

004

SCSL-2003-10-I-004
(53-60)

53



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

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CONFIDENTIAL

CONTENTS

**DOCUMENTS SERVED ON NATIONAL AUTHORITIES IN ACCORDANCE WITH
RULE 55**

CASE NO.: SCSL-03-10-I

**THE PROSECUTOR VS. BRIMA BAZZY KAMARA
a.k.a. IBRAHIM BAZZY KAMARA a.k.a. ALHAJI IBRAHIM KAMARA**

- 1) Letter to the Inspector General of Police, copied to the Attorney General
- 2) Certified true copy of the Warrant of Arrest & Order for Transfer and Detention as well as the Decision approving the Indictment and **NON-DISCLOSURE ORDER**
- 3) Certified true copy of the Indictment filed by the Prosecutor against **BRIMA BAZZY KAMARA**
- 4) Special Court Caution
- 5) Certified true copy of the Rights of Accused
- 6) Certified true copy of the Agreement between the United Nations and the Government of Sierra Leone on the Establishment of the Special Court for Sierra Leone and Special Court Statute
- 7) Certified true copy of Special Court Agreement 2002 (Ratification) Act 2002
- 8) Certified true copy of the Rules of Procedure and Evidence of the Special Court
- 9) A Statement of Hand Over by Authorities
- 10) A Return of Service from the National Authorities
- 11) An Acknowledgement of Receipt by the Accused



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28 May 2003

Inspector General of Police of
the Republic of Sierra Leone

REF: REG/155/2003

Indictment of Brima Bazzy Kamara
a.k.a. Ibrahim Bazzy Kamara a.k.a. Alhaji Ibrahim Kamara

Case No.: SCSL-2003-10-I

Dear Sir,

Please find herewith the Arrest Warrant and Order for Transfer and Detention, duly reviewed and signed by Judge Bankole Thompson on 27 May 2003.

Considering Article 17(2) of the Agreement between the United Nations and the Government of Sierra Leone on the Establishment of the Special Court for Sierra Leone;

Considering the Special Court Agreement 2002 (Ratification Act) 2002, Section 23 on Warrants of Arrest, whereby an Order of the Special Court shall have the same force or effect as if it had been issued by a Judge, Magistrate or Justice of the Peace of Sierra Leone;

Pursuant to the Special Court Agreement 2002 (Ratification Act) 2002, Section 24, on the Execution of Warrants of Arrest issued by the Special Court, whereby the arresting officer shall serve on the person against whom the warrant is issued certified copies of—

- (a) the warrant of arrest issued by the Special Court;
- (b) where appropriate, the indictment;
- (c) a statement of the rights of the accused; and
- (d) if necessary, a translation thereof into a language understood by the accused.

Pursuant to Rule 8(A) of the Special Court Rules of Procedure and Evidence (hereinafter “the Rules”) on Requests and Orders, Rule 47 on the Review of Indictments and Rule 55 on the Execution of Arrest Warrants; and

In accordance with Rule 55(C) of the Rules of Procedure and Evidence, I hereby request that you:

- (a) Execute the arrest warrant and transfer the accused into the custody of the Special Court (Special Court Detention Facility) in liaison with Bob Parnell, my Chief of Security;
- (b) Serve the following set of documents (folder labelled "for the Accused")
- (c) Cause the relevant documents to be read to the accused in a language understood by him and to caution him as to his rights in that language;
- (d) Return one set of the documents together with the completed proofs of service to the Special Court

Yours faithfully,



Robin Vincent
Registrar

CC: The Attorney General and Minister of Justice
Government of Sierra Leone
Guma Building
Freetown



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STATEMENT FOR HAND OVER OF AN ACCUSED FROM SLP TO SCSL

On the 29 day of the month of MAY, in the year two thousand and three, I Ibrahim Steven Sesay, PC (title), representative of the Republic of Sierra Leone Police Bonthe Island. In ~~my~~ office / a holding cell, at Bonthe Island, have summoned Mr. Brima Bezy Kamega son of _____, born on _____ (birth date), in _____ (village / town) _____ (present occupation), currently in detention at the _____, and in possession of the following items of personal identification _____.

I have ensured that the party has been served with the following documents:

- 1) Warrant of Arrest and Order for Transfer and Detention;
- 2) A copy of the Rights of Accused, duly admonished;
- 3) A copy of the Agreement between the United Nations and the Government of Sierra Leone on the Establishment of the Special Court for Sierra Leone;
- 4) A copy of the Statute of the Special Court for Sierra Leone;
- 5) A copy of the Special Court Agreement, 2002 (Ratification) Art, 2002;
- 6) A copy of the Rules of Procedure and Evidence of the Special Court for Sierra Leone.

