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(1887 - 1885)

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UNITED NATIONS
NATIONS UNIES

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

OR: ENG

TRIAL CHAMBER II

Before Judges: Arlette Ramaroson, presiding
Taghrid Hikmet
Joseph Masanche

Registrar: Adama Dieng

Date: 19 March 2010

JUDICIAL RECORDS
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**THE PROSECUTOR
v.
ILDEPHONSE HATEGEKIMANA**

Case No. ICTR-00-55B-T

**FURTHER ORDER REGARDING WITNESS SECURITY PROTECTION IN
PROSECUTION PRE-TRIAL AND CLOSING BRIEFS**

Office of the Prosecutor:
William Egbe
Peter Tafah
Adama Niane
Guilaine Disengi Mugeyo

Defence Counsel:
A.R. Dovi
Ata-Quam-Dovi-Avouyi

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INTRODUCTION

1. On 5 January 2009, the Prosecution filed its Pre-Trial Brief in the case of *Prosecutor v. Ildephonse Hategekimana* as a public document.¹
2. On 1 February 2010, the Prosecution filed its Closing Brief as a public document.²
3. On 16 February 2010, the Trial Chamber ordered the Registry to reclassify the Prosecution’s Pre-Trial and Closing Briefs as strictly confidential and to remove these documents from public view or access until further Order by the Chamber because they contained identifying information which could compromise the security of certain protected witnesses.³
4. The Trial Chamber also ordered the Registry, Witness and Victim Support Section (WVSS), and Counsel for the Prosecution and Counsel for the Defence to take various steps to protect the confidentiality of the reclassified documents.
5. The Chamber ordered the Prosecution to review and redact the documents to comply with Witness Protective Measures and to submit such redacted documents to the Chamber for review by 4 March 2010.
6. The Prosecution filed redacted documents on 4 March 2010.⁴

DELIBERATIONS

7. The Trial Chamber has reviewed both the Prosecution Pre-Trial Brief and the Closing Brief, as redacted, and finds that both documents still contain identifying information which may compromise the security of certain witnesses.
8. The Chamber finds that further redaction of the public version of the Prosecution Pre-Trial and Closing Briefs shall not delay the proceedings in this case because the Chamber and the Defence both have the original, unredacted versions of the Prosecution’s briefs.

¹ The Prosecutor’s Pre Trial Brief Pursuant to Rule 73 *bis* of the Rules of Procedure and Evidence, filed on 5 January 2009.

² Prosecutor’s Closing Brief, filed on 1 February 2010.

³ Extremely Urgent Order to Reclassify the Prosecution Pre-Trial and Closing Briefs, 16 February 2010.

⁴ Prosecutor’s Closing Brief, filed on 4 March 2010. Prosecutor’s Pre-Trial Brief, filed on 4 March 2010.

FOR THESE REASONS, the Chamber:

ORDERS that the Prosecution continue to do additional redaction as directed by the Chamber in a confidential document to follow;

ORDERS the Prosecution to comply with this Order by carefully finishing such additional redaction and to submit the further redacted documents to the Chamber for compliance review by 29 March 2010.

Arusha 19 March 2010

[read and approved by]

Alette Ramarason

Residing Judge

Taghrid Hikmet

Judge

[absent at the time of signature]

Joseph Masanhe

Judge

[Seal of the Tribunal]

