



UNITED NATIONS  
NATIONS UNIES

ICTR-01-68-T  
15-09-2010  
(2365-2364)

International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

2365  
da

OR: ENG

**TRIAL CHAMBER III**

**Before Judges:** Florence Rita Arrey, Presiding  
Judge Bakhtiyar Tuzmukhamedov  
Aydin Sefa Akay

**Registrar:** Adama Dieng

**Date:** 15 September 2010

**THE PROSECUTOR**

v.

**GREGOIRE NDAHIMANA**

*Case No. ICTR-2001-68-T*

1 2010 SEP 15 AS 20  
JUDICIAL RECORDS/ARCHIVES  
RECEIVED  
A. S. Dieng

**DECISION ON DEFENCE MOTION FOR ADJOURNMENT OF THE START OF  
TRIAL AND REQUEST TO CONVENE A STATUS CONFERENCE**

**Office of the Prosecutor:**

Holo Makwaia, Senior Appeals Counsel  
Althea Alexis-Windsor, Appeals Counsel  
Segun Jegede, Trial Attorney  
Lansana Dumbuya, Case Manager

**Counsel for the Defence**

Bharat J.B. Chadha, Lead Counsel  
Wilfred Ngunjiri Nderitu, Co Counsel  
Tharcisse Gatarama, Legal Assistant  
Marie-Pier Barbeau, Legal Assistant

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1. On 24 August 2010, the Defence filed a motion<sup>1</sup> requesting a delay in the start of trial and asking the Trial Chamber to convene a status conference, citing the late appointment of Co-Counsel, and contending that “the recent election campaign period in Rwanda had a very negative impact on Defence investigations.”<sup>2</sup> On 25 August 2010, the Defence filed a corrigendum to the Motion.<sup>3</sup>
2. On 25 August 2010, the Prosecution filed a response to the Motion stating that it was ready to commence its case but that it had no further submissions to make regarding the Defence request for adjournment.<sup>4</sup> The Defence filed no Reply.
3. On 14 September 2010, the Trial Chamber held an informal meeting with the parties (“14 September meeting”).
4. At the 14 September meeting, the parties discussed a number of issues and concerns, including the Trial schedule, and amicably agreed to a mutually satisfactory provisional Trial schedule acceptable to the Trial Chamber.

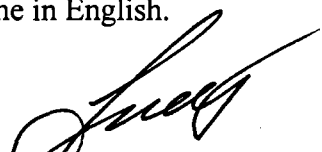
**FOR THE ABOVE REASONS**

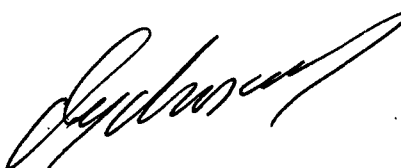
**THE TRIAL CHAMBER**

**CONSIDERS** the Defence Motion to be Moot.

Arusha, 15 September 2010, done in English.

  
Florence Rita Arrey

  
Bakhtiyar Tuzmukhameov

  
Aydın Sefa Akay

Presiding Judge

Judge



Judge

<sup>1</sup> *Prosecutor v. Ndahimana*, ICTR-2001-68-T, Confidential Urgent Defence Motion for Adjournment of the Hearing of the Trial Pursuant to Article 20 (2) and (4) of the Statute of the ICTR and Request for Convening a Status Conference, 24 August 2010 (“Motion”).

<sup>2</sup> Motion, paras 2-3.

<sup>3</sup> *Prosecutor v. Ndahimana*, ICTR-2001-68-T, Corrigendum in Confidential Urgent Defence Motion for Adjournment of the Hearing of the Trial Pursuant to Article 20 (2) and (4) of the Statute of the ICTR and Request for Convening a Status Conference, 25 August 2010 (“Corrigendum”).

<sup>4</sup> *Prosecutor v. Ndahimana*, ICTR-2001-68-T, Prosecution’s Response to Defence Motion for Adjournment and Request for Convening of a Status Conference, 25 August 2010 (“Response”).