

1. THE SPECIAL COURT OF SIERRA LEONE
2. Case No. SCSL 2003-08-I

3. THE PROSECUTOR
4. - against -

5. SAMUEL HINGA NORMAN

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6. Continued Initial Appearance In Camera of Samuel Hinga Norman
7. held before Judge Benjamin Mutanga Itoe
8. on Friday, 21 March 2003

9. A P P E A R A N C E S ;

10. Mrs. Brenda J. Hollis For the Prosecution

11. Mr. Nicholas Browne-Marke

12. Mr. J. B. Jenkins-Johnston For the Defence

1. Friday, 21 March 2003
2. [Continued Initial Appearance of Samuel Hinga Norman]
3. [In Camera]
4. [The accused entered court]
5. - - Upon commencing at 2. 15 p.m.
6. JUDGE ITOE; Next case please.
7. THE CLERK OF COURT; Case No. SCSL 2003-08-I The
8. Prosecutor against Samuel Hinga Norman.
9. JUDGE ITOE; You are Samuel Hinga Norman. Mr. Chief
10. Samuel Hinga Norman sits down. You look very fit today. We are
11. meeting still in camera as you very well know. We have taken your
12. Plea, and we are convened today to understand ourselves and the
13. date of the hearing as you very well know the hearing will be
14. preceded by a pre-trial conference which should take place you know
15. any time after this. So basically we are here today in order to fix
16. the date or dates wherein we can be able to take the pre-trial
17. formalities and to eventually fix a date for the hearing of your matter
18. so with this preliminary explanation I wonder if your Counsel has any
19. observations to make.
20. MR. JENKINS-JOHNSTON; Not really my Lord, the only thing I do
21. have to say is that I had a long interview with my client this morning and

1. he has instructed me to make a formal protest to the court
2. because he feels that he is being treated differently to the other
3. .accused persons in that his own pre-trial and proceedings are
4. being held in camera. So far no good reason has been proffered
5. in my view for his being treated differently and indeed my Lord
6. members of the Press were asking so many questions of me as to
7. why Chief Norman is being put in a different category to the other
8. accused persons. So my Lord that is my representation. I do hope
9. that after today we will also have the benefit of being heard in
10. public like everybody else. Those are my instructions my Lord.
11. JUDGE ITOE; Thank you. Well the court has taken of the
12. protest in the way you put it. This was a provisional order that
13. was made and it could be ruled out, that this order could be
14. retracted at one time or the other but I would like to say here that
15. we do not want to be discriminatory in our treatment to any accused
16. person that appears before us and any order we have made
17. particularly in respect of your client is made in the overall interest to
18. serve the overall interest of justice. At least the way we perceive it at
19. this time. We know your client to be a responsible person and we have
20. made this order in full recognition of his status in society and we have
21. addressed our minds you know to all the surrounding issues as far as

1..... this case is concerned and we think at this stage that whatever has been
2. done, has done in the interest of justice and I think having made
3. the order in his own interest. It isn't far from being a
4. discriminatory measure, it is a measure that comes within the
5. competence you know of the court and it is made in the overall
6. interest of justice. We have taken note of your observation and as
7. I said, orders come and go. I am not saying this one has come and
8. not to go. We have a disease in Cameroon that we call "cam nor go",
9. when it comes it never goes so this is not the nature of my order and
10. and I think that any other Judge or the trial Chamber when the time
11. will examine an application. In this regard may have to review this
12. order. So I hope that your client understands what I have said. He
13. has been following very, very well and I hope that he appreciates
14. while this order remains.

15. As I said this morning, we were to set a calendar you know for the
16. Pre-trial formalities and eventually the date of the trial and since we
17. cannot possibly advance any date for now I am sure the Prosecution
18. and you for the Defence are with me if I made the same order that I
19. made in previous cases for the Registrar to consult all the parties
20. concerned and to fix the date and inform the Court of when the
21. proceedings in one way or the other you know would come for a

1. determination. So this matter stands adjourned to a date that will
2. be fixed by the Registrar in consultation with the
3. Prosecution and the Defence for the purposes of
4. fixing a date for the pre-trial conference and eventually
5. a date for the hearing. These dates will be communicated
6. to all parties and we shall all meet either in camera or in open
7. court as the case may be.
8. MR. JENKINS-JOHNSTON; Hopefully no more in camera
9. my Lord.
10. JUDGE ITOE; The matter is accordingly so adjourned. Mr. Norman
11. You have understood my order.
12. THE ACCUSED; I did.
13. JUDGE ITOE; You will be informed by your Counsel on the evolution
14. of the dates and when your further appearance would be required. But for
15. the time being you will remain in custody until when the matter finally
16. comes up before another Judge or myself or before a trial chamber. So
17. you will remain in custody but to this end you will have continued access
18. to your lawyer to whom you will have to give instructions at all times and
19. and who you say you have chosen to defend you. He has coupled your
20. request with an obligation on his part to also defend you all through the
21. proceedings. To this end the matter is accordingly adjourned.

1. MR. JENKINS-JOHNSTON; My Lord
2. JUDGE ITOE; Yes.
3. MR. JENKINS-JOHNSTON; There is just one final point I want to make.
4. I don't know whether I should say it now or discuss it with the Registrar.
5. The question of visits.
6. JUDGE ITOE; Please sit down. Sit down please?
7. MR..JENKINS-JOHNSTON; The question of visits by his family. So far
8. he has not been able to receive any member of his family, his wife and
9. children. They are very anxious to come and see him. The wife was with
10. me yesterday and he has asked me specifically to ask the Court when she
11. will be able to see her husband.
12. JUDGE ITOE; You will be surprised to know that we discussed this
13. matter with the Registrar yesterday and today just a couple of minutes
14. ago. So I think he is looking into that and he would see what measures
15. he can take to make the visit by his possible. You will be informed in due
16. course of when this can take place. Of course, you know it has to be
17. supervised visit. Right is there any other matter on the list?
18. THE CLERK OF COURT; No my Lord.
19. JUDGE ITOE; This session in camera is adjourned and I think we shall
20. only resume on a date that will please the Registrar to convene all of us.
21. So. Mr. Registrar we are at your mercy

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