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SCSL-2003-09-I-010  
(82-84)

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**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

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Before: Judge Bankole Thompson

Registrar: Mr. Robin Vincent

Decision of: 16<sup>th</sup> of April, 2003

**THE PROSECUTOR**

**Against**

**AUGUSTINE GBAO also known as AUGUSTINE BAO**

CASE NO. SCSL-2003-09-I

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**ORDER CONFIRMING PRIOR ARREST AND TRANSFER AND ORDERING  
CONTINUED DETENTION**

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The Office of the Prosecutor:

Mr. David Crane  
Mr. Luc Cote'  
Mrs. Brenda Hollis

**THE SPECIAL COURT FOR SIERRA LEONE (“the Special Court”),**

**SITTING AS** Judge Bankole Thompson, designated by the President of the Special Court according to Rule 28 of the Rules of Procedure and Evidence (“the Rules”);

**CONSIDERING** that the indictment against AUGUSTINE GBAO also known as AUGUSTINE BAO, a citizen of Sierra Leone, born on the 13<sup>th</sup> of August, 1948 at Blama, Kenema District, Republic of Sierra Leone, hereby accused of Crimes Against Humanity, Violations of Article 3 Common to the Geneva Conventions and Additional Protocol II, and Other Violations of International Humanitarian Law was reviewed and approved by the Special Court on the 16<sup>th</sup> of April, 2003;

**CONSIDERING** that on the 18<sup>th</sup> of March, 2003 the Special Court noted that the authorities of the Republic of Sierra Leone were holding AUGUSTINE GBAO in custody and ordered the transfer and detention of AUGUSTINE GBAO for a maximum period of 30 days pursuant to Rule 40 bis of the Rules;

**CONSIDERING** the on the 22<sup>nd</sup> of March, 2003 the Special Court reconfirmed the Order for the provisional detention of AUGUSTINE GBAO for a period of 30 days, with effect from the 21<sup>st</sup> of March, 2003 and ordered the detention on remand of AUGUSTINE GBAO until further order;

**CONSIDERING** that AUGUSTINE GBAO remains in the custody of the Special Court pursuant to that order;

**HEREBY CONFIRMS** the prior arrest, transfer and detention of AUGUSTINE GBAO in the custody of the Special Court;

**HEREBY ORDERS THE REGISTRAR OF THE SPECIAL COURT**

1. to serve or cause to be served on AUGUSTINE GBAO personally, in English or have read to him in a language he understands, a certified copy of the Indictment in accordance with Rule 52 of the Rules, a statement of the rights of the Accused and a caution to the Accused that any statement made by him shall be recorded and may be used as evidence against him pursuant to Article 17 of the Statute of the Special Court;
2. to continue to hold in custody the said AUGUSTINE GBAO in the detention unit of the Special Court or such other detention facility as determined by the President in accordance with Rule 57 pursuant to the approved Indictment;

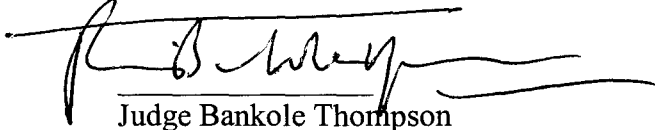
**HEREBY RESPECTFULLY ORDERS TO THE RELEVANT AUTHORITIES OF THE GOVERNMENT OF SIERRA LEONE**

1. to assist and facilitate the Office of the Prosecutor of the Special Court, at any location, in the search and seizure of all evidence related to the crimes alleged to

have been committed by the Accused;

2. to identify and locate assets owned by the Accused located within the territory of Sierra Leone and adopt provisional measures to freeze such assets without prejudice to the rights of third parties;

Done in Freetown, this 16<sup>th</sup> day of April, 2003.



Judge Bankole Thompson  
Designated Judge

Seal of the Special Court for Sierra Leone

