

The Pre-Trial Judge



Le Juge de la mise en état

**THE PRE-TRIAL JUDGE**

Case No.: **STL-11-01/I/PTJ**

The Pre-Trial Judge: **Mr Daniel Fransen**

The Registrar: **Mr Herman von Hebel**

Date: **8 September 2011**

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**SCHEDULING ORDER REGARDING THE DEADLINE FOR FILING APPLICATIONS  
TO PARTICIPATE IN THE PROCEEDINGS AS A VICTIM**

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**Office of the Prosecutor:**  
Mr Daniel A. Bellemare, QC

**Defence Office:**  
Mr François Roux

*STL Official Translation*



**NOTING** Rule 86 (A) of the Rules of Procedure and Evidence according to which, after an indictment has been confirmed, a person claiming to be a victim of a crime within the jurisdiction of the Special Tribunal for Lebanon may request the Pre-Trial Judge to be granted the status of victim participating in the proceedings;

**NOTING** Rule 89 (B) of the Rules entitled “Functions after Review of the Indictment”, according to which “the Pre-Trial Judge shall ensure that the proceedings are not unduly delayed” and to that end allow him to take “any measures necessary to prepare the case for a fair and expeditious trial”;

**NOTING** the counts mentioned in the Indictment of 10 June 2011 in the case concerning the attack against Rafiq Hariri, confirmed by the Pre-Trial Judge on 28 June 2011 (the “Indictment”);

**CONSIDERING** that in order to ensure that the proceedings are not unduly delayed in accordance with Rule 89 (B) of the Rules, the Pre-Trial Judge finds it necessary that a deadline be set for filing all applications (to be granted the status of victim participating in the proceedings) from those persons claiming to be victims of the offences mentioned in the Indictment;

**CONSIDERING** that the scheduling of this deadline is intended to enhance the fairness of the proceedings by allowing those persons granted the status of victim participating in the proceedings in accordance with the aforementioned Rule 86 (A) to express their “views and concerns”, pursuant to Article 17 of the Statute and to the relevant provisions of the Rules, during the initial pre-trial phase of the case;

**CONSIDERING** that the scheduling of such a deadline is likewise aimed at increasing the efficiency and expeditiousness of the proceedings and is conducive to the proper administration of justice in that it gives the Pre-Trial Judge a comprehensive view of the applications that will be filed before ruling on them;

**CONSIDERING** that the persons claiming to be victims of the offences mentioned in the Indictment who do not file their applications to participate in the proceedings within the deadline allotted will have to provide valid reasons in order to justify filing them beyond this deadline;

**CONSIDERING** that the persons claiming to be victims of the offences mentioned in the Indictment are invited to apply to participate in the proceedings by completing the “Application form for participating in the proceedings” compiled by the Victims and Witnesses Unit and which takes into account the requirements set forth in Rule 86 (B) of the Rules;<sup>1</sup>

**CONSIDERING** that, in order to effect the proper execution of this Order, it is necessary to ensure that it is disseminated to the persons concerned through the Registrar;

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<sup>1</sup> The application form to participate in the proceedings is available on the Tribunal’s website at the following address: <http://www.stl-tsl.org/fr/about-the-stl/structure-of-the-stl/registry/victim-participation/application-form-for-participating-to-the-proceedings>

**DISPOSITION****FOR THESE REASONS,**

Pursuant to Rules 86 (A) and 89 (B) of the Rules;

**THE PRE-TRIAL JUDGE,**

**INVITES** the persons claiming to be victims of the offences mentioned in the Indictment to file their application to participate in the proceedings as a victim by 31 October 2011 at the latest; and

**ORDERS** the Registrar to take all necessary measures to ensure that this Order is disseminated to the persons concerned, by such means as he deems appropriate.

Done in English, Arabic and French, the French text being authoritative.

Leidschendam, 8 September 2011.

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Daniel Fransen  
Pre-Trial Judge

