

**UNITED
NATIONS**



International Residual Mechanism
for Criminal Tribunals

Case No.: MICT-22-124

Date: 21 November 2025

Original: English

BEFORE A SINGLE JUDGE

Before: Judge Joseph E. Chiondo Masanche

Registrar: Mr. Abubacarr M. Tambadou

Decision of: 21 November 2025

IN THE MATTER OF

**FRANÇOIS-XAVIER NZUWONEMEYE
PROSPER MUGIRANEZA
ALPHONSE NTEZIRYAYO
ANDRÉ NTAGERURA
INNOCENT SAGAHUTU**

PUBLIC

**DECISION IN RELATION TO THE ORDER TO
SHOW CAUSE AND MOTIONS FOR AN ORDER FOR
ADDITIONAL SUBSISTENCE FUNDS**

Counsel for the Relocated Persons

Mr. François-Xavier Nzuwonemeye

Mr. Peter Robinson

Mr. Alphonse Nteziryayo

Mr. Iain Edwards

Mr. Prosper Mugiraneza

Ms. Kate Gibson

Mr. André Ntagerura

Mr. Philippe Larochelle

Mr. Innocent Sagahutu

Mr. Jean Flamme

I, JOSEPH E. CHIONDO MASANCHE, Judge of the International Residual Mechanism for Criminal Tribunals (“Mechanism”) and Single Judge in this case;¹

RECALLING the Decisions of 7 February 2022 and 8 March 2022, wherein I found the Republic of Niger (“Niger”) to be in breach of the Relocation Agreement signed with the United Nations and ordered the Registrar of the Mechanism (“Registrar”) to continue to actively engage with Niger and other possible relocation States to ensure the respect of the fundamental rights of the acquitted and released persons relocated on the territory of Niger (“Relocated Persons”);²

RECALLING the Decisions of 12 January 2023 and 4 January 2024, wherein I ordered the Registry of the Mechanism (“Registry”) to provide additional lump sum payments of \$10,000 to each of the Relocated Persons for the years 2023 and 2024, after the exhaustion of their initial installation grant, while efforts continue to find a safe third State for their relocation, as well as to explore other options for additional support and funding;³

RECALLING the Decision of 4 January 2024, wherein I indicated that these lump sum payments should not be considered as an annual entitlement and that any future payment of subsistence funds would be contingent on an assessment of the situation of the Relocated Persons at the time of the request;⁴

BEING SEISED OF two motions filed by Mr. François-Xavier Nzuwonemeye on 24 June 2024 and 15 September 2025, and of joinders filed by Mr. Alphonse Nteziryayo and Mr. André Ntagerura on 25 June 2024, requesting an additional lump sum payment of \$11,500 for 2025 and of \$12,400 for 2026 to each of the Relocated Persons to cover their costs of living, as well as the rental payment for their house in Niamey, while efforts continue to find a relocation State, on the basis that they remain unable to support themselves in Niger as envisioned by the Relocation Agreement;⁵

¹ See Order Assigning a Single Judge to Consider a Request and Its Joinders, 27 June 2024, p. 1; Order Assigning a Single Judge to Consider a Request, 18 September 2025, p. 1.

² See Decision on Motions Regarding the Relocation Agreement with Niger and Order for Transfer of the Relocated Persons to the Arusha Branch, 7 February 2022 (“Decision of 7 February 2022”), paras. 20-30; Further Decision Regarding the Relocated Persons in Niger, 8 March 2022 (“Decision of 8 March 2022”), pp. 1-4. *See also* Agreement Between the Government of the Republic of Niger and the United Nations on the Relocation of Persons Released or Acquitted by the International Criminal Tribunal for Rwanda or the International Residual Mechanism for Criminal Tribunals, 15 November 2021 (“Relocation Agreement”). A detailed procedural history can be seen in the Decision of 7 February 2022. *See* Decision of 7 February 2022, paras. 1-19.

³ Decision on Motions for an Order for Subsistence Funds, 12 January 2023 (“Decision of 12 January 2023”), p. 3; Further Decision on Motions for an Order for Subsistence Funds, 4 January 2024 (“Decision of 4 January 2024”), p. 3.

