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SCSL-03-01-T
(22649-22659)

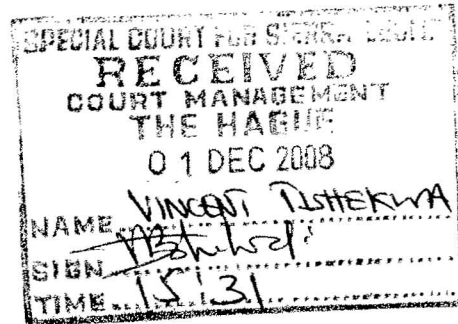
22649

SPECIAL COURT FOR SIERRA LEONE
OFFICE OF THE PROSECUTOR
Freetown – Sierra Leone

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

Registrar: Mr. Herman von Hebel

Date filed: 1 December 2008



THE PROSECUTOR

Against

Charles Ghankay Taylor

Case No. SCSL-03-01-PT

PUBLIC

**PROSECUTION MOTION FOR LEAVE TO ADD AN ARTICLE TO THE PROSECUTION MOTION FOR
ADMISSION OF NEWSPAPER ARTICLES OBTAINED FROM THE CATHOLIC JUSTICE AND PEACE
COMMISSION ARCHIVE IN MONROVIA, LIBERIA FILED ON 28 NOVEMBER 2008**

Office of the Prosecutor:

Ms. Brenda J. Hollis

Ms. Leigh Lawrie

Counsel for the Accused:

Mr. Courtenay Griffiths Q.C.

Mr. Andrew Cayley

Mr. Terry Munyard

Mr. Morris Anyah

I. INTRODUCTION

1. On 28 November 2008, the Prosecution filed the “Prosecution Motion for Admission of Newspaper Articles obtained from the Catholic Justice and Peace Commission Archive in Monrovia, Liberia”¹ which is still pending.
2. The Motion seeks the admission of six newspaper articles which articles are copies of original newspapers held at the Catholic Justice and Peace Commission (“JPC”) archive in Monrovia, Liberia pursuant to: (i) Rule 89(C); or, in the alternative, (ii) Rules 89(C) and 92bis, should the Chamber find that Rule 92bis is also applicable.

II. APPLICATION

3. Since filing the Motion, the Prosecution has identified a further newspaper article which it wishes to admit into evidence.
4. As the Motion is still pending and, save as noted below, the legal and factual arguments set out therein apply equally to this additional article, the Prosecution seeks leave to add this article to the list set out in Annex A of the Motion and to the articles provided in Annex B of the Motion.
5. In paragraph 9 of the Motion, it is narrated that the original copies of the newspapers were photographed by the OTP in March 2007. The Prosecution advises that the additional article which is the subject of this filing was not photographed during the March 2007 mission but rather was photographed by the OTP in September 2005.
6. If the above requested leave is granted, the Prosecution requests that the article identified in Annex A and provided in Annex B hereto be added to Annexes A and B respectively of the Motion.

¹ *Prosecutor v. Taylor*, SCSL-03-1-T-678, “Prosecution Motion for Admission of Newspaper Articles obtained from the Catholic Justice and Peace Commission Archive in Monrovia, Liberia”, 28 November 2008 (“**Motion**”).

III. CONCLUSION

7. The Prosecution requests that the Trial Chamber grant leave for the article identified in Annex A and provided in Annex B hereto to be added to Annexes A and B respectively of the Motion.

Filed in The Hague,

1 December 2008

For the Prosecution,

A handwritten signature in black ink, appearing to read 'B.J. Hollis', is written over a horizontal line.

Brenda J. Hollis
Principal Trial Attorney

Index of Authorities

Prosecutor v. Taylor, SCSL-03-1-T-678, “Prosecution Motion for Admission of Newspaper Articles obtained from the Catholic Justice and Peace Commission Archive in Monrovia, Liberia”, 28 November 2008

22653

ANNEX A

TABLE DESCRIBING THE ADDITIONAL JPC DOCUMENT

ANNEX A

ADMISSION OF NEWSPAPER ARTICLES COPIED FROM THE JUSTICE AND PEACE COMMISSION COLLECTION, MONROVIA
PURSUANT TO RULE 89(C) OR, IN THE ALTERNATIVE, RULES 89(C) & 92bis

