

**UNITED
NATIONS**



International Residual Mechanism
for Criminal Tribunals

Case No.: MICT-13-38-PT

Date: 16 September 2021

Original: English

IN THE TRIAL CHAMBER

Before: Judge Iain Bonomy, Pre-Trial Judge
Registrar: Mr. Abubacarr Tambadou
Order of: 16 September 2021

PROSECUTOR

v.

FÉLICIEN KABUGA

PUBLIC

ORDER SCHEDULING A STATUS CONFERENCE

Office of the Prosecutor:

Mr. Serge Brammertz
Mr. Rashid S. Rashid
Mr. Rupert Elderkin

Counsel for Mr. Félicien Kabuga:

Mr. Emmanuel Altit

I, IAIN BONOMY, Presiding Judge of the Trial Chamber of the International Residual Mechanism for Criminal Tribunals (“Mechanism”) and the Pre-Trial Judge in this case;¹

RECALLING that the operative indictment against Mr. Félicien Kabuga, confirmed by the International Criminal Tribunal for Rwanda on 13 April 2011,² was amended on 1 March 2021;³

RECALLING that, following his arrest in France on 16 May 2020, Kabuga was temporarily transferred on 26 October 2020 to the United Nations Detention Unit at the Hague Branch of the Mechanism for a detailed medical assessment to determine whether and under what circumstances he may be safely transferred to the Arusha Branch of the Mechanism for trial;⁴

RECALLING that Kabuga’s initial appearance took place in-person on 11 November 2020;⁵

RECALLING the status conference held through the written exchanges procedure which commenced on 9 March 2021 and concluded on 6 April 2021;⁶

RECALLING the status conference held before the Trial Chamber on 1 June 2021 at the Hague Branch of the Mechanism;⁷

CONSIDERING that, pursuant to Rule 69(A) of the Rules of Procedure and Evidence (“Rules”), a status conference shall be convened within 120 days of the last status conference, to organize exchanges between the parties, review the status of the case, and to allow the accused the opportunity to raise issues in relation thereto, including their mental and physical condition;

NOTING that the parties, through informal communication, have agreed to an in-person status conference on Wednesday, 6 October 2021 at the Hague Branch of the Mechanism;⁸

¹ Order Assigning a Trial Chamber, 1 October 2020, p. 1; Order Designating a Pre-Trial Judge, 29 October 2020, p. 1.

² *The Prosecutor v. Félicien Kabuga*, Case No. ICTR-98-44B-PT, Decision on the Prosecutor’s Request for Leave to File an Amended Indictment, 13 April 2011 (confidential); *The Prosecutor v. Félicien Kabuga*, Case No. ICTR-98-44B-I, Amended Indictment, 14 April 2011.

³ Second Amended Indictment, 1 March 2021 (public, with confidential Annex). *See also* Decision on Prosecution Motion to Amend the Indictment, 24 February 2021, para. 22.

⁴ *See* Decision on Félicien Kabuga’s Motion to Amend the Arrest Warrant and Order for Transfer, 21 October 2020, paras. 2, 14, 15, 18; Preliminary Order Regarding Medical Examination of Félicien Kabuga, 29 October 2020, pp. 1, 2.

⁵ *See* Order Scheduling an Initial Appearance, 8 November 2020, p. 3.

⁶ *See* Order Concluding the Written Exchanges Procedure for the Status Conference, 6 April 2021 (public, with public Annex A and confidential Annex B), p. 1. The status conference was held by way of written procedure as a result of stringent lockdown measures and travel restrictions to combat the spread of COVID-19 and because of developments related to Kabuga’s health. *See* Order Scheduling a Status Conference, 13 January 2021, p. 2; Order Postponing the Status Conference, 26 January 2021, p. 1; Order Regarding Commencement and Conduct of the Status Conference, 9 March 2021 (public, with public Annex A and confidential Annex B), pp. 1-3.

⁷ *See* Order Scheduling a Status Conference, 7 May 2021, p. 1.

⁸ I will authorize remote participation in the status conference through video-teleconference for any additional Prosecution counsel who may not be able to appear in person.

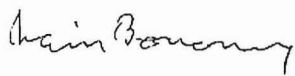
CONSIDERING that, in view of his current condition and care regime, Kabuga may choose to appear via video-teleconference link or waive his right to be present, should he elect to do so;

PURSUANT to Rule 69(A) of the Rules;

HEREBY SCHEDULE an in-person status conference for Wednesday, 6 October 2021 at 2.30 p.m. in the Courtroom of the Hague Branch of the Mechanism.

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

Done this 16th day of September 2021,
At Arusha,
Tanzania



Judge Iain Bony
Pre-Trial Judge

[Seal of the Mechanism]



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To/ À :	IRMCT Registry/ Greffe du MIFRTP		☒ Arusha/ Arusha	☐ The Hague/ La Haye
From/ De :	☐ President / Président	☒ Chambers / Chambre	☐ Prosecution/ Bureau du Procureur	☐ Defence / Défense
	☐ Registrar / Greffier	☐ Other/ Autre		
Case Name/ Affaire :	Prosecutor v. Félicien Kabuga		Case Number/ Affaire n° :	MICT-13-38-PT
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Title of Document/ Titre du document :	Order Scheduling a Status Conference			
Classification Level/ Catégories de classification :	☒ Unclassified/ Non classifié	☐ Ex Parte Defence excluded/ Défense exclue		
	☐ Confidential/ Confidentiel	☐ Ex Parte Prosecution excluded/ Bureau du Procureur exclu		
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