

**UNITED
NATIONS**



International Residual Mechanism for Criminal
Tribunals

Case No: MICT 12-21

Date: 19 August 2022

Original: English

Before: Judge Graciela Gatti Santana, President

Registrar: Abubacarr Marie Tambaou

**IN THE MATTER OF
LADISLAS NTAGANZWA**

PUBLIC

COMBINED MONITORING REPORT FOR JUNE TO AUGUST 2022

Monitor

Ms. Elsy C. Sainna

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INTRODUCTION

1. Pursuant to the Terms of Reference for the Monitors, particularly part "C" of Annex II to the MOU between the International Residual Mechanism for Criminal Tribunals ("IRMCT" or "Mechanism") and the Kenya Section of the International Commission of Jurists ("ICJ Kenya"), I respectfully submit this Combined Monitoring Report to the President of the Mechanism through the Registrar.
2. This report pertains to the case of Mr Ladislav Ntaganzwa during June and August 2022 ("the Reporting Period") prepared by Ms Elsy Sainna, a Monitor appointed by the Mechanism ("the Monitor").
3. During the Reporting Period, the Monitor undertook one monitoring mission from 1 to 4 August 2022 to Rwanda and met with Mr Ladislav Ntaganzwa (the Appellant) at Nyanza prison. The Monitor also spoke with Defence Counsel Musonera.
4. A detailed account of the Reporting Period is provided below.

DETAILED REPORT

Monitoring Mission from 1 to 4 August 2022

Meeting with Ladislav Ntaganzwa held on 3 August 2022, Nyanza Prison

5. The Monitor met with the Appellant in the presence of an Interpreter.
6. The Monitor noted that Mr Ntaganzwa looked visibly tired; he said he was not feeling well.
7. The Monitor inquired whether he had sought medical attention and said he had not but would monitor how he felt and seek medical assistance if need be.
8. The Monitor inquired if he had met with the Defence Counsel since the last monitoring mission. Mr Ntaganzwa told the Monitor that he had neither been in touch nor met with Defence Counsel. Further, he had not heard from the Court of Appeal regarding the

scheduling of his hearing. He said the Defence Counsel is supposed to return for his next visit to discuss the joint submissions before filing at the Court of Appeal.

9. Regarding communication with family, Mr Ntaganzwa said he can still speak to his daughter, who is on the approved list by the prison authorities.
10. Finally, Mr Ntaganzwa said he had no new information or updates to provide to the Monitor regarding the prison conditions.
11. In concluding the discussions, Mr Ntaganzwa said he looked forward to meeting with the Defence Counsel to discuss the joint submissions.

Meeting with Defence Counsel Alex Musonera held on 11 August 2022 via Zoom

12. The Monitor scheduled a meeting with Defence Counsel on 4 August 2022 but was cancelled last minute.
13. The Monitor arranged an online follow-up meeting for 11 August 2022. The Monitor sought to inquire about the appeal status, meeting with Ntaganzwa and scheduling at the Court of Appeal.
14. On the status of the appeal, the Defence Counsel told the Monitor that the Court of Appeal was yet to schedule the appeal, and the Court was still overwhelmed with the case backlog.
15. The Monitor informed Defence Counsel that Ntaganzwa had expressed concern that he had not been in touch or visited since April 2022. In response, the Defence Counsel indicated that he had finalised the joint submissions and intended to visit Mr Ntaganzwa during August as the courts were in recess.
16. The Monitor requested Defence Counsel to check and inquire about Ntaganzwa's health when he visited.

CONCLUSION

The Monitor remains available to provide any additional information at the President's direction.

Dated this 19 August 2022

Respectfully submitted,

//Elsy C. Sainna//

Ms Elsy Sainna

Monitor for the *Ntaganzwa* case

Nairobi, Kenya.



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Case Name/ Affaire :	In the Matter of Ladislav Ntangazwa		Case Number/ Affaire n° :	MICT-12-21
Date Created/ Daté du :	19-08-2022	Date transmitted/ Transmis le :	19-08-2022	No. of Pages/ Nombre de pages : 5
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