

ICTR-99-52-A
27 April 2005
(2256/H - 2255/H)

2256/4
BMM



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
Decision of: 27 April 2005

**Ferdinand NAHIMANA
Jean-Bosco BARAYAGWIZA
Hassan NGEZE
(Appellants)**

V.

**THE PROSECUTOR
(Respondent)**

Case No. ICTR-99-52-A

JUDICIAL RECORDS/ARCHIVES
ICTR
2005 APR 28 P 3:34
[Handwritten signature]

DECISION CONCERNING APPELLANT HASSAN NGEZE'S EXTREMELY URGENT MOTION FOR THE EXTENSION OF TIME

Counsel for the Appellant, Hassan Ngeze

Bharat Chadha
Behram Shroff

Counsel for the Prosecutor

James Stewart
Neville Weston
Abdoulaye Seye

ICTR Appeals Chamber
Date: 27 April 2005
Action:
Copied To: Concerned Judges,
Parties, Judicial Archives
LOs, LSS *[Handwritten signature]*

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda
CERTIFIED TRUE COPY OF THE ORIGINAL SEEN BY ME
COPIE CERTIFIÉE CONFORME A L'ORIGINAL PAR NOUS
NAME / NOM: *Rosette Muzigo-Morrison*
SIGNATURE: *[Handwritten signature]* DATE: *27/04/05*

2255/H

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

BEING SEIZED OF “Appellant Hassan Ngeze’s Extremely Urgent Motion for the Extension of Time”, filed 26 April 2005 (“Appellant” and “Motion”, respectively), in which the Appellant requests an extension of time to file his Appellant’s Brief because he has not yet received the English translation of six Kangura excerpts;

CONSIDERING that “a motion for an extension of time may, in accordance with existing practice, be disposed of without giving the other party the opportunity to respond to the motion if, on the face of the motion, [...] the Pre-appeal Judge is of the opinion that no prejudice would be caused to the other party”;²

RECALLING that the Appellant has already benefited from several extensions of time to submit his Notice of Appeal and his Appellant’s Brief;³

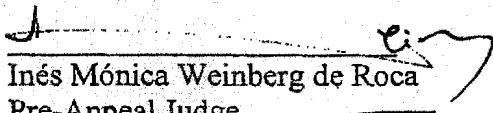
CONSIDERING that the provision of the translations mentioned by the Appellant has not been ordered by the Pre-Appeal Judge;

FINDING, therefore, that no good cause has been shown for the requested extension of time;

HEREBY DENIES the Motion.

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

Dated this 27th day of April 2005,
At The Hague, The Netherlands.


Inés Mónica Weinberg de Roca
Pre-Appeal Judge

[Seal of the Tribunal]



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

² Practice Direction on Procedure for the Filing of Written Submissions in Appeal Proceedings Before the Tribunal, 18.

³ “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; “Decision on Hassan Ngeze’s Motion for an Extension of Time”, issued 4 February 2005.