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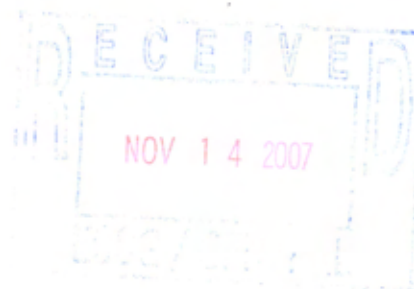
**Note to Mr. Michel**

Appointment of a Judge to the Appeals Chamber for the Special Court for Sierra Leone

1. I refer to your note of 23 October 2007, to the Secretary-General recommending that a letter be sent to the Permanent Representative of Sierra Leone asking him to convey to his President the concurrence of the Secretary-General with the nomination and appointment of Judge Kamanda to the Appeals Chamber of the Special Court to Sierra Leone. It is noted that Judge Kamanda would be one of the two Judges to serve in the Appeals Chamber appointed by the Government of Sierra Leone.
2. The above recommendation has the Secretary-General's approval.

  
Vijay Nambiar  
29 October 2007

27-12836



## ROUTING SLIP

## FICHE DE TRANSMISSION

TO:

A: Mr. Nambir (through Mr. Kim)

FROM:

DE: Alexandre

Room No. - No de Bureau

Extension - Poste

Date

25 OCT 07

FOR ACTION		POUR SUITE A DONNER
FOR APPROVAL	✓	POUR APPROBATION
FOR SIGNATURE		POUR SIGNATURE
FOR COMMENTS		POUR OBSERVATIONS
MAY WE DISCUSS?		POURRIIONS- NOUS EN PARLER?
YOUR ATTENTION		VOTRE ATTENTION
AS DISCUSSED		COMME CONVENU
AS REQUESTED		SUITE A VOTRE DEMANDE
NOTE AND RETURN		NOTER ET RETOURNER
FOR INFORMATION		POUR INFORMATION

Re: Appointment of Judges Special Court  
Sierra Leone.

One of the Judges of the Court is to be appointed by the Government of Sierra Leone in Consultation with the SG.

- Sierra Leone nominated Judge Kamanda
- OLA recommends that the SG concurs
- If you approve on behalf of the SG OLA will inform the PR of Sierra Leone accordingly.

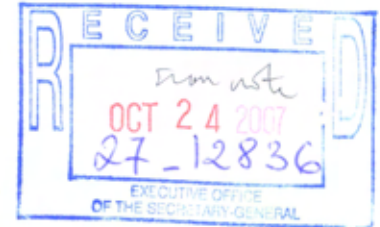
COM.6 (12-78)

- Draft letter from NM to PR is attached.

1740

**Note to the Secretary-General**

**Through: Mr. Nambiar**



**Appointment of a Judge to the Appeals Chamber for  
the Special Court for Sierra Leone**

1. On 7 September 2007, Judge Geoffrey Robertson informed the Government of Sierra Leone of his intention to step down from the Appeals Chamber of the Special Court for Sierra Leone ("Special Court").
2. Pursuant to the Agreement between the United Nations and the Government of Sierra Leone on the Establishment of a Special Court for Sierra Leone, "[f]ive judges shall serve in the Appeals Chamber, of whom two shall be appointed by the Government of Sierra Leone and three judges shall be appointed by the Secretary-General..." In addition, in accordance with Article 2, paragraph 3 of the aforementioned Agreement, the Government of Sierra Leone and the Secretary-General shall consult on the appointment of judges.
3. Of the Judges that serve on the Appeals Chamber of the Special Court, Judge Emmanuel Ayoola, Judge A. Raja N. Fernando, and Judge Renate Winter were appointed by the Secretary-General. Judge King and Judge Robertson were both appointed by the Government of Sierra Leone. The appointment of the replacement for Judge Robertson should thus be made by the Government of Sierra Leone.
4. In the attached Note Verbale dated 3 January 2007, Judge Jon Kamanda of Sierra Leone had been previously nominated and appointed by the previous Sierra Leonean administration to serve as an alternate and as a replacement Judge. Upon being informed of the official resignation of Judge Robertson in September 2007 by the Government of Sierra Leone, and in light of the change in the administration in Sierra Leone, I consulted with the Permanent Mission of Sierra Leone on 4 October 2007 and requested confirmation of the nominee to replace Judge Robertson.
5. On 17 October 2007, the Office of the President of the Republic of Sierra Leone endorsed the nomination of Judge John Kamanda, to replace Judge Robertson as a Judge on the Appeals Chamber for the Special Court. His CV is attached.
6. Judge Kamanda was appointed as a Justice of Appeal in the Sierra Leone judiciary in 2004. During this period he also sat as a High Court Judge. Judge Kamanda trained as a barrister in law in the United Kingdom and has a varied career that includes 14 years in private practice primarily as a criminal lawyer, four years as a State Prosecutor where he rose to the level of Senior State Counsel, and four years as a member of both the Parliament and the ruling Party's Cabinet between 1982 and 1986.

