

UNITED
NATIONS

MICT-13-33
09-11-2015
(705 - 704)

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Mechanism for International Criminal Tribunals

Case No. MICT-13-33

Date: 9 November 2015

Original: English

BEFORE A SINGLE JUDGE

Before: Judge Vagn Joensen

Registrar: Mr. John Hocking

Order of: 9 November 2015

PROSECUTOR

v.

JEAN DE DIEU KAMUHANDA

PUBLIC

ORDER ON REQUEST FOR LEAVE TO REPLY

Counsel for Jean de dieu Kamuhanda:

Mr. Peter Robinson

The Office of the Prosecutor:

Mr. Hassan Bubacar Jallow
Mr. Richard Karegyesa
Ms. Sunkarie Ballah-Conteh

**Received by the Registry
Mechanism for International Criminal Tribunals
09/11/2015 10:32**

A handwritten signature in black ink, appearing to be 'V. Joensen', written over the printed text of the receipt box.

A handwritten mark or signature in black ink, located at the bottom right of the page.

1. I, Vagn Joensen, Judge of the International Residual Mechanism for Criminal Tribunals (“Mechanism”) and Single Judge in this case, am seised of a motion filed by Mr. Jean de Dieu Kamuhanda on 7 October 2015 requesting disclosure of all reports with information provided by a particular employee of the International Criminal Tribunal for Rwanda (“ICTR”), which relate to an attempt to influence a witness who testified for the Prosecution in the *Kamuhanda* trial.¹ The Prosecution filed its response on 19 October 2015.²

2. On 20 October 2015 Mr. Kamuhanda filed a request for leave to reply to the Prosecution’s response.³ He also requests that, at the time leave to reply is granted, I order the Prosecution to provide me with the material sought so that I can review it *in camera* and have the benefit of all the relevant information for the purposes of deciding on his motion.⁴

3. In light of Mr. Kamuhanda’s submissions in support of his request and pursuant to Rule 153(A) of the Mechanism’s Rules of Procedure and Evidence, I find that Mr. Kamuhanda should be granted an opportunity to reply to the Prosecution’s response. Mr. Kamuhanda’s request for an order enabling me to review the relevant material *in camera* will be examined once his submissions in reply are filed in due course.

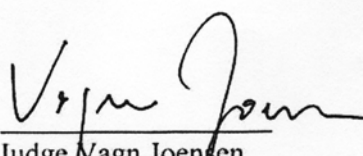
DISPOSITION

4. For the foregoing reasons, I **GRANT** Mr. Kamuhanda’s request for leave to reply to the Prosecution’s response and **INSTRUCT** Mr. Kamuhanda to file his reply within seven (7) days as from the filing of the present order.

Done in English and French, the English version being authoritative.

Done this 9th day of November 2015,
At Arusha,
Tanzania




Judge Vagn Joensen
Single Judge

¹ Motion to Compel Disclosure of Witness GEK Exculpatory Material, 7 October 2015 (“Motion”), paras. 25, 28; Order Assigning a Single Judge to Consider an Application, 13 October 2015, p. 1.

² Prosecution Response to Motion to Compel Disclosure of Witness GEK Exculpatory Material (“Response”).

³ Request for Leave to Reply: Motion to Compel Disclosure of Witness GEK Exculpatory Material, 20 October 2015 (“Request”), paras. 1-2.

⁴ Request, para. 8.