⁴ Decision of 4 January 2024, p. 3.

⁵ Nzuwonemeye Request for Financial Assistance -- 2025, 24 June 2024 (“Motion for Additional Subsistence Funds in 2025”), paras. 1, 11-14; Nzuwonemeye Request for Financial Assistance -- 2026, 15 September 2025 (“Motion for

RECALLING the Order to Show Cause, issued on 24 July 2024, wherein I considered that there was no indication that the situation of the Relocated Persons while under house arrest would evolve positively in the near future, and, therefore, found it necessary to invite submissions from the Registrar and the Relocated Persons regarding the legal and factual appropriateness of the termination of the Mechanism’s financial assistance in Niger if relocation in the Republic of Rwanda (“Rwanda”) proves to be a safe and durable solution;⁶

RECALLING the Interim Order, issued on 22 November 2024, wherein I ordered the Registrar to organize the renewal of the lease of the house of the Relocated Persons in Niamey and to provide additional subsistence funds in the form of monthly settlements at a pro-rata share, starting in January 2025 and until the conclusion of the litigation in this matter, including possible appeal;⁷

NOTING that the Registrar⁸ and Relocated Persons⁹ all filed submissions in response to the Order

Additional Subsistence Funds in 2026”), paras. 1, 13-18 (collectively, “Motions for Additional Subsistence Funds”); Nteziryayo Joinder to Nzuwonemeye Request for Financial Assistance – 2025, 25 June 2024, p. 1; Ntagerura Joinder to Nzuwonemeye Request for Financial Assistance – 2025, 25 June 2024, p. 1 (collectively, “Joinders”).

⁶ Order to Show Cause, 24 July 2024 (“Order to Show Cause”), pp. 2, 3. On 6 August 2024, I dismissed requests to stay the Order to Show Cause and to assign counsel at the expense of the Mechanism for the purpose of assisting the Relocated Persons in the present litigation. *See* Decision on Joint Motion for Assignment of Counsel and to Stay the Order to Show Cause, 6 August 2024, p. 4. *See also* Joint Motion for Assignment of Counsel and to Stay the 24 July 2024 “Order to Show Cause”, 29 July 2024; Joinder by Protais Zigiranyirazo to Joint Motion for Assignment of Counsel and to Stay the 24 July 2024 “Order to Show Cause”, 29 July 2024. On 12 September 2024, I further dismissed a request for reconsideration of the Order to Show Cause in view of steps that were at the time being taken for the transfer of the Relocated Persons to a third State. *See* Decision on Protais Zigiranyirazo Request for Reconsideration, 12 September 2024, p. 3. *See also* *Demande de Protais Zigiranyirazo de reconsidérer la décision du 24 juillet 2024 “Order to Show Cause”*, 15 August 2024 (made confidential on 12 September 2024). I note that this possible transfer to a third State has not materialized and, therefore, arguments in the various submissions before me relating to the Relocated Persons’ willingness to be relocated in this third State are dismissed as moot. *See, e.g.*, Nzuwonemeye’s Response to Registrar’s Eleventh Bi-Monthly Submission, 4 November 2024, para. 3; Registrar’s Twelfth Bi-Monthly Submission in Relation to the “Further Instruction to the Registrar” of 19 December 2022, 6 January 2025 (public, with confidential Annex) (“Registrar Twelfth Bi-Monthly Submission”), para. 22.

⁷ Interim Order, 22 November 2024 (“Interim Order”), p. 2.

⁸ Registrar’s Submission on the “Order to Show Cause” of 24 July 2024, 29 August 2024 (public, with confidential Annexes A and B) (“Registrar Submission”).

