



**Tribunal Pénal International pour le Rwanda
International Criminal Tribunal for Rwanda**

IN THE APPEALS CHAMBER

Before: Judge Patrick Robinson, Presiding
Judge Fausto Pocar
Judge Liu Daqun
Judge Theodor Meron
Judge Carmel Agius

Registrar: Mr. Adama Dieng

Decision of: 12 November 2009

THE PROSECUTOR

v.

THARCISSE MUVUNYI

Case No. ICTR-2000-55A-AR98bis

**CORRIGENDUM TO DECISION ON APPEAL OF DECISION DENYING THE MOTION
FOR JUDGEMENT OF ACQUITTAL**

Office of the Prosecutor

Mr. Hassan Bubacar Jallow
Mr. Alex Obote-Odora
Mr. Charles Adeogun-Phillips
Mr. Ibukunolu Babajide
Mr. Thembile Segoete

Counsel for the Appellant

Mr. William E. Taylor III
Ms. Abbe Jolles
Ms. Fiona Gray

THE APPEALS CHAMBER of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States, between 1 January 1994 and 31 December 1994 (“Appeals Chamber” and “Tribunal”, respectively),

NOTING the “Decision on Appeal of Decision Denying the Motion for Judgement of Acquittal” issued by the Appeals Chamber on 11 November 2009 (“Decision”),

NOTING that the disposition of the Decision currently reads:

GRANTS the Appeal, in part; and

REMANDS the matter to the Trial Chamber to consider whether the disparity between the Indictment and the evidence prevents it from finding such evidence sufficient to enter a conviction, should this evidence be proven beyond a reasonable doubt.

PURSUANT to Rules 54 and 107 of the Rules of Procedure and Evidence of the Tribunal,

HEREBY ORDERS that the disposition of the Decision be corrected to read as follows:

GRANTS the Appeal, in part; and

REMANDS the matter to the Trial Chamber for further consideration in accordance with the provisions of Rule 98 *bis* of the Rules and in light of this decision.

Done in English and French, the English text being authoritative.

Dated this twelfth day of November 2009,
at The Hague,
The Netherlands.

Judge Patrick Robinson
Presiding

[Seal of the Tribunal]

