

Impamvu:

Ibyongerwa kurwandiko
rwo kuwa 02 nzeli 1972
n'urwo kuwa 14 mata 1975.

Bimenyeshajwe Nyakubahwa
Bwana Président wa Republika
y'Urwanda i Kigali.

Bwana Ministre w'Ubutegetsi
n'Ubucamanza i Kigali;

Bwana Président w'Urukiko rwa
mbere rw'Iremezo rwa Butare
i Butare.

Bwana Juge Président w'Urukiko
rwa Canton ya Cyarwa i Butare.

Kuli Nyakubahwa Bwana Président
w'Urukiko rw'ikirenga i Nyabisindu.

Nyakubahwa Bwana Président,

Ndagushaba gusuzuma impamvu zatuye
Président w'Urukiko rwa mbere rw'Iremezo Ndikumana Callixte
ampagarika gukora. Alike mugasuzuma mukurikije ibimenyetse
nanjye ntanze niregura, mutibanze cyane kuvugako y'abandi
banjye twakoranye bahoraga bifuzako nakwaka mitasiyo ngo
noye kugumya gukorana nabo, ntimuyobewe ihabi yabo umuntu
yategetse iyo atakibatega bashakira kwihimura no guhaha ko
baturuka akarere kamwe bihahira urukiko ubwabo.

Ibyo nshya gusuzuma nibi; arinabyo
byanditse kurwandiko rumpagarika kumalimo:

- 1) kureba ko nafatanye na assesseur-suppléant Cyaminahi
mu maboko tukarwanira mu Rukiko imbere y'abaturage
dupfa urubanza anyaka nkuko Prezida w'Urukiko rwa
mbere rw'Iremezo Ndikumana Callixte abivugako icyemezo
cye n°01/72 cyo kuwa 26 Kanama 1972.
- 2) Kureba ko nacikanye dossier y'urubanza nkayisuranye
iminsi 2 nkuko abivugako mu icyemezo cye.
- 3) Kubaza abantu bari bahari kuwa 26 Kanama 1972 ko
babonye ndwana n'assesseur Cyaminani ngacikana n'ido-
siye y'urubanza. Abantu bari bahari ni aba: Sematabaro
Alexis, Bababenshi Callixte batuye ku Nkubi, Comine
ya Mukura, Nzabandora planton w'Urukiko rwa kantu ya
Cyarwa abizi neza mumutunguye yabibabwirako ukuri,
Mukangwije, Kababa, Hitimana Emakulata batuye i Gusaba
muri Comine Mukura na Ndanibanga Apolinali w'i Tumba.

Bwana Prezida iyo ankati sinyisabira
yuko Ndikumana Karisiti ashakira ko mwanze ku mulimo ahubwo yuko
kuzingitiranywa nkashyirwa ibikomere nkibyo nshya bikojeje
isoni kandi ntabwo. Kandi lero nshya abakuru bacu mubonye
mubona ko ari iby'ukuri. Nshya mubona ko Ndikumana yabes-
hyera umucamanza ibintu nkibyo bitabayeho arumunyacyubahirira,
nyamara abamuzi neza niwe wambere mubereye kubeshya no
kubeshyera abandi!

Muby'ukuri Ndikumana yatangiye kunyanga kera. Nigeze kumusaba amafaranga 200 y'inyongera ku indemite z'amugore n'iya amafaranga 150 ku mwana kuko nali ncuumbitse mu mugari aranyima kandi abo dukorana bayafite badacumbitse. Bagombaye kuyaka Ministri aba aliwe uyampa. N'ubu Gahama wansimbuye ayafite adacumbitse kuko ar'umututei wabo.

