

ICTR-99-52-A  
19 DECEMBER 2003  
(21/4-19/4)

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Tribunal Pénal International pour le Rwanda  
International Criminal Tribunal for Rwanda

**IN THE APPEALS CHAMBER**

**Before:** Judge Theodor Meron, Presiding Judge  
**Registrar:** Mr. Adama Dieng  
**Order of:** 19 December 2003

ICTR Appeals Chamber  
Date: 19 Dec '03  
Action: PG  
Copied To: concerned

2003 DEC 22 A 041  
D.F.  
JUDICIAL

Ferdinand NAHIMANA  
Jean-Bosco BARAYAGWIZA  
Hassan NGEZE  
(Appellants)

v.

THE PROSECUTOR  
(Respondent)

Case No. ICTR-99-52-A

Judge  
ALOs / LOS;  
LSS;  
Parties;  
Judicial Archives  
Rhyss Burrett

**ORDER OF THE PRESIDING JUDGE ASSIGNING JUDGES AND  
DESIGNATING THE PRE-APPEAL JUDGE**

**Counsel for the Appellants**

Mr. Jean-Marie Biju-Duval  
Mr. Giacomo Barletta-Caldarera  
Mr. John C. Floyd III

**Counsel for the Prosecutor**

Ms. Melanie Werrett

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: RHYSS BURRETT  
SIGNATURE: Rhyss Burrett  
DATE: 19 Dec 03

I, **THEODOR MERON**, Presiding 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 and 31 December 1994 ("International Tribunal"),

**NOTING** the Judgement and Sentence rendered by Trial Chamber I in this case on 3 December 2003 ("Judgement and Sentence");

**NOTING** the Order of the Presiding Judge Assigning Judges and Designating the Pre-Appeal Judge dated 17 December 2003, which assigned five judges to the case of *Ferdinand Nahimana and Jean-Bosco Barayagwiza v. The Prosecutor*, Case No. ICTR-99-52-A, and designated the Pre-Appeal Judge for that case ("Assignment Order");

**CONSIDERING** the "Motion of the Ngeze Defence Seeking an Extension of Time for Filing the Notice of Appeal," filed by counsel for Hassan Ngeze on 19 December 2003 ("Ngeze Motion");

**CONSIDERING** that the Ngeze Motion and the Assignment Order arise out of the same Judgement and Sentence and that judicial economy warrants that they be considered by the same Judges of the Appeals Chamber;

**CONSIDERING** the composition of the Appeals Chamber of the International Tribunal set out in Document IT/222 of the International Criminal Tribunal for the former Yugoslavia, dated 17 November 2003;

**NOTING** Articles 11(3) and 13(4) of the Statute of the International Tribunal and Rule 108*bis* of the Rules of Procedure and Evidence of the International Tribunal;

**FOR THE FOREGOING REASONS,**

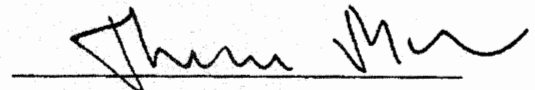
**ORDER** that *Ngeze v. The Prosecutor* and *Ferdinand Nahimana and Jean-Bosco Barayagwiza v. The Prosecutor* be treated as a single case, *Ferdinand Nahimana et al. v. The Prosecutor*, Case No. ICTR-99-52-A;

**ORDER** that, in the case of *Ferdinand Nahimana et al. v. The Prosecutor*, Case No. ICTR-99-52-A, the Appeals Chamber be composed as follows:

Judge Theodor Meron  
 Judge Mohamed Shahabuddeen  
 Judge Florence Mumba  
 Judge Fausto Pocar  
 Judge Inés Mónica Weinberg de Roca; and

**DESIGNATE** Judge Inés Mónica Weinberg de Roca to serve as Pre-Appeal Judge in *Ferdinand Nahimana et al. v. The Prosecutor*, Case No. ICTR-99-52-A.

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



Theodor Meron

Presiding Judge of the Appeals Chamber

Done this 19<sup>th</sup> day of December 2003,  
 At The Hague,  
 The Netherlands.

[Seal of the International Tribunal]

