



UNITED NATIONS
NATIONS UNIES



Tribunal Pénal International pour le Rwanda
International Criminal Tribunal for Rwanda

BEFORE THE PRE-APPEAL JUDGE

Before: Judge Inés Weinberg de Roca, Pre-Appeal Judge
Registrar: Mr. Adama Dieng
Order of: 04 February 2005

Ferdinand NAHIMANA
Jean-Bosco BARAYAGWIZA
Hassan NGEZE
(Appellants)

V.

THE PROSECUTOR
(Respondent)

Case No. ICTR-99-52-A

ICTR Appeals Chamber

Date: 04 February 05

Action:

Copied To: Concerned Judges,

Parties, Judicial Archives,

LDs, LSS *[Signature]*

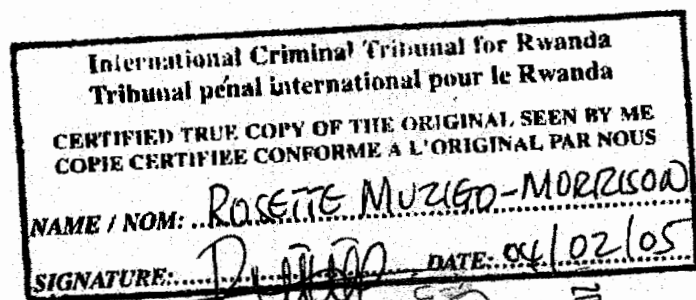
ORDER CONCERNING FILING BY JEAN-BOSCO BARAYAGWIZA

Counsel for the Appellants

Mr. Jean-Marie Biju-Duval
Mr. Donald Herbert
Mr. Bharat Chadha

Counsel for the Prosecutor

Mr. James Stewart
Ms. Melanie Werrett



2005 FEB -7 A 11: 21
JUDICIAL RECORDS/ARCHIVES
ICTR

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

HAVING RECEIVED from Appellant Jean-Bosco Barayagwiza ("Appellant") a "Demande de sursis à l'application de l'Ordonnance du 26 janvier 2005" dated 28 January 2005 ("Request for a Stay");

NOTING that, on 30 November 2004, the Registrar assigned Mr. Donald Herbert as lead counsel to Appellant Barayagwiza;

NOTING the "Decision on Jean-Bosco Barayagwiza's Motion Concerning the Registrar's Decision to Appoint Counsel" of 19 January 2005, in which the Appeals Chamber dismissed the Appellant's challenge to the Registrar's assignment of Mr. Donald Herbert as his lead counsel (Decision of 19 January 2005);

NOTING the "Decision Denying Jean-Bosco Barayagwiza's Request for Reconsideration" of 04 February 2005, in which the Appeals Chamber dismissed the Appellant's Request for Reconsideration of its Decision of 19 January 2005;

NOTING Article 15(E) of the Directive on the Assignment of Defence Counsel, which provides that lead counsel has "primary responsibility for the Defence" and "shall sign all the documents submitted to the Tribunal unless the authorizes Co-Counsel, in writing, to sign on his behalf";

FINDING that all further submissions which the Appellant wishes to make to the Appeals Chamber shall be made on his behalf by assigned counsel;

HEREBY

ORDERS the Registrar to serve this Order on the Appellant;

REJECT the Appellant's Request for a Stay, without prejudice to the Appellant's right to re-file through counsel;

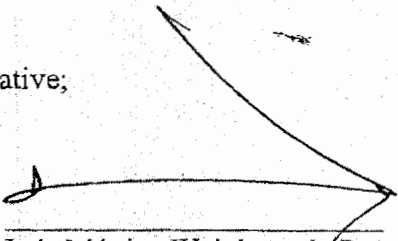
¹ Order of the Presiding Judge Assigning Judges and Designating the Pre-Appeal Judge, 19 December 2003.

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ORDERS the Appellant to make all further submissions relating to his appeal through assigned counsel.

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]

