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

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CO-PROSECUTORS' RESPONSE TO NUON CHEA'S "APPEAL AGAINST CONSTRUCTIVE DISMISSAL OF APPLICATION FOR IMMEDIATE ACTION **PURSUANT TO RULE 35"**

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ECCC DOCUMENTS

Core Documents

1. Extraordinary Chambers of the Courts of Cambodia, Internal Rules (Rev. 8), as revised on 3 August 2011.

Pre-Trial Chamber

- 2. Decision on Ieng Sary's Appeal Regarding the Appointment of A Psychiatric Expert, 21 October 2008, A189/I/8.
- 3. Decision on Ieng Sary's Appeal Against the Co-Investigation Judges' Constructive Denial of Ieng Sary's Third Request for Investigative Action, 22 December 2009, D171/4/5.
- 4. Co-Prosecutors' Response to Ieng Sary's Appeal Regarding Appointment of an Expert to Assess His Fitness to Stand Trial, 18 July 2008, A189/I/5.

Trial Chamber

- 5. Application for Immediate Action Pursuant to Rule 35, 25 April 2012, E189.
- 6. Co-Prosecutors' Response to Nuon Chea Application for Immediate Action Pursuant to Rule 35, 3 May 2012, E189/1.

Supreme Court Chamber

- 7. Appeal Against Constructive Dismissal of Application for Immediate Action Pursuant to Rule 35, 10 October 2012, E189/2/1.
- 8. Decision on Immediate Appeal by Nuon Chea Against the Trial Chamber's Decision on Fairness of Judicial Investigation, 27 April 2012, E116/1/7.

CAMBODIAN LAW

Instruments

9. Code of Criminal Procedure of the Kingdom of Cambodia, Khmer-English Translation, First Publication, September 2008.

DOMESTIC LAW

Jurisprudence

10. Judicial Committee of the Privy Council, *Boodhoo v. The Attorney General of Trinidad and Tobago*, 1 April 2004.