

ICTR-00-55B-I
04-01-2008
(169-168)

169
JF



UNITED NATIONS
NATIONS UNIES

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

OR: ENG

TRIAL CHAMBER III

Before Judges: Khalida Rachid Khan, presiding
Asoka de Silva
Emile Francis Short

Registrar: Adama Dieng

Date: 4 January 2008

THE PROSECUTOR

v.

Idelphonse HATEGEKIMANA

Case No. ICTR-00-55B-RIIbis

2008 JAN 4 PM 1:25
JF

DECISION ON THE PROSECUTOR'S URGENT REQUEST FOR
AN EXTENSION OF TIME TO REPLY TO DEFENCE SUBMISSIONS

Office of the Prosecutor:

Hassan Bubacar Jallow
Bongani Majola
Silvania Arbia
Alex Obote-Adora
Richard Karegyesa
George Munwangya
Inneke Onsea
Francois Nsanzuwera
Florida Kabasinga

Defence Counsel:

Dovi Ahlonko Robert
Dovi-Avouyi Atu-Quam

JF

1. In accordance with Rule 11bis(A) of the Rules of Procedure and Evidence ("Rule. "), the President designated Trial Chamber III as composed of Judges Khalida Rachid Khan (presiding), Joseph Asoka Nihal de Silva and Emile Francis Short, to decide the request for the referral of Idelphonse Hategekimana to the Republic of Rwanda.¹
2. In compliance with the Scheduling Order of 4 December 2007,² and after the Prosecution has filed the translation of documents on 6 December 2007,³ the Defence, on 19 December 2007, filed its submissions. On 24th December 2007, the Prosecution requested additional time to file its reply to the Defence submissions.
3. The Chamber recalls that the legal instruments of the Tribunal do not provide for any right to reply. However, in some instances, the Chamber can discretionarily authorize a reply and set up the timeframe for its filing.
4. Considering the present circumstances of this case, taking into account the length of the Defence's submissions, the public holidays during this time period and considering that granting this motion would not prejudice the Defence in any manner, the Chamber finds that the request should be allowed.

FOR THE ABOVE REASONS, THE CHAMBER

GRANTS the Prosecutor's Motion for additional time to reply to the Defence Response to the request for referral to the Republic of Rwanda; and

ORDERS the Prosecution to file its reply not later than 24 January 2008.

Arusha, done in English, 4 January 2008.


 Judge Dennis C. M. Hyon
on behalf of the Bench

¹ Designation of a Trial Chamber for the Referral of the Case of Idelphonse Hategekimana to Rwanda (President), 2 October 2007.

² Scheduling Order for Filing of Submissions by the Parties, 4 December 2007.

³ Prosecutor's Response with Respect to the Order Contained in the Trial Chamber's "Scheduling Order for the Filing of Submissions by the Parties" dated 4 December 2007.