

ICTR-95-1-1
(235-234)
25-4-1996

135
K...
K...

0039

UNITED NATIONS  NATIONS UNIES

INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA

Arusha International Conference Centre
P. O. Box 6016, Arusha, Tanzania
Tel: 255 57 4372 (Direct) * 255 57 3181 Ext. 2483
Fax: 255 57 4373 * 255 57 4000

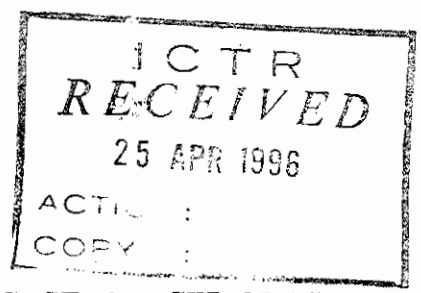
Case No. ICTR-95-1-I

THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA
BEFORE A JUDGE OF THE TRIAL CHAMBER

Before: Judge Navanethem Pillay

Registrar: Dr. Andronico O. Adede

Decision of: 25 April 1996



IN THE MATTER OF THE CASE No. ICTR-95-1-I

THE PROSECUTOR
v.
CLEMENT KAYISHEMA

WARRANT OF ARREST

ORDER FOR SURRENDER

To: The Republic of Zambia

I, Judge Navanethem Pillay, Judge of the International Criminal Tribunal for Rwanda,

CONSIDERING the United Nations Security Council Resolution 955 of 8 November 1994 and Resolution 978 of 27 February 1995, and Articles 19(2) and 28 of the Statute of the International Criminal Tribunal for Rwanda, and Rules 54 to 61 of the Rules of Procedure and Evidence adopted by the International Criminal Tribunal for Rwanda,

CONSIDERING the Indictment submitted by the Prosecutor against Clement Kayishema, and confirmed by myself, Judge Navanethem Pillay, Judge of the International Criminal Tribunal for Rwanda, on the 28th day of November 1995, a copy of which is annexed to this warrant of arrest,

4

CONSIDERING FURTHER the Warrant of Arrest and Order for Surrender issued by myself, Judge Navanethem Pillay, Judge of the International Criminal Tribunal for Rwanda, on the 28th day of November 1995 which has been transmitted to the Republic of Zaire,

HEREBY DIRECT the Authorities of the Republic of Zambia to search for, arrest and surrender to the International Criminal Tribunal for Rwanda:


Clement Kayishema, born in 1954 in Bwishyura Sector, Gitesi Commune, Kibuye Prefecture of Rwanda. He is now believed to be currently in the territory of the Republic of Zambia.

He is alleged to have committed between 9 April and 30 June 1994 in Kibuye Prefecture in Rwanda, the following crimes: Conspiracy to Commit Genocide, Genocide, Crimes Against Humanity, and Violations of Article 3 common to the Geneva Conventions of 12 August 1949 for the Protection of War Victims, and of Additional Protocol II thereto of 8 June 1977, within the competence of the International Criminal Tribunal for Rwanda by virtue of Articles 2, 3, and 4 of the Statute respectively,

And to advise the said Clement Kayishema at the time of his arrest, and in a language he understands, of his rights as set forth in Article 20 of the Statute and, *mutatis mutandis*, in Rules 42 and 43 of the Rules of Procedure and Evidence which are set out below, and of his right to remain silent, and to caution him that any statement he makes shall be recorded and may be used in evidence. The Indictment and review of Indictment (and all other documents annexed to the present Warrant) must also be brought to the attention of the accused,

REQUESTS THAT the Republic of Zambia, upon the arrest of Clement Kayishema, promptly notify the Registrar of the International Criminal Tribunal for Rwanda, for the purposes of arranging his transfer to the custody of the International Criminal Tribunal for Rwanda pursuant to Rule 57 of the Rules of Procedure and Evidence,

REQUESTS THAT the Republic of Zambia report forthwith to the Registrar of the International Criminal Tribunal for Rwanda if it is unable to execute the present Warrant of Arrest, indicating the reasons for its inability pursuant to rule 59(A) of the Rules of Procedure and Evidence.


Judge Navanethem Pillay
International Criminal Tribunal for Rwanda

Dated this 25th day of April 1996
At Arusha, Tanzania

Registrar
International Criminal Tribunal for Rwanda
Arusha, Tanzania
ICTR-95-1-I

