



UNITED NATIONS  
NATIONS UNIES



**Tribunal pénal international pour le Rwanda  
International Criminal Tribunal for Rwanda**

**IN THE APPEALS CHAMBER**

**Before :** Judge Claude JORDA, Presiding  
Judge Lal Chand VOHRAH  
Judge Mohamed SHAHABUDEEN  
Judge Rafael NIETO-NAVIA  
Judge Fausto POCAR

**Registrar :** Mr Agwu U. OKALI

**Order of :** 28 November 2000

**Juvenal KAJELIJELI**

**v.**

**THE PROSECUTOR**

*Case No: ICTR-98-44-AR72*

---

**SCHEDULING ORDER**

---

**Counsel for the Appellant:**

Mr Lennox S. Hinds

**Counsel for the Prosecutor :**

Mr Ken Fleming  
Mr Don Webster  
Ms Ifeoma Ojemeni  
Ms Melinda Pollard

**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 (“the Appeals Chamber” and “the Tribunal” respectively),

**NOTING** the Notice of Appeal filed on 12 May 2000 (“the Notice of Appeal”) by Juvenal Kajelijeli (“the Appellant”) against the decision issued by Trial Chamber II on 8 May 2000 ;

**NOTING** the Scheduling Order issued by the Appeals Chamber on 26 July 2000 (“the Scheduling Order”) in which it was noted that the Notice of Appeal mentioned neither any ground of appeal nor gave any indication of the relief sought, and which ordered the Appellant to file a document completing the necessary information within seven days, failing which his Appeal would be dismissed;

**NOTING** that no such document was filed;

**NOTING** the Order issued by the Appeals Chamber on 10 August 2000 and filed with the Registry on 11 August 2000 (“the Order”) which dismissed the Notice of Appeal accordingly;

**NOTING** the “Notice of Urgent Motion to Grant Relief from Dismissal of Appeal” filed by the Appellant on 14 August 2000 (“the Motion”), in which he asks the Appeals Chamber to vacate the Order on the grounds, *inter alia*, that his counsel did not receive a copy of the Scheduling Order;

**NOTING** the “Prosecutor’s Response to Appellant’s Motion for Relief against Dismissal of Appeal” filed on 20 September 2000, and the “Appellant’s Reply in Further Support of his Motion for Relief against Dismissal of Appeal” filed on 5 October 2000;

**NOTING** the fax transmission sheet annexed to the current Order which shows that the Scheduling Order was, contrary to his assertions, transmitted to the Appellant’s Counsel on 31 July 2000;

**HEREBY ORDERS** the parties to respond within seven days stating as a specific issue whether the fax transmission was or was not received in the office of the Appellant's counsel.

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

---

Claude Jorda  
Presiding

Dated this 28 day of November 2000  
At The Hague,  
The Netherlands.

**[Seal of the Tribunal]**