

## SPECIAL COURT FOR SIERRA LEONE

## APPEALS CHAMBER

Before:

Justice Jon M. Kamanda, Presiding

Justice Emmanuel Ayoola
Justice Renate Winter
Justice George Gelaga King

Justice George Gelaga King Justice Shireen Avis Fisher

Justice Philip Nyamu Waki, Alternate Judge

Registrar:

Ms. Binta Mansaray

Date filed:

3 May 2012

SPECIAL COURT FOR STEARN LEUM.
RECEIVED
COURT MANAGEMENT

03 MAY 2012

NAME SAMUEL I FORMAH

SIEN STATE

Prosecutor

Against

Charles Ghankay Taylor

Case No. SCSL-03-01-T

## Public Public

# PRINCIPAL DEFENDER'S DECISION TO ASSIGN COUNSEL

Office of the Prosecutor:

Brenda Hollis

Mohamed A. Bangura Ruth Mary Hackler Ula Nathai-Lutchman

James Pace

Counsel for the Accused:

Morris Anyah

Office of the Principal Defender:

Claire Carlton-Hanciles



### SPECIAL COURT FOR SIERRA LEONE

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Case No. SCSL-03-1-T
The Prosecutor v: Charles Ghankay Taylor

#### 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, 30 October 2003, 14 March 2004, 29 ay 2004, 14 May 2005, 13 May 2006, 24 November 2006, 14 May 2007, 19 November 2007, 27 May 2008, and 28 May 2010 and in particular Rule 45 thereof;

**CONSIDERING** the Directive on the Assignment of Counsel as adopted by the Registrar on the 1<sup>st</sup> October 2003 and in particular Article 10 thereof;

CONSIDERING that on the 26<sup>th</sup> April 2012 the Trial Chamber delivered an extensive summary Judgement on the merits in the matter of the Prosecutor vs. Charles Ghankay Taylor;

**CONSIDERING** that the Trial Chamber in its extensive Judgement summary delivered on the above-mentioned date found the accused Charles Ghankay Taylor guilty of 11 Counts of aiding and abetting and planning the commission of Crimes as listed in Counts 1 to 11 of his indictment;

**CONSIDERING** that the Trial Chamber intends to hear oral arguments on issues relating to Sentencing on Wednesday the 16<sup>th</sup> May 2012 and is to deliver its ruling on the 30<sup>th</sup> May 2012;

**CONSIDERING** that the Trial Chamber sat for a period of 420 days to hear evidence from the parties during which a total of 1522 Exhibits were tendered in evidence by both the Prosecution and the Defence;

**CONSIDERING** that a total of 115 Witnesses testified in this trial, 49622 pages of trial records transcribed with the Chamber issuing 281 written interlocutory decisions;

**CONSIDERING** that the documentation in this trial is quite voluminous and Rule 108(A) of the Court's Rules of Procedure and Evidence gives the Defence a period of 14 days to file any Appeals submissions emanating from the final trial Judgement to the Special Court's Appeals Chamber;

**CONSIDERING** that Mr. Charles Taylor is very mindful of this regulation as a result of which he requests the Registry by way of a letter dated the 27<sup>th</sup> April 2012 to allow his Appeals Counsel and team to begin Appeals legal work with a view to preparing to file a very big appeal and cross appeal if necessary;

CONSIDERING that Mr. Taylor's Appeals Counsel, Mr Morris Anyah, acted as Co-Counsel in his trial team and meets the requirements of assignment of Counsel to represent indigent or partially indigent persons in accordance with Rule 45 of the Rules of Procedure and Evidence of the Special Court for Sierra Leone and has indicated his willingness to represent Mr. Taylor to finality of the case at Appeals;

CONSIDERING that Mr. Morris Anyah has agreed to act as Mr. Taylor's Appeals Counsel and has indicated that with immediate effect he will take up the responsibility of the Taylor Appeals and will thus free himself of his trial obligations and only offer pro bono services to the trial team whenever time permits him to do so;

CONSIDERING that both Mr. Taylor and his Appeals Counsel Mr. Anyah have informed the Registry that bearing in mind the volume of evidence in this trial and the date of Sentencing already set by the Trial Chamber no legal reason exists for the Appeals team not to be brought onboard now more so as Lead Counsel Anyah does not want to apply for any extensions of time for the filing of the initial grounds of Appeal;

**DIRECTS** the assignment of Mr. Morris Anyah as Assigned Appeals Counsel to Mr. Taylor, effective from the date of his Assignment of 2<sup>nd</sup> May 2012, under the terms of the Legal services Contract with the Defence Office of the Special Court for Sierra Leone for the provision of Legal Services to the accused for the duration of the Appeals.

Done in The Hague this 3<sup>rd</sup> day of May 2012

Claire Carlton-Hanciles
Principal Defender