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SCSL-2003-02-I  
(623-625)

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**SPECIAL COURT FOR SIERRA LEONE**

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**THE TRIAL CHAMBER**

**Before:** Judge Bankole Thompson (Presiding Judge)  
Judge Pierre Boutet  
Judge Benjamin Itoe

**Registrar:** Robin Vincent

**Date:** 8<sup>th</sup> day of December 2003

**The Prosecutor against**

Foday Saybana Sankoh  
(Case No.SCSL-2003-02-PT)

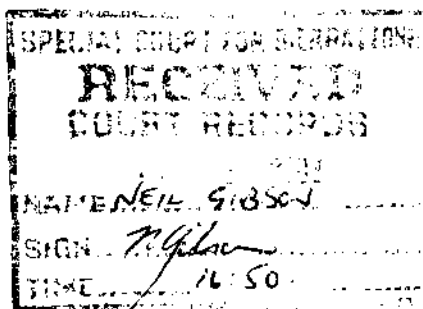
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**WITHDRAWAL OF INDICTMENT**

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**Office of the Prosecutor:**  
David M. Crane, The Prosecutor  
Luc Côté

**Defence Counsel:**  
Sylvain Roy, Chief, Defence Office  
Haddi Kah-Jallow  
Claire Carlton-Hanciles



**THE SPECIAL COURT FOR SIERRA LEONE (“the Special Court”)**

**SITTING** as the Trial Chamber (hereinafter “the Chamber”), composed of Judge Bankole Thompson, Presiding Judge, Judge Pierre Boutet and Judge Benjamin Mutanga Itoe;

**CONSIDERING** the Prosecution Request for Appearance before the Trial Chamber to Withdraw an Indictment, pursuant to Rule 51(B) filed on the 14<sup>th</sup> day of November 2003 (hereinafter “the Request”);

**CONSIDERING** the Indictment against FODAY SAYBANA SANKOH aka POPAY aka PAPA aka PA, for Crimes against Humanity, Violations of Article 3 Common to the Geneva Conventions and of Additional Protocol II and other Serious Violations of International Humanitarian Law, in violation of Articles 2, 3 and 4 of the Statute of the Special Court for Sierra Leone issued on the 3<sup>rd</sup> day of March 2003;

**CONSIDERING** the Decision Approving the Indictment and Order for Non-Disclosure of the 7<sup>th</sup> day of March 2003;

**CONSIDERING** the certified copy of the Death Certificate issued for Foday Saybana Sankoh of the 2<sup>nd</sup> day of August 2003;

**CONSIDERING** Rule 51(B) of the Rules of Procedure and Evidence of the Special Court for Sierra Leone;

**CONSIDERING ALSO** the appearance of the Prosecutor before the Trial Chamber on the 5<sup>th</sup> day of December 2003;

**NOTING** the statement of reasons presented by the Prosecutor to the Trial Chamber on the 5<sup>th</sup> day of December 2003, in which the Prosecutor submitted that the evidence available has indicated to his satisfaction that Sam Bockarie is deceased;

**NOTING** that the Defence has no objection to the withdrawal;

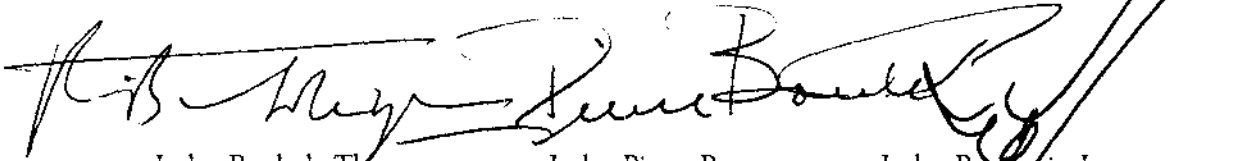
**NOW THEREFORE,**

**THE CHAMBER ACCEPTS** the Prosecutor’s statement of reasons;

and **ENDORSES** the withdrawal of the Indictment.



Done in Freetown, this 8<sup>th</sup> day of December 2003



Judge Bankole Thompson  
(Presiding Judge)

Judge Pierre Boutet

Judge Benjamin Itoe