Aliho se ntimubona Ngirabakunzi Fidèle, juji-supelaya mu Rukiko rwa mbere rw'Iremezo ko yayamwemereye akayababwira akaba ayafite kugeza na n'ubu kandi wa adacumbitse ahubwo akora ataha iwe iteka. Ikindi ko Ngirabakunzi afite umwana w'umuhungu witwa Nkurunziza ufite imyaka 22 ntiyaretse mu mafatira indemite muli 1972 kandi yaravutse muli 1951. Muzabaze comptable mutayisire Albert ko atariko bimeze. Gifatira umwana amaf. 260 kugeza ku myaka 22 si ukubera ko afite ubutoni kuli Prezida w'Urukiko rwa Mbere rw'Iremezo, Ndikubwimana Callixte ndetse bitarwa n'uko yamuhaye inka, mugira ngo n'aku andusha gukora. Iyi kigaragaza ubwo butoni nuko afite indemite z'abana n'amugore ak'abakosi badacumbitse mu mugari kandi wa akora ataha iwe atarafite n'ubwamiyo.

Nimurebe ikindi kigaragaza ko Ndikubwimana yamagaritse kubera urwango anyanga. Mbere yo kumugarika yagomba kubanza kwita k'urwandiko n°106/R.A./Ass rwo kuwa 24 kamana 1972 mu mu- menyeshaga ukuntu Juge-Président Gahama Yozefu yasheshe urubanza nari narangije guca nararuburanishije adahali byibura yarakwiye kubanza kurubanza. Nimusome urwandiko n° 108/G.J./PMS rwo kuwa 26 kamana 1972 Gahama Yozefu Juji-Prezida w'urukiko rwa Leta Cyarwa yandikiye Ndikubwimana Callixte Prezida w'Urukiko rwa Mbere rw'Iremezo rusubiza urwo nali nandikiye Ndikubwimana um- rasanga ku numero yarwo ya 5 Gahama yemera ko urwo rubanza ya- rusheshe narangije kuruka. Aho ngaho lero Prezida w'Urukiko rwa Mbere rw'Iremezo iyo aza kuba intabera ntaba yarashyizeho ngo amugarike kandi nari nabimurageye. Ibi ngibi yankoreye nibibereka ko abantu benshi barengana bezira ubusa kuko badatonye kubakoresha.

Nimurebe ikindi Prezida w'Urukiko rwa Mbere rw'Iremezo- ga mezo yali akwiye kwitondera mbere yo kumugarika ku mulimo; yagombaga kubanza kumenya ibi ngibi Juge-Président w'Urukiko rwa Canton avugaho muri uru rwandiko rwe ngo n° 108/G.J./PMS rwo kuwa 26/8/72 ngo mbere yo gukora umulimo w'Ubucamanza aba narabanje kureka ibyo mbuzwa n'ingingo ya 35 y'itegeko ry'ubu- 25 werurwe 1963 lishinga mategeko y'abacamanza. Nimurebe ibi- vugwa kuri iyo ngingo:

Nibi abacamanza babujijwe ku buryo bubihanangirije:

- 1) gutera urusimbi
- 2) kwakira cyangwa kwaka ruswa ubwabo cyangwa bakoresheje umu- muntu bihishemo kubera impamvu b bakwishingikirishaho yose;
- 3) kugira cyangwa gufata amatiku yo kurwanya amategeko ubite- getsi n'abategetsi bashyizweho cyangwa kubaza Republika y'u Rwanda guugira ne guhamana ubumwe n'ubwigenge bwayo;
- 4) Kwivumbura k'umulimo cyangwa gufasha abandi gutegura icyatuma Abacamanza cyangwa abandi bakozzi ba Leta bivumbura imili- mo yabo

N'ukuvuga lero ko ibyanditse kul'iyi nyandiko ya Gahama Prezida w'Urukiko rwa Mbere rw'Iremezo yemera ko nabikose ubese akaba ari nabyo byamuteye kumpagarika kuko muby'ukuri ukora ibi ngibi Gahama Joseph Juji-Prezida mu rukiko rwa Canton Cyarwa amvugaho ntekwiye no kuba mu kwenda ndetse aba ari inyensi.

