

ICTR-98-44-AR15bis.2

23 July 2004

(708/h - 706/h)

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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:

23 July 2004

ICTR Appeals Chamber
Date: 23 July 2004
Action: PG
Copied To: Concerned Parties, Judicial A/Ls, LSS

Mathieu NGIRUMPATSE
Joseph NZIRORERA
André RWAMAKUBA

v.

THE PROSECUTOR

Case No ICTR-98-44-AR15bis.2

[Handwritten signature]
2004 JUL 26 / A 11:47

ORDER OF THE PRESIDING JUDGE ASSIGNING JUDGES

Counsel for the Prosecution

Mr. Hassan Bubacar Jallow
Ms. Melanie Werrett
Mr. James Stewart
Mr. Don Webster
Ms. Dior Fall
Ms. Holo Makwaia
Mr. Gregory Lombardi

Counsel for the Defence

Mr. Charles Roach
Mr. Frédéric Weyl
Mr. Peter Robinson
Mr. David Hooper
Mr. Andreas O'Shea

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda
CERTIFIED TRUE COPY OF THE ORIGINAL SEEN BY ME
COPIE CERTIFIÉE CONFORME À L'ORIGINAL PAR NOUS
NAME / NOM: ROSETTE MORZUP-MORRISON
SIGNATURE: *[Signature]* DATE: 23 July 04

707/h

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 following documents filed in the Appeals Chamber (together, the "Appeals"):

- (1) "Notice of Appeal from Chamber III's `décision relative à la continuation du procès' of July 16, 2004," filed by counsel for Mathieu Ngirumpatse on 22 July 2004;
- (2) "Application on Behalf of André Rwamakuba to Extend Time Limit for Service of Appeal Against Remaining Judges' Decision to Continue Trial," filed by counsel for André Rwamakuba on 22 July 2004; and
- (3) "Appeal from Second décision relative à la continuation du procès," filed by counsel for Joseph Nzirorera on 23 July 2004;

CONSIDERING that the Appeals arise from the "*Décision relative à la continuation du procès*" rendered by Trial Chamber III on 16 July 2004 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;

FOR THE FOREGOING REASONS,

ORDER that the cases of *Mathieu Ngirumpatse v. The Prosecutor*, *André Rwamakuba v. The Prosecutor*, and *Joseph Nzirorera v. The Prosecutor*, be treated as a single case, *Mathieu Ngirumpatse et al. v. The Prosecutor*, Case No. ICTR-98-44-AR15bis.2; and

ORDER that, in the case of *Mathieu Ngirumpatse et al. v. The Prosecutor*, Case No. ICTR-98-44-AR15bis.2, the Appeals Chamber be composed as follows:


Judge Theodor Meron

Judge Mohamed Shahabuddeen

706/h

Judge Mehmet Güney
Judge Wolfgang Schomburg
Judge Inés Mónica Weinberg de Roca.

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



Theodor Meron

Presiding Judge of the Appeals Chamber

Done this 23rd day of July 2004,
At The Hague,
The Netherlands.

[Seal of the International Tribunal]

