

ICR-99-46-T
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(2836-2835)

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UNITED NATIONS
NATIONS UNIES

**International Criminal Tribunal for Rwanda
Tribunal Pénal International pour le Rwanda**

Arusha International Conference Centre
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*Office of the president
Bureau Du President*

Before: Judge Navanethem Pillay, President

Original: English

Registrar: Adama Dieng

Decision of: 21 May 2002

THE PROSECUTOR

Versus

ANDRE NTAGERURA

ICTR-96-10A-T

2002 MAY 23 P 12:51
JUDICIAL RECORDS DIVISION
ICTR

**The President's Decision on the Defence Application made pursuant to Rule 64
of the Rules of Detention**

Defence: Hamuli Rety

Prosecutor: Silvana Arbia

The International Criminal Tribunal for Rwanda (the "Tribunal")

SITTING as Judge Navanethem Pillay, President;

CONSIDERING an extremely urgent application from André Ntagerura (the "Accused"), pursuant to Rule 64 of the Tribunal's Rules of Detention¹, to reverse a decision prohibiting him from being visited by Witness T3H, who has already testified as a defence witness in his trial (the "application");

CONSIDERING the attached letter dated, 21 May 2002, from Roland Amoussouga, Chief of Witnesses and Victims Unit-Defence, advising the Accused of the Prosecutor's objection to him being visited by Witness T3H;

CONSIDERING that the Accused merely wishes to express his gratitude to Witness T3H for taking the time to testify as a defence witness at his trial;

HAVING discussed the application with Lovemore Munlo, the Deputy Registrar and Silvana Arbia, from the Prosecutor's Office, and the possibility of permitting the visit under conditions which will satisfy the concerns of the Prosecutor;

HEREBY ORDERS:

- (i) that the Accused is allowed one visit by Witness T3H;
- (ii) that the said visit must take place in the presence of a representative of the UNDF;
- (iii) that neither the Accused nor Witness T3H are permitted to discuss the case during the said visit;

Arusha, 21 May 2002.


Navanethem Pillay

President

(Seal of the Tribunal)



¹ Rules covering the detention of persons awaiting trial or appeal before the Tribunal.