⁹ Nzuwonemeye Response to Order to Show Cause, 28 August 2024 (“Nzuwonemeye Submission”); Submissions for Mr[.] Innocent Sagahutu, 5 September 2024 (original French version filed on 1 September 2024) (“Sagahutu Submission”); Mugiraneza Submissions in Response to the Order to Show Cause, 2 September 2024 (confidential) (“Mugiraneza Submission”); Ntagerura Response to the Order to Show Cause, 2 September 2024 (confidential, with confidential Annex A; public redacted version filed on 3 September 2024) (“Ntagerura Submission”); Nteziryayo Response to Order to Show Cause, 2 September 2024 (confidential, with confidential Annex A; public redacted version filed on 3 September 2024) (“Nteziryayo Submission”); Nzuwonemeye Second Response to Order to Show Cause, 9 September 2024 (public, with confidential Annex) (“Nzuwonemeye Response”); Supplementary Submissions to Nteziryayo Response to Order to Show Cause, 20 September 2024 (confidential, with confidential Annexes A to D) (“Nteziryayo Supplementary Submission”); Mugiraneza Additional Submissions in Response to the Order to Show Cause, 27 September 2024 (confidential, with confidential Annex A) (“Mugiraneza Supplementary Submission”); Mugiraneza Further Additional Submissions in Response to the Order to Show Cause, 8 September 2025 (confidential) (“Mugiraneza Further Supplementary Submission”). I note that Mr. Protais Zigiranyirazo filed submissions on 31 August 2024 and 10 September 2024. I will not take these submissions into consideration in view of Zigiranyirazo’s passing on 3 August 2025. *See* Protais Zigiranyirazo’s Submission Following the Order to Show Cause of 24 July 2024, 4 November 2024 (original French version filed on 31 August 2024); Additional Submission from Protais Zigiranyirazo

to Show Cause;

NOTING that, on 29 August 2024, the Registrar filed a *note verbale* from the Ministry of Justice of Rwanda, wherein the Rwandan Government reiterates its readiness and willingness to welcome the Relocated Persons as free persons in Rwanda, stressing that it has and continues to successfully reintegrate former genocide convicts and other nationals, irrespective of the circumstances that led to their leaving, and offering diplomatic assurances that the Relocated Persons will enjoy their rights “without any fear of harm or prosecution for the crimes they have [been] acquitted for or completed sentences”;¹⁰

NOTING that the Relocated Persons categorically refuse to be relocated to Rwanda, even with the diplomatic assurances or guarantees of safety provided by the Rwandan Government¹¹ and request that the financial assistance provided by the Mechanism be continued given that they are effectively detained and unable to support themselves in Niger;¹²

NOTING that, in relation to their refusal to be relocated in Rwanda, the Relocated Persons specifically submit that, despite their acquittal or release by the International Criminal Tribunal for Rwanda (“ICTR”), they have objective and personal fears of being subjected to serious violations of their human rights, based, *inter alia*, on the following: (i) Nzuwonemeye submits that his name still figures on the list of genocidaires that the Rwandan Government regularly establishes;¹³ (ii) Mugiraneza claims to have been the target of a hostile campaign from Rwandan officials and media since his acquittal and continuing after his transfer to Niger, citing statements from Ibuka and the Rwandan Prosecutor General, as well as reports, research studies, and social media publications;¹⁴ (iii) Ntagerura stresses the existence of a narrative of collective guilt propagated by the Rwandan

Following the “Order to Show Cause” of 24 July 2024, 16 September 2024 (original French version filed on 10 September 2024); Registrar’s Filing in Relation to the Death of Mr. Protais Zigiranyirazo, 8 August 2025 (public, with confidential and *ex parte* Annex; corrigendum filed on 11 August 2025), para. 1.

¹⁰ See Registrar Submission, para. 12, Annex B, Registry Pagination (“RP.”) 2144, 2143. See also Order to Show Cause, p. 2, n. 11 and references cited therein.

¹¹ See Nzuwonemeye Submission, Annex A, RP. 2138; Sagahutu Submission, para. 2; Mugiraneza Submission, paras. 5-19, 22; Ntagerura Submission, para. 26; Nteziryayo Submission, paras. 9-33.

¹² See Nzuwonemeye Submission, Annex A, RP. 2137; Mugiraneza Submission, paras. 20, 22; Ntagerura Submission, paras. 21-24, 26; Nteziryayo Submission, paras. 2, 33. Ntagerura submits that the termination of the Mechanism’s financial support would have the practical effect of leaving the Relocated Persons in a situation of catastrophic financial destitution and would *de facto* force their relocation to Rwanda against their will. See Ntagerura Submission, para. 21.

