



ICTR-98-44A-T
30/7/2001
(192-1571)

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International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

OR: ENG

TRIAL CHAMBER II

Before: Judge William H. Sekule
Designated by the Trial Chamber pursuant to Rule 73

Registrar: Adama Dieng

Date: 30 July 2001

JUDICIAL RECORDS ARCHIVES
ICTR
2001 JUL 30 P 4: 28

Juvénal KAJELIJELI
Case No. ICTR-98-44A-T

**DECISION ON PROSECUTOR'S MOTION FOR NON-DISCLOSURE TO THE
PUBLIC OF RECORDS PURSUANT TO RULES 69 & 75 OF THE RULES**

The Office of the Prosecutor:

Ken Fleming
Ifeoma Ojemeni

Counsel for the Accused:

Lennox Hinds

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. MIN DUA K. M. Antoine*
SIGNATURE: *[Signature]* DATE: *30.07.2001*

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30.07.2001

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

JUDGE WILLIAM H. SEKULE, sitting as a single judge designated by the Trial Chamber to review this Motion, pursuant to Rule 73 of the Rules of Procedure and Evidence (the "Rules");

BEING SEIZED of the "Prosecutor's Motion for Non-Disclosure to the Public of Records pursuant to Rules 69 and 75 of the Rules," filed on 27 July 2001 (the "Motion");

CONSIDERING that the Prosecutor, in the Motion, requests leave of the Chamber, "[f]or the placement under seal of Exhibits D4, D5 and D6 tendered in evidence by the Defense on 25 July 2001." The Prosecutor requests such leave on the grounds that "[t]hese exhibits contain confidential information relating to the identity of prosecution witnesses GBV, GDO and GAO, who are protected," and further submits that, "[s]he has communicated her intention to the Defense and that the Defense has no objection to this application";

NOTING the "Decision on the Prosecutor's Motion for Protective Measures for Witnesses," of 6 July 2000 in this case, where the Chamber granted the Prosecutor's request for the non-disclosure, pursuant to Rule 69 of the Rules, of the identity of witnesses in order to protect them from risk of danger.

CONSEQUENTLY, further to the protective measures in place for Prosecutor's witnesses, in particular witness GBV, GDO and GAO, and on the basis of the reasons submitted by the Prosecutor, which are not objected to by the Defense, in the Motion, the Chamber grants the Prosecutor's Motion and orders the Registry to immediately place under seal Exhibits D4, D5 and D6 tendered in evidence by the Defense on 25 July 2001.

ACCORDINGLY, THE TRIBUNAL

GRANTS the Prosecutor's Motion; and

CONSEQUENTLY ORDERS the Registry to immediately place under seal Exhibits D4, D5 and D6 tendered in evidence by the Defense on 25 July 2001.

Arusha, 30 July 2001



William H. Sekule
Judge

