R294760

STL-11-01/T/TC F3094/20170420/R294760-R294761/EN/dm

SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصبة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

<u>THE TRIAL CHAMBER</u> SPECIAL TRIBUNAL FOR LEBANON

Case No:	STL-11-01/T/TC
Before:	Judge David Re, Presiding
	Judge Janet Nosworthy
	Judge Micheline Braidy
	Judge Walid Akoum, Alternate Judge
	Judge Nicola Lettieri, Alternate Judge
Registrar:	Mr Daryl Mundis
Date:	20 April 2017
Original language:	English
Classification:	Public

The PROSECUTOR

v.

SALIM JAMIL AYYASH HASSAN HABIB MERHI HUSSEIN HASSAN ONEISSI ASSAD HASSAN SABRA

ORDER ON MERHI DEFENCE REQUEST FOR DISCLOSURE OF DOCUMENTS CONCERNING WITNESS PRH230 (ANDREW DONALDSON)

Office of the Prosecutor:

Mr Norman Farrell & Mr Alexander Milne

Legal Representatives of Participating Victims:

Mr Peter Haynes, Mr Mohammad F. Mattar & Ms Nada Abdelsater-Abusamra **Counsel for Mr Salim Jamil Ayyash:** Mr Emile Aoun, Mr Thomas Hannis & Mr Chad Mair

Counsel for Mr Hassan Habib Merhi: Mr Mohamed Aouini, Ms Dorothée 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 Geoffrey Robert



Counsel for the Accused, Mr Hassan Habib Merhi, seek an order for the disclosure of eight categories of documents concerning Witness PRH230, Prosecution analyst Mr Andrew Donaldson, who is expected to testify from 9 May 2017. The Prosecution opposed the request and the Merhi Defence replied. The request was preceded by an exchange of correspondence between the Parties.¹ In these circumstances, the Trial Chamber considers it necessary, in the interests of justice and expeditiousness, to examine for itself any potentially disclosable material and to determine whether it should be disclosed. The Trial Chamber therefore orders the Prosecution to provide it, on an *ex parte* basis, by 16:00 on Tuesday, 25 April 2017, with the following:

(i) any documents containing questions put to or answers given by Mr Donaldson directly relating to the subject matter of his expected testimony;

(ii) any draft statements prepared by Mr Donaldson directly relating to the subject matter of his expected testimony; and

any draft reports prepared by Mr Donaldson directly relating to the subject (iii) matter of his expected testimony.

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

Leidschendam. The Netherlands 20 April 2017

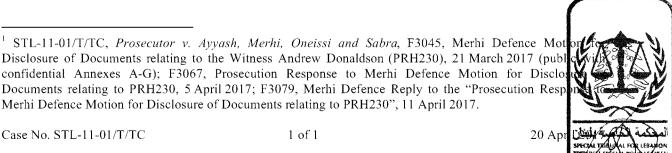
David Ro

Judge David Re, Presiding

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Judge Janet Nosworthy

Judge Micheline Braidy



Case No. STL-11-01/T/TC

1 of 1

confidential Annexes A-G); F3067, Prosecution Response to Merhi Defence Motion for Disclo

Merhi Defence Motion for Disclosure of Documents relating to PRH230", 11 April 2017.