

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

FILING DETAILS

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**NUON CHEA'S URGENT FIRST REQUEST FOR AN EXTENSION OF TIME
AND PAGE LIMITS FOR FILING HIS NOTICE OF APPEAL AGAINST
THE TRIAL JUDGEMENT IN CASE 002/02**

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PART 1. ECCC LEGAL COMPENDIUM

1. Law on the Establishment of the Extraordinary Chambers in the Courts of Cambodia for the Prosecution of Crimes Committed during the Period of Democratic Kampuchea, 10 Aug 2001, with inclusion of amendments as promulgated on 27 Oct 2004 (ns/rkm/1004/006).
2. ECCC Internal Rules (Rev. 9), revised on 9 Jan 2015.
3. Practice Direction ECCC/01/2007/Rev.8 on the Filing of Documents before the ECCC.

PART 2. ECCC FILINGS

I. CASE 001

4. F6/2, 'Decision on Request of the Co-Lawyers for Kaing Guek Eav *Alias* Duch to Extend the Time Limit for Filing of an Appeal Brief Against the Judgement of the Trial Chamber', 26 Jul 2010.

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6. E301/9/1/1/3, 'Decision on KHIEU Samphân's Immediate Appeal Against the Trial Chamber's Decision on Additional Severance of Case 002 and Scope of Case 002/02', 29 Jul 2014.
7. E313, 'Case 002/01 Judgement', 7 Aug 2014.
8. E465, 'Case 002/02 Judgement', 16 Nov 2018 [*sic* – 28 Mar 2019].

2. Supreme Court Chamber

9. F3/3, 'Decision on Defence Motion for Extension of Time and Page Limits on Notices of Appeal and Appeal Briefs', 29 Aug 2014.

10. **F9**, ‘Decision on Motions for Extensions of Time and Page Limits for Appeal Briefs and Responses’, 31 Oct 2014.

11. **F13/2**, ‘Decision on Defence Motions for Extensions of Pages to Appeal and Time to Respond’, 11 Dec 2014.

B. OTHER FILINGS

1. Nuon Chea

12. **E457/6/3/1**, ‘Nuon Chea’s Amended Closing Brief in Case 002/02’, 28 Sep 2017.

2. Defence Support Section

13. **E378/8/14**, ‘Letter from Chief of ECCC Defence Support Section to International Co-Lawyer for Nuon Chea’, 13 Dec 2018.

14. **E464**, ‘Assignment of New Foreign Co-Lawyer, Ms Doreen Chen, to represent Nuon Chea’, 24 Jan 2019.

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17. Regulations of the Court of the International Criminal Court, 26 May 2004, as amended on 12 Nov 2018.

II. JURISPRUDENCE

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18. *Prosecutor v. Katanga and Ngudjolo*, ICC-01/04-01/07-717, ‘Decision on the confirmation of charges’, 30 Sep 2008.

19. *Prosecutor v. Abu Garda*, ICC-02/05-02/09-18, ‘Decision Scheduling a Hearing on Issues relating to Disclosure between the Parties’, 30 May 2009.

20. *Prosecutor v. Ongwen*, ICC-02/04-01/15-422-Red, ‘Decision on the confirmation of charges against Dominic Ongwen’, 23 Mar 2016.
21. *Prosecutor v. Bemba*, ICC-01/05-01/08-3370, ‘Decision on Mr Bemba’s request for an extension of time for the filing of his document in support of the appeal’, 15 Apr 2016.
22. *Prosecutor v. Bemba*, ICC-01/05-01/08-3348, ‘Defence Notice of Appeal against the Judgment pursuant to Article 74 of the Statute, ICC-01/05-01/08-3343’, 4 Jun 2016.
23. *Prosecutor v. Bemba et al.*, ICC-01/05-01/13-2046, ‘Decision on requests for an extension of the time limit for the filing of the documents in support of the appeal’, 23 Nov 2016.
24. *Prosecutor v. Al Hassan*, ICC-01/12-01/18-2-tENG, ‘Warrant of Arrest for Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud’, 27 Mar 2018.
25. *Prosecutor v. Ntaganda*, ICC-01/04-02/06-2272, ‘Decision providing further directions on the closing briefs’, 13 Apr 2018.