Tab #. Annex B	Ex. #	Title/Description of Newspaper Article	Date	Summary of Info. in Document	Reference Page & Para.	Relevance	Indictment	Original available for Inspection
1.	1.148	"In S/Leone: 52 Burned Alive – As Junta Goes on Rampage", Daily Times	20 February 1998	Reports on aftermath of ECOMOG Intervention in Freetown. Notes that the AFRC are on the rampage in the interior of the country engaging in indiscriminate killing and systematic destruction. Reports mayhem in Bo and latest reports that Johnny Paul Koroma was spotted in Kailahun heading for Liberia.	00028277 (part only) – 00028278 (part only) [Note: Un- ERN'd version also provided as clearer to read.]	Chapeau requirements of CAH ¹ , CA3 ² & OSV ³ ICR ⁴ : relevant to intent, knowledge, awareness of Accused; and JCE including reasonable foreseeability of crimes.	ICR (33, 34)	Yes, but original is a photograph

¹ "CAH" – Crimes Against Humanity.

² "CA3" – Violations of Article 3 Common to the Geneva Conventions and of Additional Protocol II. However, in relation to the chapeau requirements for CA3, it should be noted that Judicially Noticed Fact C states that "There was an armed conflict in Sierra Leone from about March 1991 until about 18 January 2002".

³ "OSV" – Other Serious Violations of International Humanitarian Law. See comment in footnote above regarding Judicially Noticed Fact C which is also relevant to the chapeau requirements of OSV.

⁴ "ICR" – Individual Criminal Responsibility.

22654

226557

ANNEX B

COPY OF ADDITIONAL JPC ARTICLE

DAILY TIMES

VOL. 2 NO. 19 FRIDAY FEBRUARY 20, 1968 MONROVIA, LIBERIA

PRICE: 50

Bright Future Awaits LEC

A four-man delegation from Ghana & Ghana International and Federal Power and Lighting, Ltd. met at the United States and Ghana Embassies respectively.



JAMAL BUSHNITZ has been holding discussions with the management of the Liberia Electricity Corporation (LEC) on the possibility of the corporation's system. He also said the delegation expects the possibility of improving the quality of the LEC to provide electricity on a regular basis.

The delegation which was on a working visit, also held discussions with the LEC management on the possibility of providing the electric power supply to the city of Monrovia. They also expect the LEC to provide electricity to the city of Monrovia. They also expect the LEC to provide electricity to the city of Monrovia.

In S/Leone: 52 BURNED ALIVE

As Junta Goes On Rampage

Although the ECOWAS Peacekeeping Force, ECOMOG, has succeeded in liberating Freetown, the Sierra Leonean capital, it appears that the full control of the neighbouring country is far from over.

(AFRC), which comprises military forces based in the north, are on the rampage in the eastern part of the country, engaging in indiscriminate killing and destruction.

Other military forces in the north, which are also based in the north, are also on the rampage in the eastern part of the country, engaging in indiscriminate killing and destruction.

Other military forces in the north, which are also based in the north, are also on the rampage in the eastern part of the country, engaging in indiscriminate killing and destruction.

TAIWAN GIVES US\$ 3 MILLION



TEXT AND PHOTO BY JOLEY BRYSON

The Minister of Foreign Affairs of the Republic of China (Taiwan), Dr. Jason Su, on Wednesday began a two-day working visit to Liberia. During the course of which he held talks with and was accompanied by President Charles Taylor with the order of merit, the Order of the Star of Africa, Commander, Order of the Star of Africa, in recognition of his valuable services in the field of international relations.

Money Exchanger Murder Trial Begins Next Tues.

It has been announced that the trial of a man accused of murdering a money exchanger in Monrovia will begin next Tuesday.

The man, who was arrested on the charge of murdering the money exchanger, is expected to stand trial next Tuesday.

The man, who was arrested on the charge of murdering the money exchanger, is expected to stand trial next Tuesday.

MICAT Rehabilitates Facsimile System

The Ministry of Information, Culture and Tourism has announced that the MICAT has rehabilitated the facsimile system.

The facsimile system, which was used for the transmission of documents, has been rehabilitated and is now in full operation.

The facsimile system, which was used for the transmission of documents, has been rehabilitated and is now in full operation.

