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The website has been revamped in order to keep pace with the latest technical developments in the area of Information Technology and Information Processing.

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ICTR Judicial Activities

Work of the Trial Chambers and the Appeals Chamber between 1 December 2009 and 25 January 2010

1. Trial Chamber I

Cases where closing arguments are awaited

Munyakazi
The Trial Chamber received the closing briefs of the parties. Oral closing arguments will be heard on 28 and 29 January 2010.

Cases where judgement delivery is awaited

Setako
Deliberations in this case are ongoing. The Chamber will announce the date of judgement in due course.

Cases where judgement has been recently delivered

Nsengimana:
Following its oral judgement of 17 November 2009, the Chamber completed the editorial process of the written judgement on 18 January 2010.

2. Trial Chamber II

Ongoing Trials

Kanyarukiga
The trial in this case commenced on 31 August 2009. After calling eleven witnesses over fourteen trial days, the Prosecution closed its case on 17 September 2009.

The Pre-Defence Brief was filed on 18 December 2009.

The Defence case commenced on 18 January 2010 and is scheduled to run until 12 February 2010. The Chamber has so far heard 5 Defence witnesses. During the period between December 2009 and January 2010, the Chamber has issued four written and five oral decisions, including on a Defence Motion for a stay of proceedings and on a Motion for Exclusion of evidence.

Ngirabatware
The case commenced on 23 September 2009 and adjourned on 22 October 2009 due to Judge Bossa and Judge Rajohnson sitting on the bench for the Nzabonimana trial. Proceedings resumed on 25 January 2010 for seven weeks in order to conclude the hearing of the Prosecution's case.

The Chamber filed three decisions in December and there are currently five pending motions, which should be decided shortly.

Cases awaiting closing arguments

Hategekimana
The trial of Ildephonse Hategekimana closed on 6 October 2009. On 19 October 2009, the Trial Chamber instructed both Parties to file their closing briefs no later than 15 January 2010 and to present their closing arguments on 25 February 2010.

On 6 January 2010, the Defence filed a Motion in which it requested the Chamber to extend the filing date for the Defence closing brief and to extend the length of the brief.

On 11 January 2010, the Prosecution submitted that all measures granted to the Defence should likewise be accorded to the Prosecution.

Having considered the Parties’ submissions, the Chamber ordered both Parties to file their closing briefs no later than 1 February 2010 and to hear the Parties’ closing arguments on 8 April 2010.

Trials in Judgement Drafting Phase

Nyiramasuhuko et al. (“Butare”)
The Chamber is involved in deliberations and judgement drafting.

Nidilivimana et al. (“Military II”)
Judgement drafting is in progress.

Bizimungu et al.
Judgement drafting in the case is ongoing.

3. Trial Chamber III

Ongoing trials

Karemara et al.: During the considered period, the Chamber rendered 19 decisions. On 18 January 2010, the trial resumed with the continuation of the presentation of Joseph Nzirore's case. During the previous session, the Chamber had been sitting half days, four days a week, only to take into account the adverse health condition of Matthieu Ngirumpatse. On 18 January 2010, following several new medical reports, the Chamber decided to extend sitting hours by additional 1 hour and 30 min in the afternoon.

Gatete
The Prosecution closed its case on 16 November 2009 after calling 22 witnesses over 12 trial days. The Defence case is scheduled to commence on 1 March

Judicial Achievements

• Nine new trials commenced (plus one guilty plea)
• Two new arrests
• Evidence phase in 6 trials completed (including one re-trial) (involving 18 accused)
• Six first instance (including one guilty plea and one contempt of court) and 2 appeals judgements

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2010, and the Pre-Defence Brief is expected to be filed by 29 January 2010.

In December 2009 the Trial Chamber rendered decisions on one Prosecution motion and two Defence motions, including one denying certification to appeal a prior decision. In January 2009 it rendered another decision denying a Defence request for certification to appeal. The Chamber is currently deliberating on one pending Defence motion.

**Ntawukulilyayo**

The Defence case resumed on 8 December 2009. It concluded on 17 December 2009 after hearing a total of 23 witnesses over 21 trial days. During December 2009, the Chamber issued: (i) an oral decision regarding the qualification of a proposed expert witness, (ii) a written decision on the relevance of other proposed expert evidence, and (iii) a scheduling order for the filing of closing briefs by 25 February 2010 and the hearing of closing arguments on 12 and 13 April 2010. The Trial Chamber has also started judgment drafting preparations.

**Nzabonimana**

The Prosecution case, which had commenced on 9 November 2009, continued. The Trial Chamber heard six prosecution witnesses and issued five written decisions. Judge Rajohnson also took the deposition of one defence witness in Kigali.

**Trials in Judgement Drafting Phase**

**Muvunyi (re-trial)**

Judgement drafting is ongoing. Judgement delivery is expected for mid-February.

**Trial to commence in 2010**

**Ndahimana:**

The case is at pre-trial stage. In December 2009, the Prosecution filed a motion for leave to amend the indictment. The Chamber is currently deliberating on the matter.

**Nizeyimana:**

The Chamber is attending pre-trial work. John Philpot has been appointed as lead counsel in December 2009.

