



ព្រះរាជាណាចក្រកម្ពុជា
ជាតិ សាសនា ព្រះមហាក្សត្រ

អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា

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

Kingdom of Cambodia
Nation Religion King
Royaume du Cambodge
Nation Religion Roi

អង្គជំនុំជម្រះសាលាដំបូង

Trial Chamber
Chambre de première instance

សំណុំរឿងលេខ: ០០១/១៨ កក្កដា ២០០៧/អវតក/អជសដ
Case File/Dossier No. 002/19-09-2007-ECCC-TC

ឯកសារដើម	
ORIGINAL DOCUMENT/DOCUMENT ORIGINAL	
ថ្ងៃ ខែ ឆ្នាំ ទទួល (Date of receipt/Date de reception):	
26 / 01 / 2011	
ម៉ោង (Time/Heure):	
15:30	
មន្ត្រីទទួលបន្ទុកសំណុំរឿង/Case File Officer/L'agent chargé du dossier:	
Ratanak	

Before: Judge NIL Nonn, President
Judge Silvia CARTWRIGHT
Judge YA Sokhan
Judge Jean-Marc LAVERGNE
Judge THOU Mony

Date: 26 January 2011
Original language(s): Khmer/English
Classification: PUBLIC

DIRECTIVE ON ACCESS TO THE DETENTION FACILITY AND THE CASE FILE BY MEMBERS OF DEFENCE TEAMS

Co-Prosecutors

CHEA Leang
Andrew CAYLEY

Accused

NUON Chea
IENG Sary
IENG Thirith
KHIEU Samphan

Civil Party Lead Co-Lawyers

PICH Ang
Elisabeth SIMONNEAU FORT

Lawyers for the Defence

SON Arun
Michiel PESTMAN
Victor KOPPE
ANG Udom
Michael G. KARNAVAS
PHAT PouV Seang
Diana ELLIS
SA Sovan
Jaques VERGÈS
Philippe GRÉCIANO



THE TRIAL CHAMBER of the Extraordinary Chambers in the Courts of Cambodia;

SEISED of Case File No. 002/19-09-2007-ECCC pursuant to the Decisions on Appeal against the Closing Order by Nuon Chea, Ieng Sary, Ieng Thirith and Khieu Samphan,¹ rendered by the Pre-Trial Chamber on 13 January 2011;

NOTING the applications by the Defence Team of KHIEU Samphan for access to the Detention Facility of the ECCC and to the Case File 002 (“Motions”)²;

RESPONDING both to the Motions and setting out procedures of general application to all Defence teams;

PURSUANT TO Rule 85 of the Internal Rules and Rule 9 of the Rules Governing the Detention of Persons Awaiting Trial or Appeal before the Extraordinary Chambers in the Courts of Cambodia (“Detention Facility Rules”);

HEREBY

DIRECTS that, pursuant to Rule 9.18 of the Detention Facility Rules, members of the Defence Teams shall be allowed access to the Accused at the Detention Facility.

The Defence Support Section shall immediately inform the Chief of the Detention Facility, through the Detention Liason Officer, of any new member joining the Defence Team or of any member departing from the Team. The Trial Chamber Greffiers shall be copied in such communications. The Chief of the Detention Facility shall then grant access in accordance with the Detention Facility Rules.

FURTHER DIRECTS that new members of the Defence Teams shall make a request to the Trial Chamber Greffiers using the appropriate forms made available by the Court Management Section for access to the relevant case file through ECCC Zymage Portal and filing notification.

Current members of the Defence Teams will retain their access rights to the Case File. The Defence Teams shall immediately inform the Greffiers of the Trial Chamber of any member departing from the Team so that access can accordingly be revoked. *Nur*

Phnom Penh, 26 January 2011
President of the Trial Chamber



Nur
Nur

¹ Decision on Ieng Sary’s Appeal Against the Closing Order, D427/1/26, 13 January 2011; Decision on Ieng Thirith’s and Nuon Chea’s Appeals Against the Closing Order, D427/2/12, 13 January 2011; Decision on Khieu Samphan’s Appeal Against the Closing Order, D427/4/14, 13 January 2011; and Decision on Ieng Sary’s Appeal Against the Closing Order’s Extension of his Provisional Detention, D427/5/9, 13 January 2011.

² “Demande d’accès au dossier 002 et au centre de détention des CETC” 14 January 2011 (E7); “Demande d’accès au dossier 002 et au centre de détention des CETC” 14 January 2011 (E8) (“Motions”).