SPECIAL TRIBUNAL FOR LEBANON المحكمة الخاصة بلبنان TRIBUNAL SPÉCIAL POUR LE LIBAN

THE PRE-TRIAL JUDGE

Case No.:	**STL-11-01/PT/PTJ**
The Pre-Trial Judge:	**Mr Daniel Fransen**
The Registrar:	**Mr Daryl Mundis**
Date:	**16 October 2013**
Original language:	**French**
Classification:	**Public**

THE PROSECUTOR
v.
SALIM JAMIL AYYASH
MUSTAFA AMINE BADREDDINE
HUSSEIN HASSAN ONEISSI
ASSAD HASSAN SABRA

ORDER TO RECLASSIFY THE ANNEX TO THE DEFENCE OFFICE INTERNAL MEMORANDUM AS "PUBLIC"

Office of the Prosecutor:
Mr Norman Farrell

Legal Representative of Victims:
Mr Peter Haynes

Counsel for Mr Salim Jamil Ayyash:
Mr Eugene O'Sullivan

Counsel for Mr Mustafa Amine Badreddine:
Mr Antoine Korkmaz

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

Counsel for Mr Assad Hassan Sabra:
Mr David Young

1. **Noting** the Pre-Trial Judge's decision of 18 June 2013 concerning issues relating to the inspection room and the call data records (the "Decision of 18 June 2013");[1]

2. **Noting** the Pre-Trial Judge's decision of 10 September 2013 relating to the Prosecution submissions pursuant to the Decision of 18 June 2013 concerning issues regarding the inspection room and the call data records (the "Decision of 10 September 2013");[2]

3. **Noting** the public request of 17 September 2013 from the Defence Office for the reclassification of Annex B to the Defence Office Internal Memorandum relating to the Call Data Records filed on 31 January 2013 (respectively the "Request"[3] and "Annex B to Defence Office Internal Memorandum");[4]

4. **Considering that** in the Request, the Defence Office pointed out that Annex B to the Defence Office Internal Memorandum could, from that time on, be made public and that consequently it requested the Pre-Trial Judge to reclassify the said Annex from the category of "confidential" to "public", pursuant to Article 7 (5) (e) and Article 7 (6) of the Practice Direction on Filing of Documents before the Special Tribunal for Lebanon;

5. **Considering that** the Pre-Trial Judge considers that there is nothing to prevent Annex B to Defence Office Internal Memorandum from being made public, and that he therefore grants the Request of the Defence Office.

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[1] STL, *The Prosecutor v. Ayyash et al.,* Case No. STL-11-01/PT/PTJ, Decision on Issues Related to the Inspection Room and Call Data Records, confidential, 18 June 2013. A public redacted version of the decision was filed on 19 September 2013. Any further reference to filings or decisions refers to the present case, unless otherwise indicated.
[2] Decision on the Prosecution Submissions Pursuant to the 18 June 2013 Decision on Issues Related to the Inspection Room and Call Data Records, confidential, 10 September 2013. A public redacted version of the decision was filed on 19 September 2013.
[3] Request for Reclassification of "Annex B to Defence Office Internal Memorandum Regarding Call Data Records" filed 31 January 2013, 17 September 2013.
[4] Annex B to Defence Office Internal Memorandum Regarding Call Data Records, confidential, 31 January 2013.

FOR THESE REASONS,

Pursuant to Rule 77 of the Rules of Procedure and Evidence,

THE PRE-TRIAL JUDGE,

GRANTS the Request; and

ORDERS the Registrar to reclassify Annex B to the Defence Office Internal Memorandum as "public".

Done in English, Arabic and French, the French text being authoritative.
Leidschendam, 16 October 2013

[stamp]

[signature]

Daniel Fransen
Pre-Trial Judge