¹³ Nzuwonemeye Submission, Annex A, RP. 2138.

¹⁴ Mugiraneza Submission, paras. 3, 5-10, 12-14. Mugiraneza submits that this narrative has sustained feelings of antagonism and hatred towards him, which threaten his security and substantiates concerns regarding his retrial in Rwanda. See Mugiraneza Submission, para. 10. Mugiraneza also points to the recent revocation request regarding the authorization for Zigiranyirazo’s burial in the French Republic filed by Ibuka and, *inter alia*, the *Collectif des parties civiles pour le Rwanda*, which, in his view, demonstrates that his presence in Rwanda is still unlikely to be met with acceptance. See Mugiraneza Further Supplementary Submission, paras. 2-6.

Government and its opposition to his acquittal;¹⁵ (iv) Sagahutu submits that the current regime in Rwanda does not forgive its opponents, and that the only fate awaiting him in Rwanda is to be killed;¹⁶ and (v) Nteziryayo claims that he is considered an enemy, due to his conviction and former position of military command, and he underlines the animosity of the representative of Rwanda before the United Nations Security Council in December 2021;¹⁷

NOTING that Mugiraneza and Nteziryayo also highlight statements from Rwandan Government officials and others in September 2024, including on Rwandan national television and social media, representing the purported relocation offer by a third State as an effort to disrupt the security of Rwanda and support the ideology of genocide;¹⁸

NOTING that, in relation to the Rwandan Government's diplomatic assurances, the Relocated Persons assert that such guarantees are untrustworthy¹⁹ and that they would risk the same fate as other political opponents, including arbitrary and illegal arrests, disappearances, torture and killings, as documented in reports of international human rights mechanisms and bodies and supported by examples of human rights violations against individuals alleged to have taken part in the genocide;²⁰

NOTING FURTHER that the Relocated Persons emphasize that the Rwandan Government's diplomatic assurances are narrowly worded and do not exclude prosecutions for other criminal

¹⁵ Ntagerura Submission, paras. 2-4.

¹⁶ Sagahutu Submission, para. 2.

¹⁷ Nteziryayo Submission, paras. 9-15, 19, *referring to, inter alia*, Record of the 8927th Meeting of the United Nations Security Council, No. S/PV.8927, 13 December 2021, p. 23 (wherein the representative of Rwanda expressed his hope that Niger, as the host country, "will exercise its responsibility to ensure that none of the nine persons uses its territory for subversive activities that have contributed to the insecurity and instability of the Great Lakes region for the past decades" and stated that "[t]here is available evidence in their criminal records that some of them have been engaging in such activities even after their acquittal by the [ICTR]."). *See also* Nteziryayo Supplementary Submission, para. 7. Nteziryayo further submits that he has a reasonable fear that, even if attempts at reintegration were made in good faith, his profile and prominence would make him a target of hate and violence. *See* Nteziryayo Submission, paras. 28-32.

¹⁸ *See* Mugiraneza Supplementary Submission, paras. 3-7, Annex A; Nteziryayo Supplementary Submission, paras. 4-6, 8, 9, Annexes A-D.

¹⁹ Nzuwonemeye Response, Annex A, RP. 2494; Mugiraneza Submission, paras. 17-19; Ntagerura Submission, para. 6. *See also* Ntagerura Submission, paras. 7-20; Mugiraneza Supplementary Submission, para. 4.

²⁰ *See* Nzuwonemeye Submission, Annex A, RP. 2138; Sagahutu Submission, para. 2, *referring to* "international NGO reports [and] the recent European Parliament resolution"; Mugiraneza Submission, paras. 11, 16, *referring to, inter alia*, a report of the Office of the United Nations High Commissioner for Human Rights dated 13 November 2020, a decision of the United Kingdom High Court of Justice dated 28 July 2017, a United States Department of State's country report of 2023, as well as reports and articles from the websites of Human Rights Watch and Freedom House; Ntagerura Submission, paras. 7-20, *referring to, inter alia*, the judgment of the African Court of Human and Peoples' Rights dated 27 November 2020 regarding Mr. Léon Mugesera, the opinion of the United Nations Working Group on Arbitrary Detention of 18 March 2022 regarding Mr. Paul Rusesabagina, and that of 26 June 2024 regarding Mr. Hamad Hagenimana and others, as well as the jurisprudence record of United Kingdom courts' regarding various Rwandan extradition requests; Nteziryayo Submission, paras. 9, 26, 27; Mugiraneza Further Supplementary Submission, para. 5.

