

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

ICTR-98-41-I
26-09-2005
(25445-25443)

25445
S. Muna

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

2005 SEP 26 P. 5-21
ICTR

**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

Ch

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]