**Appeals Chamber**

The Appeals Chamber is seized of thirteen matters, including eight cases involving appeals from judgement.

In the **Bikindi** case, where the notices of appeal were filed on 31 December 2008, the case was heard on 30 September 2009 in Arusha and deliberations are in progress.

In the **Nchamihigo** case, the appellant filed his notice of appeal on 6 March 2009. The case was heard on 29 September 2009 in Arusha and deliberations are in progress.

In connection with the Bagosora et al. Trial Judgement pronounced on 18 December 2008 and issued in writing on 9 February 2009, the Appeals Chamber decided that Theoneste Bagosora’s notice of appeal is to be filed no later than 30 days from the date of the filing of the French translation of the Trial Judgement. The French translation of the Trial Judgement was filed on 9 December 2009 and Bagosora filed his notice of appeal on 8 January 2010. Aloys Ntabakuze and Anatole Nsengiumva filed their notices of appeal in March 2009. The briefing in respect of Aloys Ntabakuze’s appeal is completed.

In the **Rukundo** case, in which the Trial Judgement was rendered on 27 February 2009 and issued in writing on 13 March 2009, the prosecution filed its notice of appeal on 14 April 2009 and, following an extension of time pending receipt of the French translation of the Trial Judgement, Emmanuel Rukundo filed his notice of appeal on 6 November 2009. The briefing in respect of the prosecution’s appeal is completed.

In the **Kalimanzira** case, in which the Trial Judgement was rendered on 22 June 2009, both Callixte Kalimanzira and the prosecution filed notices of appeal. Callixte Kalimanzira received an extension of time to file his appeal brief within 75 days of the filing of the French translation of the Trial Judgement which was filed on 16 November 2009.

The Trial Judgement in the **Nshogoza** case was rendered on 2 July 2009. Leonidas Nshogoza appealed his contempt conviction and the briefing was completed on 24 August 2009. Deliberations on this matter are proceeding.

In the **Renzaho** case, in which the Trial Judgement was rendered on 14 July 2009, Tharcisse Renzaho filed his notice of appeal on 2 October 2009 and was granted an extension of time to file his appeal brief within 40 days of the service of the French translation of the Trial Judgement (21 January 2010).

In addition to these appeals, the Appeals Chamber is seized of three interlocutory appeals in the **Karemera et al., Kanyarukiga, and Nzabonimana** cases as well as of a fifth request for review from Eliezer Niyitegeka and a post-appeal request in the **Kamuhanda** case.

In the period of December 2009 through January 2010, the Appeals Chamber rendered 2 decisions on interlocutory appeals and issued 11 preliminary decisions or orders.

In 2009, the Appeals Chamber rendered two Judgements, in the **Karera** and **Zigiranyirazo** cases, 15 decisions on interlocutory appeals, 14 decisions concerning post-appeal matters, including review, and 140 preliminary decisions or orders.

To date, the Appeals Chamber has delivered 22 Appeal Judgements, concluding the appellate proceedings in respect of 28 persons.
Decisions of the ICTR from 1 December 2009 to 25 January 2010

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<td>GATETE - DECISION ON DEFENCE APPLICATION FOR CERTIFICATION TO APPEAL DECISION ON DEFENCE MOTION FOR EXCLUSION OF EVIDENCE. Rule 73(b) of the Rules of Procedure and Evidence</td>
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First Phase of the Youth Sensitization Project Commences

The Tribunal in November 2009 began implementation of the first phase of an ambitious program for the Youth of the five East African countries - Tanzania, Kenya, Uganda, Burundi and Rwanda. The program: Youth Sensitizing Project is financed by the German Government and aims at sensitizing the youth in the region on the Role of the Tribunal in Promoting International Justice.

Under the project which will put the youth in the center of the communication policy, the Tribunal is organising an Essay and Drawing Competition for students aged between 8 - 18 years in the five countries. The essays and drawings will basically consist of answers to basic questions such as; what is International Justice; what is the Contribution of the Tribunal to National Reconciliation; and How Does the Tribunal fight Impunity.

Implementation of the project began with missions of various ICTR senior staff visiting the capitals of the five countries to lay the groundwork before the official launching of the project.

The missions which took place in the first half of November involved visits to Dar es Salaam, Nairobi, Kampala, BJumbura and Kigali where the delegation held introductory meetings and sessions with officials from the UN Resident Coordinator's Offices, the German Embassies; Goethe Institutes, the Ministries of National Education and local media.

All officials from these institutions expressed their total support to the Project and promised to assist in ensuring that it was successfully implemented and attained fully its intended goals.

It is planned that the Project will be launched officially at special ceremonies in the five cities in February and March 2010. The ceremonies will also involve the holding of special exhibitions, briefing sessions and media events apart from inviting senior Government and UN officials to grace them.

The Project is part of the Tribunal's Legacy programme and consists of two parts: the competition and the publication of a cartoon book on the causes of the 1994 genocide. The Communication Cluster is involved in raising awareness of the youth in the region in the global fight against Impunity, following the tragic events which led to genocide in Rwanda in 1994.