Computer Training For High Schools

The Ministry of Education has announced that it will provide computer training for high schools.

The computer training program, which will be conducted by the Ministry of Education, is expected to start in the near future.

The computer training program, which will be conducted by the Ministry of Education, is expected to start in the near future.



Portrait of a man, likely a government official.

GAINS
The gains in the...
Due to the...
The President...
The gains in the...
Due to the...
The President...
The gains in the...
Due to the...
The President...

THE DICE
The dice...
The gains in the...
Due to the...
The President...
The gains in the...
Due to the...
The President...
The gains in the...
Due to the...
The President...

Today's LEARNING CORNER lists the world's ten largest oceans and seas according to their areas and greatest known depth in feet.

NAME	AREA	GREATEST DEPTH
Pacific Ocean	64,000,000 sq. miles	35,820 feet
Atlantic Ocean	31,515,000 "	30,246 "
Indian Ocean	25,900,000 "	24,480 "
Arctic Ocean	5,440,200 "	18,458 "
Mediterranean Sea	1,145,100 "	15,197 "
Caribbean Sea	1,049,500 "	22,775 "
South China Sea	895,400 "	18,458 "
Bering Sea	884,900 "	18,859 "
Gulf of Mexico	615,000 "	12,425 "
Okhotsk Sea	613,800 "	12,001 "

FAMILY

The Finance Ministry had served with discretion without any armed assault.

The Justice Ministry's clearance order was issued after Mrs. Hana Falal finally completed of the threats and harassment.

Speaking in the paper yesterday, the family source, who requested anonymity, said, "All kinds of strange people, mostly men, continue to loiter around our residence asking for Mr. Falal."

"On February 12, 1987, at about 9 am, some people entered our residence in Gardenersville demanding to see Clarence."

"I told them that Clarence was not in, and that in fact he was out of the country, but they kept on bothering and I refused to open the door because I didn't know their names," the source reported.

She said the source that Mr. Falal has been out of the country since December 12, 1987 when he left for La Cote d'Ivoire on a business trip, adding that his departure was preceded by a series of threatening visits.

According to her, the source says Falal last September when some men drove to back of the St. Michael's Catholic School in Gardenersville, attacked the car door, releasing the driver, Clarence Falal.

them, identified only as "Shooter," refused to say after being served, adding, "One of my boys owns this gas station. He's too fatly, but we will deal with him," she recalled.

That incident, she recalled, led to Falal's decision to leave the country.

Falal, who holds a bachelor's degree in business administration and one in law from the University of Liberia, has served in a number of government positions.

He moved into America without encountering any resistance as long as he was not said to have fled.

The situation in So. the country's second largest city is said to be appalling, with yenta yenta, government mayhem/abduction, and other acts of terror.

Members of the intelligence of the police leader, Major General Paul Kpandeh, are not known, although they report that he was trapped in Kakabua leading for Liberia.

MANLY

now, getting Police Chief Joe Tate for the job, following which they will be replaced by civil servants.

It was said to be a matter of time before the police would be replaced by civil servants.

LEC

It is reported that the LEC will be replaced by civil servants, a move which is expected to be completed by the end of the year.

COMPUTER

continuing with the JJ Ross High School and the College of West Africa (CWA), to be followed by meetings with other learning institutions.

Mr. Kolko said it was necessary that students be computer-literate in view of the dawn of the age of computer technology. A civil engineer by profession, Mr. Kolko said his decision to delve further into the private sector is in line with Finance Minister Taylor's call for Liberians to get individually and collectively involved in human resource development.

"While I will accept any job in government, government cannot do it all."

Meanwhile, the formal launching of the computer training will take place at the Wofa Hadden High School next Wednesday.

R E P O R T S

ALPHONSUS NYANTI

At a luncheon held in their honour at a local restaurant, LEC's Managing Director, Samuel N. Bernette, Jr. assured the delegation that the date of the LEC will remain open to all citizens in attendance through its efforts to improve electricity in Liberia, a country emerging out of the mire of a civil war and conflict.

He further urged the presence of LEC to the interest of the country.

developing group of the U.S.A., noted that the LEC has an urgent need to provide reliable and continuous power generation, which are vitally essential for the growth and development of the country's overall electrical system.

