

ICTR-95-1B-DP
27 OCT - 1999
(30-28)

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Case no. : ICTR-95-1-I



**International Criminal Tribunal for Rwanda
Tribunal Pénal International pour le Rwanda**

**Office of the President
Bureau du Président**

Arusha International Conference Centre
P.O.Box 6016, Arusha, Tanzania - B.P. 6016, Arusha, Tanzanie
Tel: 255 57 4207-11/4367-72 or 1 212 963 2850 Fax: 255 57 4000/4373 or 1 212 963 7365

Before: Judge Navanethem Pillay

Original : English

Registry: Ms. Prisca Nyambe

Decision of: 26 October 1999

THE PROSECUTOR

versus

**MIKAELI MUHIMANA (alias Mika)
&
OTHERS**

ICTR-95-1-I

1999 OCT 27 A 8:53
ICTR
CRIMINAL REGISTRY
RECEIVED

WARRANT OF ARREST AND ORDER FOR TRANSFER AND DETENTION

Office of the Prosecutor:

Mr. Mohamed C. Othman

Case no. : ICTR-95-1-I

THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA (the "Tribunal)

SITTING AS Judge Navanethem Pillay, designated pursuant to Rule 28 of the Rules of Procedure and Evidence (the "Rules");

CONSIDERING Articles 18(2), 19(2) and 28 of the Statute of the Tribunal (the "Statute") and Rules 40 and 54 to 59 *bis* of the Rules;

CONSIDERING that the Indictment against the accused **Mikaeli Muhimana** (the "accused"), and others was confirmed on 28 November 1995;

CONSIDERING that the accused is believed to be in the United Republic of Tanzania;

HEREBY RESPECTFULLY REQUESTS the Government of the United Republic of Tanzania to:

- (i) Search for, arrest and transfer to the Tribunal:

Mikaeli Muhimana (alias Mika),

a Rwandan citizen born in 1950 in Gishyita *secteur*, Gishyita *commune*, Kibuye *préfecture*, Rwanda, who is accused of having committed during 1994 in Rwanda the following crimes: Conspiracy to commit Genocide, Genocide, Crimes against Humanity and Violations of Article 3 Common to the Geneva Conventions and Additional Protocol II;

- (ii) Serve on the accused at the time of his arrest a certified copy of the Warrant of Arrest accompanied by a copy of the Indictment certified in accordance with Rule 47 (G) of the Rules and a statement of the rights of the accused as set forth in Article 20

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of the Statute and *mutatis mutandis* in Rules 42 and 43;

(iii) Serve on the accused the Warrant of Arrest, the Indictment and the statement of the rights of the accused in a language he understands, in the event of him being unable to understand either of the Tribunal's official languages and provided the language understood by the accused is known to the Registrar;

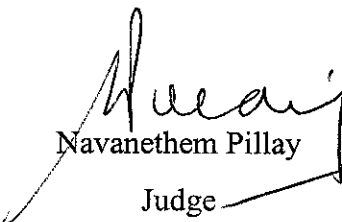
(iv) Caution the accused that any statement made by him shall be recorded and may be used as evidence against him;

(v) Report forthwith to the Registrar of the Tribunal if it is unable to execute the present Warrant of Arrest and Order for Transfer, indicating the reasons for its inability to give effect thereto, pursuant to Rule 59(A) of the Rules.

ORDERS

(a) That the accused **Mikaeli Muhimana (alias Mika)**, be remanded in custody in the Tribunal's Detention Facility upon his transfer from the United Republic of Tanzania.

Arusha, 26 October 1999


Navanethem Pillay
Judge

(Seal of the Tribunal)

