



UNITED NATIONS
NATIONS UNIES

ICTR-00-55A-PT
24-12-2008
(170-169)
International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

170
12

OR: ENG

TRIAL CHAMBER III

Before Judges: Dennis C. M. Byron, Presiding
Vagn Joensen
Gberdao Gustave Kam

Registrar: Adama Dieng

Date: 24 December 2008

JUDICIAL RECORDS/ARCHIVES
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THE PROSECUTION

v.

Tharcisse MUVUNYI

Case No. ICTR-2000-55A-PT

INTERIM ORDER

Rule 33(B) of the Rules of Procedure and Evidence

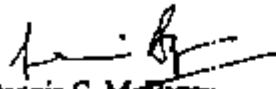
Office of the Prosecution:
Charles Adeogun-Phillips

Defence Counsel for Tharcisse Muvunyi
Mr. William E. Taylor III

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1. On 29 August 2008, the Appeals Chamber delivered its judgment ordering, pursuant to Rule 118(C) of the Rules, the retrial of Tharcisse Muvunyi regarding the allegation of participation in the meeting at Gikore Trade Center in May 1994.¹
2. On 28 November 2008, the Trial Chamber held a status conference and indicated that the Parties shall be prepared for the commencement of the trial on 12 January 2009.² This was recalled in a scheduling order issued by this Chamber on 3 December 2008.³
3. On 19 December 2008, Tharcisse Muvunyi filed a motion requesting the Chamber to reinstate Co-Counsel Abbe Jolles and to reschedule the commencement of the trial to 11 March 2009.⁴ In its motion, the Accused indicates that his readiness for trial is dependent on the immediate reinstatement of Co-counsel.⁵
4. In view of the urgent nature of the situation and pursuant to Rule 33(B) of the Rules, the Chamber enjoins the Registrar to file by 2:30 p.m. this very day submissions on whether it is necessary for Lead Counsel for Tharcisse Muvunyi to be assisted by a co-counsel for the preparation of Tharcisse Muvunyi's Defence in his retrial. The Accused is allowed to respond by 2:30 p.m. on 29 December 2008.
5. The Chamber recalls that the scheduling order remains in force and binding unless it is revoked.

Arusha, 24 December 2008, done in English.


Dennis C.M. Byron
Presiding Judge


Vagn Joensen
Judge


Gberdao Gustave Karim
Judge



¹ *Tharcisse Muvunyi*, Judgment (AC), 29 August 2008.

² T, 28 November 2008.

³ *Tharcisse Muvunyi*, Scheduling Order for the Retrial (TC), 3 December 2008.

⁴ Accused Tharcisse Muvunyi's Motion for an Order to Reinstat Co-Counsel Abbe Jolles and to reschedule Trial to Commence March 11, 2009 ("Motion"), filed on 19 December 2008.

⁵ Motion, para. 4.