

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-97-23-A

Date: 29 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

Order of:

29 September 1999

JEAN KAMBANDA

v.

### THE PROSECUTOR

#### SCHEDULING ORDER

## Counsel for the Appellant:

Mr. Tjarda Eduard van der Spoel

## The Office of the Prosecutor:

Mr. Bernard Muna

Mr. Mohamed Othman

Mr. James Stewart

Mr. Udo Gehring

Case No. ICTR-97-23-A

29 September 1999

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 ("Tribunal"),

**NOTING** the "Judgement and Sentence" in *The Prosecutor v. Jean Kambanda*, Case No. ICTR-97-23-S, rendered on 4 September 1998;

**NOTING** the certificate issued by the Registrar of the Tribunal, dated 15 February 1999, certifying the trial record;

**NOTING** the letter from the Registry of the Tribunal to Mr. van der Spoel, dated 13 August 1999, assigning him as from that date to be counsel for Mr. Jean Kambanda in his appeal;

**NOTING** the Scheduling Order of the Appeals Chamber of 20 August 1999 requiring the parties to designate the record on appeal by 20 September 1999;

**NOTING** the letter from Mr. van der Spoel to the Registry of the Tribunal, dated 9 September 1999, confirming his receipt of the certified trial record and expressing his agreement with the Prosecution in designating the whole trial record as the record on appeal;

**NOTING** the provisions of Rules 111 through 113 of the Rules of Procedure and Evidence of the Tribunal;

CONSIDERING, however, the particular circumstances of the present case, which have involved difficulties in the assignment of counsel;

### **HEREBY ORDERS** that:

- (1) the Appellant's Brief be filed with the Registrar and served on the Prosecution by 8 December 1999;
- (2) the Respondent's Brief be filed with the Registrar and served on the Prosecution by 4 January 2000; and

(3) the Brief in Reply, if any, be filed by 19 January 2000.

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

Gabrielle Kirk McDonald Presiding Judge

Dated this twenty-nineth day of September 1999 At The Hague, The Netherlands.

[Seal of the Tribunal]