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SCSL-03-01-T  
(29589-29591)

29589



**SPECIAL COURT FOR SIERRA LEONE  
OFFICE OF THE PROSECUTOR**

**TRIAL CHAMBER II**

Before: Justice Julia Sebutinde, Presiding  
Justice Richard Lussick  
Justice Teresa Doherty  
Justice El Hadji Malick Sow, Alternate Judge

Registrar: Ms. Binta Mansaray

Date filed: 3 August 2010

SPECIAL COURT FOR SIERRA LEONE	
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**THE PROSECUTOR**

**Against**

**Charles Ghankay Taylor**

Case No. SCSL-03-01-T

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**PUBLIC  
PROSECUTION RESPONSE TO APPLICATION FOR LEAVE TO FILE MOTION TO APPEAR AS  
COUNSEL TO A WITNESS  
AND  
TO PUBLIC  
MOTION FOR RIGHT TO APPEAR AS COUNSEL TO A WITNESS**

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Office of the Prosecutor:

Ms. Brenda J. Hollis  
Ms. Kathryn Howarth

Counsel for Ms. Carole White:

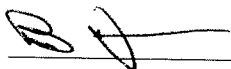
Mr. Daniel R. Bright

Counsel for the Accused:

Mr. Courtenay Griffiths, Q.C.  
Mr. Terry Munyard  
Mr. Morris Anyah  
Mr. Silas Chekera  
Mr. James Supuwood

1. The Prosecution files this response to the “Public Application for Leave to File Motion to Appear as Counsel to a Witness” (“first Motion”),<sup>1</sup> and “Public Motion for Right to Appear as Counsel to a Witness” (“second Motion”).<sup>2</sup> Both Motions were filed by Mr. Daniel R. Bright who is Counsel for Ms. Carole White, a Prosecution Witness who is scheduled to testify on 9 August 2010.
2. The first Motion requests that the Trial Chamber grant leave for Mr. Bright to file a Motion (the second Motion) requesting that he be allowed to appear as Counsel for Ms. White when she appears as a Witness. The second Motion (filed concurrently as an annex to the first Motion) requests that the Trial Chamber permit Mr. Bright to sit in court in his capacity as Counsel for Ms. White when she gives evidence – in other words, Mr. Bright seeks a right of appearance but not a right of audience before the Special Court.<sup>3</sup>
3. The Prosecution does not oppose either Motion and supports the relief sought by Counsel for Ms. White. It is the Prosecution’s position that the Trial Chamber has the discretion to grant Mr. Bright leave to file the first Motion, as well as the relief sought in the second Motion, either pursuant to the protective measures regime under Rule 75(A), (which enables the Trial Chamber to order any appropriate measures to safeguard the privacy and security of witnesses,<sup>4</sup> provided that the measures are consistent with the rights of the Accused), or alternatively on the basis that it is in the interests of justice to allow Ms. White’s legal representative to be present in court.

Filed in The Hague,  
3 August 2010,  
For the Prosecution,



Brenda J. Hollis  
The Prosecutor

<sup>1</sup> *Prosecutor v. Taylor*, “Public Application for Leave to File Motion to Appear as Counsel to a Witness”, SCSL-03-01-T-1028, dated 30 July 2010 and filed on 2 August 2010 (“first Motion”).

<sup>2</sup> *Prosecutor v. Taylor*, “Public Motion for Right to Appear as Counsel to a Witness”, SCSL-03-01-T-1028, dated 30 July 2010 and filed on 2 August 2010 (“second Motion”).

<sup>3</sup> See the first Motion at para. 4.

<sup>4</sup> Notably, the list of measures provided in Rule 75(B) does not constitute an exhaustive list of potential measures available for the protection of victims or witnesses.

**INDEX OF AUTHORITIES****SCSL*****Prosecutor v. Taylor***

*Prosecutor v. Taylor*, “Public Application for Leave to File Motion to Appear as Counsel to a Witness”, SCSL-03-01-T-1028, dated 30 July 2010 and filed on 2 August 2010.

*Prosecutor v. Taylor*, “Public Motion for Right to Appear as Counsel to a Witness”, SCSL-03-01-T-1028, dated 30 July 2010 and filed on 2 August 2010.