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

TRIAL CHAMBER II

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

Registrar: Herman von Hebel

Case No.: SCSL-03-1-T

Date: 2 February 2009

PROSECUTOR

SPECIAL COURT FOR SIERRA LEONE	
RECEIVED	
COURT MANAGEMENT	
THE HAGUE	
02 FEB 2009	
NAME	Advera Nsiima Kamurata
SIGN	Nsiima
TIME	17:00

v.

Charles Ghankay TAYLOR

**DECISION ON PROSECUTION REQUEST TO WITHDRAW APPLICATION FOR LEAVE TO
APPEAL ORAL DECISIONS REGARDING ALLOWING QUESTIONS CONCERNING THE
LOCATION OF THE FAMILY OF A WITNESS AND FAILING TO ORDER REDACTION OF THE
LOCATIONS**

Office of the Prosecutor:

Brenda J. Hollis
Julia Baly
Kirsten Keith
Ula Nathai-Lutchman

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 “Public with Confidential Annex B Urgent Prosecution Application for Leave to Appeal Oral Decisions Regarding Allowing Questions Concerning the Location of the Family of a Witness and Failing to Order Redaction of the Locations”, filed on 28 April 2008 (“Application”);¹

NOTING the “Public Defence Response to Urgent Prosecution Application for Leave to Appeal Oral Decisions Regarding Allowing Questions Concerning the Location of the Family of a Witness and Failing to Order Redactions of the Locations”, filed on 8 May 2008 (“Response”);²

NOTING ALSO the “Public Prosecution Reply to Defence Response to Urgent Prosecution Application for Leave to Appeal Oral Decisions Regarding Allowing Questions Concerning the Location of the Family of a Witness and Failing to Order Redactions of the Locations”, filed on 13 May 2008 (“Reply”);³

RECALLING the three impugned oral Decisions of the Trial Chamber, namely, the oral Decision of 24 April 2008 permitting questions to be put to Witness TF1-334 (“First Impugned Decision”),⁴ the oral Decision of 28 April 2008 denying redaction of the current locations of the Witness’s family (“Second Impugned Decision”),⁵ and the oral decision of 28 April 2008 denying reconsideration of the previous application to redact the current locations of the Witness’s family (“Third Impugned Decision”);⁶

SEISED ALSO of the Prosecution Request to Withdraw Application for Leave to Appeal Oral Decisions Regarding Allowing Questions Concerning the Location of the Family of a Witness and Failing to Order Redaction of the Locations, filed on 2 February 2009 (“Request to Withdraw”)⁷ wherein the Prosecution requests permission to withdraw the Application on the grounds that “it no longer seeks the remedy requested therein” namely, leave to appeal the Impugned Decisions;⁸

MINDFUL of the provisions of Article 17 of the Statute of the Special Court for Sierra Leone, and

¹ SCSL03-01-T-490.

² SCSL03-01-T-499.

³ SCSL03-01-T-504.

⁴ Transcript, 24 April 2008, p. 854 L.

⁵ Transcript, 28 April 2008, p. 865 L.

⁶ Transcript, 28 April 2008, p. 865 L.


⁷ SCSL03-01-T-716

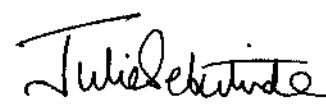
of Rules 26bis, 54, 73(B), 75(A) and 75(C) of the Rules of Procedure and Evidence ("Rules");

HEREBY GRANT THE PROSECUTION REQUEST TO WITHDRAW THE APPLICATION.

Done at The Hague, The Netherlands, this 2nd day of February 2009.


Justice Teresa Doherty


Justice Richard Lussick
Presiding Judge


Justice Julia Sebutinde



⁸ Request to Withdraw, para. 7