



SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

THE TRIAL CHAMBER**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: 11 September 2018

Original language: English

Classification: Public

THE PROSECUTOR

v.

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

**DECISION ALLOWING PARTICIPATING VICTIM V059 TO ATTEND
PROCEEDINGS IN THE COURTROOM**

Office of the Prosecutor:
Mr Norman Farrell & Mr Nigel Povoas

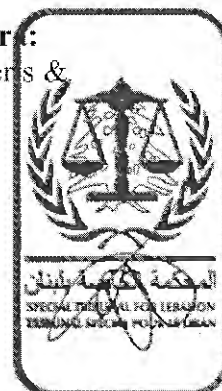
Counsel for Mr Salim Jamil Ayyash:
Mr Emile Aoun, Mr Thomas Hannis &
Mr Chad Mair

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

Counsel for Mr Hassan Habib Merhi:
Mr Mohamed Aouini & Mr Jad Youssef 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 Roberts &
Ms Sarah Bafadhel



1. The Trial Chamber is hearing the closing arguments of the Parties and the Legal Representatives of the Victims between Tuesday 11 September and Friday 21 September 2018.

2. Public participating victim, Mr Saad Hariri (V059), Lebanon's Prime Minister, expressed his wish to be present in the courtroom in one or more public hearing sessions, on 11 September. The Legal Representatives of Victims filed a request to the Trial Chamber on his behalf, and submitted that Mr Hariri would not be able to observe the proceedings during private or closed sessions.¹

3. The Trial Chamber has previously issued general directions on the attendance of victims in the courtroom, and underlined that the views and concerns of victims may be presented in court by their legal representatives, in accordance with Article 17 of the Special Tribunal's Statute.² Considering these principles, and noting that the Parties did not object to the request,³ the Trial Chamber permits the attendance of Mr Hariri in the courtroom for one or more public sessions on Tuesday, 11 September 2018.

4. The Legal Representatives of Victims filed their application confidentially but submitted that it can be made public on 11 September 2018. Therefore, the Trial Chamber orders that the motion is reclassified as public.

FOR THESE REASONS, the Trial Chamber:

GRANTS the request of the Legal Representatives of Victims;

INSTRUCTS the Registry to make all necessary arrangements; and

INSTRUCTS the Registry to reclassify filing F3727 from confidential to public.

¹ STL-11-01/T/TC, *Prosecutor v. Ayyash, Merhi, Oneissi and Sabra*, F3727, Request of the Legal Representative of Victims to Allow One Participating Victim to Attend Proceedings in the Courtroom, 6 September 2018 (confidential).

² Decision delivered in court, *see* transcript of 18 November 2014, pp 2-3.

³ Email from the Trial Chamber's senior legal officer to the Parties on 6 September 2018, to which the Prosecution, the Merhi Defence, the Oneissi Defence and the Sabra Defence responded. The Ayyash Defence informed the senior legal officer of their lack of objection by telephone.

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

Leidschendam,
The Netherlands
11 September 2018

David Re

Judge David Re, Presiding

Janet Nosworthy

Judge Janet Nosworthy

Micheline Braidy

Judge Micheline Braidy

