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SCSL-03-01-A  
(234-237)

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**SPECIAL COURT FOR SIERRA LEONE**

**IN THE APPEALS CHAMBER**

**Before:** Justice Shireen Avis Fisher, Presiding  
Justice Emmanuel Ayoola  
Justice George Gelaga King  
Justice Renate Winter  
Justice Jon M. Kamanda  
Justice Philip Nyamu Waki, Alternate Judge

**Registrar:** Ms. Binta Mansaray

**Date:** 21 August 2012

**PROSECUTOR**                                  **Against**                                  **CHARLES GHANKAY TAYLOR**  
(Case No. SCSL-03-01-A)

Public

**DECISION ON DEFENCE MOTION FOR RECONSIDERATION OR REVIEW OF  
"DECISION ON PROSECUTION AND DEFENCE MOTIONS FOR EXTENSION OF  
TIME AND PAGE LIMITS PURSUANT TO RULES 111, 112 AND 113 AND FINAL  
ORDER ON EXTENSION OF TIME FOR FILING SUBMISSIONS"**

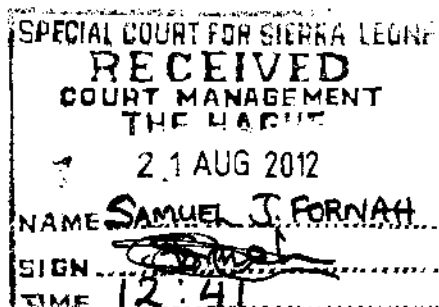
**Office of the Prosecutor:**

Ms. Brenda J. Hollis  
Mr. Nicholas Koumjian  
Mr. Mohamed A. Bangura  
Ms. Nina Tavakoli  
Ms. Leigh Lawrie  
Mr. Christopher Santora  
Ms. Kathryn Howarth  
Ms. Ruth Mary Hackler  
Ms. Ula Nathai-Lutchman  
Mr. James Pace  
Mr. Cónan Kenny

**Defence Counsel for the Accused:**

Mr. Morris Anyah  
Mr. Eugene O'Sullivan  
Mr. Christopher Gosnell  
Ms. Kate Gibson  
Ms. Magda Karagiannakis

Case No. SCSL-03-01-A



21 August 2012

**THE APPEALS CHAMBER** of the Special Court for Sierra Leone (“Special Court”),

**HAVING RECEIVED** the Defence “Motion for Reconsideration or Review of Decision on Prosecution and Defence Motions for Extension of Time and Page Limits for Written Submissions Pursuant to Rules 111, 112 and 113” and request for stay;<sup>1</sup>

**RECALLING** the “Decision on Defence Motion for Extension of Time to File Notice of Appeal”<sup>2</sup> and the “Decision on Prosecution and Defence Motions for Extension of Time and Page Limits for Written Submissions Pursuant to Rules 111, 112 and 113”,<sup>3</sup> by which the Parties were granted, in addition to the times set out in Rules 108(A) and 111, an extension of 67 days from the date of judgement for the submission of Notices of Appeal and Appellant’s Submissions, for a total of 102 days from the receipt of the full judgment and sentence;

**RECALLING** the Pre-Hearing Judge’s Decision, by which the Parties were granted an extension of 41 days, in addition to the time set out in Rules 112 and 113, for the filing of Respondent’s Submissions and Submissions in Reply, for a total of 60 days from the filing of the Appellant’s Submissions;

**RECALLING** that, accordingly, the Parties have already been granted extensions in the amount of 108 days, thereby allowing the Parties 162 days for the filing of all appeal submissions;

**CONSIDERING** however that the Defence avers that additional time to that already granted “is necessary to prevent an injustice”,<sup>4</sup> by which it is understood that the Defence suggests that it will not be able to complete preparation of its Appellant’s Submissions by 10 September 2012;

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<sup>1</sup> *Prosecutor v. Taylor*, SCSL-03-01-A-1318, Defence Motion for Reconsideration or Review of “Decision on Prosecution and Defence Motions for Extension of Time and Page Limits for Written Submissions Pursuant to Rules 111, 112 and 113”, 15 August 2012 (“Motion”).

<sup>2</sup> *Prosecutor v. Taylor*, SCSL-03-01-A-1296, Decision on Defence Motion for Extension of Time to File Notice of Appeal, 20 June 2012 (“*Taylor* Decision on Filing Notice of Appeal”).

<sup>3</sup> *Prosecutor v. Taylor*, SCSL-03-01-A-1315, Decision on Prosecution and Defence Motions for Extension of Time and Page Limits for Written Submissions Pursuant to Rules 111, 112 and 113, 7 August 2012 (“Pre-Hearing Judge’s Decision”).

<sup>4</sup> Motion, para. 1.

**NOTING** that Counsel's admission goes to the fair trial rights of the Appellant, who is entitled to competent assistance of Counsel in the preparation of his appeal;

**NOTING** that reliance on Rules of other Tribunals without accepting that the Rules of this Court are the primary foundation of decisions on procedure leads to a misplaced reliance on the decisions of those Tribunals based on Rules that are not in *pari materia* with the Rules of this Court;

**CONSIDERING** that in the interests of justice the Appeals Chamber should leave no uncertainty as to its unanimity in this matter;

**HEREBY,**

**CONSIDERS** the Motion as a request for an additional extension of time to file Appellant's Submissions; and

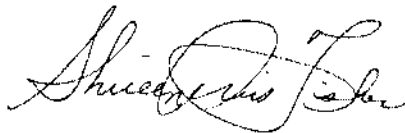
**BEING SEIZED OF** that request as provided by the terms of Rule 109(D);

**PURSUANT** to Rules 54, 106(C) and 109, the Appeals Chamber unanimously grants an additional extension of 21 days for Rule 111 submissions and **ORDERS**:

1. That the request for stay is **DENIED** as the Parties are granted a further extension of time;
2. That all Parties are given an additional and final extension of time for filing the Appellant's Submissions in the amount of 21 days, equal to the original time prescribed by Rule 111 for filing those submissions, so that Appellant's Submissions shall therefore be filed no later than 1 October 2012;
3. That the extension of page limits and time for the filing of Respondent's Submissions and Submissions in Reply issued by this Chamber through the Pre-Hearing Judge's Decision shall otherwise remain unchanged;
4. That the deadline for filing of Respondent's Submissions and Submissions in Reply are adjusted to reflect the 21 day extension for the filing of Appellant's Submissions,

which shall therefore be filed no later than 23 November 2012 and 30 November 2012, respectively.


Done in The Hague, The Netherlands, this 21<sup>st</sup> day of August 2012.



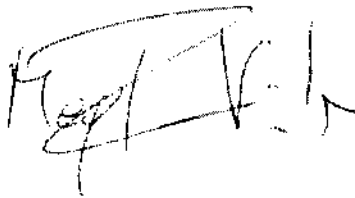
Justice Shireen Avis Fisher  
Presiding



Justice Emmanuel Ayoola



Justice George Gelaga King



Justice Renate Winter



Justice Jon Kamanda

[Seal of the Special Court for Sierra Leone]

