



UNITED NATIONS  
NATIONS UNIES

International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

OR: ENG

**SPECIAL DEPOSITION PROCEEDINGS**

**Before:** Judge Vagn Joensen

**Registrar:** Mr. Adama Dieng

**Date:** 18 May 2011

**THE PROSECUTOR**

v.

**FELICIEN KABUGA**

Case No. ICTR-98-44B-R71bis

RECEIVED  
23 MAY 2011  
A.D. 11  
[Signature]

**DECISION ON DEFENCE LAWYER'S REQUEST TO BE APPOINTED  
IN THE SPECIAL DEPOSITION PROCEEDINGS**

**Office of the Prosecutor:**

Mr. Hassan B. Jallow  
Mr. Richard Karegyesa  
Mr. Bill Egbe  
Mr. Peter Tafah  
Mr. Disengi Mugeyo  
Ms. Sharifah Adong

**For the Accused:**

Mr. Bahame Tom Nyanduga (Duty Counsel)

**For the Family of the Accused:**

Mr. Emmanuel Altit

## INTRODUCTION

1. On 2 May 2011, Defence Counsel Mr. Emmanuel Altit addressed an e-mail to the President of the Tribunal indicating that the family of the fugitive Accused, Félicien Kabuga, had mandated him to represent them and the Accused at the forthcoming special deposition proceedings and requesting to be formally appointed by the Tribunal. In separate Orders dated 4 May 2011 and 6 May 2011, I invited the Parties and Mr. Altit as well as the Registrar to make any submissions they may have on the issue of whether Mr. Altit might have *locus standi* to appear in these special deposition proceedings.<sup>1</sup> The Parties and the Registrar filed timely submissions under “strictly confidential” cover.<sup>2</sup>

2. Mr. Altit requested and received an extension of the filing deadline<sup>3</sup> but failed to make any submissions by 16 May 2011. However, on 17 May 2011, he sent an e-mail stating that he was withdrawing his request to appear in these proceedings.

## FOR THESE REASONS, I

- I. **DECLARE** Defence Counsel Mr. Emmanuel Altit’s request moot; and
- II. **DISMISS** the request in its entirety.

18 May 2011, done in English.



<sup>1</sup> *The Prosecutor v. Félicien Kabuga*, Case No. ICTR-98-44B-R71bis, Order for Submissions, 4 May 2011, and Further Order for Submissions, 6 May 2011.

<sup>2</sup> *The Prosecutor v. Félicien Kabuga*, Case No. ICTR-98-44B-R71bis, Prosecutor’s submissions pursuant to the Judge’s order of 4 May 2011 on the issue of whether the lawyer mandated by the family of the Accused might have *locus standi* to appear in the special deposition proceedings in this case, 11 May 2011 (“Prosecutor’s Submissions”); Duty Counsel’s Submission in Respect [of] Mr. Emmanuel Altit’s Request to Represent the Family of Mr. Félicien Kabuga, 11 May 2011 (“Duty Counsel’s Submissions”); *Observations du Greffier soumises en application de l’article 33(B) du Règlement de procédure et de preuve, en exécution de l’Ordonnance de la Chambre de première instance déposée le 6 mai 2011*, 13 May 2011 (“Registrar’s Submissions”) [all submissions filed as “strictly confidential”].

<sup>3</sup> *The Prosecutor v. Félicien Kabuga*, Case No. ICTR-98-44B-R71bis, Decision on Defence Lawyer’s Request for an Extension of the Filing Deadline, 13 May 2011.