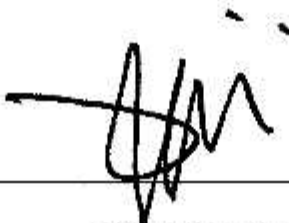


PARTLY DISSENTING OPINION OF JUDGE EBOE-OSUJI

1. It is to be regretted that the trial is not starting on 5 May 2014, as scheduled. But, it is understood that it is the desire of both parties that the date as currently set be vacated.
2. Be that as it may, I see no reason at all for not setting a new trial date immediately – to a date this year. From my understanding of the situation, both parties have indicated that it is possible to start the trial at various points this year. The Prosecution suggested September 2014. The Defence initially indicated October this year as a possibility; but, for one reason or another, they more clearly prefer a date in March 2015.
3. Experience will amply show that there is almost always a reason that a party, the court administration or a judge will have for not starting a trial. But, for the sake of justice for society and victims, a trial of confirmed charges must start at some point, in spite of some of those reasons.
4. In my own view, it is entirely possible—and most desirous—to set a date immediately to a time this year, but in March 2015 at any rate, for the trial in this case to start in earnest.

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



Chie Eboe-Osuji
Judge

Dated 16 April 2014
At The Hague, The Netherlands