Cyakora bategetsi, umuntu wanditse uru rwandiko n°100/GJ/PRES. azamaraho abantu. Amagambo y'ubwicanyi nkaya aheruka mabo habere mu gihe cy'ubukoronize (Ubuhake). Ese nk'ubu ko muri iyi nyandiko ya Gahama halimo ko nigeze kwandika urwandiko n°125/R.A/69 ngo nsebya abategetsi bose Gahama utaramara byibura imyaka 3 n'ubucamanza iyo baruwa yabwiwe n'iki ko nayanditse nsebya abategetsi bose. Niba ariho ashobora kuba aliwe wayandutse n'insuti na barayinyitirira.

Aliho imyaka 12 maze ku mulimo w'Ubucamanza kugirango nje kwandika inyandiko nsebya abategetsi bose nali mperere hehe? Nababwira iki? Niba yarayanditse akayinyitirira ntacyo izentwara, imana irahari. Ndasaba abategetsi kuzasuzuma iyo nyandiko Gahama avuga ko namutse nsebya abategetsi bose mukareba ko sinye iliko ari icyanje. Nizeye ko ntayo namutse.

Ikindi bwana Prezida nasaba, ni ukubaza Gahama wanditse icyo nyandiko ukuntu ntera urusimbi no kugambanira ubategetsi n'abategetsi no kubuza Repubulika y'Urwanda gusugira no guhamana ubuho n'ubwigenge bwayo, cyangwa akagaraza ruswa naba narakiriye. Ndasaba ko yabibabwirira imvaho aratse ibihimbano by'amayeri y'ubwicanyi bwa gitutsi gishaje avuga mul'iyi nyandiko ye n° 100/GJ/PRES.

Prezida w'Urukiko rwa Mbere rw'Iremezo Ndikubwimana G. murebe ko agira uwo akunze n'uwo yanga ntabwo yarakwiye kumera ko kuwa 26 Kanama 1972 narwanye na Cyaminani no kwemera ko nibye urubanza naburanishije kuko yaramaze kubona urwandiko n° 100/G.J/PRES ruvuga ibyo ntigese gukora runsebya kandi ruhaje itariki n'uwo muni bavugaga ko narwanye. Yagomba kubanza kumenya ko ibyo ndegwa ari iby'ukuri ashingiye kuri uru rwandiko n° 100/G.J/PRES aho kuza akubita nk'inkuba ampagarika bakaho ntabindi bihano yabona ampanisha.

Kubera ibi byose bili muri iyi nyandiko n°100/G.J/PRES. yo kuwa 26 Kanama 1972 yanditswe na Juge-Président Gahama Joseph, Ndikubwimana atashoboye gusuzuma agahitamo kumpagarika, iyi migirire ye iragaraza rwose ko ibili muri uru rwandiko rwa Gahama byose yabinyanditseho kubera Prezida w'Urukiko rwa Mbere rw'Iremezo kugirango abone ibyo ashingiraho ampagarika, undi nawe yanga kwitwanya nawe. Ubese umuntu yabona ko aliwe wabimwoheje ngo abandiye. Nyamara uyu Gahama Joseph unsebya avugaga ko natutse abategetsi bose, anavugaga ko ngambanira abategetsi ngo no kubuza Repubulika y'Urwanda gusugira no guhamana ubuho n'ubwigenge bwayo, n'uwaka wa 1959 ntarwanaga amashuri y'amashyamba nawe ari Bunali ari Inspecteur w'Amashuri ko kandi icyo gihe namuhutu wabaga Inspecteur mu mashuri.