charges in relation to the acts forming the basis of their ICTR prosecution or other offenses;²¹

NOTING the ancillary request by Nzuwonemeye that the Rwandan Government be invited, in line with its diplomatic assurances, to inform the Government of Niger that it considers him a free person and therefore no longer objects to him establishing his residence in Niger without being detained;²²

CONSIDERING, however, that Rwanda is a State obligated to accept the Relocated Persons onto its territory – as their country of nationality and origin – and that the Rwandan Government has consistently expressed its preference and readiness to accept the Relocated Persons as free citizens in Rwanda, including in its *note verbale* to the Mechanism and official address to the United Nations Security Council in December 2024;²³

EMPHASIZING that the United Nations Security Council has also noted that “decisions on the relocation of persons who have been acquitted or completed their sentences should take into account inter alia the readiness of the State of origin to accept its nationals, the consent or any objections raised by the individuals to be relocated and the availability of other relocation States”;²⁴

CONSIDERING that reports submitted by the Registrar suggest that, while efforts continue to find a relocation State and secure the support of Member States of the United Nations Security Council, it is uncertain that a State will be found in the near future for the transfer of the Relocated Persons²⁵

²¹ Nzuwonemeye Submission, Annex A, RP. 2138, Nzuwonemeye Response, Annex A, RP. 2495, 2494; Mugiraneza Submission, para. 4; Ntagerura Submission, para. 5; Nteziryayo Submission, paras. 16-18.

²² Nzuwonemeye Response, Annex A, RP. 2495.

²³ See Registrar Submission, para. 12, Annex B, RP. 2144, 2143; Record of the 9805th Meeting of the United Nations Security Council, U.N. Doc. S/PV.9805, 10 December 2024 (“Record of Security Council Meeting of 10 December 2024”), p. 23. See also Order to Show Cause, p. 2, n. 11 and references cited therein.

²⁴ See United Nations Security Council Resolution 2740 (2024), U.N. Doc. S/RES/2740 (2024), 27 June 2024, para. 7.

²⁵ See, e.g., Registrar Twelfth Bi-Monthly Submission, paras. 20, 23-26; Registrar’s Thirteenth Bi-Monthly Submission in Relation to the “Further Instruction to the Registrar” of 19 December 2022, 6 March 2025 (public, with confidential Annexes), paras. 22, 24-27; Registrar’s Fourteenth Bi-Monthly Submission in Relation to the “Further Instruction to the Registrar” of 19 December 2022, 6 May 2025 (public, with confidential Annex), paras. 22, 24-27; Registrar’s Fifteenth Bi-Monthly Submission in Relation to the “Further Instruction to the Registrar” of 19 December 2022, 4 July 2025 (public, with confidential Annex), paras. 25, 27-30; Registrar’s Sixteenth Bi-Monthly Submission in Relation to the “Further Instruction to the Registrar” of 19 December 2022, 2 September 2025 (public, with confidential and confidential and *ex parte* Annexes), paras. 28, 30-34; Registrar’s Seventeenth Bi-Monthly Submission in Relation to the “Further Instruction to the Registrar” of 19 December 2022, 3 November 2025 (public, with confidential Annex), paras. 27-31. See also Twelfth Annual Report of the International Residual Mechanism for Criminal Tribunals, U.N. Doc. A/79/249S/2024/570, 29 July 2024, paras. 24-29; Record of Security Council Meeting of 10 December 2024, p. 3 (wherein the President of the Mechanism (“President”) regretted that, “[a]lmost three years on, a durable solution for the six persons acquitted or released in the Niger remains elusive”); Thirteenth Annual Report of the International Residual Mechanism for Criminal Tribunals, U.N. Doc. A/80/275-S/2025/491, 29 July 2025, paras. 20-25 (wherein the President noted again that “[d]espite the Mechanism’s sustained diplomatic efforts, the situation of the acquitted or released persons relocated to the Niger in 2021 remains unresolved”).

