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26-7-2005
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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, Judge

Registrar: Adama Dieng

Date: 26 July 2005

JUDICIAL RECORDS/ARCHIVES
ICTR
2005 JUL 26 13:35
[Signature]

THE PROSECUTOR

v.

Protais ZIGIRANYIRAZO

Case No. ICTR-01-73-A28

THIRD REQUEST FOR THE COOPERATION OF THE GOVERNMENT OF RWANDA

Article 28 of the Statute and Rule 54 of the Rules of Procedure and Evidence

Office of the Prosecutor:
Wallace Kapaya
Gina Butler

Defence Counsel
John Philpot
Peter Zaduk

[Handwritten mark]

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 “Second Reply of Petitioner to Submissions of the Government of Rwanda Pursuant to Trial Chamber’s Request for Co-operation of 6th May 2005” filed by Lead Counsel of the Accused on 7 July 2005, and **NOTING** his argument that he has not been authorized to meet with Pasteur Bizimungu in any of the Rwandan Prisons;

RECALLING the Request for the Cooperation of the Government of Rwanda dated 6 May 2005 (“Request”); and the Renewed Request for the Cooperation of the Government of Rwanda dated 6 June 2005 (“Renewed Request”);

RECALLING that in the Renewed Request the Chamber “directs the Registrar to serve on the Defence as soon as practical the cooperation policy and procedure document referred to by the Government of Rwanda”, and **NOTING** that the Registrar’s Special Assistant has responded to the Defence that there is no such document but that the Registrar and the Government of Rwanda had agreed on a focal point for the cooperation between the Tribunal and Rwanda;

CONSIDERING that it appears through the representations made by the Defence that the Defence Counsel and Detention Management Section have already been seized of the matter and sent a Note Verbale to the Rwandan Minister of Justice;

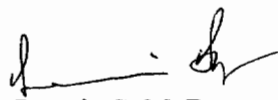
CONSIDERING the necessity to facilitate the investigations by the Defence, and to deal with this motion as extremely urgent because of the scheduling of the trial for the 28 September 2005, and **CONSIDERING** Rule 54 of the Rules providing for a single Judge or a Trial Chamber, “at the request of either party or *proprio motu*, [...] to issue such orders [...] necessary for... the preparation or conduct of the trial”;

THE CHAMBER, HEREBY

I. RENEWS the request for the cooperation of the Government of Rwanda in assisting the Defence Lawyers, namely John Philpot and Peter Zaduk, to meet Mr. Pasteur Bizimungu in Kigali Central Prison and any other prison in Rwanda;

II. DIRECTS the Registrar to serve this renewed request for cooperation on the Government of Rwanda, accompanied by the Defence Submissions.

Arusha, 26 July 2005, done in English.


Dennis C. M. Byron
Judge

[Seal of the Tribunal]

