

ICTR-98-44-AR72.5
14 November 2005
(1050/H - 1047/H)

1050/H
E4



Tribunal Pénal International pour le Rwanda
International Criminal Tribunal for Rwanda

IN THE APPEALS CHAMBER

Before: Judge Theodor Meron, President
Registrar: Mr. Adama Dieng
Order of: 14 November 2005

ICTR Appeals Chamber

Date: 14 November 2005
Action: R-T.
Copied To: Sec. Prof. of Justice *
Concerned SLO & 404, ALDO

THE PROSECUTOR

v.

Edouard KAREMERA
Mathieu NGIRUMPATSE
Joseph NZIRORERA

Case No. ICTR-98-44-AR72.5

ORDER RE-ASSIGNING JUDGES TO AN INTERLOCUTORY APPEAL BEFORE THE APPEALS CHAMBER

Office of the Prosecutor:

Mr. Hasan Bubacar Jallow
Mr. James Stewart
Mr. Don Webster
Mr. George Mugwanya

Counsel for the Defence:

Mr. Peter Robinson for Joseph Nzirorera
Ms. Dior Diagne Mbaya and Mr. Felix Sow for
Edouard Karemera
Ms. Chantal Hounkpatin and Mr. Frederick
Weyl for Mathieu Ngirumpatse

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

CERTIFIED TRUE COPY OF THE ORIGINAL SEEN BY ME
COPIE CERTIFIÉE CONFORME À L'ORIGINAL PAR NOUS

NAME / NOM: KOFFI... KUMELIO... A... AFANDE...

SIGNATURE: [Signature] DATE: 14/11/2005

1049/H

I, THEODOR MERON, Presiding Judge of the Appeals Chamber of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States Between 1 January and 31 December 1994 ("International Tribunal"),

NOTING the "Decision on Defence Motion Challenging the Jurisdiction of the Tribunal – Joint Criminal Enterprise", filed on 5 August 2005;

NOTING that a Bench of three judges granted leave to appeal as of right in the "Decision on Validity of Joseph Nzirorera's Appeal of Decision on Defence Motion Challenging the Jurisdiction of the Tribunal – Joint Criminal Enterprise", filed on 14 October 2005;

CONSIDERING the composition of the Appeals Chamber of the Tribunal as set out in Document IT/237, issued on 21 July 2005;

CONSIDERING Articles 11(3) and 13(4) of the Statute of the Tribunal and Rule 72 of the Rules of Procedure and Evidence;

NOTING the "Order Assigning Judges to an Interlocutory Appeal Before the Appeals Chamber", filed on 10 November 2005 ordering that the five-judge bench of the Appeals Chamber in Case No. ICTR-98-44-AR72.5, *Prosecutor v. Karemera et al.*, shall be composed, with immediate effect, as follows:

Judge Theodor Meron
Judge Fausto Pocar
Judge Mohamed Shahabuddeen
Judge Florence Mumba
Judge Andréia Vaz

HEREBY ORDER that Judge Mehmet Güney replace Judge Fausto Pocar and that Judge Wolfgang Schomburg replace Judge Andréia Vaz in Case No. ICTR-98-44-AR72.5, *Prosecutor v. Karemera et al.*, which shall now be composed, with immediate effect, as follows:

Judge Theodor Meron
Judge Mohamed Shahabuddeen
Judge Florence Mumba
Judge Mehmet Güney

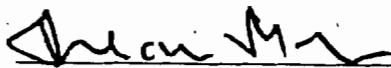
1048/H

Judge Wolfgang Schomburg

Done in English and French, the English text being authoritative.

Done this 14th day of November 2005.
At The Hague,
The Netherlands.




Judge Theodor Meron
Presiding Judge

[Seal of the Tribunal]