Abuze kuba ari we ugambanira Abategetsu we washoboye guhindura akiyita umuhutu kandi ari umututsi w'umwene mugunga, iyo aza kuba umuhutu ntabwo aba yarabaye Inspecteur mu gihe gishize kuko byari umuziro. Abonye mwene wabo Prezida w'Urukiko rwa Mbere rw'Iremezo amusiabuye kuko abatutsi bazi kurwana ishyamba rya bene wabo bapfukagaza abahutu afatiraho kumushya. Ariko abuze kuba ariwe utuka Abategetsu bese, we warwaniraga Ubwami akaba yarabuneshejweho; jye natwe Abategetsu mbimwe-reyhe, kandi narabitoroye! Ahangaha muje munyeraho ko abagufi barengana rwose, barenganywe n'ababashyamba.

Bwana Prezida, hahamwe impamvu zitari nkeya zigaragazwe ko Prezida w'Urukiko rwa Mbere rw'Iremezo yampoye urwango cyangwa gushakira mwene wabo Gahama Joseph umwana, murwandiko rwe rumpagarika yivugiraga ko nafashe kungufu dosiye y'urubanza rwa Murangi na Bisetsimandwa nkaruhisha nanga ko rusomwa.

Ubundi akavugaga ko nafashe dosiye y'urubanza nkayicikana nkayimara iminsi ibili. Kuba lero kayicikana kuyibisha na kuyicikana bivuguruzanya biragaragaza rwose ko ndengana ibyo bitabaye, abubwo aribyo ahimba.

Hari ahandi yivugira ko assesser Cyaminani yankurikiye nyuma kumushyamba urubanza nkaruhisha, kugeza ubwo dutanye umushyamba ngo turi mu rukiko imbere y'abaturage iyo mvugo nayo irasaba kubaza abo baturage bari mu Rukiko; kandi nabahaye amazina yabo kuwa 26/08/1972 nkuko byanditse kumushyamba impagarika. Sakozwe Procès-Verbal, Remise-Reprise na Gahama Joseph kuwa 15/02/1972 nkomeza gukorana nawe nkajya umushyamba atangira kumushyamba agafata imanza nacyiye adahamwe akazihindura ahandi akazimpa nkazisinye, aho nkamuregera Prezida w'Urukiko rwa Mbere rw'Iremezo ntagire icyo abivugaga. Abonye ko bisa naho ari we umushyamba kumushyamba, nkamuregera mu rwandiko n°106/A.A./ASS rwo kuwa 24/08/1972, mbimenesha Vice-Président umushyamba inkiko urwo rwandiko ntabwo yarushubije.

Président w'Urukiko rwa Mbere rw'Iremezo amaze kubona inyandiko imuregera Gahama yihutiye kumpagarika adashubije iyo nyandiko, yampagaritse kuwa 28/8/1972 kuwa Mbere, imaze yo kumushyamba ibirego yabereye kwa Prezida w'Urukiko rwa Mbere rw'Iremezo Ndikubwimana Callixte ku cyumweru tariki ya 27/08/72 ikorwe n'abo dukorana bese n'icyo mpamvu usaba ko ibyo bemaze banyomozwa n'abaturage bari mu Rukiko kuwa 26/8/72 uretse abo washoboye gufata amazina bonyine abandi ababwirwaga na gufata amazina y'imanza twasomye kuwa 26/8/72 kuko tubyandikaho ko basomwe.

Bwana Prezida, nkomeza kwita kumushyamba nakwandikiye ngusaba kundenganura kandi nkwereka uko naranganye nsize kumushyamba. Umwene wacu kuwa 02/08/1972 n'urundi rwo kuwa 14/08/73, nkomeza ngusaba kandi gusoma neza urwandiko n° 106.../R.A./ASS, nandikiye Prezida w'Urukiko rwa Mbere rw'Iremezo Ndikubwimana Callixte nkumwandikiye umushyamba ko Juge-Président Gahama J. yasheshe urubanza nari nasangije guca nararuburanishije adahamwe akili mu ishuri ry'Ubucamanza.

