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SCSL - 2004 - 16 - PT  
(260 - 261)

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**SPECIAL COURT FOR SIERRA LEONE**

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**THE TRIAL CHAMBER**

**Before:** Judge Bankole Thompson, Presiding Judge  
Judge Benjamin Mutanga Itoe  
Judge Pierre Boutet

**Registrar:** Robin Vincent

**Date:** 12 February 2004

**PROSECUTOR**                      **Against**                      **Alex Tamba Brima**  
**Brima Bazzy Kamara**  
**Santigie Borbor Kanu**  
(Case No.SCSL-04-16-PT)

**ORDER FOR INTERIM MEASURES IN RELATION  
TO ASSIGNMENT OF COUNSEL FOR ACCUSED BRIMA**

Office of the Prosecutor:

Luc Côté  
Robert Petit  
Boi-Tia Stevens

Defence Counsel for Alex Tamba Brima:

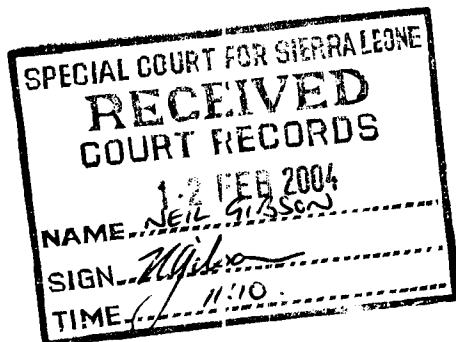
Terence Terry

Defence Counsel for Brima Bazzy Kamara:

Ken Fleming

Defence Counsel for Santigie Borbor Kanu:

Geert-Jan Alexander Knoops



**THE TRIAL CHAMBER** ("Trial Chamber") of the Special Court for Sierra Leone ("Special Court") composed of Judge Bankole Thompson, Presiding Judge, Judge Benjamin Mutanga Itoe and Judge Pierre Boutet;

**SEIZED OF** a motion filed on 5 January 2004<sup>1</sup> ("Motion") on behalf of Alex Tamba Brima ("Accused") pursuant to Rule 72 of the Rules of Procedure and Evidence of the Special Court ("Rules") and Article 12 of the Directive on the Assignment of Counsel, in which the Accused challenges the decision by the Acting Principal Defender not to enter a Legal Services Contract with the counsel assigned to the Accused on a provisional basis ("Provisional Counsel") and further withdrawing such provisional assignment;

**NOTING** the responses filed to the Motion on 16 January 2004 by the Acting Principal Defender ("First Respondent") and by the Registrar ("Second Respondent"), and the Accused's replies to both responses on 19 January 2004;

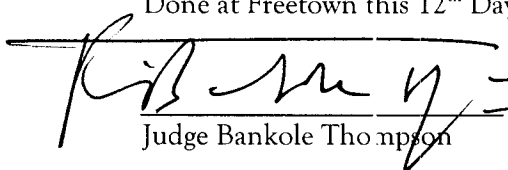
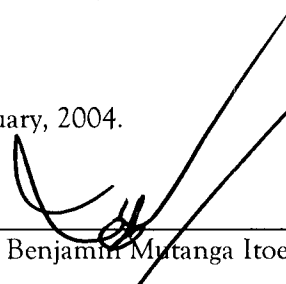
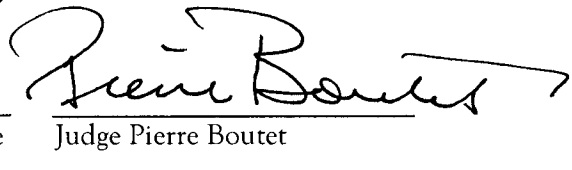
**NOTING FURTHER** the *in camera* hearing held with the Provisional Counsel, the First Respondent, the Second Respondent and the Trial Chamber on 12 February 2004;

**CONSIDERING THAT** the Trial Chamber is currently deliberating on the Motion;

**CONSIDERING FURTHER** the Trial Chamber's obligation to ensure the rights of the Accused under Article 17(4)(b) and 17(4)(d) of the Statute of the Special Court;

**HEREBY ORDERS THAT** Provisional Counsel, Mr. Terence Michael Terry, shall continue to represent the Accused in all matters before the Special Court until further Order.

Done at Freetown this 12<sup>th</sup> Day of February, 2004.

		
_____ Judge Bankole Thompson	_____ Judge Benjamin Mutanga Itoe	_____ Judge Pierre Boutet

Presiding Judge,  
Trial Chamber



[Seal of the Special Court for Sierra Leone]

<sup>1</sup> Applicant's Motion against Denial by the Acting Principal Defender to Enter a Legal Service Contract for the Assignment of Counsel for and on behalf of the Accused Tamba Alex Brima the Applicant herein pursuant to Rule 72(B)(iv) of the Rules of Procedure and Evidence of the Special Court for Sierra Leone and pursuant to Article 12(A) of the Directive on the Assignment of Counsel of the Special Court for Sierra Leone, and under the Inherent Jurisdiction of the Trial Chamber of the Special Court for Sierra Leone.