And the same party has acknowledged receipt thereof by signing the Acknowledgement of Receipt Form, dated 29 May 2003.

The interested party has been cautioned, informed of his rights, and in particular his right to remain silent and to be assisted by a lawyer under the Special Court legal aid scheme.

Signature [Handwritten Signature]

Date 29 May 2003

Seal



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RETURN OF SERVICE
NATIONAL AUTHORITIES OF SIERRA LEONE

CASE NO.: SCSL03-10-I

THE PROSECUTOR VS. BRIMA BAZZY KAMARA
 a.k.a. IBRAHIM BAZZY KAMARA a.k.a. ALHAJI IBRAHIM KAMARA

I, the undersigned, hereby confirm that I have received on this day, 29 May, 2003, from the Registrar of the Special Court for Sierra Leone, two sets of certified true copies of the following documents:

- 1) Warrant of Arrest and Order for Transfer and Detention under Rule 47 of the Rules of Procedure and Evidence of the Special Court for Sierra Leone signed by Judge Pierre Boutet on 28 May 2003;
- 2) The Rights of Suspects (Rules 42 and 43 of the Rules of Procedure and Evidence of the Special Court for Sierra Leone);
- 3) The Agreement between the United Nations and the Government of Sierra Leone on the Establishment of the Special Court for Sierra Leone;
- 4) The Statute of the Special Court for Sierra Leone;
- 5) The Special Court Agreement, 2002 (Ratification) Act, 2002;
- 6) The Rules of Procedure and Evidence of the Special Court for Sierra Leone;

I have also received the following documents:

- 1) Special Court Caution
- 2) Inventory of Seized Items Form (in case of search and seizure)
- 3) A Statement of Hand Over of the Accused
- 4) An Acknowledgement of Receipt by the Accused

Justice Thompson
[Signature]
 2-06-03 (1:20)

Name: KEITH BIDDIX

Signature: *[Signature]*

Designation: 158

Official Seal:



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RETURN OF SERVICE
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CASE NO.: SCSL-03-10-I

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- 2) The Rights of Suspects (Rules 42 and 43 of the Rules of Procedure and Evidence of the Special Court for Sierra Leone);
- 3) The Agreement between the United Nations and the Government of Sierra Leone on the Establishment of the Special Court for Sierra Leone;
- 4) The Statute of the Special Court for Sierra Leone;
- 5) The Special Court Agreement, 2002 (Ratification) Act, 2002;
- 6) The Rules of Procedure and Evidence of the Special Court for Sierra Leone;

I have also received the following documents:

- 1) Special Court Caution
- 2) Inventory of Seized Items Form (in case of search and seizure)
- 3) A Statement of Hand Over of the Accused
- 4) An Acknowledgement of Receipt by the Accused

Name: KETH BIDORE

Signature: K. Brame

Designation: IGP

Official Seal:



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ACKNOWLEDGMENT OF RECEIPT BY THE ACCUSED

CASE NO.: SCSL03-10-I

THE PROSECUTOR VS. BRIMA BAZZY KAMARA
a.k.a. IBRAHIM BAZZY KAMARA a.k.a. ALHAJI IBRAHIM KAMARA

I, the undersigned BRIMA BAZZY KAMARA, hereby confirm that I have received on this day, 29 MAY 2003, copies of the following documents:

- 1) Warrant of Arrest and Order for Transfer and Detention under Rule 47 of the Rules of Procedure and Evidence of the Special Court for Sierra Leone signed by Judge Pierre Boutet on 28 May 2003.
- 2) The Rights of the Accused (Article 17 of the Statute of the Special Court for Sierra Leone);
- 3) The Agreement between the United Nations and the Government of Sierra Leone on the Establishment of the Special Court for Sierra Leone;
- 4) The Statute of the Special Court for Sierra Leone;
- 5) The Special Court Agreement, 2002 (Ratification) Act, 2002;
- 6) The Rules of Procedure and Evidence of the Special Court for Sierra Leone;

Name: BRIMA BAZZY KAMARA
Date: 29 MAY 2003
Signature: [Handwritten Signature]



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CAUTION OF ACCUSED

1. You have been arrested following an indictment of the Special Court for Sierra Leone.
2. You have the right to remain silent. Anything that you say shall be recorded and may be used in evidence at your trial.
3. You have nothing to hope from any promise of favour and nothing to fear from any threat which may be made to induce you to make an admission or confession of guilt. Whatever you may say may be given in evidence notwithstanding such promise or threat.

Name of SLP Officer

[Handwritten Signature]

Name of the Accused

BRIMA BAZZY KAMARA

Signature of Security Officer

[Handwritten Signature]

Signature of the Accused

[Handwritten Signature]

SEAL