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SCSL-03-01-T  
(12571 - 12572)

12571



**SPECIAL COURT FOR SIERRA LEONE**

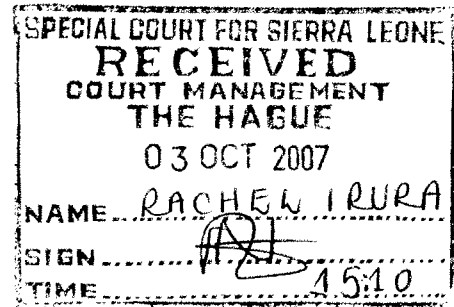
**TRIAL CHAMBER II**

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

**Registrar:** Herman von Hebel

**Case No.:** SCSL-03-1-T

**Date:** 3<sup>rd</sup> October 2007



**PROSECUTOR**

**Against**

**CHARLES GHANKAY TAYLOR**

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**DECISION ON PROSECUTION MOTION TO RESCIND PROTECTIVE MEASURES FOR WITNESSES**

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**Office of the Prosecutor:**

Brenda J. Hollis  
Nick Koumjian

**Defence Counsel for Charles G. Taylor:**

Courtenay Griffiths, Q.C.  
Terry Munyard  
Andrew Cayley

**TRIAL CHAMBER II** ("Trial Chamber") of the Special Court for Sierra Leone ("Special Court");  
**SEISED** of the "Prosecution Motion to Rescind Protective Measures for Witnesses", filed on 26 July 2007 ("Motion"), wherein the Prosecution requests that the protective measures ordered in respect of Witnesses TF1-092 in the case of *Prosecutor v. Sesay, Kallon and Gbao*<sup>1</sup> (" first proceedings"), and in respect of TF1-406 in this case<sup>2</sup> ("Protective Measure Decision"), be rescinded;

**NOTING** that the Defence did not file a response to the Motion;

**CONSIDERING** the provisions of Rule 75(G) of the Rules of Procedure and Evidence ("the Rules") that

A party to the second proceedings seeking to rescind, vary or augment protective measures ordered in the first proceedings shall apply to the Chamber seized of the second proceedings.

**NOTING** the Prosecution submission that the application is made following informed discussions with the Prosecution and the Prosecution's Management unit in which each witness has indicated his willingness to testify in open court and has verbally waived his right to the said protective measures, including those related to the release of the witness' identity to the public;<sup>3</sup>

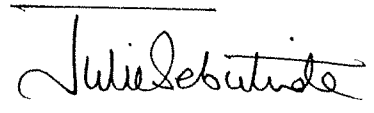
**SATISFIED** that this is an appropriate case for rescission of the said protective measures in order to ensure a public trial;


**PURSUANT** to Rules 54, 75 and 78 of the Rules;

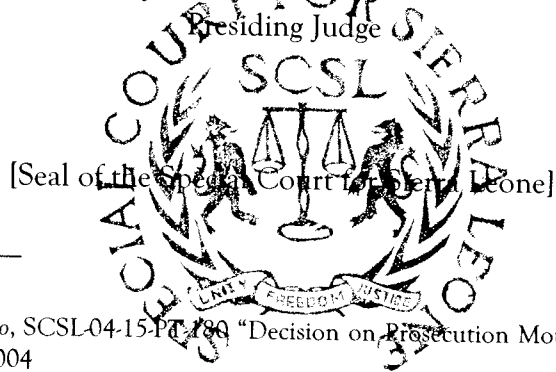
**GRANTS THE MOTION AND ORDERS** that the protective measures ordered in the "first Proceedings" in respect of witnesses TF1-092 and in the "Protective Measure Decision" in respect of witness TF1-406, be rescinded.

Done at The Hague, The Netherlands, this 3<sup>rd</sup> day of October 2007.

  
Justice Richard Lussick

  
Justice Julia Sebutinde  
Presiding Judge

  
Justice Teresa Doherty



<sup>1</sup> *Prosecutor v. Sesay Kallon and Gbao*, SCSL-04-15-PT-189 "Decision on Prosecution Motion for Modification of Protective Measures for Witnesses", 5 July 2004

<sup>2</sup> *Prosecutor v. Charles Ghankay Taylor*, SCSL-03-1-PT-99 "Decision on Confidential Prosecution Motion for Immediate Protective Measures for Witnesses and for Non-Public Disclosure and Urgent Request for Interim Measures and on Confidential Prosecution Motion for Leave to Substitute a Corrected and Supplemented List as Annex A of the Confidential Prosecution Motion for Immediate Protective Measures for Witnesses and for Non-Public Disclosure and Urgent Request for Interim Measures", 5 May 2006

<sup>3</sup> *Prosecutor v. Taylor*, Case No. SCSL-03-01-T, Prosecution Motion to Rescind Protective Measures for Witnesses, 26 July 2007, para. 5.