

**UNITED
NATIONS**



International Residual Mechanism
for Criminal Tribunals

Case No. MICT-13-38-PT

Date: 7 July 2022

Original: English

IN THE TRIAL CHAMBER

Before: Judge Iain Bonomy, Pre-Trial Judge

Registrar: Mr. Abubacarr Tambadou

Order of: 7 July 2022

PROSECUTOR

v.

FÉLICIEN KABUGA

PUBLIC

ORDER SCHEDULING THE PRE-TRIAL 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 the operative indictment against Mr. Félicien Kabuga filed on 1 March 2021;²

RECALLING that Kabuga’s initial appearance took place in-person on 11 November 2020³ and that status conferences pursuant to Rule 69 of the Rules of Evidence and Procedure (“Rules”) were held by way of written procedure on 6 April 2021 and in-person on 1 June 2021, 6 October 2021, 3 February 2022, and 11 May 2022;⁴

RECALLING that the parties have complied with their pre-trial obligations under the pre-trial work plan filed on 4 June 2022 and that the Trial Chamber issued its order on the procedure for the conduct of trial on 14 February 2022;

RECALLING FURTHER that, on 13 June 2022, the Trial Chamber issued its decision on Kabuga’s fitness to stand trial,⁵ which currently is on appeal;⁶

CONSIDERING that, pursuant to Rule 69(A) of the 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 and that, pursuant to Rule 81(A) of the Rules, the Trial Chamber shall hold a pre-trial conference prior to the commencement of trial;

CONSIDERING that holding the pre-trial conference is consistent with Kabuga’s right to a fair and expeditious trial and that this hearing will also allow the parties to raise any relevant issues under Rule 69 of the Rules;

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

² Second Amended Indictment, 1 March 2021 (public, with public and confidential annexes). *See also* Decision on Prosecution Motion to Amend the Indictment, 24 February 2021, para. 22.

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

⁴ *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.

⁵ Decision on Félicien Kabuga’s Fitness to Stand Trial and to Be Transferred to and Detained in Arusha, 13 June 2022.

⁶ *Prosecutor v. Félicien Kabuga*, Case No. MICT-13-38-AR80.1, *Document à l’appui de l’appel de la “Decision on Félicien Kabuga’s Fitness to Stand Trial and to Be Transferred to and Detained in Arusha” rendue par la Chambre de première instance le 13 juin 2022*, 30 June 2022. *See also* *Prosecutor v. Félicien Kabuga*, Case No. MICT-13-38-AR80.1, Order Assigning an Appeal to a Bench of the Appeals Chamber, 30 June 2022.

CONSIDERING that Kabuga may choose to appear in person, via video-teleconference link, or waive his right to be present, should he elect to do so;

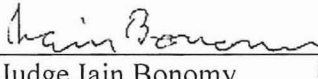
FOR THE FOREGOING REASONS,

HEREBY SCHEDULE an in-person pre-trial conference before the Trial Chamber under Rule 81(A) of the Rules for Thursday, 18 August 2022 at 10.00 a.m. in the Courtroom of the Hague Branch of the Mechanism; and

NOTIFY the parties that they should, as required, raise issues that would otherwise be addressed in a status conference held under Rule 69 of the Rules.

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

Done this 7th day of July 2022,
At Arusha,
Tanzania


Judge Iain Bonyony
Pre-Trial Judge

[Seal of the Mechanism]



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