



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 and Laïty Kama

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, Sylver Ntukamazina, Brian Christopher Wallace, Béatrice Chapaux, Iskandar Ismail

Accused / Accusés: Hormidas Nsengimana.

Defence / La Défense: Emmanuel Altit, David John Hooper.

Registry / Greffe: Roger Kouambo -Tchinda, Marianne Ben Salimo, Edward Edwin Matemanga

Date: Tuesday 8 July 2008.

TRIAL DAY 37

1. **Remarks/Remarques:**

- a. The proceedings began late due to an administrative issue.
- b. From the beginning of the proceedings until 10:13 a.m. the Chamber sat pursuant to Rule 15 *bis* of the Rules of Procedure and Evidence in the absence of Judge Arrey.
- c. Defence Witness Hormidas Nsengimana (DW18) took place in the witness booth and made the solemn declaration.
- d. The Defence (Mr. Hooper) examined Witness Hormidas Nsengimana from 9:10 a.m. to 3:50 p.m. with adjournments from 11:00 to 11:28 a.m. and from 12:59 to 3:03 p.m.
- e. Before lunch break, the Presiding Judge informed the parties that in the afternoon, the proceedings would resume at 3:00 p.m. in courtroom Laïty Kama, for the continuation of the examination-in-chief of Witness Hormidas Nsengimana and for the testimony by video-link of Defence Witness RFCD6 that would start at 4.00 p.m.
- f. The testimony of Defence Witness Hormidas Nsengimana was then interrupted to start the video-link testimony of Witness RFCD6. The Chamber took a short break from 3:50 to 4:05 p.m. so that the video link could be set up.
- g. Defence Witness RFCD6 (DW19) entered the room in Ottawa and made the solemn declaration.
- h. The Defence (Mr. Altit) examined Defence Witness RFCD6 from 4:05 to 4:20 p.m. in closed session and to 4:59 p.m. in open session.
- i. The Prosecution (Ms. Kagwi Ndungu) cross-examined Defence Witness RFCD6 from 4:59 to 5:24 p.m. in open session. The Defence (Mr. Altit) re-examined the witness up to 5:29 p.m. and her testimony was then concluded.
- j. The Presiding Judge then informed the parties that the next day the proceedings would take place back in courtroom IV, Ground floor. Then the Presiding Judge invited the parties to meet with him in the Judges' lounge to discuss the status of the next Defence witnesses.
- k. The proceedings were adjourned to Wednesday 9 July 2008 at 8:45 a.m. in courtroom IV.

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

- Confidential material to be extracted from the transcripts to be put under seal and to be erased from the video system.

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

- Defence Witness: Hormidas Nsengimana (DW18).
- Defence Witness: RFCD6 (DW19).

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

- D.60: Personal information sheet of Defence Witness RFCD6 (under seal).
- P.31: Written statement of Defence Witness RFCD6 (under seal).

Opening <i>Ouverture</i>	Adjournment <i>Suspension</i>	
9:09 a.m.	11:00 a.m.	
11:28 a.m.	12:59 p.m.	
3:03 p.m.	3:50 p.m.	
4:05 p.m.	5:29 p.m.	
Total time in Court <i>Durée des débats</i>		5hrs 33 mns

Signature

Signature

SIGNED

SIGNED

For Judge Erik Møse

Marianne Ben Salimo
Courtroom Officer

Presiding Judge

Karine Ardault
Associate Legal Officer

Date: 8 July 2008

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