



**RESIDUAL SPECIAL COURT FOR SIERRA LEONE  
OFFICE OF THE PRESIDENT**

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**PRACTICE DIRECTION ON FILING DOCUMENTS UNDER RULE 72 OF THE  
RULES OF PROCEDURE AND EVIDENCE BEFORE THE APPEALS CHAMBER OF  
THE RESIDUAL SPECIAL COURT FOR SIERRA LEONE**

**PREAMBLE.**

The President of the Residual Special Court for Sierra Leone (“Residual Special Court”);

**CONSIDERING** the Statute of the Residual Special Court for Sierra Leone (“Statute”) as annexed to the Agreement between the United Nations and the Government of Sierra Leone on the Establishment of a Residual Special Court for Sierra Leone, signed on 11 August 2010, and in particular Article 15 thereof;

**CONSIDERING** the Rules of Procedure and Evidence of the Residual Special Court for Sierra Leone (“Rules”) as applicable pursuant to Article 16 of the Statute, and in particular Rules 19, 107 and 117 thereof;

**HEREBY ISSUES** this Practice Direction on Filing of Documents under Rule 72 of the Rules of Procedure and Evidence Before the Appeals Chamber of the Residual Special Court for Sierra Leone (“Practice Direction”):

**ARTICLE 1**

References of preliminary motions to the Appeals Chamber under Rule 72(E) or 72(F) shall be made by means of Order signed and dated by the President, Designated Judge or Trial Chamber. Such Order shall forthwith be served on the applicant and the respondent by the Court Management Section.

**ARTICLE 2**

The order, the preliminary motion to which it relates and any response thereto, together with the indictment and any other relevant documents from the file shall be copied by the Court Management Section and delivered to the Legal Officer of the Appeals Chamber who shall be responsible under the direction of the Presiding Judge for assisting the Appeals Chamber to proceed expeditiously to a determination of the reference.

<b>RESIDUAL SPECIAL COURT FOR SIERRA LEONE COURT RECORDS RECEIVED</b>	
NAME	Francis Ngaboh-Smart
SIGN	
DATE	30-01-15 TIME 13:45

### ARTICLE 3

The applicant and respondent shall file any written submissions, response or reply within the time limits set out in Rule 72(G) and in the manner provided for by the Practice Direction on Filing Documents before the Residual Special Court for Sierra Leone. Any request for an extension of time must be made before that time expires to the Appeals Chamber, or if a Pre-Hearing Judge is designated pursuant to Rule 117(C) ("Pre-Hearing Judge"), to the Pre-Hearing Judge, who may exercise the power of the Chamber to grant such extension and any consequent extension for the other party.

### ARTICLE 4

There are no restrictions or requirements in respect of the length of legal submissions. However, counsel should observe the following guidelines:

- i) In the event that the Appeals Chamber holds a hearing, there will be a short time (normally, no more than 2 hours) allocated to each party to make oral submissions. Thus counsel should ensure that the Appeals Chamber has a reasonably comprehensive account of the legal argument in written form.
- ii) That said, written legal argument does not benefit from repetition: points should be made clearly, logically and grammatically. There is no need to quote excessively from cases or textbooks: copies of all extracts cited must be appended to the submission.
- iii) Copies of authorities to be relied upon in oral argument must be provided to the Legal Officer of the Appeals Chamber 3 days before the hearing.

### ARTICLE 5

The Appeals Chamber, the Presiding Judge or the Pre-Hearing Judge, may give permission for an interested party to intervene by way of filing a written submission and/or by making an oral submission and may appoint a legal expert to act as *amicus curiae*. Written arguments by intervenors and *amicus curiae* must be filed more than 7 days before the hearing, and will be circulated forthwith to the parties.

### ARTICLE 6

Unless decided otherwise by the Presiding Judge or the Pre-Hearing Judge, all submissions on issues referred under Rule 72(E) and (F) shall be public filings.

This Practice Direction shall enter into force on the 30th day of January 2015



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Hon. Justice Philip Nyamu Waki  
President