

ICTR-97-19-I  
24.10.1997  
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ICTR-97-19-I

UNITED NATIONS  NATIONS UNIES

International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

Before: Judge Lennart Aspegren

OR: ENG

Registry: Mr. Frederik Harhoff  
Mr. Antoine Kesia-Mbe Mindua

Decision of: 23 October 1997

**THE PROSECUTOR  
VERSUS  
JEAN BOSCO BARAYAGWIZA**

Case No. ICTR-97-19-I

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**WARRANT OF ARREST AND ORDER FOR SURRENDER**

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The Office of the Prosecutor:  
  
Mr. Craig Keith McConaghy  
Mr. Mathias Marcussen

ICTR  
RECEIVED  
24 OCT 1997  
ACTION:  
COPY:

ICTR-97-19-I

**ADDRESSED TO THE GOVERNMENT OF THE REPUBLIC OF CAMEROON:**

**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");

CONSIDERING Articles 19 (2) and 28 of the Statute of the Tribunal ("the Statute"), and Rules 54 to 61 of the Rules;

CONSIDERING the indictment submitted on 22 October 1997 by the Prosecutor against Jean Bosco BARAYAGWIZA, and the Tribunal's Decision of 23 October 1997 confirming the six counts against him in the said indictment;

**HEREBY RESPECTFULLY**

(1) REQUESTS the Government of the Republic of Cameroon to arrest, on behalf of the Tribunal:

**JEAN BOSCO BARAYAGWIZA**, a Rwandan citizen  
born in 1950 in Mutura Commune, Gisenyi Prefecture, Republic of Rwanda;

who is accused of having committed, during 1994 in Rwanda, the following crimes: genocide, complicity in genocide, incitement to commit genocide, conspiracy to commit genocide, and crimes against humanity; and

(2) FURTHER REQUESTS the Government of Cameroon, upon arrest of the accused Jean Bosco BARAYAGWIZA:

(i) to advise and inform him, in a language he understands:

- of the indictment issued against him and the Tribunal's decision of 23 October 1997 confirming the said indictment, each of which is annexed in copy to this warrant of arrest and order for surrender;
- of his rights as set forth in Article 20 of the Statute and, *mutatis mutandis*, in Rules 42 and 43 of the Rules, which are further annexed to this warrant of arrest and order for surrender; and
- of his right to remain silent;

(ii) to caution him that any statement he makes shall be recorded and may be used in evidence;

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(3) REQUESTS the Government of Cameroon, upon arrest of the accused, to promptly notify the Registrar of the Tribunal for the purposes of arranging his transfer to the custody of the Tribunal, and to surrender him to the Tribunal without delay;

(4) REQUESTS that the Government of Cameroon report forthwith to the Registrar of the Tribunal if it is unable to execute the present warrant of arrest and order for surrender, indicating the reasons for its inability to give effect thereto; pursuant to Rule 59(A) of the Rules;

(5) REMINDS the Government of Cameroon of the order issued by the Tribunal when confirming the indictment that there be non-disclosure to the public of the indictment until this warrant of arrest has been served on the accused Jean Bosco BARAYAGWIZA;

Arusha, 23 October 1997

  
Lennart Aspegren  
Judge

(Seal of the Tribunal)

