



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

Date: 20 November 2013

Original language: English

Classification: Public

PROSECUTOR

v.

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

ORDER REQUESTING FURTHER CLARIFICATIONS

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

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

**Legal Representatives of
Participating Victims:**
Mr Peter Haynes
Mr Mohammad F. Mattar
Ms Nada Abdelsater-Abusamra

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

Counsel for Mr Assad Hassan Sabra:
Mr David Young
Mr Guénaël Mettraux



1. On 25 October 2013, the Trial Chamber was seized with the case file of the *Prosecutor v. Ayyash, Badreddine, Oneissi and Sabra*, and received with it five requests from counsel for the Accused, Mr. Assad Hassan Sabra, seeking the cooperation of Lebanon.¹ On 11 October 2013, they filed a ‘Motion for stay of proceedings due to Lebanon’s failure to cooperate with the Defence’.² This was followed by a Prosecution’s response³ and a reply by counsel for Mr. Sabra.⁴
2. In its response of 28 October 2013, the Prosecution stated that it has disclosed to counsel for Mr. Sabra some information which they had requested from the Lebanese authorities. Counsel for Mr. Sabra replied that some of the disclosed information relates to the cooperation requests.
3. Before making its decision on these requests seeking the cooperation of Lebanon and the motion for stay of proceedings, the Trial Chamber seeks clarification as to which material is outstanding.
4. The Trial Chamber therefore orders:
 - (i) Counsel for Mr. Sabra to file, by Tuesday 26 November 2013, a list of the outstanding material according to the categories identified in the five requests;
 - (ii) The Prosecution to respond, by Thursday 27 November 2013, specifying which of the items disclosed to counsel for Mr. Sabra are within these requests for cooperation; and
 - (iii) Counsel for Mr. Sabra to reply, by Friday 28 November 2013, as to whether any items within (ii) are on the list in (i).

¹ STL, *The Prosecutor v. Ayyash, Badreddine, Oneissi and Sabra*, Case No. STL-11-01/PT/PTJ, Second Sabra Defence Motion Seeking the Cooperation of Lebanon - Telecommunications Information, dated 4 February 2013 ; Third Sabra Defence Motion Seeking the Cooperation of Lebanon - Terrorist Groups, dated 4 April 2013 ; Fourth Sabra Defence Motion Seeking the Cooperation of Lebanon - Information on Mr. Sabra, dated 4 April 2013 ; Fifth Sabra Defence Motion Seeking the Cooperation of Lebanon dated 28 August 2013; and Sixth Sabra Defence Motion Seeking the Cooperation of Lebanon dated 28 August 2013.

² Sabra Defence Motion for Stay of Proceedings due to Lebanon’s failure to Cooperate with the Defence, 11 October 2013.

³ Prosecution response to Sabra motion for stay of proceedings, 28 October 2013.

⁴ Sabra Defence reply to ‘Prosecution response to Sabra motion for stay of proceedings’ with confidential Annex A, 13 November 2013.

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

Dated 20 November 2013,
Leidschendam,
The Netherlands

David Re

Judge David Re, Presiding

Janet Nosworthy

Judge Janet Nosworthy

Micheline Braidy

Judge Micheline Braidy

