

SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

THE CONTEMPT JUDGE

Case No.: STL-14-05/T/CJ

Before: Judge Nicola Lettieri, Contempt Judge

Registrar: Mr Daryl Mundis, Registrar

Date: 20 May 2015

Original language: English

Classification: Public

IN THE CASE AGAINST

AL JADEED [CO.] S.A.L./ NEW T.V. S.A.L. (N.T.V.)
KARMA MOHAMED TAHSIN AL KHAYAT

**CORRECTED VERSION OF THE “DECISION ON ADMISSION OF DEFENCE
EXHIBITS” DATED 24 APRIL 2015**

***Amicus Curiae* Prosecutor:**
Mr Kenneth Scott

**Counsel for *Al Jadeed* [CO.] S.A.L./
NEW T.V. S.A.L. (N.T.V.) and
Ms Karma Khayat:**
Mr Karim A.A. Khan
Mr Rodney Dixon
Ms Shyamala Alagendra



1. On 22 April 2015, the Defence sought admission into evidence of the documents it presented through the witnesses AP 04, AP 12 and AP 13.¹

2. The *Amicus Curiae* Prosecutor (“*Amicus*”) objected to the admission of the witness statements of witnesses AP 04 and AP 13. He also objected to the admission of the records of insurance companies shown to witness AP 13 and to the copies of screenshots of several websites shown to witness AP 12. The *Amicus* argued that all these documents lack relevance and should therefore not be allowed into the trial record.²

3. Having heard the Parties, I am satisfied that the documents to which the *Amicus* objects are relevant as they were shown to the witnesses with a view to challenging their credibility and reliability.

4. Indeed, I am satisfied that all the documents tendered by the Defence through witnesses AP 04, AP 12 and AP 13 are relevant and of probative value.

5. I note that the Parties agreed to the admission of a document, as shown in the annex to this Decision, pending translations by LSS.³ Accordingly, this document will be admitted into the record as soon as LSS has provided the official translation.

6. Therefore, with the exception of the document for which official translation is pending, I admit the documents tendered by the Defence through witnesses AP 04, AP12 and AP13 into the trial record.

7. I note that witnesses AP 12 and AP 13 testified in closed session pursuant to my decision of 7 April 2015.⁴ Accordingly and in order to protect the identities of these witnesses, the documents tendered during their testimony shall remain confidential, as indicated in the annex to this Decision.

¹ STL, *In the case against New TV S.A.L. and Khayat*, STL-14-05, Provisional Transcript of 22 April 2015, pp. 142-159 (EN) (“Request”). I note that parts of this hearing were held in private session.

² *Id.* at pp. 143, 148, 149, 151.

³ *Id.* at pp. 148-149.

⁴ STL, *In the case against New TV S.A.L. and Khayat*, STL-14-05/PT/CJ, F0119, Decision on *Amicus Curiae* Prosecutor’s Application for Protective Measures regarding Witnesses AP11, AP12 and AP13, Confidential, 7 April 2015.

DISPOSITION

FOR THESE REASONS,

I

GRANT the Request;

ADMIT the documents tendered by the Defence through witnesses AP 04, AP 12 and AP 13, as set out in the annex to this Decision, into the trial record;

and

REQUEST the Registry to assign exhibit numbers to the admitted documents.

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

Dated 20 May 2015

Leidschendam, the Netherlands



Judge Nicola Lettieri
Contempt Judge

