



# Voices from the Rwanda Tribunal

## Official Transcript: Charles Taku (Highlight)



<b>Role:</b>	Defense Counsel
<b>Country of Origin:</b>	Cameroon
<b>Interview Date:</b>	3 November 2008
<b>Location:</b>	Arusha, Tanzania
<b>Interviewers:</b>	Batya Friedman Ronald Slye
<b>Videographer:</b>	Max Andrews
<b>Interpreter:</b>	None

In this highlight, Charles Taku speaks on...  
the potential harm of joint criminal enterprise as legal  
principle

*The transcript of the highlight begins on the following page.*

- 00:00 My point of view is that probably at this point in time, if you ask the Prosecutor, ask the judge, (\_\_\_), "If we are to close down today, what would be the hallmark, what would be the legacy?" They will name a series of cases, "We tried this (\_\_\_), we tried this." Yes, but what are the principles of law that you laid down in the trial of this case?
- 00:26 Yes, some of the principles are balanced, some are consistent with the attainment of international legal principles but some have done a lot of harm. And I say joint criminal enterprise has a potential that if anybody should put your name, say, "Well, you were never there, you were in America," joint criminal enterprise it is a (\_\_\_) that can sweep just any person depending on the whims and caprice of the judge, that particular judge where he stands.
- 01:02 No, that is not a legacy. That is not even the principle that can help the world. It would do more harm.