



UNITED NATIONS  
NATIONS UNIES

ICR-97-31-I

15. 11. 2002

(605 — 603)

International Criminal Tribunal for Rwanda  
Tribunal Pénal International pour le Rwanda

605

*Dieng*

Before: Judge Winston C. Matanzima Maqutu

Registrar: Mr. Adama Dieng

Filed on: 15 November 2002

THE PROSECUTOR

v.

THARCISSE RENZAHO  
CASE No. ICTR 97-31-I

JUDICIAL RECORDS/ARCHIVES  
RECEIVED

ICTR

*J. Dieng*

2002 NOV 15 | P 2: 24 |

**ORDER CONFIRMING INDICTMENT AND FOR NONDISCLOSURE  
OF IDENTIFYING INFORMATION IN WITNESS STATEMENTS**

For the Prosecutor:

Stephen Rapp

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

**SITTING AS** Judge Winston C. M. Maqutu, as designated pursuant to Rule 28 of the Rules Procedure and Evidence (the "Rules").

On 25 October 2002, the Prosecutor submitted a draft Indictment, dated 23 October 2002. She thereafter filed an Amendment to Indictment, in the nature of a substitute, on 12 November 2002, which Amendment was dated 11 November 2002. The Prosecutor also filed Supporting Materials in unredacted form with both the original draft Indictment and the Amendment to Indictment. On 25 October 2002, she filed an Application Upon Confirmation of the Indictment for Related Nondisclosure Orders. The Indictment was submitted for confirmation under Article 17 and 18 of the Statute of the Tribunal and Rule 47 of the Rules. The Amendment was filed under Rule 50(A) of the Rules. The Application for nondisclosure orders was filed under Rule 53 of the Rules.

**AFTER HAVING DELIBERATED**

The Tribunal:

- (a) Having reviewed the Indictment as Amended and the accompanying Supporting Materials, and
- (b) Hearing the Application Upon Confirmation of the Indictment for Related Nondisclosure Orders and its supporting Annexes, finds that:
  - (i) The Indictment as Amended has set forth the name and particulars of the Accused, a concise statement of facts of the case and the offences with which the Accused is charged;
  - (ii) There are reasonable grounds for believing that the Accused has committed crimes which fall within the jurisdiction of the Tribunal;
  - (iii) The Prosecutor has established a prima facie case against the Accused in respect of all three counts with which he has been charged in the Indictment as Amended;
  - (iv) The Prosecutor, in the interests of justice, has established exceptional circumstances that support her application for nondisclosure of identifying information of the witnesses whose statements are in the Supporting Material.

**FOR THESE REASONS THE TRIBUNAL**

**CONFIRMS** the Indictment as Amended dated 12 November 2002, as the Indictment against Tharcisse Renzaho, in respect of all three counts alleged against him.

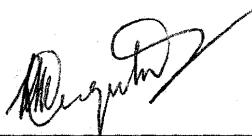


**ORDERS** the Prosecutor to redact the witness statements in the Supporting Material so as to prevent the identification of these witnesses. The redaction shall include the removal of the cover pages that contain identifying information and the marking over of words or phrases that include the names, addresses, and all data that could cause the witness to be identified.

**ORDERS** the Prosecutor to edit the Explanatory Notes to Indictment, filed herein with the Supporting Material, to strike the names of the witnesses and substitute their pseudonyms, and include these notes with the Prosecution's disclosure under Rule 66(a)(i) of the Rules.

**DIRECTS** the Prosecutor to withdraw from the Chambers and Registry, the unredacted Supporting Material filed with both the original Indictment and the Amendment to the Indictment.

Arusha, 15 November 2002



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Winston C. Matanzima Maqutu  
Judge

Seal of the Tribunal