



UNITED NATIONS
NATIONS UNIES

ICTR-07-91-T
6-3-2009
(3165-3164)
International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

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OR: ENG

TRIAL CHAMBER III

Before Judges: Khalida Rachid Khan, presiding
sitting pursuant to Rule 54 of the Rules

Registrar: Mr. Adama Dieng

Date: 6 March 2009

THE PROSECUTOR

v.

Léonidas NSHOGOZA

Case No. ICTR-07-91-T

JUDICIAL ARCHIVE
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**ORDER FOR THE REGISTRY TO FILE RULE 33 (B) SUBMISSIONS ON THE
DEFENCE MOTION FOR STAY OF PROCEEDINGS DUE TO INTERFERENCE
WITH DEFENCE WITNESSES**

Rules 33 and 54 of the Rules of Procedure and Evidence

Office of the Prosecutor:

Richard Karegyesa
Abdoulaye Seye
Dennis Mabura
Marie Ka

For the Accused:

Allison Turner

AT

THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA (“Tribunal”),

SITTING as Trial Chamber III, composed of Judge Khalida Rachid Khan (“Chamber”), pursuant to Rule 54 of the Rules of Procedure and Evidence (“Rules”);¹

CONSIDERING the “Defence Urgent Motion for Stay of Proceedings Due to Interference with Defence Witnesses,” filed 4 March 2009, in which the Defence submits that two Defence witnesses were contacted by the Deputy Prosecutor General of Rwanda (“DPGR”) in relation to their upcoming testimony in Arusha; that one of the witnesses was instructed to attend at the office of the DPGR to discuss travel documents; and that the witness was told that if he did not come to the office of the DPGR he would not be able to go to Arusha to testify;²

CONSIDERING FURTHER that the Chamber considers allegations of interference with witnesses to be a serious matter;


NOTING that the Defence case is scheduled to commence on 9 March 2009;

NOTING FURTHER that Rule 33 (B) allows the Registrar to make oral or written submissions to the Chamber on any issue arising in the context of a specific case which affects or may affect the discharge of his functions; and that Rule 54 of the Rules allows a Chamber to issue such orders as may be necessary for the preparation or conduct of the trial;

THE CHAMBER HEREBY

ORDERS, pursuant to Rule 33 (B) of the Rules, that the Registry investigate the matter and provide the Chamber with written submissions on the matter no later than Monday 9 March 2009.

Arusha, 6 March 2009


Khalida Rachid Khan
Presiding Judge

[Seal of the Tribunal]

¹ Rule 54 of the *Rules* allows a Judge or a Chamber to issue “such orders... as may be necessary for the purposes of an investigation or for the preparation or conduct of the trial.”

² *Prosecutor v. Nshogoza*, “Urgent Motion for Stay of Proceedings Due to Interference with Defence Witnesses,” filed 4 March 2009.