Other members of the delegation included Mr. Glover and Mr. Wendell L. Wilson, both of Houston, Texas, U.S.A.

While in the country, the delegation was also expected to pay courtesy calls on President Charles Taylor, National Bank Governor Charles Bright, Finance Minister Ella Saaseby and United States Chief of Mission William Milan.

GDIKRU

addresses the problem until now due to the pressing problems of food sustenance, displacement, returning refugees and resettlement.

Since the coming to power of the NPP-led government, however, mechanisms have been put into place designed to gradually reestablish the nation's educational system and bring it on par with those of neighbouring countries.

REPORTS

ALPHONSUS NYANTI

CAUCUS

In his disclosure to reporters at the Capitol Building Wednesday, Senator Fahn disclosed that the positions of commissioner and superintendent have not yet been formally occupied.

He noted that individuals who were occupying said positions prior to the war are sacrificing their time without pay, as they have not officially reappointed.

CONTINENTAL

giant. Displaying excellent soccer ability, The Singers again outdugged the defence of Jamaica, flood on two occasions, increasing the tally to 1-1.

Realizing that Berdo had been cast, Jambon Road Defenders...

back, and before the end of the 45 minutes of play, another goal, increasing the tally to 2-1.

The Captain of the Singers, Aaron Probbie, who received the Parkins Trophy on behalf of his team, is expected to formally present it to the management of CFA this Saturday.

NDDC

Works, has denied culpability on a number of occasions.

Besides the money, the former fighters say 200 bags of rice were given to Mr. Kamara to be distributed among them, but the rice was siphoned by him and his cohorts, something which Mr. Kamara has vehemently denied.

The AFC has recommended that the commission be exiled and subsequently dissolved, and those found guilty of misappropriation or financial mismanagement be dealt with in keeping with law.

The association is further recommending that following the dissolution of the commission, all former combatants should be absorbed into the Veterans Administration whose creation was recommended by President Charles Taylor during his Annual Message to the National Legislature recently.

ISSA

Bethel Island. On Wednesday, Bishop Dadaah and Jerusalem played to a one-all draw in soccer, while the Girls of Bishop Dadaah spoke the Girls of Jerusalem 16-0.

The Girls of Edward Massey defeated Zion AG of Gbedeh 10-4 in a match, while the Girls of Zion AG defeated St. Peter 14-1 in a handball match.

The Boys of Edward Massey and Zion AG...

DAILYTIMES

VOL. 2 NO. 19 FRIDAY FEBRUARY 20, 1998 MONROVIA, LIBERIA

PRICE: \$30

In S/Leone: 52 BURNED A L I V E

- As Junta Goes On Rampage

Although the ECOWAS Peacekeeping Force, ECOMOG, has succeeded in liberating Freetown, the Sierra Leonean capital, it appears that the civil conflict in that neighbouring country is far from over.

Latest reports have it: Illegal military junta, the Armed Forces Revolutionary Council

(AFRC), which overthrew elected President Ahmad Tejan Kabbah on May 25, 1997, are on the rampage in the interior part of the country, engaging in indiscriminate killing and destruction.

Junta forces, in a desperate move, are reported to have

burned 52 persons alive in one incident in Hunger Town, while others are going about systematically destroying homes and killing their occupants. The town is said to have become the center of mayhem, where several civilians have been hacked to death by AFRC troops.

At the port of Freetown, youths and other supporters of the junta are said to have vandalized the facility to the point where it has become inoperable, with communication equipment, electrical services having been destroyed or looted. As a result, there is no way for the port to communicate with vessels on the high seas.

Other facilities looted or destroyed include the warehouses of Medicines Sans Frontieres and other international NGOs.

Radio reports monitored by this paper said ECOMOG troops, backed by armoured tanks and heavy artillery, have

CONTINUED ON 6

TAIWAN GIVES US\$ 3 MILLION

22658

22659

DAILY TIMES MONDAY 1993 Page 4

52

moved into Keneba without encountering any resistance, as junta forces there are said to have fled.

The situation in Bo, the country's second largest city, is said to be appalling, with junta troops committing mayhem and abducting employees of MSF.

Amidst all of this, the whereabouts of the junta leader, Maj. Johnny Paul Koroma, are still not known, although latest reports had it that he was spotted in Kailahun, heading for Liberia.