

**BEFORE THE TRIAL CHAMBER
EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA**

FILING DETAILS

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NUON CHEA'S REQUEST FOR INVESTIGATIVE ACTION (REQUEST FOR DOCUMENTS) IN RELATION TO ALEXANDER LABAN HINTON (2-TCE-88)

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I. APPLICABLE LAW

1. ECCC Internal Rules (Rev. 9), revised on 16 January 2015
2. Law on the Establishment of Extraordinary Chambers in the Courts of Cambodia for the Prosecution of Crimes Committed During the period of Democratic Kampuchea

II. ECCC DECISIONS AND ORDERS

3. **E294/1**, ‘Decision on NUON Chea Request to Admit New Documents, To Initiate an Investigation and To Summons Mr. Rob LEMKIN’, 24 Jul 2013
4. **E169**, ‘Request for Information Concerning Summaries Prepared by TCE-33’, 9 Feb 2012

III. ECCC TRANSCRIPTS

5. **E1/401.1**, Day 382, T. 14 Mar 2016 (HINTON Alexander L.)
6. **E1/402.1**, Day 383, T. 15 Mar 2016 (HINTON Alexander L.)
7. **E1/403.1**, Day 384, T. 16 Mar 2016 (HINTON Alexander L.)
8. **E1/404.1**, Day 385, T. 17 Mar 2016 (HINTON Alexander L.)

IV. ECCC E-MAILS

9. Email from the Trial Chamber Senior Legal Officer to the Parties, 12 Feb 2016, attached as **Public Attachment 1**
10. Email from the Trial Chamber Senior Legal Officer to the Parties, 24 Feb 2016, attached as **Public Attachment 2**

V. INTERNATIONAL JURISPRUDENCE

A. International Criminal Tribunal for the Former Yugoslavia (“ICTY”)

11. *Prosecutor v. Galić*, IT-98-29-T, Decision Concerning the Expert Witnesses Ewa Tabeau and Richard Philipps, 3 Jul 2002, attached as **Public Attachment 3**
12. *Prosecutor v. Galić*, IT-98-29-T, Decision on the Prosecution Motion for Reconsideration of the Admission of the Expert Report of Prof. Radinović, 21 Feb 2003, attached as **Public Attachment 4**

13. *Prosecutor v. Gotovina et al.*, IT-06-90-T, Decision on Disclosure of Expert Materials, 27 Aug 2009, attached as **Public Attachment 5**
14. *Prosecutor v. Stanišić & Župljanin*, Written Reasons for the Trial Chamber's Oral Decision Accepting Dorothea's Hanson as an Expert Witness, 5 Nov 2009, attached as **Public Attachment 6**
15. *Prosecutor v. D. Milošević*, IT-98-29/1-T, Decision on Admission of Expert Report of Robert Donia, 15 Feb 2007, attached as **Public Attachment 7**
16. *Prosecutor v. Karadžić*, IT-95-5/18-T, Decision on Prosecution Motion to Exclude the Expert Report of Kosta Čavoški, 5 Apr 2013, attached as **Public Attachment 8**
17. *Prosecutor v. Martić*, IT-95-11-T, Decision on Defence's Submission of the Expert Report of Professor Smilja Avramov pursuant to 94 bis, 9 Nov 2006, attached as **Public Attachment 9**¹
18. *Prosecutor v. Stanišić and Simatović*, IT-03-69-PT, Prosecution's Submission of the Expert Report of Christian Nielsen Pursuant to Rule 94 bis With Annexes A and B, 2 Jul 2007, attached as **Public Attachment 10**²
19. *Prosecutor v. Karadžić*, IT-95-5/18-T, Prosecution's Motion for Admission of the Evidence of Eight Experts Pursuant to Rule 94bis and Rule 92bis, 9 Nov 2009, attached as **Public Attachment 11**³
20. *Prosecutor v. Mladić*, IT-09-92-T, Prosecution's Notice of Disclosure of Expert Report of Andras Riedlmayer (RM 618) Pursuant to Rule 94bis and Motion to Amend Rule 65ter Exhibit List, 25 Apr 2013, attached as **Public Attachment 12**⁴

B. International Criminal Court ("ICC")

21. *Prosecutor v. Bemba et al.*, ICC-01/05-01/13, Prosecution's Response to Joint Defence Request pursuant to Regulation 35 of the Regulations of the Court to Defer Notification Concerning Expert Witnesses (N. ICC-01/05-01/13-1242), 14 Sep 2015, attached as **Public Attachment 13**

¹ The present authority exceeds 10 pages. In accordance with Article 6.1 of the Practice Direction on the Filing of Documents before the ECCC, the first page and the relevant sections of the document are being filed.

² *Ibid.*

³ *Ibid.*

⁴ *Ibid.*

22. *Prosecutor v. Bemba et al.*, ICC-01/05-01/13, Decision on Joint Defence Request pursuant to Regulation 35 of the Regulations of the Court to Defer Notification Concerning Expert Witnesses (N. ICC-01/05-01/13-1280), 22 Sep 2015, attached as **Public Attachment 14**
23. *Prosecutor v. Ntaganda*, ICC-01/04-02/06, Decision on Defence Preliminary Challenges to Prosecution’s Expert Witnesses (N. ICC-01/04-02/06-1159), 9 Feb 2016, attached as **Public Attachment 15**⁵
24. *Prosecutor v. Ruto & Sang*, ICC-01/09-01/11, Decision on Sang Defence Application to Exclude Expert Report of Mr Hervé Maupeu (N. ICC-01/09-01/11-844), 7 Aug 2013, attached as **Public Attachment 16**⁶

VI. SECONDARY SOURCES

25. **E3/3346**, Alexander Hinton, “Why Did They Kill?”
26. **E3/9703**, ‘Volodymyr Dibrova, ‘Mapping the Great Famine: a new project at Harvard’, Ukrainian Weekly, 30 June–7 Jul 2013’

⁵ *Ibid.*

⁶ *Ibid.*