



International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

Or: ENG

TRIAL CHAMBER II

Before:

Judge Khalida Rachid Khan, Presiding
Judge Lee Gacuiga Muthoga
Judge Emile Francis Short

Registrar: Mr. Adama Dieng

Date: 17 June 2004

The PROSECUTOR

v.

Casimir BIZIMUNGU
Justin MUGENZI
Jérôme-Clément BICAMUMPAKA
Prosper MUGIRANEZA
Case No. ICTR-99-50-T

**DECISION ON PROSPER MUGIRANEZA'S MOTION TO WITHDRAW
WITNESS PROTECTION FROM WITNESS ON AND OTHER APPROPRIATE
RELIEF**

Office of the Prosecutor:

Mr. Paul Ng'arua
Mr. Ibukunolu Babajide
Mr. Elvis Bazawule
Mr. Justus Bwonwonga
Mr. Shyamlal Rajapaksa

Counsel for the Defence:

Ms. Michelyne C. St. Laurent and Ms. Alexandra Marcil for Casimir Bizimungu

Mr. Howard Morrison, Q.C. and Mr. Ben Gumpert for Justin Mugenzi
Mr. Pierre Gaudreau and Mr. Michel Croteau for Jérôme-Clément Bicamumpaka
Mr. Tom Moran for Prosper Mugiraneza

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

SITTING as Trial Chamber II, composed of Judge Khalida Rachid Khan, Presiding,
Judge Lee Gacuiga Muthoga and Judge Emile Francis Short, (the “Trial Chamber”);

BEING SEIZED of the “Prosper Mugiraneza’s Motion to Withdraw Witness Protection
from Witness ON and for Other Appropriate Relief” filed on 7 June 2004, (the
“Motion”);

CONSIDERING the oral arguments submitted by the Parties when this matter was heard
in court on 8 June 2004;

CONSIDERING that the only relief sought by the Defence is to withdraw the witness
protection from Witness ON as the latter waived his right to protection in another case
before this Tribunal and testified without any protective measure.

CONSIDERING that the Trial Chamber has granted the application by the Defence orally
on 8 June 2004, the Trial Chamber is of the view that the Motion is now moot and should
be dismissed.

FOR THE ABOVE REASONS, THE TRIAL CHAMBER

DISMISSES the Motion in its entirety

Arusha, 17 June 2004

Khalida Rachid
Khan

Presiding Judge

Lee Gacuiga
Muthoga

Judge

Emile Francis
Short

Judge

(Seal of the Tribunal)