



International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

OR: ENG

Before: Judge Lennart Aspegren

Registry:

Mr. Frederik Harhoff

Ms. Prisca Nyambe

Decision of: 10 October 1997

**THE PROSECUTOR
VERSUS
EMMANUEL BAGAMBIKI,
SAMUEL IMANISHIMWE AND
YUSUF MUNYAKAZI**

Case No. ICTR-97-36-I

DECISION TO CONFIRM THE INDICTMENT

The Office of the Prosecutor:

Mr. Frédéric Ossogo

Mr. Luc Coté

THE INTERNATIONAL CRIMINAL TRIBUNAL for RWANDA (the "TRIBUNAL"),

SITTING as Judge Lennart Aspegren, designated by the President of the Tribunal according to Rule 28 of the Rules of Procedure and Evidence ("the Rules");

HAVING RECEIVED on 9 October 1997 from the Prosecutor the enclosed indictment against **EMMANUEL BAGAMBIKI, SAMUEL IMANISHIMWE AND YUSUF MUNYAKAZI** and the supporting material attached to this indictment, pursuant to Articles 17 and 18 of the Statute of the Tribunal and Rule 47 of the Rules;

HAVING HEARD the Prosecutor during the hearing held on 10 October 1997 pursuant to Rule 47 (D) of the Rules;

BEING SATISFIED from the material tendered by the Prosecutor that there is sufficient evidence to provide reasonable grounds for believing that the suspects have committed crimes within the jurisdiction of the Tribunal, and is thereby convinced that a *prima facie* case has been established with respect to each and every of the nineteen counts as set out in the indictment;

HEREBY

CONFIRMS the indictment submitted by the Prosecutor against **EMMANUEL BAGAMBIKI, SAMUEL IMANISHIMWE and YUSUF MUNYAKAZI** with respect to the nineteen counts of the indictment;

TAKES NOTE of the Prosecutor's prayer that

- a warrant of arrest and an order for continued detention be issued against the accused Samuel IMANISHIMWE, who is currently detained in the Tribunal's Detention Unit; and
- warrants of arrest and orders for surrender be issued against the accused Emmanuel BAGAMBIKI, who is presently believed to reside in the Republic of Togo, and the accused Yusuf MUNYAKAZI, who may also be in Togo;

ORDERS, after consultation with the Prosecutor during the review of this indictment and pursuant to Rule 53(B) and (C) of the Rules, that there be no public disclosure of the indictment and the supporting material until the warrants of arrest have been served on the said three accused.

Arusha, 10 October 1997

Lennart Aspegren: Judge

(Seal of the Tribunal)