

**UNITED
NATIONS**



International Residual Mechanism
for Criminal Tribunals

Case No.: MICT-15-90-ES.1

Date: 3 July 2026

Original: English

THE PRESIDENT OF THE MECHANISM

Before: Judge Graciela Gatti Santana, President

Registrar: Mr. Abubacarr M. Tambadou

Order of: 3 July 2026

PROSECUTOR

v.

ÉLIE NDAYAMBAJE

PUBLIC

**ORDER FOR INFORMATION REGARDING THE APPLICATION
FOR EARLY RELEASE OF ÉLIE NDAYAMBAJE**

Counsel for Mr. Élie Ndayambaje:

Mr. John Philpot

I, GRACIELA GATTI SANTANA, President of the International Residual Mechanism for Criminal Tribunals (“President” and “Mechanism”, respectively);

RECALLING that Mr. Élie Ndayambaje (“Ndayambaje”) is serving a 47-year sentence of imprisonment in the Republic of Senegal, following his conviction by the International Criminal Tribunal for Rwanda (“ICTR”) for committing direct and public incitement to commit genocide, genocide, extermination as a crime against humanity, and violence to life, health, and physical or mental well-being of persons as a serious violation of Article 3 common to the Geneva Conventions and of Additional Protocol II;¹

BEING SEISED of a direct petition for early release filed by Ndayambaje on 25 June 2026;²

RECALLING that, according to Article 25 of the Statute of the Mechanism, the Mechanism supervises the enforcement of sentences pronounced by the ICTR, the International Criminal Tribunal for the former Yugoslavia (“ICTY”), or the Mechanism;

NOTING that the Application does not contain information about the location where Ndayambaje intends to live if released early;

CONSIDERING that the location where a convicted person intends to live if released early is a factor that the President considers in determining applications for pardon, commutation of sentence, or early release;³

FINDING that it would assist my determination of the Application to know where Ndayambaje intends to live if released early and whether he has the legal right to reside in that location;

FOR THE FOREGOING REASONS,

HEREBY ORDER Ndayambaje to file, no later than 24 July 2026, a supplement to the Application setting out the location where he intends to live if released early; and

REMAIN seised of the Application.

¹ See *Prosecutor v. Pauline Nyiramasuhuko et al.*, Case No. ICTR-98-42-A, Judgement, 14 December 2015, para. 3539; *Prosecutor v. Pauline Nyiramasuhuko et al.*, Case No. ICTR-98-42-A, Corrigendum to Judgement of 14 December 2015, 18 December 2015, pp. 1-2. See also *Prosecutor v. Pauline Nyiramasuhuko et al.*, Case No. ICTR-98-42-T, Judgement and Sentence, 24 June 2011, paras. 6186, 6271; Order Designating State in Which Élie Ndayambaje is to Serve his Sentence, 28 November 2017, p. 2.

² Requête d’Elie Ndayambaje aux fins d’une libération anticipée, 25 June 2026 (“Application”).

³ See Practice Direction on the Procedure for the Determination of Applications for Pardon, Commutation of Sentence, or Early Release of Persons Convicted by the ICTR, the ICTY, or the Mechanism (MICT/3/Rev.4), 1 July 2024, para. 10(d).

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

Done this 3rd day of July 2026,
At Arusha,
Tanzania.



Judge Graciela Gatti Santana
President

[Seal of the Mechanism]



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