



**International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda**

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*Office of the President  
Cabinet du Président*

**Original: English**

**Before:** Judge Erik Møse, President

**Registrar:** Adama Dieng

**Date:** 13 December 2006

**THE PROSECUTOR**

**v.**

**Michel BAGARAGAZA**

*Case No. : ICTR-2005-86-PT*

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**DESIGNATION OF TRIAL CHAMBER UNDER RULE 11BIS**

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**The Prosecution**

Hassan Bubacar Jallow  
Stephen J. Rapp

**The Defence**

Geert-Jan Alexander Knoops

**THE PRESIDENT OF THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA,**

**BEING SEIZED OF** the "Prosecutor's Request for Referral of the Indictment to Another Court", filed on 12 December 2006;

**RECALLING** that the Amended Indictment against Michel Bagaragaza has been confirmed and that he is presently in the custody of the Tribunal;

**OBSERVING** that under Rule 11*bis* (A) of the Rules of Procedure and Evidence, after an indictment against an accused has been confirmed, the President of the Tribunal may designate a Trial Chamber for the purpose of referring a case to the authorities of a State in whose territory the crime was committed, in which the accused was arrested, or having jurisdiction and being willing and adequately prepared to accept such a case;

**NOTING** the Prosecution's submission that the crimes alleged in the Indictment against Michel Bagaragaza may be prosecuted in The Netherlands;

**CONSIDERING** that Rules 19 (A) and 27 (C) confers on the President the responsibility of co-ordinating the work of Chambers and the composition and re-composition of Trial Chambers for the efficient judicial administration of the Tribunal;

**HEREBY DESIGNATES** Trial Chamber III, comprising Judge Khalida Rachid Khan, presiding; Sergei Alekseevich Egorov; and Judge Inès Weinberg de Roca to consider this request, in accordance with Rule 11*bis*.

Arusha, 13 December 2006

Erik Møse  
President

[Seal of the Tribunal]