

ICR-98-44-PT
20-6-2005
(20042 - 20041)

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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

Registrar: Adama Dieng

Date: 20 June 2005

JUDICIAL RECORDS ARCHIVES
ICTR
2005 JUN 20 P 6:30
[Signature]

THE PROSECUTOR

v.

**Edouard KAREMERA
Mathieu NGIRUMPATSE
Joseph NZIRORERA**

Case No. ICTR-98-44-PT

DECISION GRANTING EXTENSION OF TIME TO FILE PRE-TRIAL BRIEF

Rule 73bis(B) of the Rules of Procedure and Evidence

Office of the Prosecutor:

Don Webster
Holo Makwaia
Dior Fall
Gregory Lombardi
Sunkarie Ballah-Conteh
Tamara Cummings-John
Takeh Sendze

Defence Counsel for Édouard Karemera

Dior Diagne Mbaye and Félix Sow

Defence Counsel for Mathieu Ndirumpatse

Chantal Hounkpatin and Frédéric Weyl

Defence Counsel for Joseph Nzirorera

Peter Robinson

[Signature]

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

SITTING as Trial Chamber III, composed of Judge Dennis C. M. Ebyron, Presiding Judge ("Chamber");

BEING SEIZED of the "Prosecutor's Motion to Extend Time to File Pre-Trial Brief" filed on 20 June 2005 ("Motion");

HEREBY DECIDES the Motion, pursuant to Rule 73 of the Rules of the Rules of Procedure and Evidence ("Rules").

1. The commencement of the trial in the current proceedings is scheduled on 6 September 2005. On 24 March 2005, the Chamber ordered that the Prosecution files a Pre-Trial Brief, a Final Witness List and a List of Exhibits, as prescribed under Rule 73bis(B)(i), (iv) and (v) of the Rules, no later than 20 June 2005.¹

2. The Prosecution requests now additional time to file these documents. It submits that two members of the Prosecution team have had commitments in another case to which they have been required to give more time than previously anticipated. It contends that more clarity and precision in the Pre-Trial Brief will greatly assist the Chamber and the Accused persons and that the extension will not delay the start date for the trial.

3. The Chamber considers that the commitment of two members of the Prosecution team in another case is not a circumstance that can justify an extension of time.

4. However, having considered the circumstances of the case, the extension requested shall not affect the schedule of the trial's beginning. The Chamber is therefore of the view that both in the interests of justice and fair trial, the motion should be granted.

FOR THE ABOVE MENTIONED REASONS, THE CHAMBER

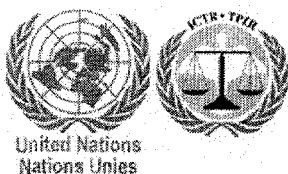
- I. **GRANTS** the Motion;
- II. **AUTHORIZES** the Prosecution to file a Pre-Trial Brief, a Final Witness List and a List of Exhibits, as prescribed under Rule 73bis(B)(i), (iv) and (v) of the Rules, no later than 27 June 2005;
- III. **AUTHORIZES** the Defence to file any Pre-Trial Brief, as prescribed under Rule 73bis(F) of the Rules, no later than 4 July 2005;
- IV. **AND AUTHORIZES** both parties to file any statement of admitted facts and law and any statement of contested matters of fact and law, as prescribed under Rule 73bis of the Rules, no later than 7 July 2005.

Arusha, 20 June 2005, done in English.


 Dennis C. M. Ebyron
 Presiding Judge

[Seal of the Tribunal]

¹ *Prosecutor v. Edouard Karemera, Mathieu Ngirumpaste and Joseph Nzirorera*, Case No. ICTR-98-44-PT, Scheduling Order (TC), 24 March 2005.



TRANSMISSION SHEET FOR FILING OF DOCUMENTS WITH CMS

COURT MANAGEMENT SECTION
(Art. 27 of the Directive for the Registry)

I - GENERAL INFORMATION (To be completed by the Chambers / Filing Party)

To:	<input type="checkbox"/> Trial Chamber I N. M. Diallo	<input type="checkbox"/> Trial Chamber II R. N. Kouambo	<input checked="" type="checkbox"/> Trial Chamber III C. K. Hometowu	<input type="checkbox"/> Appeals Chamber / Arusha F. A. Talon
	<input type="checkbox"/> Chief, CMS J.-P. Fomété	<input type="checkbox"/> Deputy Chief, CMS M. Diop	<input type="checkbox"/> Chief, JPU, CMS M. Diop	<input type="checkbox"/> Appeals Chamber / The Hague R. Muzigo-Morrison K. K. A. Afande
From:	<input checked="" type="checkbox"/> Chamber Catherine Denis (names)	<input type="checkbox"/> Defence (names)	<input type="checkbox"/> Prosecutor's Office (names)	<input type="checkbox"/> Other: (names)
Case Name:	The Prosecutor vs. Édouard KAREMERA, Mathieu NGIRUMPATSE and Joseph NZIRORERA			Case Number: ICTR- 98-44-PT
Dates:	Transmitted: 20 June 2005		Document's date: 20 June 2005	
No. of Pages:	2	Original Language:	<input checked="" type="checkbox"/> English <input type="checkbox"/> French <input type="checkbox"/> Kinyarwanda	
Title of Document:	DECISION GRANTING EXTENSION OF TIME TO FILE PRE-TRIAL BRIEF			
Classification Level:		TRIM Document Type:		
<input type="checkbox"/> Strictly Confidential / Under Seal		<input type="checkbox"/> Indictment <input type="checkbox"/> Warrant <input type="checkbox"/> Correspondence <input type="checkbox"/> Submission from non-parties		
<input type="checkbox"/> Confidential		<input checked="" type="checkbox"/> Decision <input type="checkbox"/> Affidavit <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Submission from parties		
<input checked="" type="checkbox"/> Public		<input type="checkbox"/> Disclosure <input type="checkbox"/> Order <input type="checkbox"/> Appeal Book <input type="checkbox"/> Accused particulars		
		<input type="checkbox"/> Judgement <input type="checkbox"/> Motion <input type="checkbox"/> Book of Authorities		