Ikindi nguseba, soda urwandiko n°108/G.J./PRES; rwo kuwa 26 kanama 1972 Gahama yandikiye Prezida w'Urukiko rwa Mbere rw'Ikirenga kuwa 26 kanama asubiza urwo nari nanditse abaza impamvu yasheshe urubanza nacye adahali akaruka bundi bushya. Murasanga hari aho yemera ko yarusheshe kuko haraho yivugira ati: kugirango mushizishe se nuko kubwe abakire n'abandi bafite ababavugira alibo bajya batsinda gusa! Abongaho haragaragasa rwo se ko yasheshe urwo rubanza bikavuye kandi ko yari yarubayemo umugambanyi akaba narahagaritse ndenganyijwe.

Ese niba yarabonaga ko halimo uwendenganyije iyo aruka kuruseba ngo yongere kuruka kandi atabanje kuruburanisha maze akareka urenganye akajurira maze bikagaragara neza ko narendanyije, ubu se ko yaruciye kandi akandiko alijyewe warubonye Juge-Prezida ubwo yaratunganyije, kandi ntazi uko yongeye kuruderebura bundi bushya!

Hari narucishije ingingo ya 94 n'ya 137 z'itegeko ryo kuwa 15/07/64 lishinga imburanishirije y'Imanza y'amashyamba n'ubucuruzi nducisha n'ingingo ya 15 y'itegeko ryo kuwa 15 we-rurwe lishinga Ategeko y'abacamanza mbitewe n'uko Gahama Joseph yari yarubayemo umugambanyi angondera kuruka ntsindisha urwo, kandi buri muntu afite ibyo atsindira mur'urwo rubanza. Naha lero ko batsindaguranye, naruciye kuwa 12 kanama 1972, nacye kuruseba abaturanyi kuwa 19 kanama 1972 Gahama ambaza kuruseba arabacyura, antegeka kuruka bundi bushya ndanga, kuko ntaho yarahuriye narwo; kuko kandi yashagako rucibwa runyuranyije nuko rwaburanishijwe niko guhita aruha Assesseur Suppléant Cyaminani Amutegeka uko aruka.

Ndabasaba ko mwaka iburanisha ry'urubanza n°3722/71 rwa Bisetsimandwa na Murangi mukareba uko narucishije n'uko naruciye n'uko Gahama Joseph, Juge-Prezida wa Canton Cyarwa yaruciye nicyo cyababwirako ndeagana. Ikindi cyabagagararira ko ndangana n'ukubona amarorerwa yanditse murwandiko n°108/G.J./PRES. rwo kuwa 26 kanama 1972, Gahama Joseph yanditse ansebya kandi anambeshyera kugirango abonse uko empirika amfatanyije na mwene wabo, Prezida w'Urukiko rwa Mbere rw'Iremese Ndikusa Callixte kuko bombi ari abatutsi.

Aliho biratangaje kubona Gahama Joseph mu mwaka wa 1959 twararwanaga amahali y'amashyamba, ari Runali arwanira ubwami indamukanyo ye ari gira Eigeri, abu akaba ampirikishije amayeri yo kusebya no kumpira amakosa. Aliko abatutsi bacungere bate? Umva nawe; icyo mbivugiraho, kuwa mu mwaka wa 1959 na 1960; Gahama yari Runali twajugaga impaka kumugaragaro nibyo muhimbira, kandi byari ngoabwa ko aba Runali n'umututsi w'umunyiginya w'umwemugunga. Ukuntu yaje guhindura akiyandikisha ko ari Umuhutu w'Umunyiginya. Ni nk'uko Prezida w'Urukiko rwa Mbere rw'Iremese yari yarandikiyishije ko ar'Umuhutu w'Umunyiginya; ubu akaba yarongeye kwandikisha ko ar'umututsi, iryo hinduranya niyo nzira yo kutugirira nabi, jyeho barampitanye!

