

In case of request for opposition to the execution of the judgment, the auction shall be suspended until a decision is made on the opposition within a period not exceeding forty-eight (48) hours.

Article 16: Disputes arising from the execution of judgments

Disputes arising from the execution of the judgment of Gacaca Courts without consideration of the relevant laws and regulations at the time of these judgments shall be settled by the Primary Court which has affixed the executory formula or of the place of execution of the auction.

A decision taken on such disputes shall be subject to appeal once.

Article 17: Auction

Without prejudice to the provisions of Article 14, 15 and 16 of this Organic Law, auction in the enforcement of Gacaca courts judgments shall be done in accordance with laws in force relating to auction.

Article 18: Execution of the penalty of community services as an alternative penalty to imprisonment

A Presidential Order shall define and determine modalities for the execution of the penalty of community services as an alternative penalty to imprisonment pronounced by Gacaca Courts on judgments related to genocide committed against Tutsi and other crimes against humanity.

CHAPTER III: MISCELLANEOUS AND FINAL PROVISIONS

Article 19: Documents of judgments rendered by Gacaca Courts

Documents, audios, videos and others means used during the hearings of Gacaca Courts shall be transferred to the National Commission to fight against Genocide.

Article 20: Reconstitution of a copy of Gacaca decision that disappeared

Any person who needs a copy of a judgment rendered by a Gacaca Court but which can no longer be found shall request the Public Prosecution at the Primary Level to recollect information for the reconstitution of the file. Such information shall be submitted to the Primary Court in order to reconstitute the decision.

Article 21: Drafting, consideration and adoption of this Organic Law

This Organic Law was drafted, considered and adopted in Kinyarwanda.

Article 22: Repealing provision

The Organic Law n° 16/2004 of 19/06/2004 establishing the organization, competence and functioning of Gacaca Courts charged with prosecuting and trying the perpetrators of the crime of genocide and other crimes against humanity, committed between October 1, 1990 and December 31, 1994, as modified and complemented to date and all prior legal provisions contrary to this Organic Law are hereby repealed.

However, without prejudice to the provisions of Article 8, 9 and 10 of this Organic Law judgement rendered by the Gacaca Courts in accordance with the Organic Law referred to in Paragraph One of this Article shall remain in force.

Article 23: Commencement

This Organic Law shall come into force on the date of its publication in the Official Gazette of the Republic of Rwanda.

Kigali, on 15/06/2012.”³⁴⁰

(Signatures)



³⁴⁰ This is the English version of the Law terminating Gacaca available at <http://www.primature.gov.rw/publications>