

ICTR-98-44-T  
13-5-2005  
(19612-19611)

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UNITED NATIONS  
NATIONS UNIES

International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

OR: ENG

TRIAL CHAMBER III

**Before Judges:** Dennis C. M. Byron, Presiding  
Emile Francis Short  
Gberdao Gustave Kam

**Registrar:** Adama Dieng

**Date:** 13 May 2005

THE PROSECUTOR

v.

Édouard KAREMERA  
Mathieu NGIRUMPATSE  
Joseph NZIRORERA

Case No. ICTR-98-44-PT

JUDICIAL RECORDS/ARCHIVES  
RECORDED

ICTR  
CAK

2005 MAY 13 P 12:01

DECISION ON JOSEPH NZIRORERA'S MOTION  
TO HOLD TRIAL SESSIONS IN RWANDA

**Office of the Prosecutor:**

Don Webster  
Dior Fall  
Gregory Lombardi  
Ian Morley  
Bongani Dyani  
Sunkarie Ballah-Conteh  
Tamara Cummings-John  
Takeh Sendze

**Defence Counsel for Édouard Karemera**  
Dior Diagne Mbaye and Félix Sow

**Defence Counsel for Mathieu Ngirumpatse**  
Frédéric Weyl

**Defence Counsel for Joseph Nzirorera**  
Peter Robinson

DS

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**THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA ("Tribunal"),**

**SITTING** as Trial Chamber III, composed of Judge Dennis C. M. Byron, Presiding, Judge Emile Francis Short and Judge Gberdao Gustave Kam ("Chamber);

**BEING SEIZED** of the "Joseph Nzirorera's Motion to Hold Trial Sessions in Rwanda" ("Motion"), filed by the Defence of the Accused ("Defence") on 4 April 2005;

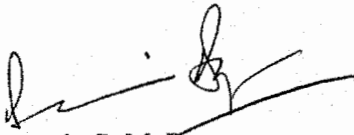
**NOTING** that the Accused, Mathieu Ngirumpatse, has opposed the Motion in his Response entitled "Mémoire en réponse de M. Ngirumpatse sur la *Joseph Nzirorera's Motion to Hold Trial Sessions in Rwanda*" filed on 12 April 2005; that the Accused, Édouard Karemera, has also opposed the Motion in his "Requête en opposition à la requête de Joseph Nzirorera" filed on 27 April 2005; that the Prosecutor has contested the Motion in his Response filed on 11 April 2005; and that the Registrar has made his submissions under Rule 33(B) of the Rules of Procedure and Evidence on 3 May 2005;

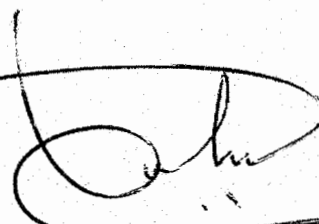
**CONSIDERING** that in the light of the oppositions of the Co-Accused, the Defence has decided to withdraw its Motion;

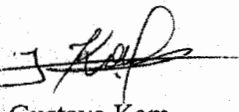
**ACCORDINGLY, THE CHAMBER**


**ACCEPTS** the withdrawal of the Motion and **DIRECTS** the Registrar to strike it out from the pending motions list.

Arusha, 13 May 2005, done in English.

  
 Dennis C. M. Byron  
 Presiding Judge

  
 Emile Francis Short  
 Judge

  
 Gberdao Gustave Kam  
 Judge



<sup>1</sup> *Withdrawal of Joseph Nzirorera's Motion to Hold Trial Sessions in Rwanda*, filed on 2 May 2005.