



UNITED NATIONS  
NATIONS UNIES

ICTR-98-44-PT  
1-8-2005  
(23162-23161)  
International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

23162  
Duf

OR: ENG

**TRIAL CHAMBER III**

**Before Judge:** Dennis C. M. Byron, Presiding  
*Pursuant to Rule 54 of the Rules of Procedure and Evidence*

**Registrar:** Adama Dieng

**Date:** 1 August 2005

**THE PROSECUTOR**

v.

Édouard KAREMERA  
Mathieu NGIRUMPATSE  
Joseph NZIRORERA

*Case No. ICTR-98-44-R54*

2005 AUG -1 P 4: 35  
ICTR

**ORDER FOR THE REGISTRAR TO MAKE SUBMISSIONS  
ON JOSEPH NZIRORERA'S MOTION FOR ALLOWING  
DEFENCE INVESTIGATORS IN CLOSED SESSIONS**

*Rules 33(B) and 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 Édouard 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 Judge Dennis C. M. Byron, Presiding, (“Chamber”), and pursuant to Rule 54 of the Rules of Procedure and Evidence (“Rules”);

**BEING SEIZED** of “Joseph Nzirorera’s Motion to Permit Investigators to Attend Closed Sessions” filed on 14 July 2005;

**RECALLING** that Co-Counsel of Mathieu Ngirumpatse has raised similar issue at the status conference of 17 November 2004;

**CONSIDERING** that the Registrar has jurisdiction with regard to matter related to the Defence Teams, and considering the statement made by the Representative of the Defence Counsel and Detention Management Section on 17 November 2004;


**CONSIDERING ALSO** that the Trial Chamber has jurisdiction to ensure a fair trial, and that before disposing of this Motion, the Chamber needs to hear from the Registrar;

**RECALLING** Rule 33(B) providing for the Registrar, “in the execution of his functions, [...] [to] make oral or written representations to Chambers on any issue arising in the context of a specific case which affects or may affect the discharge of such functions, including that of implementing judicial decisions, with notice to the parties where necessary”; and Rule 54 giving power to a Judge or a Trial Chamber to “issue such orders [...] as may be necessary [...] for the preparation or conduct of the trial”;

**THE CHAMBER**

**HEREBY INVITES** the Registrar to make submissions on the Motion regarding the attendance of Defence Investigators at the trial hearings, especially the closed sessions, not later than 8 August 2005.

Arusha, 1 August 2005, done in English.

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