

ICTR-99-46-T  
1-3-2002  
(2759-2748)

2759  
Zm.



UNITED NATIONS  
NATIONS UNIES

International Criminal Tribunal for Rwanda  
Tribunal Pénal International pour le Rwanda

TRIAL CHAMBER III

Original: English

Before: Judge Lloyd George Williams, Q.C., Presiding  
Judge Yakov Ostrovsky  
Judge Pavel Dolenc

Registrar: Mr. Adama Dieng

Date: 1 March 2002

PROSECUTOR

v.

André NTAGERURA  
Emmanuel BAGAMBIKI  
Samuel IMANISHIMWE

JUDICIAL RECORDS SECTION  
ICTR  
2002 MAR -1 P 11:47  
*Adama Dieng*

Case No. ICTR-99-46-T

**DECISION ON THE PROSECUTOR'S REQUEST FOR A STATUS  
CONFERENCE AND PROSECUTOR'S URGENT APPLICATION OPPOSING  
DEFENCE APPLICATIONS TO DELAY PROCEEDINGS**

The Office of the Prosecutor  
Mr. Richard Karegyesa  
Ms. Holo Makwaia

Counsel for the Accused  
Mr. Benoît Henry  
Mr. Hamuli Rety  
Mr. Vincent Lurquin  
Ms. Marie-Louise Mbida  
Mr. Jean Pierre Fofe

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

**SITTING** as Trial Chamber III, composed of Judges Lloyd George Williams, presiding, Yakov Ostrovsky and Pavel Dolenc (the "Chamber");

**BEING SEISED** of the Prosecutor's Request for A Status Conference, dated 7 February 2002 (hereinafter, the "Prosecutor's Request");

**BEING SEISED** of the Prosecutor's Urgent Application Opposing Defence Applications to Delay Proceedings, dated 21 February 2002 and filed on 25 February 2002, in which the Prosecutor opposes the applications of the various Defence Teams contained in letters dated from 15 February 2002 to 21 February 2002 requesting an adjournment of the continuation of the Trial Proceedings in this matter until May 2002 (hereinafter, the "Prosecutor's Application");

**CONSIDERING** the various correspondence from the Defence Teams indicating that because of various reasons, including scheduling conflicts and health concerns, they are unable to appear before the Chamber for the resumption of the trial proceedings in accordance with the Trial Calendar of 14 February 2002, wherein the Chamber informed the parties of its intention to hear the Motion of Acquittal filed by the Accused Imanishimwe and the Motion to Exclude Evidence filed by the Accused Ntagerura on 28 February 2002.

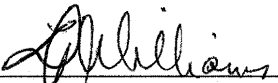
**CONSIDERING** that matters involving the management of the Tribunal's trial calendar are within the exclusive discretion of the Chambers;


**THE CHAMBER HEREBY:**

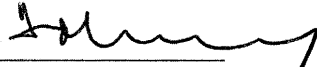
1. **ORDERS** all parties to appear for the continuation of the trial of this matter in accordance with the following modified schedule. The Trial will resume on Tuesday, 5 March 2002 through and including Thursday, 28 March 2002. Thereafter, the trial will resume from Monday, 20 May 2002 to Thursday, 30 May 2002. Finally, the trial will resume on Monday, 1 July 2002 through and including Thursday, 25 July 2002; and further
2. **ORDERS** the parties to appear before the Chamber for a Status Conference pursuant to Rule 65 *bis* at 9:00 a.m. on Monday, 4 March 2002. Upon the completion of the Status Conference the Chamber shall hear the parties' oral submissions with respect to the Motion for Exclusion of Evidence Rules 95 and 5A, B, C of the Rules of Procedure and Evidence, filed by the Accused André Ntagerura on 5 December 2001, and the Prosecutor's Urgent Request for Directions, filed 21 December 2001; and further

3. **DISMISSES** the Prosecutor's Request and the Prosecutor's Application in their entirety.

Arusha, 1 March 2002.

  
Lloyd George Williams, Q.C.  
Judge, Presiding

  
Yakov Ostrovsky  
Judge

  
Pavel Dolenc  
Judge

Seal of the Tribunal