and that steps taken in 2024 following a purported relocation offer made by a specific State, where the Relocated Persons were willing to be transferred, have not materialized;²⁶

RECALLING my previous determination that all available judicial relief has been extended to the Relocated Persons regarding their possible relocation to other States, that any future opportunity lies in political, diplomatic, and administrative efforts undertaken by the Registrar under the supervision of the President and the United Nations Security Council²⁷ and that, as previously indicated, repatriation of the Relocated Persons to Rwanda could not be excluded, either with their consent or through a proper legal process where their views are heard and thoroughly considered, in conformity with national and international norms;²⁸

CONSIDERING that the United Nations and the Mechanism do not have the authority to force States to accept people onto their territory,²⁹ but that the United Nations, as well as the Mechanism, can seek to enforce agreements with States and ensure that both its duty of care and fairness are respected in this process;

CONSIDERING that the Relocated Persons’ extensive submissions, which I have carefully reviewed, rely essentially on reports from international and non-governmental organizations concerning the general situation in Rwanda, non-binding jurisprudence regarding other individuals, as well as chosen statements and opinions from certain Rwandan officials – which I have weighed against the consistent diplomatic assurances by the Rwandan Government – and that the objective threat described by the Relocated Persons appear, in my view, very general and speculative at this juncture, especially given the international scrutiny and visibility of the present matter;

CONSIDERING that, while the subjective fears expressed by the Relocated Persons are relevant,

²⁶ See, e.g., Registrar Twelfth Bi-Monthly Submission, para. 22. See also *supra* n. 6.

²⁷ See, e.g., Decision of 8 March 2022, p. 4; Decision on Requests for Reconsideration of the Decision of 3 May 2023, 15 June 2023, p. 1. See also Decision on Alphonse Nteziryayo’s Renewed Motion for an Order for Additional Information, 29 August 2025 (confidential), p. 2 (wherein the President recalled that “the Registrar is leading the efforts to find a durable solution to the situation of the Relocated Persons”) and references cited therein.

²⁸ See Decision of 7 February 2022, para. 20.

²⁹ It is well established that there is no duty under Article 28 of the Statute of the Mechanism (“Statute”) for States to cooperate with the Mechanism in the relocation of acquitted persons and convicted persons who have completed serving their sentences, and that, in these cases, the Mechanism must rely on the voluntary cooperation of States. See, e.g., Decision on Motions to Appeal Decision of 8 March 2022, for Reconsideration of Decision of 15 March 2022, and to Appear as *Amicus Curiae*, 27 May 2022 (“Appeal Decision of 27 May 2022”), paras. 22, 38 and references cited therein. In that vein, I recall that my prior order to the Registrar to make appropriate arrangements for the Relocated Persons to be returned to the Arusha branch of the Mechanism on a temporary basis could not be enforced following the refusal of the Government of the United Republic of Tanzania to accept them onto its territory, as it considered that its obligation to facilitate the temporary stay of the Relocated Persons, pursuant to its agreement with the United Nations, had come to an end upon their transfer to Niger. See Decision of 7 February 2022, paras. 29, 30; Decision of 8 March 2022, pp. 2-4. See also Agreement Between the United Nations and the United Republic of Tanzania Concerning the Headquarters of the International Residual Mechanism for Criminal Tribunals, 26 November 2013.

they have not demonstrated that they are unable to relocate to Rwanda, their country of origin, if necessary, in a safe and durable manner and with specific guarantees of safety and/or regular reporting from the Rwandan Government to the Mechanism, as appropriate;

CONSIDERING that Article 7 of the Statute protects the Relocated Persons from prosecution in Rwanda for any act charged before the ICTR and that the Mechanism is confident, based on the successful referral of numerous cases and the diplomatic assurances provided, that the Rwandan Government will uphold its international obligations and that further prosecution in Rwanda for acts which could have been charged by the ICTR would only frustrate the resolution of this matter;

