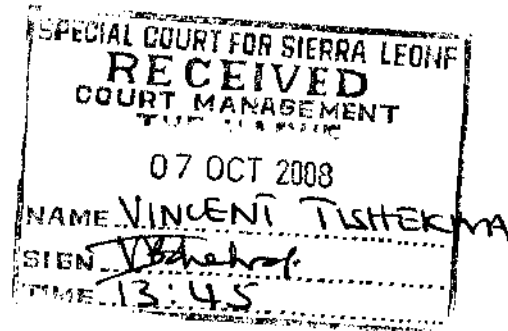
TRIAL CHAMBER II

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

Registrar: Herman von Hebel

Case No.: SCSL03-1-T

Date: 7 October 2008



PROSECUTOR

v.

Charles Ghankay TAYLOR

DECISION ON CONFIDENTIAL URGENT PROSECUTION APPLICATION
FOR LEAVE TO APPEAL ORDER OF SERVICE OF DOCUMENTS
SCSL03-01-T-451, SCSL03-01-T-452, SCSL03-01-T-457

Office of the Prosecutor:

Brenda J. Hollis
Kirsten Keith

Defence Counsel for Charles G. Taylor:

Courtenay Griffiths, Q.C.
Terry Munyard
Andrew Cayley
Morris Anyah

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

SEISED of the "Confidential Urgent Prosecution Application for Leave to Appeal Order for Service of Documents SCSL-03-01-T-451, SCSL-03-01-T-452, SCSL-03-01-T-457", filed 14 April 2008 ("Application"),¹ wherein the Prosecution seeks leave to appeal the "Confidential Order for Service of Documents SCSL-03-01-T-451, SCSL-03-01-T-452, SCSL-03-01-T-457" of 11 April 2008² ("Order for Service") on the grounds that:


- (i) the Trial Chamber erred when it ordered that the *ex parte* Requests for Investigation ("Requests")³ be served on the Defence, and;
- (ii) the Trial Chamber erred in holding that the Defence are entitled to present arguments that the material provided by the Prosecution does not give any cause for reasonable belief that contempt might have been committed and to make other relevant submissions should it choose to do so;⁴


RECALLING that the *ex parte* Requests were subsequently served in accordance with the Order for Service and that the Trial Chamber has since dismissed all such Requests as being unsubstantiated;⁵

FINDING therefore that the issue is now moot;

DISMISSES the Application.

Done at The Hague, The Netherlands, this 7th day of October 2008.


Justice Richard Lussick


Justice Teresa Doherty
Presiding Judge


Justice Julia Sebutinde

[Seal of the Special Court for Sierra Leone]



¹ SCSL03-01-T-471.

² SCSL03-01-T-457.

³ *Prosecutor v. Taylor*, SCSL03-01-T-451, Confidential and Ex Parte Urgent Prosecution Motion for an Investigation into Contempt of the Special Court for Sierra Leone, filed on 1 April 2008; SCSL-03-01-T-452, Confidential and Ex Parte Urgent Prosecution Motion for an Investigation into Contempt of the Special Court for Sierra Leone and for Urgent Interim Measures, filed on 1 April 2008; and SCSL03-01-T-457, Confidential and Ex Parte Urgent Prosecution Motion for an Investigation into Contempt of the Special Court for Sierra Leone, filed on 7 April 2008 ("Requests").

⁴ Application, para. 2.

⁵ See *Prosecutor v. Taylor*, SCSL03-01-T-600, Decision on Prosecution Motions for Investigations into Contempt of the Special Court for Sierra Leone (SCSL03-01-451; SCSL-03-01-452; SCSL03-01-457; SCSL-03-01-513), 19 September 2008 (Confidential).