



SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

THE TRIAL CHAMBER

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

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

Registrar: Mr. Daryl Mundis, Registrar

Date: 6 November 2013

Original language: English

Type of document: Public

THE PROSECUTOR

v.

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

**DECISION GRANTING LEAVE TO REPLY TO 'PROSECUTION
RESPONSE TO SABRA MOTION FOR STAY OF PROCEEDINGS'**

Office of the Prosecutor:

Mr. Norman Farrell

Counsel for Mr. Salim Jamil Ayyash:Mr. Eugene O'Sullivan
Mr. Emile Aoun**Defence Office**Mr. François Roux
Badreddine:**Counsel for Mr. Mustafa Amine**

Mr. Antoine Korkmaz

Victims' Legal Representative:

Mr. Peter Haynes

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. On 11 October 2013, counsel for Mr. Assad Hassan Sabra filed a 'Motion for Stay of Proceedings due to Lebanon's Failure to Cooperate with the Defence'.¹ On 29 October 2013, the Prosecution filed a response opposing the Sabra motion.² On 31 October 2013, counsel for Mr. Sabra filed a request for leave to reply,³ to address three discrete issues:
 - (i) The material disclosed by the Prosecution and its relevance to the motion for stay of proceedings;
 - (ii) The apparent exculpatory value of the material sought by the Defence; and,
 - (iii) To amend the relief sought in the motion for stay of proceedings to that proposed in paragraph 12, with legal and factual justification.⁴
2. On 4 November 2013, the Prosecution filed a response opposing this motion.⁵
3. The issues raised in the motion to stay the proceedings are fundamental to the fair and expeditious conduct of the proceedings. The Trial Chamber would be assisted by counsel for Mr. Sabra comprehensively addressing the three issues identified.

FOR THESE REASONS, the Trial Chamber:

GRANTS the motion seeking leave to reply in respect of the three issues identified.

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

Leidschendam, 6 October 2013

David Re

Judge David Re, Presiding

Janet Nosworthy

Judge Janet Nosworthy

Micheline Braidy

Judge Micheline Braidy



¹ STL, *Prosecutor v. Ayyash, Badreddine, Oneissi and Sabra*, Case No. STL-11-01/PT/TC, Sabra Defence Motion for Stay of Proceedings due to Lebanon's Failure to Cooperate with the Defence', 11 October 2013.

² STL-11-01/PT/TC, Prosecution Response to Sabra Motion for Stay of Proceedings', 29 October 2013.

³ STL-11-01/PT/TC, Sabra Defence Request for Leave to Reply to 'Prosecution Response to Sabra Motion for Stay of Proceedings', 31 October 2013.

⁴ Sabra request for leave to reply, para. 15.

⁵ STL-11-01/PT/TC, Prosecution Response to Sabra Defence Request for Leave to Reply to the 'Prosecution Response to Sabra Defence Motion for Stay of Proceedings', 4 November 2013.