

ICTR-96-15-A
13-09-1999
(07-05)

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1999 SEP 13 P 4: 56



International Criminal Tribunal for the
Prosecution of Persons Responsible for
Genocide and Other Serious Violations of
International Humanitarian Law Committed
in the Territory of Rwanda and Rwandan
Citizens Responsible for Genocide and Other
Such Violations Committed in the Territory
of Neighbouring States between 1 January
and 31 December 1994

Case No: ICTR-96-15-A

Date: 13 September 1999

Original: English

IN THE APPEALS CHAMBER

Before: Judge Gabrielle Kirk McDonald, Presiding
Judge Mohamed Shahabuddeen
Judge Lal Chand Vohrah
Judge Wang Tieya
Judge Rafael Nieto-Navia

Registrar: Mr. Agwu U. Okali

Decision of: 13 September 1999

JOSEPH KANYABASHI

v.

THE PROSECUTOR

SCHEDULING ORDER

Counsel for the Appellant:

Mr. Michel Marchand
Mr. Michel Boyer

The Office of the Prosecutor:

Mr. Japhet D. Mono
Mr. Ibukunolu A. Babajide
Mrs. Céline Tonye
Mr. Robert Petit
Ms. Nadira Bayat
Mr. Matthias Marcussen

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda
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NAME / NOM: *Edialé Taba Ahouandoko*
SIGNATURE: *[Signature]* DATE: *13-09-99*

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THE APPEALS CHAMBER of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States, between 1 January and 31 December 1994 ("Appeals Chamber" and "Tribunal" respectively),

NOTING the *Appel Relatif à une Exception d'Incompétence* filed on 18 August 1999 ("Notice of Appeal");

NOTING the *Requête Adressée au Président de la Chambre d'Appel* filed on 2 September 1999 ("Request") in which the Appellant seeks leave to file a brief in support of the Notice of Appeal and to designate the record on appeal, and the Prosecutor's Motion for Summary Rejection of the Defence's Notice of Appeal filed on 7 September 1999 ("Motion");

NOTING the oral judgement of Trial Chamber II delivered on 12 August 1999 ("oral judgement");

NOTING pages 9 and 10 of the transcript of the delivery of the oral judgement, which record the intention of Trial Chamber II to issue a more detailed written judgement ("written judgement"), and **NOTING FURTHER** that no such written judgement has yet been issued;

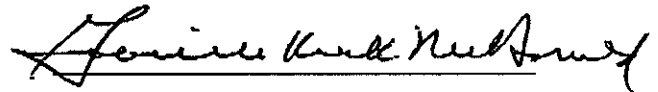
NOTING that pursuant to Rules 72(E) and 108(B) of the Rules of Procedure and Evidence of the Tribunal, as amended, notice of appeal from a judgement dismissing an objection based on lack of jurisdiction shall be filed within seven days of the delivery of the full judgement in both English and French;

CONSIDERING that, when a Trial Chamber has indicated that a written judgement is to be issued, such period runs from the delivery of the written judgement;

HEREBY ORDERS as follows:

1. The Appellant may file any further grounds of appeal within 7 days of the delivery, in both English and French, of the written judgement;
2. The outstanding Motion and Request will be dealt with after the expiry of the time limits set out in paragraph 1.

Done in both English and French, the English text being authoritative.



Gabrielle Kirk McDonald
Presiding Judge

Dated this thirteenth day of September 1999
At The Hague,
The Netherlands



[Seal of the Tribunal]