7. In the consultations which took place between this Office and the Permanent Mission of Sierra Leone on the nomination and appointment of Judge Kamanda, agreement was reached to appoint Judge Kamanda as the replacement Judge for the Appeals Chamber of the Special Court. We would therefore recommend that a letter be sent to the President of Sierra Leone, confirming your agreement with his appointment. I have attached a draft letter for your consideration in this regard.
8. In a letter dated 2 October 2007 to this Office Judge King, President of the Special Court advised that the appointment of the nominee of the Government of Sierra Leone is of the utmost importance to the ability of the Appeals Chamber to commence its appellate work. I would therefore be most grateful for your urgent attention to this matter.



Nicolas Michel  
23 October 2007



# United Nations Nations Unies

HEADQUARTERS • SIEGE NEW YORK, NY 10017

TEL.: 1 (212) 963.1234 • FAX: 1 (212) 963.4879

23 October 2007

Excellency,

I refer to your letter dated 17 October 2007, forwarding the letter from the Office of the President of the Government of Sierra Leone endorsing the nomination and appointment of Judge Jon Kamanda of Sierra Leone as the replacement Judge for Judge Geoffrey Robertson.

Pursuant to Article 2, paragraph 2, sub paragraph c of the Agreement between the United Nations and the Government of Sierra Leone on the Establishment of a Special Court for Sierra Leone of 16 January 2002 (the "Agreement"), and Article 12, paragraph 1, sub paragraph c of the Statute of the Special Court, "[f]ive judges shall serve in the Appeals Chamber, of whom two shall be appointed by the Government of Sierra Leone and three judges shall be appointed by the Secretary-General..." In addition, in accordance with Article 2, paragraph 3 of the aforementioned Agreement, the Government of Sierra Leone and the Secretary-General shall consult on the appointment of judges.

The Secretary-General concurs with the nomination and appointment of Judge Kamanda to the Appeals Chamber of the Special Court to Sierra Leone. The Secretary-General would be grateful to receive a copy of the letter appointing Judge Kamanda to the Special Court. Upon receipt of this letter, the Registrar of the Special Court will be in a position to commence the necessary administrative arrangements.

His Excellency  
Mr. Allieu Ibrahim Kanu  
Deputy Permanent Representative  
of the Republic of Sierra Leone to the United Nations  
New York

In a letter dated 2 October 2007 to this Office Judge King, President of the Special Court advised that the appointment of the nominee of the Government of Sierra Leone is of the utmost importance to the ability of the Appeals Chamber to commence its appellate work. We would therefore be most grateful for your cooperation and attention to this matter.

Please accept, Excellency, the assurances of my highest consideration.

