



SPECIAL COURT FOR SIERRA LEONE

JOMO KENYATTA ROAD • FREETOWN • SIERRA LEONE

PHONE: +1 212 963 9915 Extension: 178 7000 or +39 0831 257000 or +232 22 295995

FAX: Extension: 178 7001 or +39 0831 257001 Extension: 174 6996 or +232 22 295996

THE TRIAL CHAMBER

Before: Judge Pierre Boutet
Designated Judge

Registrar: Robin Vincent

Date: 30 April 2004

PROSECUTOR Against Sam Hinga Norman
Moinina Fofana
Allieu Kondewa
(Case No.SCSL-04-14-PT)

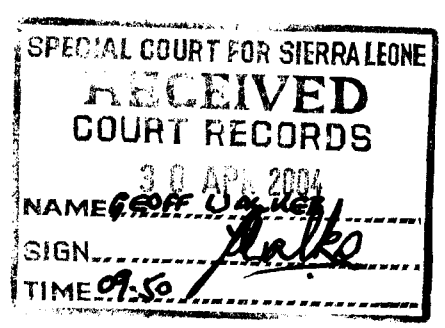
KONDEWA - DECISION ON DEFENCE MOTION REQUESTING AN EXTENSION OF TIME WITHIN WHICH TO RESPOND TO PROSECUTION'S MOTION FOR JUDICIAL NOTICE AND ADMISSION OF EVIDENCE

Office of the Prosecutor:
Luc Côté
Charles Caruso

Defence Counsel for Sam Hinga Norman:
James Jenkins-Johnston

Defence Counsel for Moinina Fofana:
Michiel Pestman

Defence Counsel for Allieu Kondewa:
Yada Hashim Williams



THE SPECIAL COURT FOR SIERRA LEONE ("Special Court")

I, JUDGE PIERRE BOUTET, sitting as Designated Judge pursuant to Rule 28 of the Rules of Procedure and Evidence ("Rules");

NOTING the Motion for Judicial Notice and Admission of Evidence ("Judicial Notice Motion") filed on 2 April 2004 by the Office of the Prosecutor ("Prosecution");

SEIZED OF the Defence Motion Requesting an Extension of Time within which to Respond to Prosecution's Motion for Judicial Notice and Admission of Evidence ("Motion"), filed on 23 April on behalf of Allieu Kondewa ("Accused");

NOTING Rule 7(C) of the Rules according to which a response to a motion shall be filed within ten days unless otherwise ordered;

CONSIDERING that the Motion requests an extension of time to respond to the Judicial Notice Motion of 14 days after the serving of unredacted witness statements and/or witness summaries and after full disclosure;

NOTING the Scheduling Order of 28 April 2004 for a hearing in Chambers;

CONSIDERING the parties' oral submissions on the Motion at the hearing held in Chambers on 29 April 2004;

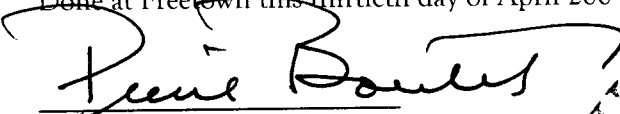
WHEREAS following these oral submissions there is no requirement for any written submissions by the Prosecution or any further written submissions by the Defence;

MINDFUL of the rights of the Accused, and in particular of the provisions of Article 17 of the Statute of the Special Court on the right to have adequate time and facilities for the preparation of his defence;

FINDING, however, that in the present circumstances there does not exist good and sufficient cause or exceptional circumstances to grant an extension of time to prepare a response to the Judicial Notice Motion;

HEREBY DENY the request and dismiss the Motion.

Done at Freetown this thirtieth day of April 2004


Judge Pierre Boutet

Designated Judge

[Seal of the Special Court for Sierra Leone]



Case No. SCSL-04-14-PT

30 April 2004