

ICTR-96-14

9768

(97-9-2012
9768-9767)



UNITED NATIONS
NATIONS UNIES

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda

OR: ENG

IN THE TRIAL CHAMBER

Before: Judge Vagn Joensen
Presiding Judge

Registrar: Pascal Besnier

Date: 7 September 2012

THE PROSECUTOR

v.

Eliézer NIYITEGEKA

Case No. ICTR-96-14

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**SCHEDULING ORDER FOR SUBMISSIONS IN RESPONSE TO
ELIÉZER NIYITEGEKA'S REQUEST FOR INVESTIGATIONS OR
FOR VARIATION OF WITNESS PROTECTION MEASURES**

Rules 75(F) (i), 90, 91, and 92 of the Rules of Procedure and Evidence

Office of the Prosecutor:
Hassan Bubacar Jallow

The Applicant
Eliézer Niyitegeka

1. On 1 February 2012, the Appeals Chamber denied Eliézer Niyitegeka's request to order the Registrar to appoint an *amicus curiae* to investigate the testimony of Prosecution witnesses in his case, with a view to initiating proceedings for false testimony.¹ In addition, the Appeals Chamber denied Niyitegeka's request to order the rescission of the protective measures for all Prosecution witnesses in his case to allow for the disclosure of their identities and the instigation of proceedings against them for false testimony before other courts.² The Appeals Chamber advised Niyitegeka to file the Motion with the President of the Tribunal so that this matter can be assigned to an appropriate Chamber.
2. On 13 March 2012, Eliézer Niyitegeka filed his motion before the President requesting that he appoint a Trial Chamber to rule on the issues therein.³
3. On 7 September 2012, a Trial Chamber composed of Judge Vagn Joensen, Presiding, Judge Solomy Balungi Bossa, and Judge Mparany Rajohnson was assigned to adjudicate Eliézer Niyitegeka's Motion.

FOR THESE REASONS, THE CHAMBER

ORDERS the Prosecution to file its Response to the Defence Motion by 17 September 2012.

Arusha, 7 September 2012, done in English.


Vagn Joensen
Judge
ICTR-96-14
[Seal of the Tribunal]
The seal of the International Criminal Tribunal for Rwanda (ICTR) is circular, featuring a central figure holding a scale of justice, surrounded by a laurel wreath. The text 'ICTR-96-14' and 'Tribunal' are visible within the seal's border.

¹ *Eliézer Niyitegeka v. the Prosecutor*, Case No. ICTR-96-14, Decision on Request for Investigation, 1 February 2012.

² *Id.*

³ Requête aux fins d'une ordonnance d'enquête sur le faux témoignage ou, alternativement, d'annulation des mesures de protection des témoins, dated 15 February 2012 and filed on 13 March 2012.