



**THE PRESIDENT**

**Case No.:** STL-11-01/PT/PRES  
**Before:** Judge David Baragwanath, President  
**Registrar:** Mr Herman von Hebel  
**Date:** 12 December 2012  
**Original language:** English  
**Classification:** Public

**THE PROSECUTOR**

v.

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

**ORDER FOR ADDITIONAL SUBMISSIONS**

**Prosecutor:**  
Mr Norman Farrell

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

**Head of Defence Office:**  
Mr François Roux

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

**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. In compliance with my Decision and Scheduling Order of 21 November 2012,<sup>1</sup> the Head of Defence Office, the Registrar and the Prosecutor have filed their submissions on the merits of the Defence Office request for review of the Registrar's administrative decision not to permit retainer of Dr Omar Nashabe as a "Local Resource Person" to assist Defence counsel for the four accused in the *Ayyash et al.* case.<sup>2</sup> Responses are due on Friday, 14 December 2012.

2. The filings I have received so far have not addressed a number of issues on which briefing may be useful. I therefore invite the parties, without prejudice to any other issue which they may wish to address in their respective responses, to provide their views on the following matters:

- a) Whether the review simply encompasses the Registrar's administrative decision to deny implementation of the framework proposed by the Head of Defence Office in order to employ Dr Nashabe, or whether it also extends to the Head of Defence Office's decision to hire Dr Nashabe as a Local Resource Person; and,
- b) Whether the Registrar and the Prosecutor would be willing to accept Dr Nashabe's engagement by the Defence other than by way of the proposed framework.

3. I emphasize that my raising these issues for clarification in no way expresses any view upon them or on the merits of the request for review.

## **DISPOSITION**

### **FOR THESE REASONS;**

#### **I**

**INVITE** the parties to address the issues set out in paragraph 2 of this Order in their responses due on Friday 14 December 2012.

<sup>1</sup> STL, *Prosecutor v. Ayyash et al.*, STL-11-01/PT/PRES, Decision and Scheduling Order Following Defence Office Request of 15 November 2012, 21 November 2012.

<sup>2</sup> STL, *Prosecutor v. Ayyash et al.*, STL-11-01/PT/PRES, Defence Office Submissions on the Merits, 7 December 2012; *Prosecutor v. Ayyash et al.*, STL-11-01/PT/PRES, Registry Submission Regarding the President's Decision and Scheduling Order Following Defence Office Request of 15 November 2012, 7 December 2012; *Prosecutor v. Ayyash et al.*, STL-11-01/PT/PRES, Prosecution Submissions Pursuant to Scheduling Order of 21 November 2012, 7 December 2012.



SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

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

Dated 12 December 2012.

Leidschendam, the Netherlands

Judge David Baragwanath

President

