

SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

THE PRESIDENT

Case No: STL-11-01/T/PRES/AR126.10/R25
Before: Judge Ivana Hrdličková, President
Registrar: Mr Daryl Mundis
Date: 8 March 2016
Original language: English
Classification: Public

THE PROSECUTOR

v.

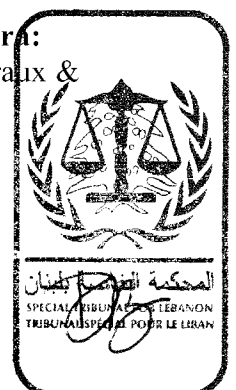
**SALIM JAMIL AYYASH
MUSTAFA AMINE BADREDDINE
HASSAN HABIB MERHI
HUSSEIN HASSAN ONEISSI
ASSAD HASSAN SABRA**

ORDER DESIGNATING PANEL PURSUANT TO RULE 25 (B)**Prosecutor:**

Mr Norman Farrell

Head of Defence Office:

Mr François Roux

**Legal Representatives of
Participating Victims:**Mr Peter Haynes, Mr Mohammad F. Mattar
& Ms Nada Abdelsater-Abusamra**Counsel for Mr Salim Jamil Ayyash:**Mr Eugene O'Sullivan, Mr Emile Aoun &
Mr Thomas Hannis**Counsel for Mr Mustafa Amine Badreddine:**Mr Antoine Korkmaz, Mr Iain Edwards &
Ms Mylène Dimitri**Counsel for Mr Hassan Habib Merhi:**Mr Mohamed Aouini, Ms Dorothee Le Fraper
du Hellen & Mr Jad Khalil**Counsel for Mr Hussein Hassan Oneissi:**Mr Vincent Courcelle-Labrousse, Mr Yasser
Hassan & Ms Natalie von Wistinghausen**Counsel for Mr Assad Hassan Sabra:**Mr David Young, Mr Guénaél Mettraux &
Mr Geoffrey Roberts

1. The Appeals Chamber is currently seized of an interlocutory appeal filed by counsel for Messrs Badreddine, Merhi and Oneissi.¹ Judge Baragwanath has sought his excusal from sitting on the appeal, pursuant to Rule 25 (B) of the Rules of Procedure and Evidence.² Rule 25 (B) states in relevant part:

A Judge seeking to be excused from exercising functions upon the grounds specified in paragraph (A) or for any other serious reason shall make a request in writing to the President. The President shall designate a panel of three Judges in accordance with the relevant Practice Direction to determine whether the Judge should be excused. [...]

2. Under Article 1 of the Practice Direction,³ the President designates the Panel from a pre-determined roster of all Judges of the Tribunal. In conformity with the roster, I order that the Panel be composed of myself, Judge Daniel Fransen and Judge Walid Akoum.

DISPOSITION

FOR THESE REASONS;

PURSUANT to Rule 25 (B) and the Practice Direction,

I

DESIGNATE a panel of three Judges to examine the Request; and

ORDER that this Panel be composed as follows:

Judge Ivana Hrdličková, Presiding

Judge Daniel Fransen

Judge Walid Akoum

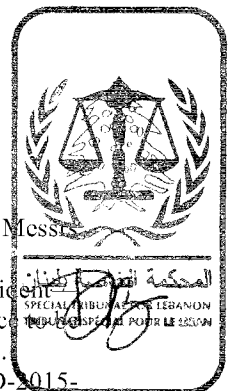
Done in Arabic, English and French, the English version being authoritative.

Dated 8 March 2016

Leidschendam, the Netherlands



Judge Ivana Hrdličková
President



¹ STL, *Prosecutor v. Ayyash et al.*, STL-11-01/T/AC/AR126.1, F0001, Appellate Brief from the Defence for Messrs Badreddine, Merhi and Oneissi Against the Trial Chamber Decision of 23 October 2015, 29 February 2016.

² STL, *Prosecutor v. Ayyash et al.*, STL-11-01/T/PRES/AR126.10/R25, F0002, Memorandum to the President Request by Judge Baragwanath to President under Rule 25 (B) of the Tribunal's Rules of Procedure and Evidence Excused from Sitting on Appeal from Decision of Trial Chamber of 23 October 2015, 7 March 2015 ("Request").

³ STL, Practice Direction on Designation of Panel in Matters of Excusal and Disqualification of Judges, STL-PD-2015-08, 27 February 2015 ("Practice Direction").