



SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

BEFORE THE TRIAL CHAMBER

Case No.: STL-11-01/PT/TC

Before: Judge Robert Roth, Presiding
Judge Micheline Braidy
Judge David Re
Judge Janet Nosworthy, Alternate Judge
Judge Walid Akoum, Alternate Judge

Registrar: Mr. Herman von Hebel

Date: 6 June 2012

Original language: English

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THE PROSECUTOR

v.

**SALIM JAMIL AYYASH
MUSTAFA AMINE BADREDDINE
HUSSEIN HASSAN ONEISSI &
ASSAD HASSAN SABRA**

SCHEDULING ORDER FOR HEARING

Office of the Prosecutor:
Mr. Norman Farrell

Counsel for Mr. Salim Jamil Ayyash:
Mr. Eugene O'Sullivan
Mr. Emile Aoun

Head of the Defence Office:
Mr. François Roux

Counsel for Mr. Mustafa Amine Badreddine:
Mr. Antoine Korkmaz
Mr. John Jones

**Legal Representatives of
Participating Victims:**
Mr. Peter Haynes
Mr. Mohammad Mattar
Ms. Nada Abd El Sater Abu Samra

Counsel for Mr. Hussein Hassan Oneissi:
Mr. Vincent Courcelle-Labrousse
Mr. Yasser Hassan

Counsel for Mr. Assad Hassan Sabra:
Mr. David Young
Mr. Guénaél Mettraux





1. The Trial Chamber has scheduled a hearing for 13 June 2012 to hear argument on motions challenging the jurisdiction of the Tribunal, filed by the Defence of the four Accused, Salim Jamil Ayyash, Mustafa Amine Badreddine, Hussein Hassan Oneissi and Assad Hassan Sabra.¹
2. Defence counsel for the four Accused wrote to the Trial Chamber on 30 May 2012 asking it to schedule extra time for the hearing - on 14 June 2012 - to, among other things, permit them to have “the last word to formally reply”.² The Prosecutor objected, in a confidential filing, to both the substance and form of the request.³ The Trial Chamber does not accept that any Party has an inherent right to a “last word” in a hearing restricted to legal argument, but will allow time for argument on 14 June 2012.
3. The four motions challenging jurisdiction repeat many similar legal arguments. The Trial Chamber reminds the Parties and participants of two things. First, the purpose of this hearing is to allow them to develop their arguments, respond to the opposing submissions and answer questions from the bench. Second, the Trial Chamber will have read all the submissions and observations well before the hearing. In the interests of judicial economy, the Trial Chamber therefore encourages Defence counsel to co-ordinate their oral arguments and avoid repeating the same legal submissions. The Trial Chamber has thus allocated a block of time, on 13 June, for all Defence submissions and leaves it to Defence counsel to decide among themselves how to use it.

¹ STL, *Prosecutor v. Ayyash, Badreddine, Oneissi and Sabra*, Case No. STL-11-01/PT/TC, Motion on Behalf of Salim Ayyash Challenging the Legality of the Special Tribunal for Lebanon, 4 May 2012; Exception préjudicielle d'incompétence du Tribunal spécial pour le Liban par la Défense de M. Badreddine, 10 May 2012; Sabra's Preliminary Motion Challenging the Jurisdiction of the Special Tribunal for Lebanon, 9 May 2012; Defence for Mr. Hussein Hassan Oneissi's Motion Challenging the Legality of the Tribunal, 10 May 2012.

² Letter from Defence Counsel of Salim Jamil Ayyash, Mustafa Amine Badreddine, Hussein Hassan Oneissi and Assad Hassan Sabra to Judges of the Trial Chamber, 30 May 2012.

³ Case No. STL-11-01/PT/TC, Prosecution Application to Order Defence Counsel to Seek Judicial Relief Pursuant to the Rules, 1 June 2012.



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4. The Trial Chamber issues the following scheduling order for the hearing:

Wednesday 13 June 2012

- 9:30 to 13:00 Submissions by Defence counsel for the four Accused (including a half hour break)
- 14:00 to 16:15 Submissions by the Prosecutor (including a fifteen minute break)

Thursday 14 June 2012

- 9:30 to 10:30 Submissions by legal representative for participating victims
- 10:30 to 11:00 Responses by Defence counsel
- 11:15 to 11:45 Responses by the Prosecutor
- 11:45 to 12:00 Responses by legal representative for participating victims

5. The Trial Chamber also orders the lifting of the confidentiality of the Prosecution's application of 1 June 2012 and orders counsel for the Defence to file their letter, dated 30 May 2012, with the Tribunal's Court Management Services Section.

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

6 June 2012,
Leidschendam,
The Netherlands

Judge Robert Roth, Presiding

Judge Micheline Braidy

Judge David Re

Case No. STL-11-01/PT/TC

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6 June 2012

