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ICTR-99-52-A
14-03-2006
(6876bis/A-6874bis/A)

6876bis/A



UNITED NATIONS
NATIONS UNIES

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

BEFORE THE PRE-APPEAL JUDGE

ENGLISH
Original: FRENCH

Before: Judge Andréia Vaz, Pre-Appeal Judge
Registrar: Adama Dieng
Order of: 9 March 2006

**FERDINAND NAHIMANA
JEAN-BOSCO BARAYAGWIZA
HASSAN NGEZE
(Appellants)
v.**

**THE PROSECUTOR
(Respondent)**

Case No. ICTR-99-52-A

2006 MAR 14 P 12:17
ICTR

ORDER CONVENING A STATUS CONFERENCE

Counsel for Ferdinand Nahimana:
Jean-Marie Biju-Duval
Diana Ellis

Office of the Prosecutor:
James K. Stewart
Neville Weston

Counsel for Jean-Bosco Barayagwiza:
D. Peter Herbert
Tanoo Mylvaganam

Counsel for Hassan Ngeze:
Bharat B. Chadha
Behram N. Shroff

I, Andréia Vaz, 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 1994 and 31 December 1994 (the "Appeals Chamber" and the "Tribunal" respectively) and Pre-Appeal Judge in the instant case;¹

CONSIDERING the Judgement of Trial Chamber I of the Tribunal rendered on 3 December 2003;²

CONSIDERING that Ferdinand Nahimana, Jean-Bosco Barayagwiza and Hassan Ngeze (the "Appellants") are currently in detention awaiting the hearing of their respective appeals;

CONSIDERING that the last status conference was held on 9 March 2005;³

WHEREAS pursuant to Rule 65bis (A) and (B) of the Tribunal's Rules of Procedure and Evidence (the "Rules"), a Judge of the Appeals Chamber may convene a status conference for the purpose of organising exchanges between the parties so as to ensure expeditious trial proceedings;

WHEREAS a status conference would be useful at this stage of the proceedings to ensure that the case proceeds without undue delay;

PURSUANT TO RULES 54 AND 65 BIS (B) OF THE RULES

HEREBY ORDER the parties to appear before me for a status conference on 7 April 2006 at 3 p.m. and **INFORM** them, without prejudice to their right to raise issues relating to the progress of the case, that the status conference will address the following issues:

- schedule of proceedings, including the time-limits for filing the translations of certain procedural documents;
- matters relating to the representation of the Appellants;
- conditions of detention of the Appellants, including their physical and mental health;
- status of motions filed by the parties and a reminder of the applicable principles and directions for filing motions with a view to ensuring speedy and fair proceedings on appeal;

¹ *Order of the Presiding Judge Designating the Pre-Appeal Judge*, 19 August 2005; Corrigendum to the "Order of the Presiding Judge Designating the Pre-Appeal Judge", 25 August 2005.

² *Judgement and Sentence*, 3 December 2003.

³ A status conference was also held on 1 April 2005 by video link to afford Appellant Barayagwiza and his Counsel (who was absent from the status conference of 9 March 2005) the possibility of raising issues of compensation and time-limits.

ORDER Lead Counsel for the Appellants to attend the status conference, or to participate therein by tele-conference if the Appellants concerned consent thereto in writing, or, failing that, to have themselves represented by their Co-Counsel;

REQUEST the Registrar to make the necessary arrangements for organising this status conference, including the provision of interpretation services and preparation of the minutes of the status conference in English and French.

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

Andrésia Vaz
Pre-Appeal Judge

Done on 9 March 2006 at The Hague (The Netherlands).

[Seal of the Tribunal]