II - TRANSLATION STATUS ON THE FILING DATE (To be completed by the Chambers / Filing Party)

CMS SHALL take necessary action regarding translation.			
<input checked="" type="checkbox"/> Filing Party hereby submits only the original, and will not submit any translated version.			
<input type="checkbox"/> Reference material is provided in annex to facilitate translation.			
Target Language(s):			
<input checked="" type="checkbox"/> English	<input type="checkbox"/> French	<input type="checkbox"/> Kinyarwanda	
CMS SHALL NOT take any action regarding translation.			
<input type="checkbox"/> Filing Party hereby submits BOTH the original and the translated version for filing, as follows:			
Original	in	<input type="checkbox"/> English <input type="checkbox"/> French <input checked="" type="checkbox"/> Kinyarwanda	
Translation	in	<input type="checkbox"/> English <input type="checkbox"/> French <input checked="" type="checkbox"/> Kinyarwanda	
CMS SHALL NOT take any action regarding translation.			
<input type="checkbox"/> Filing Party will be submitting the translated version(s) in due course in the following language(s):			
<input type="checkbox"/> English	<input type="checkbox"/> French	<input type="checkbox"/> Kinyarwanda	
KINDLY FILL IN THE BOXES BELOW			
<input type="checkbox"/> The OTP is overseeing translation. The document is submitted for translation to: <input type="checkbox"/> The Language Services Section of the ICTR / Arusha. <input type="checkbox"/> The Language Services Section of the ICTR / The Hague. <input type="checkbox"/> An accredited service for translation; see details below: Name of contact person: Name of service: Address: E-mail / Tel. / Fax:		<input type="checkbox"/> DEFENCE is overseeing translation. The document is submitted to an accredited service for translation (fees will be submitted to DCDMS): Name of contact person: Name of service: Address: E-mail / Tel. / Fax:	

III - TRANSLATION PRIORITISATION (For Official use ONLY)

<input checked="" type="checkbox"/> Top priority	COMMENTS	<input type="checkbox"/> Required date:
<input type="checkbox"/> Urgent		<input type="checkbox"/> Hearing date:
<input type="checkbox"/> Normal		<input type="checkbox"/> Other deadlines:



**International Criminal Tribunal for Rwanda
Tribunal Pénal International pour le Rwanda**

Arusha International Conference Centre
P.O.Box 6016, Arusha, Tanzania - B.P. 6016, Arusha, Tanzanie
Tel: 255 57 504207-11 504367-72 or 1 212 963 2850 Fax: 255 57 504000/504373 or 1 212 963 2848/49

**PROOF OF SERVICE – ARUSHA
PREUVE DE NOTIFICATION – ARUSHA**

Date: 21 June 2005	Case Name / Affaire: The Prosecutor vs. - Joseph NZIRORERA - Mathieu NGIRUMPATSE - Edward KAREMERA																																																																																																																																																																																				
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Diagne</td><td></td><td></td><td></td></tr><tr><td><input type="checkbox"/> In / à Arusha Arusha (signature)</td><td></td><td><input checked="" type="checkbox"/></td><td>by fax complete / remplir " CMS3bis FORM"</td></tr><tr><td><input type="checkbox"/> Co-Counsel / Conseil Adjoint:.... F. Weyl, F. Sow & A. O'Shea</td><td></td><td></td><td></td></tr><tr><td><input type="checkbox"/> In / à Arusha Arusha (signature)</td><td></td><td><input checked="" type="checkbox"/></td><td>by fax complete / remplir " CMS3bis FORM"</td></tr><tr><td>All Decisions: <input type="checkbox"/> Appeals Chamber Unit, The Hague <input type="checkbox"/> S. Chenault, Jurist Linguist</td><td></td><td></td><td></td></tr><tr><td>All Decisions & Important Public Documents: <input type="checkbox"/> Press & Public Affairs <input type="checkbox"/> Legal Library</td><td></td><td></td><td></td></tr><tr><td>From: De:</td><td><input checked="" type="checkbox"/> J.-P. Fomété (Chief, CMS) <input type="checkbox"/> N. 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DECISION GRANTING EXTENSION OF TIME TO FILE PRE-TRIAL BRIEF

21/6/2005

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