



**MINUTES OF PROCEEDINGS  
PROCES-VERBAL D'AUDIENCE**

Rule 35 of the Rules of Procedure and Evidence / Art. 44 of the Directive for the Registry on Court Management  
Art. 35 Règlement de Procédure et de Preuve / Art. 44 Directive au Greffe sur l'Administration des Chambres

Case Name: **NSENGIMANA**  
Case No: ICTR-01-69-T  
Trial Chamber: One  
Courtroom: IV

Before / Devant: Judge Erik Møse, presiding, Judge Sergei Alekseevich Egorov, Judge Florence Rita Arrey  
Specificities / Spécificités: Single.  
Prosecution / Poursuite: Wallace Ndugulile Kapaya, Charity Kagwi Ndungu (Absent), Sylver Ntukamazina, Brian Christopher Wallace, Béatrice Chapaux, Iskandar Ismail  
Accused / Accusés: Hormisdas Nsengimana.  
Defence / La Défense: Emmanuel Altit, David John Hooper (Absent).  
Registry / Greffe: Marianne Ben Salimo, Edward Edwin Matemanga  
Date: Wednesday 11 June 2008.

**TRIAL DAY 26**

**1. Remarks/Remarques:**

- a. The Presiding Judge indicated that Defence exhibits D.46 and D.47 admitted the previous day, had to be placed under seal.
- b. The Prosecution (Mr. Wallace) informed the Chamber that it was declining to cross-examine Defence Witness EMI2 (DW6). The Bench put a few questions to the witness and his testimony was concluded.
- c. Then the parties discussed the Defence witnesses to be called for the coming days. The Defence (Mr. Altit) informed the Chamber that the next Defence Witness would be Witness EMR95 who had arrived in Arusha and would be called to testify the next day. He added that Witness JMR1 was expected to arrive in Arusha on Friday 13 or Saturday 14 June 2008 and would be ready to testify on Wednesday 18 June 2008 after the 4 Defence witnesses Witnesses (VMB17, FMCD5, IMR5 and RFC6) had been heard by video link from The Hague on Monday 16 and Tuesday 17 June 2008.
- d. Defence Lead Counsel (Mr. Altit) indicated that he intended to file a motion for the transfer of detained witnesses later that day. He also indicated that he intended to further vary the Defence witness list and he requested the Chamber to modify the scheduling of the trial calendar. The Presiding Judge noted that the Chamber would assess the situation in due course concerning the trial calendar and that it would render its decision on the Defence motion for the transfer of detained witnesses as soon as practicable. The Defence (Mr. Altit) stated that until today he had not received from the Prosecution the list of photographs and the Gacaca files court he had requested. The Prosecution (Mr. Kapaya) informed the Chamber that by the next week, the Prosecution would disclose the photographs to the Defence and that it was working on obtaining the requested files but was encountering some difficulties. Finally, the Defence (Mr. Altit) informed the Chamber that the expert report had been filed the preceding day.
- e. In the absence of further Defence witnesses, the proceedings were adjourned to Thursday 12 June 2008 at 8:45 a.m. for the continuation of the trial with the testimony of Defence Witness EMR95.

**2. Decisions & Orders rendered orally / Décisions & Ordonnances rendues oralement:**

- a. The Chamber directed the Registry to put under seal Defence exhibits D.46 and D.47
- b. Confidential material to be extracted from the transcripts put under seal and erased from the video system

**3. Witnesses heard / Témoins entendus:**

- Defence Witness: EMI2 (DW6)

**4. Exhibits tendered / Pièces à conviction présentées:**

- None.

Opening <i>Ouverture</i>	Adjournment <i>Suspension</i>
8:48 a.m.	9:48 a.m.
.	xxx
xxx	xxx

Signature

Signature

**SIGNED**

**SIGNED**

For Judge Erik Møse

Marianne Ben Salimo  
Courtroom Officer

Presiding Judge

Total time in Court <i>Durée des débats</i>		1 hour

Karine Ardault  
Associate Legal Officer

**Date:** 11 June 2008

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