

**BEFORE THE SUPREME COURT CHAMBER  
EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA**

**FILING DETAILS**

**Case No:** 002/19-09-2007-ECCC/SC

**Party Filing:** International Co-Prosecutor

**Filed to:** Supreme Court Chamber

**Original Language:** English

**Date of Document:** 24 December 2021

**CLASSIFICATION**

**Classification of the document  
suggested by the filing party:** PUBLIC

**Classification by Supreme Court Chamber:** សាធារណៈ/Public



**Classification Status:**

**Review of Interim Classification:**

**Records Officer Name:**

**Signature:**

---

**INTERNATIONAL CO-PROSECUTOR'S RESPONSE TO THE CIVIL PARTY  
LEAD CO-LAWYERS' REQUEST FOR DIRECTIONS REGARDING THE  
RECLASSIFICATION OF CIVIL PARTY DOCUMENTS**

---

**Filed by:**

**International  
Co-Prosecutor**  
Brenda J. HOLLIS

**Copied to:**

**National  
Co-Prosecutor**  
CHEA Leang

**Distributed to:**

**Supreme Court Chamber**  
Judge KONG Srim, President  
Judge Chandra Nihal JAYASINGHE  
Judge SOM Sereyvuth  
Judge Florence Ndepele Mwachande MUMBA  
Judge MONG Monichariya  
Judge Maureen HARDING CLARK  
Judge YA Narin

**Civil Party Lead Co-Lawyers**  
PICH Ang  
Megan HIRST


**Accused**  
KHIEU Samphân

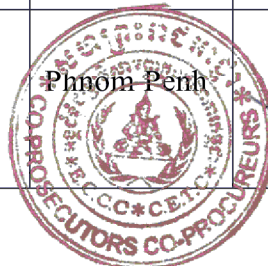
**Lawyers for the Defence**  
KONG Sam Onn  
Anta GUISSÉ

**RESPONSE**

1. The International Co-Prosecutor (“ICP”) hereby responds to the Civil Party Lead Co-Lawyers’ request to the Supreme Court Chamber for directions regarding the reclassification of Civil Party documents.<sup>1</sup>
2. As the Lead Co-Lawyers observe, reclassification requires a careful balancing of interests and is an issue of great significance. The ICP notes that this balancing of interests is required not only for Civil Parties but also for the accused, the witnesses, and the potential witnesses who participated in the proceedings. The ICP supports the Lead Co-Lawyers’ request for guidance from the Chamber regarding ways the parties can contribute to the process, particularly in protecting sensitive and private information in Case 002 as well as in other case files.
3. To that end, the ICP intends to file her own reclassification request to the Chamber next week. Although the request will propose the reclassification of specific Case 004/2 documents, the main goal is to more broadly facilitate the development of policies and procedures that will ensure reclassification at the ECCC is carried out with care and uniformity across all the cases.
4. It is the hope of the ICP that the Chamber will allow all the parties to engage in the reclassification process so that the documents of this Court are as made as publicly available as possible while also safeguarding the sensitive and personal information of the people who bravely contributed to the ECCC’s work. It is only by striking the right balance between these two principles that the ECCC will achieve a legacy truly worth emulating.

Respectfully submitted,

Date	Name	Place	Signature
24 December 2021	Brenda J. HOLLIS International Co-Prosecutor	Phnom Penh	



<sup>1</sup> F71 Request for Directions Regarding the Reclassification of Civil Party Documents, 14 December 2021.