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26-5-2005
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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
Karin Hökberg
Gberdao Gustave Kam

Registrar: Adama Dieng

Date: 26 May 2005

THE PROSECUTOR

v.

André RWAMAKUBA
Case No. ICTR-98-44C-R73bis

JUDICIAL RECORDS/ARCHIVES
ICTR
2005 MAY 26 P 6:04
[Signature]

**DECISION ON EXTENSION OF TIME TO FILE A STATEMENT OF ADMITTED
FACTS AND LAW**

Rule 73bis of the Rules of Procedure and Evidence

Office of the Prosecutor:

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

Defence Counsel

David Hooper and Andreas O'Shea

[Signature]

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

SITTING as Trial Chamber III, composed of Judges Dennis C. M. Byron, Presiding, Karin Hökberg and Gberdao Gustave Kam ("Chamber");

BEING SEIZED OF the "Prosecutor's Request for extension of Time to File a Statement of Admitted Facts pursuant to Rule 73bis" ("Motion"), filed on 26 May 2005;

CONSIDERING the Chamber Scheduling Order of 24 March 2005, ordering the parties to file *inter alia* any statement of admitted facts and law or any statement of contested matters of fact and law, as prescribed under Rule 73bis of the Rules of Procedure and Evidence, no later than 30 May 2005;

CONSIDERING that, in its Motion, the Prosecution submits that it contacted the Defence Counsel for André Rwamakuba ("Accused") in order to pursue discussions relating to facts and documents that could be admitted by mutual consent and that the Defence Counsel responded to the Prosecution that he needs the consent of the Accused in order to admit any fact or document and that he will be in position to discuss the matters with the Accused during the week commencing 30 May 2005;

CONSIDERING that the Chamber has received the information that the Defence Counsel will be at the seat of the Tribunal early next week;

CONSIDERING that the Prosecutor seeks the Chamber to grant an extension of time until 3 June 2005 for both parties to file a statement of uncontested facts or documents;

CONSIDERING that the extension of time will not delay the proceedings in the instant case and that an agreement of the parties on the admitted facts and law could enhance the prompt trial of the Accused;

FOR THE ABOVE REASONS, THE CHAMBER

GRANTS the Motion;

AND AUTHORIZES the Prosecutor and the Defence for André Rwamakuba to file any statement of admitted or contested facts and law, as the case may be, no later than 3 June 2005.

Arusha, 26 May 2005, done in English.



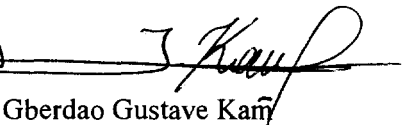
Dennis C. M. Byron

Presiding Judge



Karin Hökberg

Judge



Gberdao Gustave Kam

Judge

[Seal of the Tribunal]

