

ICTR-2001-73-T
14-3-2007
(6372-6371)

6372
HAM



UNITED NATIONS
NATIONS UNIES

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

OR: ENG

TRIAL CHAMBER III

Before Judges: Inés Mónica Weinberg de Roca, Presiding
Khalida Rachid Khan
Lee Gacuiga Muthoga

Registrar: Adama Dieng

Date: 14 March 2007

JUDICIAL RECORDS ARCHIVES
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THE PROSECUTOR

v.

Protais ZIGIRANYIRAZO

Case No. ICTR-2001-73-T

**DECISION ON DEFENCE CONFIDENTIAL MOTION TO CHANGE VENUE OF
VIDEO-LINK HEARING FOR WITNESS BNZ104**

Office of the Prosecutor:
Wallace Kapaya
Sylver Ntukamazina
Iain Morley
Gina Butler
Iskandar Ismail
Jane Mukangira

Defence Counsel:
John Philpot
Peter Zaduk

INTRODUCTION

1. Last session, the Defence filed an application for Witness BNZ104 to testify by video-link from The Hague. On 21 February 2007 the Chamber granted the Defence motion, and scheduled the video-link testimony for Witness BNZ 104 to be held in The Hague the week beginning 10 April 2007.¹

2. On 12 March 2007, the Defence filed a further request to change the venue for the video-link hearing for Witness BNZ104 from Hague to Brussels.²

DELIBERATIONS

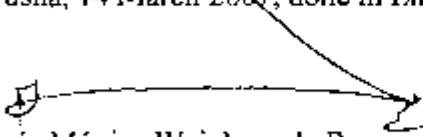
3. The Defence submits that Witness BNZ104 requests to testify by video-link from Brussels.³ The Defence further states that it has submitted a motion for another witness to testify by video-link from Brussels.⁴


4. The Defence does not identify justifiable reasons for changing the venue of the video-link testimony of Witness BNZ104 from The Hague to Brussels. As there is no video-link planned in Brussels for any other Defence witness,⁵ arranging video-link testimony is a long procedure that requires consultations with various authorities of the country in question and departments of this Tribunal. Arrangements have been finalized for Witness BNZ104 to testify the week of 10 April 2007 from The Hague. Without any reason to justify a change of venue, the application must fail.


FOR THE ABOVE REASONS, THE CHAMBER

DENIES the Motion.

Arusha, 14 March 2007, done in English.


Inés Mónica Weinberg de Roca
Presiding Judge


Khalida Rachid Khan
Judge


Loe Gacouga Muthoga
Judge

[Seal of the Tribunal]



¹ Decision on the Defence Motions for Video-Link Hearings of Witnesses BNZ104 and JFPR2, 21 February 2007.

² "Defence Motion to Change the Venue for a Hearing by Video-Link for Witness BNZ104", filed on 12 March 2007 (the "Motion").

³ Motion, para. 7.

⁴ Motion, para. 8 (referring to Witness BNZ60 in its Confidential "Defence Motion for a Hearing by Video Link for Witness BNZ60", filed on 5 March 2007).

⁵ See Decision on Defence Motion for a Hearing by Video-link for Witness BNZ60, 14 March 2007.

