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

UNITED NATIONS
NATIONS UNIES

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TRIAL CHAMBER III

Original: English

Before: Judge Lloyd George Williams, Q.C. , Presiding
Registrar: Mr. Adama Dieng
Date: 12 April 2002

THE PROSECUTOR

v.

LÉONIDAS RUSATIRA

Case No. ICTR-2002-80-I

INTERNATIONAL PROSECUTOR GENERAL
ICTR
(PROBATION)

2002 APR 12 P 2:10

**WARRANT OF ARREST AND ORDER FOR TRANSFER AND DETENTION
AND FOR SEARCH AND SEIZURE**

TO: All Member States of the United Nations

1. **THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA** (the “Tribunal”),

SITTING as Judge Lloyd George Williams, Q.C., designated by the President of the Tribunal pursuant to Rule 28 of the Tribunal’s Rules of Procedure and Evidence of the Tribunal (the “Rules”);

CONSIDERING United Nations Security Council Resolutions 955, 978 and 1165 of 8 November 1994, 27 February 1995 and 30 April 1998, regarding the cooperation of States with the Tribunal;

CONSIDERING Articles 18(2) and 28 of the Statute of the Tribunal (Statute) and Rules 40 and 54 to 61;

CONSIDERING the indictment against the accused, LÉONIDAS RUSATIRA (the “Accused”) confirmed on 11 April 2002 (the Indictment”); and

CONSIDERING the Prosecutor’s proposed Warrant of Arrest and Orders for Transfer and Detention and for Search and Seizure, file 26 March 2002; and

CONSIDERING the Prosecutor’s *Ex-Parte* Request for Search, Seizure, Arrest and Transfer, filed 26 March 2002; and

CONSIDERING that an Order for the non-disclosure of the names and other information likely to reveal the identity of witnesses whose statements were submitted in support of the confirmation of the Indictment was granted on 11 April 2002 in the Decision Confirming Indictment and Related Orders on the Prosecutor’s Motion for Non Disclosure of the Names of Witnesses and their Identifying Information in the Indictment and, Supporting Materials and Witness Statements;

2. **HEREBY RESPECTFULLY REQUESTS** all member states of the United Nations to:

- (a) **SEARCH FOR, ARREST and TRANSFER** to the Tribunal:

LÉONIDAS RUSATIRA

A Citizen of Rwanda, believed to have been born in 1944 in GATONDE Commune, RUHENGERI Prefecture, in the Republic of Rwanda, who is accused of having committed during 1994 in Rwanda the following crimes: Genocide, Complicity in Genocide, Crime against Humanity, Murder as a crime against Humanity, Extermination as a Crime Against Humanity.

- (b) **SEARCH AND SEIZE** all physical evidence related to the crimes alleged to have been committed by LÉONIDAS RUSATIRA;

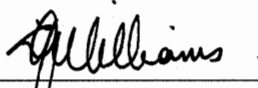
- (c) **CREATE** a detailed itemized inventory, including an inventory of all documents, book, papers and other objects of physical evidence seized that is properly witnessed and acknowledged by the Accused, and transfer said

evidence and the inventory to the Office of the Prosecutor in Arusha, Tanzania;

- (d) **TRANSFER** all seized evidence and the itemized inventory thereof to the Office of the Prosecutor located in Arusha, United Republic of Tanzania; and
 - (e) **SERVE** on the Accused, at the time of his arrest, or as soon as is practicable immediately following arrest, in a language he understands, a certified copy of this Warrant of Arrest, accompanied by a copy of the Indictment certified in accordance with Rule 47(G) and a statement of the rights of the accused as set forth in Article 20 of the Statute and *mutatis mutandis* in Rules 42 and 43; and
 - (f) **SEEK AN ACKNOWLEDGEMENT** of receipt from the Accused of a copy of the Warrant of Arrest, the Indictment and the statement of rights in a language he understands, and transmit said acknowledgment to the Registrar of the Tribunal; and
 - (g) **CAUTION** the Accused that any statement made by him shall be recorded and may be used as evidence against him; and
 - (h) **NOTIFY** the Registrar of the Tribunal of the arrest of the Accused, for the purposes of effecting his transfer to the custody of the Tribunal, and to surrender the Accused to the Tribunal without delay; and
 - (i) **REPORT** forthwith to the Registrar of the Tribunal if the member State is unable to execute this Warrant of Arrest and order for surrender, indicating the reasons for its inability to give effect thereto, pursuant to Rule 59(A); and
 - (j) **MAKE INQUIRIES** to discover whether the Accused has assets located within the territory of the Member State concerned and if so, to adopt provisional measures to freeze such assets, without prejudice to the rights of third parties; and
3. The Tribunal further **ORDERS** that the Accused, LÉONIDAS RUSATIRA be remanded into the custody of the Tribunal's detention facility upon his transfer to the seat of the Tribunal, at Arusha, Tanzania;

4. The Tribunal further **DIRECTS** the Registrar of the Tribunal to cooperate with the authorities of the States concerned in the execution of this Order, in particular, with respect to the provisions of paragraphs 2 (c) and 2 (f) above.

Arusha, 12 April 2002.



Lloyd G. Williams, Q.C.

Judge

Seal of the Tribunal