CONSIDERING that, while the Mechanism's duty of care in this matter is not indefinite,³⁰ especially when a safe and durable solution exists, such a duty of care and fairness require that the Relocated Persons, in view of their agreement with the United Nations, be provided with one additional year of financial assistance – which should take into account the increase of the costs of living in Niamey³¹ – and international protection in Niger until 31 December 2026, in order to give them sufficient notice and time to normalize their situation, as well as time for the Registrar to identify a possible third State that is willing to accept the Relocated Persons onto its territory and, at the same time, assess whether they wish to be repatriated in Rwanda, while discussing appropriate guarantees;

CONSIDERING that, after 31 December 2026, the Relocated Persons, if their situation has not already been normalized in Niger, may avail themselves of Niger's domestic procedures for asylum guaranteed under international law or other legal residency status, should they wish not to return to Rwanda;

CONSIDERING FURTHER that, during the intervening period between the issuance of this Decision and 31 December 2026, the Registrar should facilitate communication between the Relocated Persons and the authorities of the Rwandan Government regarding their repatriation, if they so desire, as well as make the necessary arrangements to facilitate their travel to Rwanda should an agreement be reached;

FINDING, in the present circumstances, that, after 31 December 2026, the Mechanism no longer has a legal and judicial obligation to provide financial assistance to the Relocated Persons, while they remain in Niger, as part of its general duty of care towards them;

³⁰ See also Appeal Decision of 27 May 2022, para. 24; Decision of 12 January 2023, p. 3.

³¹ See Motion for Additional Subsistence Funds in 2025, para. 13 and reference cited therein; Motion for Additional Subsistence Funds in 2026, para. 17 and reference cited therein.

FINDING, nonetheless, that, prior to 31 December 2026, it is appropriate to instruct the Registrar to continue to engage with the Government of Niger and monitor the daily situation of the Relocated Persons in Niamey in order to ensure the respect of their fundamental rights, including by addressing Nzuwonemeye’s ancillary request,³² and, if they accept to be relocated in Rwanda, to negotiate on their behalf with specific guarantees of safety and/or regular reporting from the Rwandan Government to the Mechanism, as appropriate;

FOR THE FOREGOING REASONS,

GRANT the Motions for Additional Subsistence Funds and Joinders;

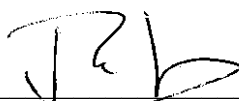
ORDER the Registry to continue to provide financial assistance to the Relocated Persons in Niger until 31 December 2026, including the payment of the remaining monthly settlements made pursuant to the provisions of the Interim Order, up to \$11,500 for 2025 to each of the Relocated Persons, and the payment of an additional lump sum of \$12,400 for 2026 to each of them;

INSTRUCT the Registrar to continue to engage with the Government of Niger and monitor the daily situation of the Relocated Persons in Niamey in order to ensure the respect of their fundamental rights, including by addressing Nzuwonemeye’s ancillary request as stated in the present Decision; and

INSTRUCT the Registrar, if the Relocated Persons accept to be relocated in Rwanda, to negotiate on their behalf with specific guarantees of safety and/or regular reporting from the Rwandan Government to the Mechanism, as appropriate.

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

Done this 21st day of November 2025,
At Arusha,
Tanzania



Judge Joseph E. Chiondo Masanche
Single Judge

[Seal of the Mechanism]

³² See *supra* n. 22, referring to Nzuwonemeye Response, Annex A, RP. 2495.



