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SCSL-12-02-PT  
(375 - 378)

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SPECIAL COURT FOR SIERRA LEONE

TRIAL CHAMBER II

Before: Justice Teresa Doherty, Single Judge  
Trial Chamber II

Registrar: Ms. Binta Mansaray

Case No: SCSL-12-02-PT

Date filed: 19 December 2012

THE INDEPENDENT COUNSEL

V.

PRINCE TAYLOR

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*PUBLIC*

DEFENCE MOTION ON BEHALF OF MR. PRINCE TAYLOR  
FOR BAIL WITH BAIL BOND

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Independent Counsel:  
William L. Gardner

Counsel for Prince Taylor:  
Rodney Dixon

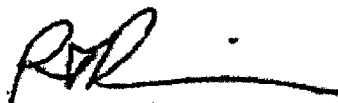
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**Defence Motion for Bail**

1. The Defence for Mr. Prince Taylor files this Motion for bail in light of the Decision of the Chamber of 18 December 2012 refusing bail for Mr. Taylor.
2. The Chamber found in balancing the submissions that the assurances given were not sufficient and that there was accordingly a risk that Mr. Taylor would not appear for his trial (see para. 27).
3. The Defence files this new Motion for bail on the basis that Mr. Taylor's father, Mr. Joe Ben Taylor, will provide a bail bond to the Court in accordance with the provisions of Rule 65(D) so that he can act as a surety to guarantee that his son will return for his trial. Mr. Joe Ben Taylor is ready immediately to pay Two Million Leones into Court, which represents his life savings, to provide an assurance to the Chamber that Mr. Taylor will appear for his trial.
4. In the Defence's submission the bail bond constitutes a material change in circumstances, as required by Rule 65(C). No bail bond was pledged and taken into consideration by the Chamber in reaching its Decision of 18 December 2012. The bail bond is a new and changed circumstance which is material in that it could provide the Chamber with the necessary assurance that the Chamber found was lacking in its Decision in order to grant bail.
5. This bail bond was not offered in the original application for bail because it was believed that Mr. Taylor had good grounds which established that he was not a flight risk. However, in light of the Chamber's Decision to refuse bail on the basis of a lack of sufficient assurances, Mr. Taylor's father wishes to provide a bail bond for all of his savings to demonstrate to the Chamber that there is no risk of non-appearance.
6. In the Defence's submission, the provision of the bail bond from Mr. Taylor's father (for a sum which is for him a substantial amount of money) gives the Chamber a most secure and well-founded assurance that Mr. Taylor will return for his trial.

7. Accordingly, the Defence asks the Chamber to consider urgently this Motion for bail and to grant bail for Mr. Taylor as soon as practicable taking into account the new circumstance of his father's bail bond.
8. Given that the Court will be in recess soon and that the date of the trial is fixed for 14 January 2013, the Defence respectfully requests that this Motion is considered on an urgent basis and decided as soon as possible.
9. As an alternative to granting bail until the commencement of the trial, the Defence also requests that the Chamber permit Mr. Taylor to be released on bail for a specific period of time over the recess and/or before the trial, with him being required to return to the custody of the Court on a specific date in advance of his trial.

Dated 19<sup>th</sup> December 2012



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Rodney Dixon  
Counsel for Mr. Prince Taylor

**INDEX OF AUTHORITIES**

**A. Special Court for Sierra Leone Case**

***Prosecutor v. Taylor, SCSL-12-02-PT***

*Prosecutor v. Taylor*, SCSL-12-02-352-362, Decision on Defence Motion on Behalf of Mr. Prince Taylor for Bail Pursuant to Rule 65, 18 December 2012.