



UNITED NATIONS
NATIONS UNIES

ICTR-98-44-PT
25-7-2005
(22149-22148)
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: 25 July 2005

THE PROSECUTOR

v.

Édouard KAREMERA
Mathieu NGIRUMPATSE
Joseph NZIRORERA

Case No. ICTR-98-44-R54

ORDER GRANTING EXTENSION OF TIME FOR THE PROSECUTION

Article 54 of the Rules of Procedure and Evidence

Office of the Prosecutor:

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

Defence Counsel for Edouard Karemera
Dior Diagne Mbaye and Félix Sow

Defence Counsel for Mathieu Ngirumpatse
Chantal Hounkpatin and Frédéric Weyl

Defence Counsel for Joseph Nzirorera
Peter Robinson

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

SITTING as Trial Chamber III, composed of Judges Dennis C. M. Byron, Presiding, ("Chamber") pursuant to Rule 54 of the Rules of Procedure and Evidence ("Rules");

BEING SEIZED of the "Prosecutor's Request for Additional Time to Respond to Nzirorera's Pre-Trial Motions"¹ filed on 15 July 2005, and **NOTING** his argument on the number of the filings due for the 18 July 2005, and the electronic message from Lead Counsel of Joseph Nzirorera not opposing the Prosecutor's Motion;

CONSIDERING the necessity to deal with this motion as extremely urgent, and Rule 54 of the Rules providing for a single Judge or a Trial Chamber, "at the request of either party or *proprio motu*, [...] to issue such orders [...] necessary for... the preparation or conduct of the trial";

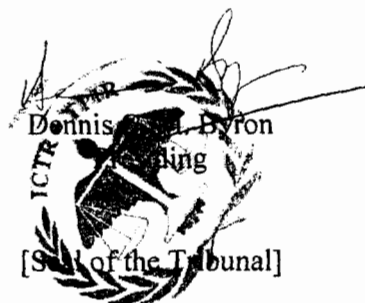
RECALLING that the trial in this case is scheduled for commencement on 5th September 2005, and that a Pre-Trial Conference is scheduled for 29th August 2005; and **RECALLING** the Scheduling Order of 24 March 2005, as amended by the Decisions of 20 June 2005 and 1st July 2005;² and the Decision of 12 July 2005 granting extension of time for the Defence to file any Pre-Trial Brief or any observation on the Prosecutor's Pre-Trial Brief;³ and **CONSIDERING** that such filing may affect any agreement between the parties on uncontested facts;

CONSIDERING that it is in the interests of justice to hear the Prosecutor on whichever motions filed he wishes to address and that an extension of time will not affect the commencement of the trial in this case;

THE CHAMBER

GRANTS the Prosecutor's Motion and **ORDERS** that the Prosecutor responds to the motions filed by the Defence of Joseph Nzirorera no later than 27 July 2005, and that the parties file any statement of admitted or contested facts or law as prescribed by Rule 73*bis* of the Rules no later than 19 August 2005.

Arusha, 25 July 2005, done in English.


Dennis C. M. Byron
[Seal of the Tribunal]

¹ The Prosecutor referred to several motions and to the scheduled filing of a statement of uncontested facts, but he requests an extension of time (one week) only with regard to "the 10 Nzirorera Motions filed on 13 July".

² Decision Granting Extension of Time to File Pre-Trial Brief (TC), 20 June 2005; Decision Granting Extension of Time to File Defence Pre-Trial Brief (TC), 1 July 2005.

³ Décision sur les requêtes de Édouard Karemera et de Mathieu Ndirumapfse aux fins de prorogation des délais pour le dépôt de leurs mémoires préalables au procès (TC), 12 juillet 2005. The Chamber ordered each Defence Team to file its Pre-Trial Brief or its observation on the Prosecutor's one, not later than 12 August 2005.