Yours sincerely,

Nicolas Michel  
Under-Secretary-General for Legal Affairs  
The Legal Counsel

cc: Mr. von Hebel



PERMANENT MISSION OF  
THE REPUBLIC OF SIERRA LEONE  
TO THE UNITED NATIONS

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245 EAST 49<sup>TH</sup> STREET  
NEW YORK, NY 10017

UN/COURT/601/71

17<sup>th</sup> October 2007

Mr. Nicolas Michel  
Legal Counsel  
Office of Legal Affairs,  
United Nations  
New York

Excellency,

**Re: Appointment of Judge John Kamanda  
as a replacement for Judge Geoffrey Robertson**

I am instructed to forward to the Secretary-General of the United Nations through you, the attached letter from the Office of the President of the Republic of Sierra Leone, H.E. Mr. Ernest Bai Koroma, confirming the appointment of Judge Kamanda as an Appeals Chamber Judge to replace Judge Robertson.

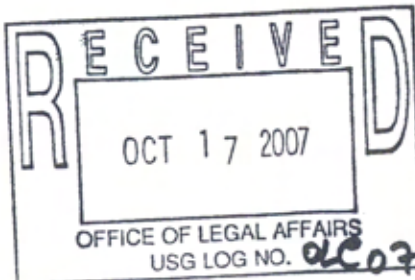
Excellency, accept the assurances of my highest consideration.

Yours faithfully,

ALLIEU N. KANU

Ambassador

Deputy Permanent Representative  
[Legal Affairs]





GOVERNMENT OF SIERRA LEONE  
*Office of the President*

STATE HOUSE  
TOWER HILL  
FREETOWN

17<sup>th</sup> October, 2007

Mr. Alieu I. Kanu  
Ambassador  
Deputy Permanent Representative  
(Legal Affairs)  
245 East 49<sup>th</sup> Street  
New York N.Y. 10017  
USA

Dear Sir,

**RE: APPOINTMENT OF APPEALS CHAMBER  
JUDGE TO REPLACE JUDGE ROBERTSON**

His Excellency the President, Mr. Ernest Bai Koroma, has asked me to acknowledge receipt of your letter dated 15<sup>th</sup> October, 2007 and to convey his endorsement of the nomination by the former President of Judge John Kamanda for appointment to the Appeals Chamber as a replacement for Judge Robertson, in the Special Court for Sierra Leone.

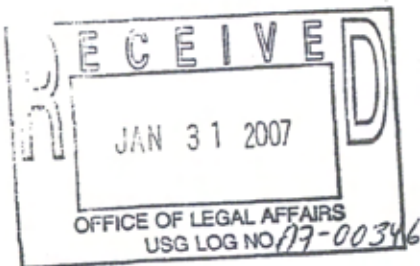
Yours faithfully,

**SHEKA MANSARAY  
SECRETARY TO THE PRESIDENT**

c.c.. Judge Gelaga King  
President of the Special Court



Received by hand from Amb. Kanne on 31 Jan 07  
L. John ~ 31 Jan 07



PERMANENT MISSION OF  
THE REPUBLIC OF SIERRA LEONE  
TO THE UNITED NATIONS

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245 EAST 49TH STREET  
NEW YORK, N.Y. 10017

UN/COURT/601/71

The Permanent Mission of the Republic of Sierra Leone to the United Nations presents its compliments to the Secretary-General of the United Nations and has the honour to convey His Excellency the President of the Republic of Sierra Leone's approval of the following appointments to the Special Court for Sierra Leone:

*"Justice John M. Kamanda to be appointed Alternate Judge in the trial of the AFRC/CDF in the Appeals Chamber of the Special Court for Sierra Leone by May 2007 and a Replacement Judge for Justice Robertson by the end of May 2007.*

*Justice EL Hadji Mallick Sow to be appointed as Alternate Judge in the trial of Charles Taylor."*

*Due to a typographical error in the earlier version of this Note, the Mission kindly wishes the present Note to replace the former and, further requests that it be withdrawn.*

The Permanent Mission of the Republic of Sierra Leone to the United Nations avails itself of this opportunity to renew to the Secretary-General of the United Nations the assurance of its highest consideration.

New York, January 3, 2007

The Secretary-General of the United Nations  
United Nations Headquarters  
New York



1 Aberdare Gardens  
London  
NW6 3AJ

Ambassador Kanu  
Permanent Mission of the Republic of Sierra Leone to the UN  
245 East 49th Street  
New York  
NY 10017

Fax (212) 688 4924 or (914) 993720

7 September 2007

Dear Ambassador,

It is now five years since you did me the honour of inviting me to serve as the Judge appointed by the Government of Sierra Leone to the Appeal Chamber of the Special Court. It has been a great privilege to serve in that capacity, especially as the Court's first President.

