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RSCSL-03-01-ES
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RESIDUAL SPECIAL COURT FOR SIERRA LEONE

Before: Justice Teresa Doherty, Designated Duty Judge

Registrar: Ms. Binta Mansaray

Date: 30 June 2020

In the Matter of

PROSECUTOR AGAINST CHARLES GHANKAY TAYLOR

Case No. RSCSL-03-01-ES

PUBLIC

THE APPLICATION OF CHARLES GHANKAY TAYLOR
Taylor's Request for Temporary Transfer to a Safe third Country to Continue His
Imprisonment Due to Massive Outbreak of Covid-19 in the UK"

DIRECTIONS

Office of the Prosecutor:

Mr. James C Johnson

Counsel for Charles Ghankay

Taylor:

Mr. Essa M. Faal

Defence Office:

Mr. Ibrahim Yillah

RESIDUAL SPECIAL COURT FOR SIERRA LEONE	
RECEIVED	
COURT MANAGEMENT	
THE HAGUE	
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NAME	Francesca Nsibah-smart
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TIME	19:10

SEIZED of “Taylor’s Request for Temporary Transfer to a Safe third Country to Continue His Imprisonment Due to Massive Outbreak of Covid-19 in the UK” filed on 15 June 2020 (“Motion”), wherein Mr. Taylor asks to be transferred to a “third and safe country outside the United Kingdom as soon as is practicably possible” on the grounds that he is “extremely concerned about his physical safety and his health in general in the light of the current widespread nature of the coronavirus situation in the UK”;

NOTING the Public Order Designating a Duty Judge signed by the Honourable President Justice Jon Kamanda dated 29 June 2020 designating Justice Teresa Doherty as Duty Judge;

COGNISANT of the provisions of Articles 14 and 23 of the Statute of the Residual Special Court for Sierra Leone (“Statute”), Rules 33 (B), 37, 44(B), 72bis, 73(A), 103(B) and 109 of the Rules of Procedure and Evidence (“Rules”);

COGNISANT of the Practice Direction on Filing of Documents Before the Residual Special Court for Sierra Leone;

COGNISANT of the Agreement between the Special Court for Sierra Leone and the Government of the United Kingdom of Great Britain and Northern Ireland on the Enforcement of Sentences of the Special Court for Sierra Leone, of 10 July 2007;

NOTING the provisions and/or recommendations of the Convention on the Transfer of Sentenced Persons of the Council of Europe (ETS No.112) AND of the Scheme for the Transfer of Convicted Offenders Within the Commonwealth AND the Handbook on the International Transfer of Sentenced Persons of the United Nations Office on Drugs and Crime (UNODC) AND the United Nations Standard Minimum Rules for the Treatment of Prisoners (the ‘Nelson Mandela Rules’) Resolution 70/175 of 17 December 2015;

NOTING that these proceedings were not initiated by the Prosecutor against Mr. Taylor, nor does the Prosecutor seek any relief or orders against Mr. Taylor but that this is an *ex parte* application filed by Mr. Taylor, therefore:

DIRECTS AMENDMENT of the title of these proceedings to “The Application of Charles Ghankay Taylor for Temporary Transfer to a Safe Third Country to Continue His Imprisonment Due to Massive Outbreak of Covid-19 in the UK”;

NOTES that the relief sought in the *ex parte* Motion is vague as it does not specify which “third and safe country outside the United Kingdom” Mr. Taylor seeks temporary transfer to; and

DIRECTS that Mr. Taylor specifies which “third and safe country outside the United Kingdom” he seeks temporary transfer to within eight (8) days of service of this Direction on Mr. Taylor;

COGNISANT of the Provisions of the Agreements for the Enforcement of Sentences of the Special Court for Sierra Leone, and of Article 3 of the Convention on the Transfer of Sentenced Persons;

DIRECTS Defence Counsel to inform the Court of Mr. Taylor’s nationality or nationalities within eight (8) days of service of this Direction on Mr. Taylor;

NOTES that the Prosecutor has sought to file a Response notwithstanding that leave has not been granted;

GRANTS LEAVE to the Prosecutor to file a Response to the *ex parte* Application;

DIRECTS the Registrar to file the Prosecutor’s Response to the Motion forthwith;

NOTES the Registrar’s “Confidential: Submission of the Registrar Pursuant to Rule 33(B) Arising from Charles Taylor's Request for Temporary Transfer to a Safe Third Country to Continue his Imprisonment Due to Massive Outbreak of Covid-19 in the U.K.” dated 24 June 2020;

NOTES FURTHER that the Registrar’s Submission is filed as “Confidential” but contains information and references which are stated to be public or which are in the public arena and responds to factual statements submitted by Mr. Taylor in his application which is filed publicly;

DIRECTS that the Registrar files her submissions which are public and/or responses to matters which Mr. Taylor has made public and files any confidential information as a Confidential Annex;

NOTES Defence Counsels’ “Taylor's Request for Extension of Time to file a Reply to the Prosecutor's Response and the Registrar's Submission in Response to His Motion for

Temporary Transfer to a Safe Third Country to Continue His Imprisonment Due to Massive Outbreak of Covid-19 in the U.K.”;

GRANTS LEAVE to Defence Counsel to file a Reply to the Response of the Prosecutor and to the Registrar’s Submission within eight (8) days of service of this direction on Mr. Taylor.

Done This 30th day of June 2020



Justice Teresa Doherty

Designated Duty Judge

