



ឯកសារដើម
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អគ្គិសនីបណ្ណាល័យ/Case File Officer/L'agent charge
du dossier: UCH ARUN

E1/234

អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា
Extraordinary Chambers in the Courts of Cambodia
Chambres Extraordinaires au sein des Tribunaux Cambodgiens

ព្រះរាជាណាចក្រកម្ពុជា
ជាតិ សាសនា ព្រះមហាក្សត្រ
Kingdom of Cambodia
Nation Religion King
Royaume du Cambodge
Nation Religion Roi

អង្គជំនុំជម្រះសាលាដំបូង
Trial Chamber
Chambre de première instance

WRITTEN RECORD OF PROCEEDINGS

PUBLIC

Case File N° 002/19-09-2007-ECCC/TC

25 October 2013
Closing Statements - Day 221

Prepared by:

Miriam MAFESSANTI and Phary DUCH

<u>Attendance Record</u>
Before: Judge NIL Nonn (President), Judge Silvia CARTWRIGHT, Judge YA Sokhan, Judge Jean-Marc LAVERGNE, Judge YOU Ottara
Reserve Judge: Judge THOU Mony, Judge Claudia FENZ
Greffiers: Mr. DUCH Phary, Ms. Miriam MAFESSANTI, Mr. DAV Ansan, Mr. Simon MEISENBERG
OCP: Ms. CHEA Lang, Mr. Nicolas KOUMJIAN, Mr. William SMITH, Mr. VENG Huot, Mr. Dale LYSAK, Mr. Vincent DE WILDE D'ESTMAEL, Mr. Keith RAYNOR, Mr. Tarik ABDULHAK
Accused: Mr. NUON Chea, Mr. KHIEU Samphan
Defence for the Accused: Mr. SON Arun, Mr. Victor KOPPE, Mr. KONG Sam Onn, Ms. Anta GUISSSE, Mr. Arthur VERCKEN
Civil Parties: Mr. PICH Ang, Ms. Elisabeth SIMONNEAU-FORT, Ms. MOCH Sovannary, Mr. LOR Chunthy, Ms. Martine JACQUIN, Ms. Beini YE, Ms. HONG Kimsuon, Ms. Lyma NGUYEN, Ms. TY Srinna, Ms. Christine MARTINEAU, Mr. VEN Pov
Others: Mr. UCH Arun, Ms. SOUR Sotheavy, Ms. Paola ROBOTTI

General Court Time		
Day	Start time: 09:00	Finish time: 16:05
Recess am	Start time: 10:30	Finish time: 10:50
Recess	Start time: 12:00	Finish time: 13:30
Recess pm	Start time: 14:40	Finish time: 15:00
	Total Court Time:	4 hours 55 minutes

Proceedings			
Type of Issue	Raised By	Start time	Finish time
Submissions regarding the scope of the trial	Mr. Arthur VERCKEN	09:04	10:31
Issues regarding the evidence		10:57	11:23
Submissions regarding historical context pre-17 April 1975 and reasons for the evacuation of Phnom Penh (Phase 1).	Ms. Anta GUISSÉ	11:23 13:32	12:00 13:43
Submissions regarding Phase 2 of the movement of the population		13:43	13:58
Submissions concerning the Accused's responsibility		13:58	14:39
Submissions regarding the Accused KHIEU Samphan's education, political background and character	Mr. KONG Sam Onn	15:02	16:03

Summary of Proceedings:

KHIEU Samphan Defence Closing Statements:

The KHIEU Samphan Defence commenced presentation of their closing statement. In particular, Mr. Arthur VERCKEN made submissions concerning the scope of the trial noting that the Co-Prosecutors addressed the entire Closing Order, rather than on the limited scope of the Severance Order. Mr. VERCKEN also submitted that there is an evidentiary issue concerning the authenticity of documents in light of the electronic nature of the case-file.

Ms. Anta GUISSÉ made submissions concerning the historical context before the Khmer Rouge came to power and the reasons for the evacuation of Phnom Penh (Phase 1), and the subsequent movements of the population (Phase 2).

Mr. KONG Sam Onn made submissions relating to the education, political background and character of the Accused.

Oral Orders/Decisions:

- The President of the Trial Chamber issued two warnings to Mr. Arthur VERCKEN to abide by the Code of Conduct for the Counsel and to limit submissions to issues relevant to the scope of the trial (9:58, 10:19).
- The Chamber announced that the closing statements of the KHIEU Samphan Defence will continue on Monday 28 October 2013 at 9:00 am. (16:04).
- The Chamber instructed the security guards to return the Accused KHIEU Samphan and the Accused NUON Chea to the detention facility and to return the Accused KHIEU Samphan to the courtroom and the Accused NUON Chea to the holding cell by 09.00 on Monday 28 October 2013 (16:05).

Orders for Adjournment of Hearing

Court is adjourned and will resume at 09:00 on Monday 28 October 2013 (17.06).

Phnom Penh, 25 October 2013

Greffier

M. Mafessanti

Miriam MAFESSANTI



Greffier

Duch Phary

DUCH Phary