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SCSL-11-01-T
(100-101)

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SPECIAL COURT FOR SIERRA LEONE

TRIAL CHAMBER II

Before: Justice Teresa Doherty,
Single Judge, Trial Chamber II

Registrar: Binta Mansaray

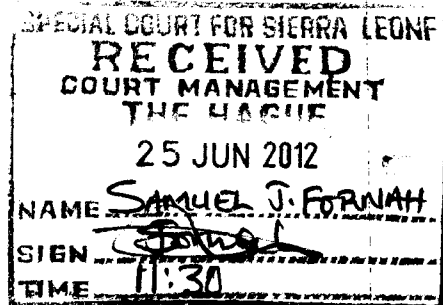
Case No.: SCSL-2011-01-T

Date: 25 June 2012

PROSECUTOR

v.

Eric SENESSIE



DECISION ON OFFICE OF THE PROSECUTOR APPLICATION FOR LEAVE
TO MAKE *AMICUS CURIAE* SUBMISSIONS

Office of the Prosecutor:

Brenda J. Hollis
James C. Johnson
Ruth Mary Hackler
James Pace

Office of Independent Counsel:

William L. Gardner

Defence Counsel:

Ansu B. Lansana

Office of the Principle Defender:

Claire Carlton-Hanciles

I, Justice Teresa Doherty, Single Judge of the Special Court for Sierra Leone (“Special Court”);

SEISED of the “Office of the Prosecutor Application for Leave to Make Amicus Curiae Submissions” (“Application”) filed on 22 June 2012 by the Office of the Prosecutor of the Special Court, in which the Prosecutor submits that first, the Prosecutor has a “strong interest in the subject matter, as these proceedings are inextricably linked to the continuing need to protect witnesses who bore testimony before this Court - a need which will remain after the Residual Court (‘RSCSL’) comes into existence;” and that second, “these submissions may assist the Single Judge in determining the appropriate sentence as well as assist to develop a more comprehensive jurisprudence on the issue on which the RSCSL may draw in the future.”¹

NOTING that Rule 74 of the Rules of Procedure and Evidence provides:

A Chamber may, if it considers it desirable for the proper determination of the case, invite or grant leave to any State, organization or person to make submissions on any issue specified by the Chamber;

CONSIDERING that submissions on the “applicable law and sentencing practices in contempt proceedings at the Special Court for Sierra Leone (“Court”) and other international tribunals” will be of assistance to the Court and to the parties;

DIRECTING that such submissions shall not include content “with respect to the particular circumstances of this or any other case;”²

HEREBY GRANTS the application, and directs that the Amicus Curiae file and serve, in accordance with Article 5 of the Practice Direction on filing Amicus Curiae Applications Pursuant to Rule 74 of the Rules of Procedure and Evidence of the Special Court for Sierra Leone, her brief on or before noon 29 June 2012.

Done at Freetown, Sierra Leone, this 25^h day of June 2012.



¹ SCSL-2011-01-T-64.

² *Prosecutor v. Morris Kallon*, SCSL-2003-07-128-PT, “Decision on Application by the Redress Trust, Lawyers Committee for Human Rights and the International Commission of Jurists for Leave to File Amicus Curiae Brief and to Present Oral Submissions,” 1 November 2003, para. 8; *Prosecutor v. Laurent Semanza*, ICTR-97-20-T, “Decision on Kingdom of Belgium’s Application to File an Amicus Brief and on the Defence Application to Strike Out the Observations of the Kingdom of Belgium Concerning the Preliminary Response by the Defence,” 9 February 2001, para. 10.