

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

FILING DETAILS

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**IENG SARY'S REQUEST FOR LEAVE TO REPLY
&
REPLY TO CO-PROSECUTORS' RESPONSE TO IENG SARY'S APPEAL
AGAINST THE TRIAL CHAMBER DECISION TO EXCLUDE THE ARMED
CONFLICT NEXUS FROM THE DEFINITION OF CRIMES AGAINST HUMANITY
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Reserve Judge SIN Rith

Reserve Judge Florence MUMBA

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All Defence Teams

All Civil Parties

Cambodian and ECCC Law – ECCC Legal Compendium

1. Constitution, Art. 38.
2. ECCC Internal Rules, Rules 21, 104.
3. Practice Direction 8.4.

ECCC Filings and Jurisprudence – Already Disclosed on the Case File

4. IENG Sary's Appeal Against the Trial Chamber's Decision on Co-Prosecutors' Request to Exclude the Armed Conflict Nexus Requirement From the Definition of Crimes Against Humanity, 25 November 2011, E95/8/1/1.
5. Co-Prosecutors' Response to IENG Sary's Appeal Against the Trial Chamber Decision to Exclude the Armed Conflict Nexus from the Definition of Crimes Against Humanity, 2 December 2011, E95/8/1/2.
6. Decision on Co-Prosecutors' Request to Exclude Armed Conflict Nexus Requirement from the Definition of Crimes Against Humanity, 26 October 2011, E95/8.
7. Co-Prosecutors' Request for the Trial Chamber to Exclude the Armed Conflict Nexus Requirement from the Definition of Crimes Against Humanity, 15 June 2011, E95.
8. Severance Order Pursuant to Rule 89^{ter}, 22 September 2011, E124, para. 5.
9. Decision on the Co-Prosecutors' Request for Reconsideration of the Terms of the Trial Chamber's Severance Order, 18 October 2011, E124/7.
10. Decision on Immediate Appeal by KHIEU Samphan on Application for Immediate Release, 6 June 2011, E50/3/1/4, para. 31.
11. Decision on IENG Sary's Appeal against the Co-Investigating Judges' Order Denying Request to Allow Audio/Video Recording of Meetings with IENG Sary at the Detention Facility, 11 June 2010, A371/2/12, para. 18.
12. Decision on Two Notices of Appeal Filed by IENG Sary, 8 April 2011, E9/7/1/1/1/4.

ICTR Statute and Jurisprudence – Available online

13. ICTR Statute, Art. 24.

14. *Prosecutor v. Bagosora et al.*, ICTR-98-37-A, Decision on the Admissibility of the Prosecutor’s Appeal from the Decision of a Confirming Judge Dismissing an Indictment against Theoneste Bagosora and 28 others, 8 June 1998, paras. 34-35.

International Conventions – ECCC Legal Compendium

15. International Covenant on Civil and Political Rights, Art. 14(3)(a).