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SCSL-2003-05-I

(37-39)

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SPECIAL COURT FOR SIERRA LEONE

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Before: Judge Bankole Thompson

Registry: Mr. Robin Vincent

Decision of: 07 March 2003

THE PROSECUTOR

Against

ISSA HASSAN SESSAY also known as ISSA SESSAY

CASE NO. SCSL-2003-05-I

**WARRANT OF ARREST AND ORDER FOR TRANSFER
AND DETENTION**

The Office of the Prosecutor:

David Crane
Brenda Hollis

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

SITTING AS Judge Thompson, designated by the President of the Special Court according to Rule 28 of the Rules of Procedure and Evidence (“the Rules”);

CONSIDERING that the Indictment against ISSA HASSAN SESSAY also known as ISSA SESSAY, a citizen of Sierra Leone, born 27 June 1970 at Freetown, Western Area, Republic of Sierra Leone, who is accused of 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 (“the Accused”); was reviewed and approved by the Special Court on 7 March 2003,

CONSIDERING that an Order for the Non-Disclosure was granted on 7 March 2003;

HEREBY ORDERS THE REGISTRAR OF THE SPECIAL COURT

(A) to address this Warrant of Arrest, Decision Approving the Indictment, the Approved Indictment of the Accused and a Statement of the Rights of the Accused to the national authorities of Sierra Leone in accordance with Rule 55;

(C) to cause to be served on the Accused, at the time of his arrest, or as soon as is practicable immediately following his arrest, in English or have read to him in a language he understands, a certified copy of the Warrant of Arrest, a certified copy of the Indictment, a statement of the rights of the Accused and to caution the Accused that any statement made by him shall be recorded and may be used as evidence against him in coordination with the National Authorities of the State concerned;

(D) to remand the Accused, into the custody of the Special Court Detention Facility or such other Detention Facility as determined by the President in accordance with Rule 57.

HEREBY ORDERS THE RELEVANT AUTHORITIES OF THE GOVERNMENT OF SIERRA LEONE

(A) promptly notify the Registrar of the Court of the arrest of the Accused for the purposes of effectuating his transfer to the custody of the Court, and to surrender the Accused to the Court without delay;

(B) to transfer the Accused to the custody of the Special Court without delay, or to such other place as the President may decide. The transfer shall be arranged between with the relevant national authorities of the Government of Sierra Leone and the Registrar of the Special Court;

(C) to assist and facilitate the Office of the Prosecutor of the Special Court, at any location, in the search for and seizure of all evidence related to the crimes alleged to have been committed by the Accused;

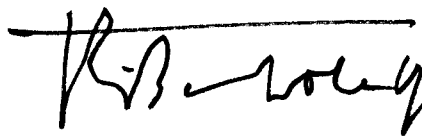
(D) to identify and locate assets owned by the Accused located within the territory of any State and adopt provisional measures to freeze such assets without prejudice to the rights of third parties;

(E) not to disclose to the public, including the media or any public record, the existence of the Indictment and this Warrant of Arrest, or any part thereof or information pertaining to the Indictment and this Warrant for Arrest until further order of the Court or at the direction of the Prosecutor;

(F) if the relevant national authorities of the Government of Sierra Leone are unable to immediately execute the present Warrant of Arrest and Order for Transfer, as requested, the Government of Sierra Leone is requested to indicate the reason for its inability to effect thereto.

A Member of the Office of the Prosecutor may be present from the time of arrest.

Done in London, this 7th day of March 2003.



Signed Judge Bankole Thompson
Presiding Judge of the Trial Chamber



(Seal of the Special Court)