

## 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
FAX: Extension: 178 7001 or +39 0831 257001 Extension: 174 6996 or +232 22 295996

#### TRIAL CHAMBER I

Before:

Hon. Justice Bankole Thompson, Presiding Judge

Hon. Justice Pierre Boutet

Hon. Justice Benjamin Mutanga Itoe

Registrar:

Mr. Lovemore G. Munlo, SC

Date:

27th of June 2006

**PROSECUTOR** 

Against

SAM HINGA NORMAN MOININA FOFANA ALLIEU KONDEWA (Case No.SCSL-04-14-T)

## **Public Document**

#### DECISION ON FOFANA MOTION FOR EXTENSION OF TIME PURSUANT TO RULE 7BIS

#### Office of the Prosecutor:

Desmond de Silva James Johnson Joseph Kamara

## Court Appointed Counsel for Sam Hinga Norman:

Dr. Bu-Buakei Jabbi John Wesley Hall, Jr. Alusine Sani Sesay

## Court Appointed Counsel for Moinina Fofana:

Victor Koppe Arrow Bockarie Michiel Pestman

# Court Appointed Counsel for Allieu Kondewa:

Charles Margai Yada Williams Ansu Lansana



TRIAL CHAMBER I ("The Chamber") of the Special Court for Sierra Leone ("Special Court") composed of Hon. Justice Bankole Thompson, Presiding Judge, Hon. Justice Pierre Boutet and Hon. Justice Benjamin Mutanga Itoe;

SEIZED OF the "Fofana Motion for Extension of Time Pursuant to Rule 7bis", filed by Court Appointed Counsel for the Second Accused on the 26th of June 2006 ("Motion"),

NOTING the "Prosecution Response to 'Fofana Motion for Extension of Time Pursuant to Rule 7bis", filed by the Prosecution on the 27th of June 2006, not objecting to the Motion;

NOTING that Rule 7(C) of the Rules provides that any reply to the response shall be filed within five days, unless otherwise ordered;

CONSIDERING that the Motion requests an extension of time of four days to file the Reply to the "Prosecution Response to 'Fofana Submissions Regarding Proposed Expert Witness Daniel J. Hoffman PhD" ("Prosecution Response") no later than on Friday, the 7th of July 2006, as opposed to the prescribed time limit of the 3<sup>rd</sup> of July 2006;

CONSIDERING that in support of their request for an extension of time, Court Appointed Counsel for the Second Accused submit that "the member of the defence team responsible for preparing the Reply is scheduled to travel on 29-30 June and again on 3-4 July";

MINDFUL OF the rights of the Accused, and in particular of the provisions of Article 17(4)(b) of the Statute of the Special Court for Sierra Leone ("Statute") on the right "to have adequate time and facilities for the preparation of his or her defence" and of Article 17(4)(c) of the Statute on the right "to be tried without undue delay";

FINDING that in the present circumstances there do not exist good and sufficient cause or exceptional circumstances to grant an extension of time to prepare the Reply to the Prosecution Response;

PURSUANT to Rules 7(C), 7bis, 26bis, 54 and 73 and of the Rules;

### HEREBY DISMISSES THE MOTION.

Case No. SCSL-04-14-T

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Done in Freetown, Sierra Leone, this 2	27 <sup>th</sup> day of June 2006.	•		
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Hon. Justice Benjamin Mutanga Itoe	Hon. Justice Bankole	Thompson H	on. Justice Pierre Boutet	
	Presiding Jud			
	TrialChamb	er I_		
[Seal of	the Special Court of	Sieth Leonel		
		MA	<b>.</b>	
See, inter alia, Prosecutor against Norman, Fo	fana and Kondewa, Case N	IQ SCST 04-14-PT. "	Kondewa-Decision on Defence	
Motion Requesting an Extension of Time	Within Which to Respond	l to Prosecution's N	lotion for Judicial Notice and	
Admission of Evidence", the 30 <sup>th</sup> of April 200	4.	SEDON NO.		
	, Q, Q	J.E		
Case No. SCSL 04.14.T	2	<i>&gt;</i>	27 <sup>th</sup> of June 2006	