



International Tribunal for the
Prosecution of Persons
Responsible for 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
1994 and 31 December 1994

Case No.: ICTR-96-1-A
Date: 21 October 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: 21 October 1999

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THE PROSECUTOR

JEAN-PAUL AKAYESU

DECISION

SUSPENSION OF TIME LIMIT FOR FILING OF APPEAL BRIEFS

Counsel for the Appellant
Mr John Philpot
Mr André Tremblay

Office of the Prosecutor
Mr Upawansa Yapa
Mr Zhu Wen-qi
Mr Norman Farrell
Mr Mathias Marcussen
Mr Karim Khan

International Criminal Tribunal for Rwanda Tribunal pénal international pour le Rwanda	
CERTIFIED TRUE COPY OF THE ORIGINAL SEEN BY ME COPIE CERTIFIÉE CONFORME À L'ORIGINAL PAR NOUS	
NAME / NOM: Felicite Taba Alex...	
SIGNATURE: [Signature]	DATE: 26/11/99

THE APPEALS CHAMBER of the International Tribunal for the Prosecution of Persons Responsible for 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 1994 and 31 December 1994 (“Appeals Chamber” and “Tribunal” respectively);

NOTING the pending Appeals by the Appellant Jean-Paul Akayesu (“Appellant”) and the Office of the Prosecutor (“Prosecution” or “Cross-Appellant”) respectively against the Judgement of 2 October 1998 in which Trial Chamber I found the Appellant guilty on Counts 1, 3, 4, 5, 7, 9, 11, 13 and 14, and not guilty on Counts 2, 6, 8, 10, 12 and 15;

NOTING the Decision Relating to the Assignment of Counsel issued by the Appeals Chamber on 27 July 1999 in which the Appeals Chamber held, *inter alia*, that the Appellant and Cross-Appellant shall file their briefs relating to their respective appeals by 25 October 1999, that response briefs must be filed by 22 November 1999 and that briefs in reply could be filed by 6 December 1999;

NOTING the Appellant’s *Réquete en annulation de la certification du dossier d’appel par le Greffier en rectification de la constitution du “Case File” et en suspension des délais d’appel suivant les articles 19 and 20 du Statut; les Rçgles 73 et 105 du Rçglement de Procédure et de Prevue* (“Motion for Annulment of Certification”), filed on 27 September 1999, in which the Appellant seeks annulment of the certification of the Record on Appeal (“Record”), due to several alleged errors and omissions in the Record, and a suspension of all appeals proceedings pending a decision on this motion;

NOTING the Prosecution’s Response to the Defence’s Motion for Annulment of the Certification of the Record filed on 15 October 1999;

CONSIDERING that, in their said Response, the Prosecution indicates its agreement with the Appellant that the time-limits should be suspended pending clarification of outstanding issues of completion of the Trial Record;

NOTING FURTHER the Appellant’s Motion for Extension of Time Limits for Appeal and For Admission of New Evidence on Appeal Pursuant to Rules 115 and 116 of the Rules of Procedure and Evidence (“Motion for Admission”), filed on 30 September 1999, in which the

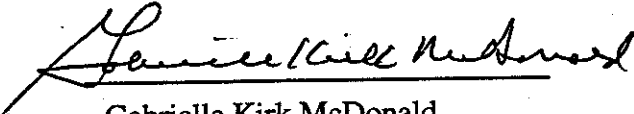
Appellant seeks (i) leave to amend his Notice of Appeal, (ii) leave to present additional evidence on appeal and (iii) an extension of the filing dates for briefs until three months after a decision is issued with respect to the Motion for Admission;

NOTING the Prosecution's position that the Appeals Chamber should decline to extend the filing dates for the reasons put forth by the Appellant in the Motion for Admission and should instead evaluate the request for an extension of time solely in relation to the reasons detailed in the Appellant's Motion for Annulment of Certification;

CONSIDERING that the Appeals Chamber has not yet ruled upon either Motion (and is not now doing so), that the deadline for the filing of briefs is rapidly approaching and that the Appellant's Motions raise issues, the disposition of which, may affect the content of the parties appeal briefs;

HEREBY ORDERS that the time-limits for filing Appeal Briefs set by the Appeals Chamber's Decision of 27 July 1999 are suspended until further notice.

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


Gabrielle Kirk McDonald
Presiding

Dated this twenty-first day of October 1999
At The Hague,
The Netherlands.

[Seal of the Tribunal]