Gahama waje kugaragara kuwa 15/02/1972 aza kumubura kujuge, Président w'Urukiko rwa Mbere rw'Iremezo rwa Butare amuvanye mw'ishuri a'uwalimu atali shomeri ntacyo yigese akolera Paliti ahongaho mwumva ataramayeri yo gusyigangiza uwene Gahutu ngo atagera kucyo yaharaniye. Erega bibaye nka wasugani ngo guhanura cyane siko kubona. Ikimbabaza cyane n'ukubona nishijwe Gahama twahirimbana arwanira ubwami hatwe na bene wabo na baramu be bene Bideri na base wabo w'umugore wese; turaturanye baranzi nanjye ndabazi. Alike data ibyo basigaye babiyita agatuzza. Alike n'uwabimugiriyemo nawe atatunganyije!

Mbasezeyeho mbifuriza amahoro, kandi mubane n'Imana iteka.



Mijyewe,

Ruberangeye Antoine.



IBYAMVU:
Ikibazo.

Kuli Bwana Prezida w'Urukiko rwa Ibere
rw'Iremezo rwa Butare.

Bwana Prezida,

Ikibazo cyanjye kirasobanura ingingo 3 kandi
kimaze igihe kirekire kitwonenere imilimo y'urukiko nkibajije
rero aruko kirambiranye mu kwica imilimo kuko kirimo amayeri yo
gusabotana.

Maze igihe kirekirekire mburanisha imanza
kuburyo bwo gusimbura Jage prezida Gahama akantegeka uko ziteka
kandi najya kuzikorera anketi nabwo tukajyana nageregeje kubyi-
hanganira ndabyemera nanga ko bavuye ko nananiranye, aho agiri-
ye i Nyabiinduru kwige nibwira ko asagaruka yamenye ko kizira
gutegeka Umucamanza guca urubanza aruherezera mu nzira amagom-
deraho.

Iyo ndeye ingingo ya 13 y'itegeko ryo kuwa
25 werurwe 1963 rishinga amategeko y'abacamanza, nsanga kugira-
ngo Gahama antegeke guca imanza nziherezera mu nzira amagomora-
no ari ubugambanyi buturuka kurumwe mu baburanyi baba babonye
cyangwa se navuye ko arukutabimenya.

Kw'itariki ya 19 kamena 1972, natangiye ku-
gira ngo nsome urubanza n° 3722/11 rwa Bisetsimandwa na burangi
rwaciye kuwa 12 kamena 1972 rwaraburanishijwe kuwa 19 nyakanga
1972, amubuza kurusoma kandi rwaraburanishijwe adahari ayo yari
ababuranyi antegeka kurusubiramo hali ese tanu mbanza kwanga
ambwira ko aruha amwesseri akaruka, kuwa 21 kamena nduce uko
abishakira nari navuze ko batsindagurane nduce ko umwe atsinze
hashize iminsi ibili, araruseba antegeka umwe mubonye twafatanije
kuruburanisha aruka bundi bushya ibyo karuseba byo biababaza
kuruta kuntegeka kuruka uko ashakira.

Ibyo kuntegeka guca urubanza uko ashakira ata-
ruburanishije no kujya muri anketi y'urubanza ataburanishije
no guseba urubanza nacye, biragaragaza rwose ko ashakira kw-
baha ingingo ya 13 y'itegeko navuze haruguru, kubera iso nyamvu
nsobanuye, ndasaba Prezida w'Urukiko rwa Ibere rw'Iremezo, na
Visi-Prezida ushinze ubuyobozi bw'Inkiko kudasobanurira ko
ibyo bikwiye gukometa cyangwa kuvaho ariko bitabujije urubanza
nacye kuguma uko naruciye, kuko mbona ko guseba umanza nacye
bitamugenewe.

Urwo rubanza naruburanishije nfatanyije n'abaseseri babiri nkuko ingingo ya 33 y'itegeko ryo kuwa 24 kanama 62 rishinga imitunganyirize n'ububasha bw'inkiko z'Urwanda, ibiteganya sinuva ingingo Gahama shingiraho kugirango arusese, mbasabye gusoma iburanisha n'ica ryarwo ukareba ko harwo nabereye ko ahari aribyo byamuteye kurusese niyo kandi naba narabereye mbona ko ntabubasha afite bwo kugira icyo arukoraho. Nakoranye n'aba Juge Prezida Shyirahayo, Ntare, Shyirambere, Mubiligi na agirabakunzi ndumushigire wabo ibyo sinabibabonye, ahubwo twipfira ibindi.

