

International Criminal Tribunal for Rwanda Tribunal pénal international pour le Rwanda

26-09-2005 (25445-25443)

25445 S.Mu**u**a

TRIAL CHAMBER I

Before:

Judge Erik Møse

Registrar:

Adama Dieng

Date:

26 September 2005

THE PROSECUTOR

V.

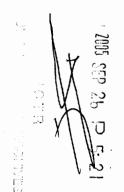
Théoneste BAGOSORA

Gratien KABILIGI

Aloys NTABAKUZE

Anatole NSENGIYUMVA

Case No. : ICTR-98-41-T



DECISION ON DEFENCE WRITTEN REQUEST TO INTERVIEW PROSECUTION WITNESSES

The Prosecution

Barbara Mulvaney Drew White Christine Graham Rashid Rashid

The Defence

Raphaël Constant Paul Skolnik Frédéric Hivon Peter Erlinder André Tremblay Kennedy Ogetto Gershom Otachi Bw'Omanwa

6 h

25444

THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA

SITTING as Trial Chamber I, composed of Judge Erik Møse, designated by the Chamber in accordance with Rule 73 (A) of the Rules of Procedure and Evidence;

BEING SEIZED OF a "Written Request to Interview Persons with Information Concerning Witness 'T", filed by Defence Counsel for Joseph Nzirorera on 26 July 2005 in the matter of *Prosecutor v. Karemera et al.*, before Trial Chamber III;

CONSIDERING Trial Chamber III's "Decision on Defence Written Request to Interview Prosecution Witnesses", dated 20 September 2005; the Prosecution Response, filed on 21 September 2005; and the Reply of the Nzirorera Defence, filed on 26 September 2005;

HEREBY DECIDES the motion.

- 1. By its Decision of 20 September 2005, Trial Chamber III referred to this Trial Chamber a motion by the Nzirorera Defence in the case of *Karemera et al.* to interview several individuals who were listed as Prosecution witnesses in the present case. The Prosecution, consistent with its position in respect to such requests by Defence teams in this case, has indicated that it has no objection to such interviews, provided that the request is forwarded by the Registry, and that a representative of the Prosecution may be present if so requested.
- 2. In conformity with the Chamber's consistent practice, the request is granted.

FOR THE ABOVE REASONS, THE CHAMBER

ORDERS the Registrar to forward the request of the Nzirorera Defence to Witnesses ADD, AHP, APA, APB, APC, APD, APE, DCY and FBU, and to facilitate interviews with any witnesses who consent to be interviewed.

Arusha, 26 September 2005

Erik Møse Presiding Judge

[Seal of the Tribunal]

