

ICTR-98-42-T
10/7/2001
(3365—3363)

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only.



International Criminal Tribunal for Rwanda
Tribunal Pénal International pour le Rwanda

Original: English

TRIAL CHAMBER II

Before: Judge William H. Sekule, Presiding
Judge Winston C. Matanzima Maqutu
Judge Arlette Ramaroson

Registrar: Adama Dieng

Decision of: 10 July 2001

THE PROSECUTOR

v.

Pauline NYIRAMASUHUKO

&

Arsène Shalom NTAHOBALI

Case No. ICTR-97-21-T

2001 JUL 10 12:09
ICTR

**DECISION ON THE EXTREMELY URGENT DEFENCE MOTION TO
SAFEGUARD THE RIGHTS OF ACCUSED PAULINE NYIRAMASUHUKO**

The Office of the Prosecutor:

Silvana Arbia
Japhet D. Mono
Jonathan Moses
Adesola Adeboyejo
Manuel Bouwknecht

Counsel for Nyiramasuhuko:

Nicole Bergevin
Guy Poupart

Duty Counsel for Ntahobali:

Jesse Kiritta

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:	Dr. MINAH K. M. Antoine
SIGNATURE:	[Signature] DATE: 10.07.2001

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THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA ("the Tribunal"),

SITTING as Trial Chamber II, composed of Judge William H. Sekule, Presiding, Judge Winston C.M. Maqutu and Judge Arlette Ramaroson ("the Chamber");

BEING SEIZED, pursuant to Rule 73 of the Rules, of:

(i) The "Requête d'extrême urgence aux fins de sauvegarder la défense de Pauline Nyiramasuhuko (...)" filed on 18 May 2001 (the "Motion");

(ii) The "Réponse à la Requête d'extrême urgence aux fins de sauvegarder la défense de Pauline Nyiramasuhuko" filed by Counsel for Arsène Shalom Ntahobali on 22 May 2001;

(iii) The "Réplique à la Réponse à la Requête d'extrême urgence aux fins de sauvegarder la défense de Pauline Nyiramasuhuko" filed by Counsel for Nyiramasuhuko on 30 May 2001;

CONSIDERING:

(i) That the Parties were informed that the Motion would be decided upon, pursuant to Rule 73(A) of the Rules of Procedure and Evidence of the Tribunal (the "Rules"), on the basis of their written briefs; and

(ii) That the Prosecutor did not file submissions in respect of this Motion;

CONSIDERING FURTHER:

(i) That, in their Motion, Counsel for Nyiramasuhuko raised issues pertaining to the alleged non-compliance by Counsel for Ntahobali with an agreement entered into by the Defense of Nyiramasuhuko and the Defence of the co-Accused in the person of Lead Counsel René St-Léger, to the effect that they would to some extent work together in the interests of their respective clients;

(ii) That, as a consequence of the said alleged non-compliance, Counsel for Nyiramasuhuko moved the Chamber for a an Order that they be authorized to meet with co-Accused Ntahobali as part of the preparation of their defense;

(iii) That, since the Chamber's "Decision on Ntahobali's Motion for withdrawal of Counsel" rendered on 22 June 2001, which granted the co-Accused's request to have his lead-Counsel and co-Counsel withdrawn from his case, MM. René Saint-Leger and James Michael Bailey no longer represent the co-Accused;

(iv) That, as a consequence of the above, the Motion, at this stage, is moot;

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THE TRIAL CHAMBER,

DISMISSES the Motion.

Arusha, 10 July 2001



William H. Sekule
Presiding Judge



Winston C. Matanzima Maqutu
Judge



Arlette Ramaroson
Judge

(Seal of the Tribunal)