Fubereye Antoine,
Juge Assesseur w'Urukiko rwa
Caton Cyarwa.

(S)

- Bimenyeshajwe Prezida ushinze ubuyobozi bw'inkiko z'Urwanda i Rebisindu.
- Juge Prezida w'Urukiko rwa Caton Cyarwa.

PROCES-VERBAL DE REMISE-REPRISE.

Umwaka w'igihumbi kimwe na maganurwenda na mirongwilindwi na limwe umunsi wa 15 w'ukwezi kwa Februali k'umwaka wavuzwe haruguru.

Jyewe HUBERANGEYO Antoine wali Juji-Perezida w'Urukiko rwa Kanto Cyarwa, nkulikije baruwa n° 103/G.05 yo kuwa 13/2/1971 hamwe n'icyemezo n° 02/71 cyo kuwa 1/2/1971 bya Bwana Perezida w'Urukiko rwa Mbere rw'Iremezo rwa Butare.

Mfataniye na Bwana NIKOBATUYE Claver, Greffier w'Urukiko rwa Kanto Cyarwa, mpaye Bwana GAHAMA Joseph mbintu nalimfite muli urwo Rukiko nibyo by'ib

ARCHIVES DU TRIBUNAL.

1.- Imanza zitaraburanishwa.....	R.C. = 110
.....	R.P. = 183.
2.- Imanza zaciwe zitararangizwa.....	R.C. = 418.
.....	R.P. = 192.
3.- Ibitabo by'imanza zaciwe.....	R.C. = 180.
.....	R.P. = 5.
4.- Ibitabo byishyulizwamo imanza.....	R.C. = 5.
.....	R.P. = 1.
5.- Ibitabo by'imanza zinjira.....	R.C. = 1.
.....	R.P. = 1.
6.- Gazeti y'Inkiko.....	29.
7.- Igitabo cy'amabaruwa yoherezwa Urukiko nayo ubwarwo rwohereza.....	I.
8.- Ibitabo by'amasezerano y'ubugwate n'ubwishyu.....	4.
9.- Ibitabo by'imigabanire y'inka.....	41.
10.- Igitabo cy'imanza z'inshinjwa-byaha zigikorera anketi..	I.
11.- Igitabo abacamanza ubwabo bandikamo imanza bacya muli * kwezi.....	I.
12.- Gazeti za Republika y'Urwanda, zimwe zateranilijwe mu bitabo bine(4) izitateranilijwe hamwe ni.....	248.
13.- Ibitabo by'Amategeko y'Ubucamanza.....	7.
- 3 by'Inkiko nshya z'Urwanda.	
- 3 by'Ubucamanza bushya mu Rwanda.;;;.....	
- 1 cy'imiburanishilize y'imanza z'amahugu n'ubucuruzi.....	
<u>/ MATERIEL DU TRIBUNAL /</u>	
14.- Portrait du Président de la République.....	I.
15.- Porficateur.....	3.
16.- Machine à écrire Olivetti.....	I.
17.- Cachets.....	5.
18.- Coffre-fort.....	1.
19.- Agraffeuses.....	4.
20.- Tables.....	7.
21.- Tampons.....	5.
22.- Armoires.....	5.
23.- Etagères.....	5.
24.- Bancs.....	22.
25.- Mallettes métalliques.....	4.
26.- Classeurs.....	23.
27.- Régles.....	2.
28.- Lattes.....	2.

Bikorewe mu Rukiko rwa Kanto Cyarwa ruli i Butare ku munsi ukwezi n'umwaka byavuzwe haruguru.

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