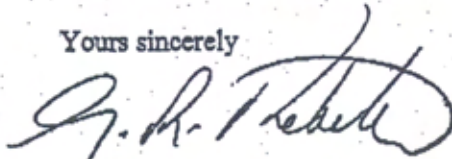
As we have discussed, in view of the successfully conducted democratic elections this would be an appropriate time for me to stand down so as to provide the newly elected Government with an opportunity to appoint a Sierra Leonean national to occupy the position for the final 2-3 years of the Court's existence.

I would, of course, be happy to serve in the future as an *ad hoc* Appeal Chamber Judge, should one be needed, although I would have difficulties accepting a position requiring full time residence in Freetown, since that is a non-family posting and I have a young family.

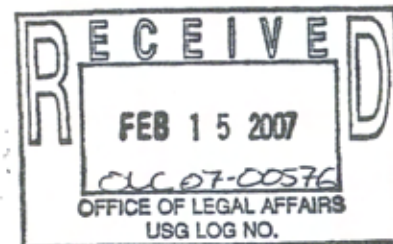
It has been a deeply affecting experience to observe your country over the past five years emerging from the darkness of a devastating war into the light of peaceful, democratic governance. I would be honoured to serve it again.

Thank you for your personal support during my tenure. I would be grateful if you could communicate my resignation to the Attorney General.

Yours sincerely



Geoffrey Robertson QC



CURRICULUM VITAE  
**HON. MR. JON KAMANDA, JUSTICE OF APPEAL**  
JUDICIARY OF SIERRA LEONE

**WORK EXPERIENCE**

- 2004 - present: Appointed Justice of Appeal in the Sierra Leone Judiciary. In the last 18 months, I have served as the Presiding Judge in both criminal and civil appeals. Early in this period, I have had the honour of working on the same appeals panel with the Hon. Justice G. Gelaga-King, President of the Special Court of Sierra Leone. In this period I have also sat as a High Court Judge.
- 1998 - 2004: Back in Private Legal Practice until the RUF invasion of Freetown. Took refuge in the Gambia and later in the USA where I was Volunteer Attorney with the Catholic Relief Services (CRS) working with Refugees and Asylees from all over the world.
- 1997 - 1998: Refugee in Guinea as a result of the RUF war.
- 1992 - 1997: Private Legal Practice (essentially in Criminal Law), and lead prosecutor at Court Martial set up by the NPRC.
- 1987 - 1992: Deputy Managing Director, National Diamond Mining Company.
- 1985 - 1986: Served as Minister of Health and Member of Cabinet in the Government of Sierra Leone.
- 1982 - 1985: Served as Deputy Minister of Mineral Resources.
- 1982 - 1986: Elected to Parliament representing the Kono Central Constituency.
- 1980 - 1982: Private legal practice
- 1976 - 1980: Worked as State Prosecutor in the Government Law Office, rising to the rank of Senior State Counsel.
- 1968 - 1971: High School Teacher, rising to rank of Senior Teacher of the Government Secondary School, Kenema.



**EDUCATIONAL BACKGROUND:**

- 1971 – 1975: Trained as Barrister at the Inns of Court School of Law, London, and called to the Bar at the Middle Temple.
- 1967 – 1968: Diploma in Education from the University of Sierra Leone.
- 1964 – 1967: Bachelor of Arts (Second Class) from Fourah Bay College, University of Durham, majoring in International Relations, English and Public Administration.
- 1962 – 1964: Saint Edward's Secondary School, obtaining three GCE Advanced Levels in English, Economics and History
- 1960 – 1962: Saint Edward's Secondary School, obtaining Grade 1 in the School Certificate Examination.

Primary and early Secondary Schools done respectively at the Kenema Church of England School and the Government Secondary School, Kenema.