TRANSMISSION SHEET FOR FILING OF DOCUMENTS / FICHE DE TRANSMISSION POUR LE DÉPÔT DE DOCUMENTS

I - FILING INFORMATION / INFORMATIONS GÉNÉRALES

To/ À :	IRMCT Registry/ Greffe du MIFRTP		<input checked="" type="checkbox"/> Arusha/ Arusha	<input type="checkbox"/> The Hague/ La Haye
From/ De :	<input type="checkbox"/> President/ Président	<input checked="" type="checkbox"/> Chambers/ Chambre	<input type="checkbox"/> Prosecution/ Bureau du Procureur	<input type="checkbox"/> Defence/ Défense
			<input type="checkbox"/> Registrar/ Greffier	<input type="checkbox"/> Other/ Autre
Case Name/ Affaire :	In the Matter of François-Xavier Nzuwonemeye et al.		Case Number/ Affaire n° :	MICT-22-124
Date Created/ Daté du :	21 November 2025		Date transmitted/ Transmis le :	21 November 2025
			Number of Pages/ Nombre de pages :	9
Original Language/ Langue de l'original :	<input checked="" type="checkbox"/> English/ Anglais	<input type="checkbox"/> French/ Français	<input type="checkbox"/> Kinyarwanda	<input type="checkbox"/> B/C/S
	<input type="checkbox"/> Other/Autre (specify/ préciser):			
Title of Document/ Titre du document :	Decision in Relation to the Order to Show Cause and Motions for an Order for Additional Subsistence Funds			
Classification Level/ Catégories de classification :	<input checked="" type="checkbox"/> Public/ Document public	<input type="checkbox"/> Ex Parte Defence excluded/ Défense exclue		
	<input type="checkbox"/> Confidential/ Confidentiel	<input type="checkbox"/> Ex Parte Prosecution excluded/ Bureau du Procureur exclu		
		<input type="checkbox"/> Ex Parte Rule 86 applicant excluded/ Article 86 requérant exclu		
		<input type="checkbox"/> Ex Parte Amicus Curiae excluded/ Amicus curiae exclu		
		<input type="checkbox"/> Ex Parte other exclusion/ autre(s) partie(s) exclue(s) (specify/ préciser) :		
Document type/ Type de document :				
<input type="checkbox"/> Motion/ Requête	<input type="checkbox"/> Judgement/ Jugement/Arrêt	<input type="checkbox"/> Book of Authorities/ Recueil de sources	<input type="checkbox"/> Warrant/ Mandat	
<input checked="" type="checkbox"/> Decision/ Décision	<input type="checkbox"/> Submission from parties/ Écritures déposées par des parties	<input type="checkbox"/> Affidavit/ Déclaration sous serment	<input type="checkbox"/> Notice of Appeal/ Acte d'appel	
<input type="checkbox"/> Order/ Ordonnance	<input type="checkbox"/> Submission from non-parties/ Écritures déposées par des tiers	<input type="checkbox"/> Indictment/ Acte d'accusation		

II - TRANSLATION STATUS ON THE FILING DATE/ ÉTAT DE LA TRADUCTION AU JOUR DU DÉPÔT

<input type="checkbox"/> Translation not required/ La traduction n'est pas requise
<input checked="" type="checkbox"/> Filing Party hereby submits only the original, and requests the Registry to translate/ La partie déposante ne soumet que l'original et sollicite que le Greffe prenne en charge la traduction : (Word version of the document is attached/ La version Word du document est jointe)
<input type="checkbox"/> English/ Anglais <input checked="" type="checkbox"/> French/ Français <input checked="" type="checkbox"/> Kinyarwanda <input type="checkbox"/> B/C/S <input type="checkbox"/> Other/Autre (specify/préciser):
<input type="checkbox"/> Filing Party hereby submits both the original and the translated version for filing, as follows/ La partie déposante soumet l'original et la version traduite aux fins de dépôt, comme suit :
Original/ Original en : <input type="checkbox"/> English/ Anglais <input type="checkbox"/> French/ Français <input type="checkbox"/> Kinyarwanda <input type="checkbox"/> B/C/S <input type="checkbox"/> Other/Autre (specify/ préciser):
Traduction/ Traduction en : <input type="checkbox"/> English/ Anglais <input type="checkbox"/> French/ Français <input type="checkbox"/> Kinyarwanda <input type="checkbox"/> B/C/S <input type="checkbox"/> Other/Autre (specify/ préciser):
<input type="checkbox"/> Filing Party will be submitting the translated version(s) in due course in the following language(s)/ La partie déposante soumettra la (les) version(s) traduite(s) sous peu, dans la (les) langue(s) suivante(s):
<input type="checkbox"/> English/ Anglais <input type="checkbox"/> French/ Français <input type="checkbox"/> Kinyarwanda <input type="checkbox"/> B/C/S <input type="checkbox"/> Other/Autre (specify/préciser):