Legal Writing Workshops held at the ICTR

The ICTR Continuing Legal Education (CLE) Committee hosted a series of legal writing training sessions conducted by Professor James Raymond from 18-22 January 2010. More than fifty lawyers from the Prosecution, the Defence, and the Chambers attended the opening session on Monday morning, 18 January 2010, where Professor Raymond conducted an interactive presentation entitled “Structure Before Style.” During the Monday afternoon session, “Formulating the Deliberations Part of Factual Findings,” Professor Raymond engaged President Byron and Judge Johansen as well as several Chambers' legal officers in a dynamic discussion about the analysis and drafting of factual findings in ICTR judgements.

From Tuesday through Friday, 19 – 22 January, Professor Raymond held small meetings with legal staff concerning the drafting of judgements and briefs.

For information about upcoming ICTR legal education activities, please contact any of the following members of the CLE: Suzanne Chenault, Chair; Judge Lee Muthoga, Advisor; Chile Eboe-Osuji, Advisor; Emma Wanchap, Member; Hillary Forden, Member; Amy Wood, Member.

Newly Appointed US Ambassador Visits the Tribunal

In December 2009, President Barack Obama appointed the Hon. Alfonso E. Lenhardt as his Ambassador designate to the United Republic of Tanzania. After retiring from the US army in 1997 as a Major General, Ambassador Lenhardt was the President and CEO of the non-profit National Crime Prevention Council (NCPC). On 4 September 2001, he was appointed the 36th Sergeant-at-Arms of the United States Senate and became the first African-American to serve as an officer of the Congress.

On 20 January 2010, H.E. Alfonso Lenhardt came to visit the Tribunal for the purpose of introducing himself to the three principals of the ICTR - the President, the Prosecutor and the Registrar - and seeing first-hand the Tribunal’s work, accomplishments and challenges. The Ambassador-designate was given a briefing on the activities of the Tribunal by the ICTR Spokesperson and the contribution and support of the United States to the work of the Tribunal were commended. “The Rule of law is important to us, said the Ambassador, we must ensure that justice is done.
Our entire system is built on that foundation. I am aware of the 11 people still at large. We will continue to put pressure and assist wherever possible for their arrest”.

H.E. Lenhardt concluded his visit with the attendance of a court session in the Karemara et al. case, in which President Dennis Byron is the Presiding Judge.

ICTR Launches New Website … continued from p.1

This refurbishment has modified the website to include, amongst others:

- An information portal for the ICTR, with a higher information capacity and capability to disseminate more information
- A lay out format that is visually appealing
- An enhanced capability to search and retrieve valuable information
- An improved navigation capability
- An overall presentation of the ICTR with a more professional image

The original website will run concurrently with the new one for a transitory period of three months.

UNOCI Chief Meets ICTR Registrar … continued from p.1

“The work being done by the Special Representative should be welcomed by all Ivorians and Africans because it contributes to the reinforcement of peace and unity, the consolidation of democracy and respect for human rights and human dignity,” said the Registrar.

Mr. Dieng also expressed the hope that Côte d’Ivoire “will reconcile with itself and together all its children will rebuild the country so that it can once again take its place as a leader” in West Africa. “This is possible if everyone learns … to have as their sole focus the defence of the interest of the Ivorian people,” he added.

Mr. Dieng, who was on a four-day official mission in Côte d’Ivoire, took part in a ceremony to mark the start of courses at the Human Rights Institute of Atlantic University, where he gave an augural lesson on 7 January 2010.

Appeal for Support of Humanitarian Relief Efforts in Haiti

The ICTR community expresses its condolences and wishes to show its solidarity to those deeply affected by the devastating earthquake, which occurred in Haiti on 12 January 2010. Because of the magnitude of the disaster, international support and donations are vital to saving lives and alleviating suffering.

The Fundraising Committee for Haiti, a recent ICTR initiative, enables staff members to contribute immediately to the critical relief efforts in Haiti. The Committee appeals to staff members for financial donations to support UNICEF in assisting the most vulnerable victims’ urgent needs, including the distribution of food, water, and medicine.

Donations may be made directly from a staff member’s payroll by completing a deduction form, which has been sent via email and which is also available from leave monitors in respective sections. Cash donations can be directed to the Finance Section where a receipt will be issued.

The Fundraising Committee for Haiti is grateful for your concerns and for your generosity in assisting the survivors of the massive earthquake in Haiti.

For additional information, please contact any of the Committee members below.

- Ms Suzanne Chenault, Legal Officer/Jurist Linguist (Chairperson)
- Mr. Jovenales M. Njuguna, Training Officer/OIC Welfare Unit (Member)
- Ms Helge Elisabeth ZEITLER, Legal Officer/ Special Assistant to the President (Member)
- Mr. Carl-Gunnar Harstrup, Chief Procurement Unit (Member)
- Ms Ruci Nailati, President Staff Association, Kigali (Member)
- Mr. Sheikh Abdurkadir, Finance Assistant (Member)
- Ms Renifa Madenga, Appeals Counsel (Member)
- Koffi Afande, Head, Appeals Chamber Support Unit, Hague (Member)