

MICT-12-12  
03/07/2012  
(0228-0227)



UNITED NATIONS  
NATIONS UNIES

ICTR-95-1B  
18-07-2012  
(2097-2096)

0228  
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International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

OR: ENG

OFFICE OF THE PRESIDENT

**Before:** Judge Vagn Joensen  
*President of the Tribunal*

**Registrar:** Adama Dieng

**Date:** 18 July 2012

JUDICIAL RECORDS SECTION  
ICTR  
2012 JUL 18 P 5:22Z  
*With Part*

Re.

Elizaphan and Gérard NTAHIRIMANA, Cases No. ICTR-96-10 and ICTR-96-17  
Alfred MUSEMA, Case No. ICTR-96-13  
Clément KAYISHEMA et al., Case No. ICTR-95-1  
Yussuf MUNYAKAZI, Case No. ICTR-97-36A  
Ignace BAGILISHEMA, Case No. ICTR-95-1A  
Mikaeli MUHIMANA, Case No. ICTR-95-1B ✓  
Siméon NCHAMIHIGO, Case No. ICTR-01-63  
Aloys NDIRIMBATI, Case No. ICTR-95-1  
Emmanuel NDINDABAHIZI, Case No. ICTR-01-71  
Charles SIKUBWABO, Case No. ICTR-95-1D  
Eliézer NIYITEGEKA, Case No. ICTR-96-14

ORDER REGARDING MUNGWARERE'S MOTIONS FOR ACCESS TO  
MATERIALS

Office of the Prosecutor:  
Hassan Bubacar Jallow  
James J. Arguin

Counsel for Jacque Mungwarere, accused  
Before the jurisdiction of Canada  
Phillipe Larochelle

Received by the Registry  
Mechanism for International Criminal Tribunals  
23/07/2012 11:17  
*diore*

International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda  
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NAME / NOM: *Martha Hunt*  
SIGNATURE: *[Signature]* DATE: *19/07/2012*

*[Handwritten mark]*

2096

1. On 28 May 2012, I, sitting pursuant to Rule 75 (I) of the Rules of Procedure and Evidence, ordered the Witnesses and Victims Support Section of the Tribunal ("WVSS") to consult a number of protected witnesses on Jacques Mungwarere's application for access to material identifying the witnesses.<sup>1</sup>
2. WVSS filed its submissions on 3 July 2012.<sup>2</sup>
3. Pursuant to United Nations Security Council Resolution 1966 (2010), as of 1 July 2012 all judicial or prosecutorial functions in relations to victims and witnesses protection pass to the Mechanism for International Criminal Tribunals ("MICT"). The competence to decide on Mungwarere's Motion, therefore, lies with MICT.<sup>3</sup>
4. Consequently, the filings in relations to the present matter shall be cross-filed before MICT.

**FOR THESE REASONS, I**

**DIRECT** the Registrar to facilitate the cross-filing of filings in relations to the present matter before MICT.

Arusha, 18 July 2012, done in English.



<sup>1</sup> In Re. *Elizaphan and Gérard Ntakirutimana*, Cases No. ICTR-96-10 and ICTR-96-17, *Alfred Musema*, Case No. ICTR-96-13, *Clément Kayishema et al.*, Case No. ICTR-95-1, *Yussuf Muryakazi*, Case No. ICTR-97-36A, *Ignace Bagilishema*, Case No. ICTR-95-1A, *Mikaëli Muhimana*, Case No. ICTR-95-1B, *Siméon Nchamihigo*, Case No. ICTR-01-63, *Aloys Ndimbati*, Case No. ICTR-95-1, *Emmanuel Ndinabahizi*, Case No. ICTR-01-71, *Charles Sikubwabo*, Case No. ICTR-95-1D, *Eliézer Niyitegeka*, Case No. ICTR-96-14, Decision in Relation to Jacques Mungwarere's Motions for Access to Materials and Notice under Rule 67 (D), 28 May 2012.

<sup>2</sup> Registrar's Submissions in Respect of the "Decision in Relation to Jacques Mungwarere's Motions for Access to Materials and Notice under Rule 67 (D)", filed on 3 July 2012.

<sup>3</sup> S/RES/1966 (2010), 22 December 2010, paras. 1, 2 and Annex 2, Article 5. 4.

*Re. Elizaphan and Gérard Ntakirutimana*, Cases No. ICTR-96-10 and ICTR-96-17, *Alfred Musema*, Case No. ICTR-96-13, *Clément Kayishema et al.*, Case No. ICTR-95-1, *Yussuf Muryakazi*, Case No. ICTR-97-36A, *Ignace Bagilishema*, Case No. ICTR-95-1A, *Mikaëli Muhimana*, Case No. ICTR-95-1B, *Siméon Nchamihigo*, Case No. ICTR-01-63, *Aloys Ndimbati*, Case No. ICTR-95-1, *Emmanuel Ndinabahizi*, Case No. ICTR-01-71, *Charles Sikubwabo*, Case No. ICTR-95-1D, *Eliézer Niyitegeka*, Case No. ICTR-96-14



**TRANSMISSION SHEET / FICHE DE TRANSMISSION  
FOR FILING OF DOCUMENTS WITH THE ARUSHA BRANCH OF  
THE MECHANISM FOR INTERNATIONAL CRIMINAL TRIBUNALS/  
POUR LE DEPOT DE DOCUMENTS A LA DIVISION D'ARUSHA DU  
MECHANISME POUR LES TRIBUNAUX PENNAUX INTERNATIONAUX**

**I - FILING INFORMATION / INFORMATIONS GENERALES**

<b>To/ A:</b>	MICT Registry/ Greffe du MPTI				
<b>From/ De:</b>	<input type="checkbox"/> Chambers/ Chambre	<input type="checkbox"/> Defence/ Défense	<input type="checkbox"/> Prosecution/ Bureau du Procureur	<input checked="" type="checkbox"/> Other/ Autre : <b>ICTR Registry M Hunt</b>	
<b>Case Name/ Affaire:</b>	Muhimana		<b>Case Number/ Affaire No:</b>	MICT-12-12	
<b>Date Created/ Daté du:</b>	18/07/2012		<b>Date transmitted/ Transmis le:</b>	23/07/2012	
<b>No. of Pages/ No de pages:</b>	2	<b>Original Language / Langue de l'original:</b>	<input checked="" type="checkbox"/> English/ Anglais	<input type="checkbox"/> French/ Français	<input type="checkbox"/> Kinyarwanda
<b>Title of Document/ Titre du document:</b>	ORDER REGARDING MUNGWARERE'S MOTIONS FOR ACCESS TO MATERIAL				
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