

UNITED NATIONS
NATIONS UNIESTribunal Pénal International pour le Rwanda
International Criminal Tribunal for Rwanda

ICTR-99-52-A

04 February 2005

C2037/H-2035/H

2037/H
RMMBEFORE THE PRE-APPEAL JUDGE

Before: Judge Inés Weinberg de Roca, Pre-Appeal Judge

Registrar: Mr. Adama Dieng

Decision of: 04 February 2005

ICTR Appeals Chamber

Date: 04 February 05

Action:

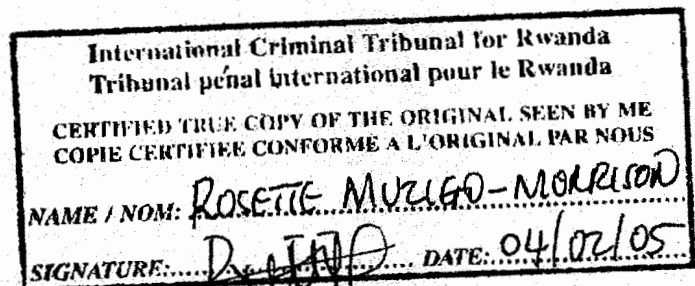
Copied To: Concerned Judges

Ferdinand NAHIMANA
Jean-Bosco BARAYAGWIZA
Hassan NGEZE
(Appellants)Parties, Judicial Archives
LO, LS *[Signature]*

V.

THE PROSECUTOR
(Respondent)

Case No. ICTR-99-52-A

DECISION ON HASSAN NGEZE'S MOTION FOR AN EXTENSION OF TIMECounsel for the AppellantsMr. Jean-Marie Biju-Duval
Mr. Donald Herbert
Mr. Bharat ChadhaCounsel for the ProsecutorMr. James Stewart
Ms. Melanie WerrettJUDICIAL RECORDS/ARCHIVES
ICTR

2005 FEB -7 A 11:26

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I, Inés Mónica Weinberg de Roca, Pre-Appeal Judge in this case,¹

BEING SEISED of Appellant Hassan Ngeze's Urgent Motion for the Grant of Extension of Time to File Motion for Filing Appeal Brief and Corresponding Amended Notice of Appeal ("Appellant" and "Motion for an Extension of Time", respectively) filed 2 February 2005;

RECALLING that the Appellant has already benefited from several extensions of time to submit his Notice of Appeal and his Appellant's Brief²;

RECALLING that, during the status conference of 15 December 2004, the Appellant was granted another extension of time of one month to file his Appellant's Brief and to make modifications to the Notice of Appeal already filed to account for the expected one-month delay in appointing co-counsel for the Appellant³;

NOTING that, while it was anticipated at the status conference of 15 December 2004 that co-counsel to the Appellant would be appointed approximately a week later, co-counsel to the Appellant was in fact only appointed on 26 January 2005;

NOTING the Appellant's argument that, because of the delay in appointing co-counsel, a further extension of time is warranted;

FINDING that the additional one-month delay in appointing co-counsel to the Appellant justifies an additional one-month extension to file the Appellant's Brief and to make modifications to the Notice of Appeal already filed;

FINDING that none of the other arguments raised by the Appellant justify a further extension of time;

¹ Order of the Presiding Judge Assigning Judges and Designating the Pre-Appeal Judge, 19 December 2003.

² "Decision on Motions for an Extension of Time to File Appellant's Notices of Appeal and Briefs", issued 19 December 2003; "Decision on Ngeze's motion for an Additional Extension of Time to File His Notice of Appeal and Brief", issued 6 February 2004; "Decision on Ngeze's Motion for Clarification of the Schedule and Scheduling Order", issued 2 March 2004; "Decision on Hassan Ngeze's Motion for an Extension of Time", issued 2 December 2004.

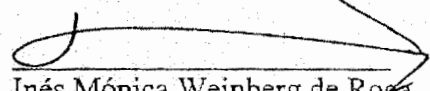
³ Decision taken during the status conference of 15 December 2004 (T. 15 December 2004, pp. 18, 19). The Appellant was ordered to file his Appellant's Brief by the 1st of April 2005 (instead of the 1st of March 2005) and any amended Notice of Appeal a week later.

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HEREBY ORDERS the Appellant to submit his Appellant's Brief by 2 May 2005 and to submit any modification to the Notice of Appeal already filed by 9 May 2005.

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

Dated this 4th day of February 2005,
At The Hague, The Netherlands.


Inés Mónica Weinberg de Roca
Pre-Appeal Judge

[Seal of the Tribunal]

