

ICTR-98-44-T  
2-3-2004  
(9854 - 9853)

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UNITED NATIONS  
NATIONS UNIES

International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

TRIAL CHAMBER III

ENGLISH  
Original: FRENCH

Before: Andrésia Vaz, presiding  
Flavia Lattanzi  
Florence Rita Arrey

Registry: Adama Dieng

Date: 13 January 2004

2004 MAR -2 P 9:03  
JUDICIAL RECORDS DIVISION  
ICTR

THE PROSECUTOR

v.

ÉDOUARD KAREMERA  
MATHIEU NGIRUMPATSE  
JOSEPH NZIRORERA and  
ANDRÉ RWAMAKUBA

Case No. ICTR-98-44-T

ORDER FOLLOWING THE APPEALS CHAMBER'S DECISION OF  
19 DECEMBER 2003

*Rules 50 and 73 of the Rules of Procedure and Evidence*

Defence for the Accused:

Peter Robinson and Dior Diagne  
Didier Skornicki and René Martel  
Charles Roach and Frédéric Weyl  
David Hooper and Andreas O'Shea

Office of the Prosecutor:

Don Webster  
Dior Fall  
Ifeoma Ojemeni  
Simone Monasebien  
Tamara Cummings-John  
Sunkarie Ballah-Conteh

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

**SITTING** as Trial Chamber III, composed of Judge Andrézia Vaz, presiding, Judge Flavia Lattanzi and Judge Florence Rita Arrey (“the Chamber”),

**CONSIDERING** the Appeals Chamber Decision entitled *Decision on Prosecutor’s Interlocutory Appeal Against Trial Chamber III’s Decision of 8 October 2003 Denying Leave to File and Amended Indictment*, rendered on 19 December 2003,

**NOTING** that by the said Decision the Appeals Chamber partly quashed the Decision on the Prosecutor’s motion for separate trials and for amendment of the Indictment, rendered on 8 October 2003, and invited the Chamber to reconsider the request for leave to amend the Indictment, filed by the Prosecutor on 29 August 2003 under Rules 50 and 73 of the Rules of Procedure and Evidence (“the Rules”),

**ORDERS** the parties to file in writing any further submissions in respect of this Motion by 23 January 2003, taking into account the Appeals Chamber’s decision;

**ORDERS** that, pending a new decision on the request for leave to amend the Indictment, the trial will resume, as planned, on 19 January 2004, on the basis of the indictment dated 21 November 2001, as amended by the Decision of 8 October 2003, and the supporting materials.

Arusha, 13 January 2004

[Signed]  
Andrézia Vaz  
Arrey  
Presiding Judge

[Signed]  
Flavia Lattanzi  
Judge

[Signed]  
Florence Rita  
Judge

[Seal of the Tribunal]

