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SCSL-12-02-A
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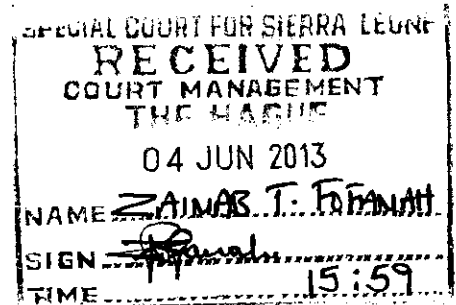
SPECIAL COURT FOR SIERRA LEONE

IN THE APPEALS CHAMBER

Before: Justice Emmanuel Ayoola, Presiding
 Justice Renate Winter
 Justice Jon Moadeh Kamanda

Registrar: Ms. Binta Mansaray

Date: 04 June 2013



**THE INDEPENDENT
COUNSEL**

Against

**PRINCE TAYLOR
(Case No. SCSL-12-02-A)**

Public
**ORDER ON RE-FILING OF APPEAL ON BEHALF OF PRINCE TAYLOR WITH
 APPLICATION FOR THE APPEAL TO BE FILED OUT OF TIME**

Independent Counsel:
 Mr. William L. Gardner
 Mr. Benjamin Klein

Defence Counsel for Prince Taylor
 Mr. Rodney Dixon
Principal Defender
 Ms Claire Carlton-Hanciles

THE APPEALS CHAMBER of the Special Court for Sierra Leone (“Special Court”) composed of Justice Emmanuel Ayoola, Presiding, Justice Renate Winter and Justice Jon M. Kamanda, sitting in accord with the President’s “Order Assigning Judges to a Case Before the Appeals Chamber” of 20 March 2013;¹

BEING SEIZED OF Re-filing of Appeal On Behalf of Mr. Prince Taylor with an Application for the Appeal To Be Filed Out of Time (“Appeal” and “Application”), requesting the Appeals Chamber to regard the Notice of Appeal and Submissions to be properly filed, despite being out of time, as well as to extend the time limit for filing the Appeal and to consider the merits of Prince Taylor’s appeal in the interest of justice;²

NOTING the Independent Counsel’s Response to the Application, taking no position in relation to the Application and Prince Taylor’s non-compliance with the Rules of Procedure and Evidence of the Special Court (“Rules”) and the 2004 Practice Direction for Certain Appeals Before the Special Court (“2004 Practice Direction”);³

NOTING the Judgment in *The Independent Counsel v. Prince Taylor* issued by the Appeals Chamber on 14 May 2013 in which the Appeals Chamber held that the Appeal was not properly before it due to non-compliance with time limits and procedural requirements contained in Article 1.2 of the 2004 Practice Direction and Article 12 of the 2008 Practice Direction on Dealing With Documents in The Hague Sub-Office (2008 Practice Direction), and rejected the filings on appeal;⁴

CONSIDERING that the Appeal has been re-filed before the Appeals Chamber, in compliance with Article 1.2 of the 2004 Practice Direction, accompanied by an Application to File Out of Time;

PURSUANT to Article VII.21 of the 2004 Practice Direction, Article 12 of the 2008 Practice Direction and Rule 116 of the Rules;

GRANTS the extension of time sought to file the Appeal;

¹ *The Independent Counsel v. Prince Taylor*, SCSL-12-02-A-057, President, Order Assigning Judges to a Case before the Appeals Chamber, 20 March 2013.

² *The Independent Counsel v. Prince Taylor*, SCSL-12-02-A-069, Re-Filing of Appeal on Behalf of Mr. Prince Taylor with Application for the Appeal to be Filed Out of Time, 20 May 2013, filed on 21 May 2013, paras 22, 23.

³ *The Independent Counsel v. Prince Taylor*, SCSL-12-02-A-071, Respondent Independent Counsel’s Response to Appellant’s Re-Filing of Appeal on Behalf of Mr. prince Taylor with Application for the Appeal to be Filed Out of Time, 21 May 2013, filed on 22 May 2013.

⁴ *The Independent Counsel v. Prince Taylor*, SCSL-12-02-A-068, Appeals Chamber, Judgment in Contempt Proceedings, 14 May 2013.

DEEMS the Appeal to have been properly filed within the extended time granted and is consequently considered to have been regularized;

ORDERS that the time limits for filing of any response to the appeal or any further filings run from the date of this Order;

AND HOLDS that the issue whether to hold an oral hearing will be further decided upon receipt of all the submissions.

Done this 4th day of June 2013 at The Hague, The Netherlands.

Justice Renate Winter

Justice Emmanuel Ayoola

Justice Jon M. Kamanda

