

BEFORE THE PRE-TRIAL CHAMBER**EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA****FILING DETAILS****Case No:** 003/07-09-2009-ECCC/OCIJ (PTC35) **Party Filing:** The Defence for MEAS Muth**Filed to:** The Pre-Trial Chamber**Original language:** ENGLISH**Date of document:** 11 September 2019**CLASSIFICATION****Classification of the document suggested by the filing party:****PUBLIC****Classification by OCIJ or Chamber:****សាធារណៈ/Public****Classification Status:****Review of Interim Classification:****Records Officer Name:****Signature:**

**MEAS MUTH'S NOTICE OF INTENTION TO BE HEARD AT THE HEARING
CONCERNING THE APPEALS AGAINST THE CLOSING ORDERS**

TABLE OF AUTHORITIES

Filed by:**The Co-Lawyers:**

ANG Udom

Michael G. KARNAVAS

Distribution to:**Pre-Trial Chamber Judges:**

Judge PRAK Kimsan

Judge NEY Thol

Judge HUOT Vuthy

Judge Olivier BEAUVALLET

Judge BAIK Kang Jin

Reserve Judge Steven J. BWANA

Reserve Judge PEN Pichsaly

Co-Prosecutors:

CHEA Leang

Brenda J. HOLLIS (Reserve)

All Civil Parties in Case 003

Cambodian Law - ECCC Legal Compendium

1. Constitution of the Kingdom of Cambodia dated 24 September 1993, Arts. 31, 38.

ECCC Law and Procedure – ECCC Legal Compendium

2. Agreement Between the United Nations and the Royal Government of Cambodia Concerning the Prosecution Under Cambodian Law of Crimes Committed During the Period of Democratic Kampuchea, Arts. 12(2), 13(1).
3. Law on the Establishment of Extraordinary Chambers in the Courts of Cambodia for the Prosecution of Crimes Committed During the Period of Democratic Kampuchea, Arts. 33 new, 35 new (b), (d).
4. ECCC Internal Rules, Rev. 9, 16 January 2015, Rule 21(1).

ECCC Filings and Jurisprudence – Already on the Case File***Case 003***

5. MEAS Muth's Appeal Against the International Co-Investigating Judge's Indictment, 8 April 2019, D267/4.
6. International Co-Prosecutor's Appeal of the Order Dismissing the Case Against MEAS Muth (D266), 8 April 2019, D266/2.
7. MEAS Muth's Response to the International Co-Prosecutor's Appeal of the Dismissal Order, 24 June 2019, D266/5.
8. International Co-Prosecutor's Response to MEAS Muth's Appeal Against the International Co-Investigating Judge's Indictment (D267), 28 June 2019, D267/10.
9. International Co-Prosecutor's Reply to MEAS Muth's Response to the Appeal of the Order Dismissing the Case Against MEAS Muth, 9 August 2019, D266/6.
10. MEAS Muth's Reply to the International Co-Prosecutor's Response to MEAS Muth's Appeal Against the International Co-Investigating Judge's Indictment, 19 August 2019, D267/12.

Case 004

11. *Case of AO An*, 004/2/07-09-2009-ECCC/OCIJ (PTC58), Decision on Civil Party Requests for Extension of Time and Page Limits, 27 August 2018, D362/4, para. 10.
12. *Case of AO An*, 004/2/07-09-2009-ECCC/OCIJ (PTC 60), Scheduling Order for the Pre-Trial Chamber's Hearing on Appeals Against Closing Orders, 3 June 2019, D359/5, p. 2.

ECCC Internal Correspondence

13. Email from the Pre-Trial Chamber's Case File Officer titled "Case File N° 003/07-09-2009-ECCC/OCIJ (PTC35), Pre-Trial Chamber's Notice to the Parties by Email," 5 September 2019 – *Attachment 1*.

International and Regional Declarations and Conventions – ECCC Legal Compendium

14. International Covenant on Civil and Political Rights, adopted 16 December 1966, entered into force on 23 March 1976, 999 U.N.T.S. 171, Art. 14(3)(b), (d).

International Criminal Tribunal for the former Yugoslavia Jurisprudence

15. *Prosecutor v. Stanišić & Župljanin*, IT-08-91-A, Decision on Mićo Stanišić's and Stojan Župljanin's Motions Seeking Variation of Time and Word Limits to File Appeal Briefs, 4 June 2013, p. 2, 4 – *Available on the Case File at D267/1/1.1.4*.
16. *Prosecutor v. Šainović et al.*, IT-05-87-A, Decision on Joint Request for Extension of Time to File Respondent's Brief, 27 July 2009, p. 4 – *Available on the Case File at D267/1/1.1.3*.

European Court of Human Rights Jurisprudence

17. *Marpa Zeeland B.V. and Metal Welding B.V. v. The Netherlands*, ECtHR App. No. 46300/99, 9 November 2004, para. 51 – *Available on the Case File at D267/1/1.1.5*.