



International Criminal Tribunal for Rwanda
Tribunal Pénal International pour le Rwanda

21/H.
A.L.R.N.

ICTR-00-56-A
02 JANUARY 2003
(21/H - 19/H)
IN THE APPEALS CHAMBER

Before: Judge Theodor Meron, Duty Judge
Assisted by: Mr. Adama DIENG
Decision of: 2 January 2003

ICTR Appeals Chamber
Date: 02 JANUARY, 2003
Action: P. Galimier
Copied To: President, Parties
SS The Hague (Zama),
Appeals Unit Amshay, SLOs,
LOs, + ALOs.
A. N'gum.

Innocent SAGAHUTU
(Appellant)

v.

THE PROSECUTOR

Case no. ICTR-00-56-A

2003 JAN -3 A 8:56
ICTR
JUDICIAL RECORDS ARCHIVES
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**DECISION ON THE REQUEST OF THE PROSECUTION FOR
EXTENSION OF TIME**

Counsel for the Appellant
Mr. Fabien SEGATWA
Mr. Didier PATRY

Counsel for the Prosecution
Ms. Barbara MULVANEY

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda
CERTIFIED TRUE COPY OF THE ORIGINAL SEEN BY ME
COPIE CERTIFIÉE CONFORME A L'ORIGINAL PAR NOUS
NAME / NOM: AMINATTA K.R. N'GUM
SIGNATURE: A. N'gum DATE: 02/01/03.

20/H

I, Theodor Meron, Judge of the Appeals Chamber of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January 1994 and 31 December 1994 (“Appeals Chamber”);

DESIGNATED as Duty Judge for the week from 30 December 2002 through 3 January 2003 by the President of the International Criminal Tribunal for the Former Yugoslavia;

CONSIDERING in particular Rule 7 *ter* and Rule 116 of the Rules of Procedure and Evidence (“Rules”) and paragraphs 5 and 16 to 18 of the Practice Direction on Procedure for the Filing of Written Submissions in appeal proceedings before the Tribunal issued on 16 September 2002 (“Practice Direction”);

CONSIDERING the “*Requête aux fins de demande d’autorisation d’interjeter appel contre la décision rendue le 25 septembre 2002*” (“Application for leave to appeal”) filed on 23 December 2002 by Innocent Sagahutu (“Appellant”);

CONSIDERING the “Prosecution’s Request for an Extension of Time with Regard to the Accused Sagahutu’s “*Requête aux [fins] de demande d’autorisation d’interjeter appel contre la décision rendue le 25 septembre 2002*” filed on 23 December 2002”, filed at the Registry in Arusha on the 27 December 2002 (“Request for Extension of Time”), in which the Prosecution requests for an extension of time until 20 January 2003 to file its response to the Application for leave to appeal ;

CONSIDERING that the Request for Extension of Time was provided to the Appeals Chamber on 31 December 2002 at the end of the day;

NOTING that in accordance with paragraph 5 of the Practice Direction, the deadline for the Prosecution to file its response to the Application for leave to appeal is 2 January 2003;

NOTING that in support of the Request for Extension of Time, the Prosecution submits mainly that, due to the current judicial recess and in the absence of the Prosecution counsel most knowledgeable about the case, the Prosecution is unable to file timely a complete response to the Application for leave to appeal;

CONSIDERING that the request of the Prosecution is unfounded;


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CONSIDERING however, that, given the circumstances of the case and the late transmission of the Request for Extension of Time to the Appeals Chamber, it is in the interest of justice to grant an extension of time to the Prosecution in order to file its response to the Application for leave to appeal;

FOR THESE REASONS,

GRANT in part the Request for Extension of time and **ORDER** the Prosecution to file its response by the 7 January 2003 at the latest.

Done in both English and French, the English text being authoritative.



Theodor Meron
Duty Judge

Done at The Hague, 2 January 2003



[Seal of the Tribunal]