



**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: Laïty Kama

Before / Devant: Judge Erik Møse, presiding; Judge Sergei Alekseevich Egorov and Judge Florence Rita Arrey.
Specificities / Spécificités: Single
Prosecution / Poursuite: Wallace Kapaya (Absent); Brian Christopher Wallace; Charity Kagwi Ndungu, Béatrice Chapaux (Absent), Ismail Iskandar, Jane Mukangira
Accused / Accusés: Hormisdas Nsengimana
Defence / La Défense: Emmanuel Altit (Absent); David John Hooper.
Registry / Greffe: Aminatta N'gum, Marianne Ben Salimo, Edward Edwin Matemanga.
Date: Wednesday 17 September 2008

TRIAL DAY 42

1. Remarks/Remarques:

- a. The Presiding Judge informed the parties the video link system would only be available until 3:00 p.m.
- b. Defence Witness Augustin Karera (DW24) entered the room in Nairobi and made the solemn declaration.
- c. Counsel for the Defence (Mr. Hooper) examined Witness Augustin Karera (DW 24) on his qualifications as an expert from 9:00 to 9:27 a.m. The Prosecution (Mr. Wallace) cross-examined the witness until 10:08 a.m. then the Defence (Mr. Hooper) re-examined the witness up to 10:53 a.m. and then presented the arguments supporting the qualifications of the witness as an expert. The Prosecution (Mr. Wallace) explained why in its opinion the witness was not qualifying as an expert. After taking a break from 11:29 a.m. to 12:15 p.m., the Chamber rendered its ruling (See the Chamber's decision at Paragraph 2).
- d. The Defence (Mr. Hooper) examined Expert Witness Augustin Karera from 12:32 to 1:25 p.m. The Prosecution (Mr. Wallace) cross-examined the witness until 2:13 p.m. There was no re-examination. The testimony of Expert Witness Karera was then concluded and the video link connection from Nairobi terminated. It was noted that the Defence case was closed.
- e. The proceedings were adjourned until 20 November 2008 for the hearing of the closing arguments

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

- The Chamber ruled that Witness Augustin Karera was qualified to testify as an Expert Witness in the proceedings.

3. Witnesses heard / Témoins entendus:

- Defence Witness Augustin Karera (DW 24).

4. Exhibits tendered / Pièces à conviction présentées:

- D 73: Curriculum vitae of Witness Augustin Karera.
- D 74 a and b (French and English versions respectively): Report of Expert Witness Augustin Karera with annexes

Opening <i>Ouverture</i>	Adjournment <i>Suspension</i>
8:55 a.m.	11:29 a.m.
12:25 p.m.	2:25 p.m.
XXX	XXX

Signature

Signature

SIGNED

SIGNED

For Judge Erik Møse

Presiding Judge

Marianne Ben Salimo
Courtroom Officer

Total time in Court <i>Durée des débats</i>		4hrs 34mns

Karine Ardault
Associate Legal Officer

Date: 17 September 2008

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