B. ICTR

26. *Prosecutor v. Nahimana et al.*, ICTR-99-52-A, ‘Decision on the Prosecutor’s Motion to Pursue the Oral Request for the Appeals Chamber to Disregard Certain Arguments Made by Counsel for Appellant Barayagwiza at the Appeals Hearing on 17 January 2007’, 5 Mar 2007.
27. *Nyiramasuhuko et al. v. Prosecutor*, ICTR-98-42-A, ‘Decision on Motions for Extension of Time for the Filing of Appeal Submissions’, 22 Jul 2011.

C. ICTY

28. *Prosecutor v. Stakić*, IT-97-24-A, ‘Decision on the Defence Motion for Extension of Time’, 26 Apr 2004.
29. *Prosecutor v. Hadžihasanović and Kubara*, IT-01-47-A, ‘Decision on Motions for Extension of Time, Request to Exceed Page Limit, and Motion to File a Consolidated Response to Appeal Briefs’, 27 Jun 2006.
30. *Prosecutor v. Sainović et al.*, IT-05-87-A, ‘Decision on Motions for Extension of Time to File Notices of Appeal’, 23 Mar 2009.

31. *Prosecutor v. Šainović et al.*, IT-05-87-A, ‘Decision on Nebojša Pavković's Motion to Amend His Notice of Appeal’, 9 Sep 2009.
32. *Prosecutor v. Šainović et al.*, IT-05-87-A, ‘Decision on Dragoljub Ojdanic’s Second Motion to Amend his Notice of Appeal’, 4 Dec 2009.
33. *Prosecutor v. Popović et al.*, IT-05-88-A, ‘Decision on Joint Motion for Extension of Time to File Notice of Appeal’, 25 Jun 2010.
34. *Prosecutor v. Stanišić and Župljanin*, IT-08-91-A, ‘Decision on Joint Defence Motion Seeking Extension of Time to File Notice of Appeal’, 16 Apr 2013.
35. *Prosecutor v. Prlić et al.*, IT-04-74-A, ‘Decision on Motions for an Extension of Time to File Notices of Appeal and Other Relief’, 21 Jun 2013.

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36. *Prosecutor v. Karadžić*, MICT-13-55-A, ‘Decision on Motion for Extension of Time to File Notice of Appeal’, 21 Apr 2016.
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38. *Prosecutor v. Karadžić*, MICT-13-55-A, ‘Decision on Request for Review on Registrar's Remuneration Decision for Appeal Phase I’, 15 Jun 2016.
39. *Prosecutor v. Mladić*, MICT-13-56-A, ‘Decision on Motion for Extension of Time to File Notice of Appeal’, 21 Dec 2017.

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40. *Prosecutor v. Brima et al.*, SCSL-2004-16-A, ‘Judgment’, 22 Feb 2008.
41. *Prosecutor v. Sesay et al.*, SCSL-04-15-A, ‘Judgment’, 26 Oct 2009.
42. *Prosecutor v. Taylor*, SCSL-03-01-A, ‘Decision on Defence Motion for Extension of Time to File Notice of Appeal’, 20 Jun 2012.

PART 4. HUMAN RIGHTS LAW AND JURISPRUDENCE

I. UNITED NATIONS DOCUMENTS

43. *International Covenant on Civil and Political Rights*, General Assembly, UN Doc A/6316 (1966), 999 UNTS 171, 16 Dec 1966, (entered into force on 23 Mar 1976).
44. *Sawyers and McLean v. Jamaica*, HRC, Comm. Nos. 226/1987 and 256/1987, CCPR/C/41/D/226/1987, 11 Apr 1991, (**Attachment 3**).
45. *Wright v. Jamaica*, HRC, Comm. No. 349/1989, CCPR/C/45/D/349/1989 (1992), 18 Aug 1992, (**Attachment 2**), *Authority exceeding 10 pages*.
46. HRC, 'General Comment No. 32: Article 14, Right to equality before courts and tribunals and to fair trial', CCPR/C/GC/32, 23 Aug 2007, (**Attachment 4**), *Authority exceeding 10 pages*.

II. ECTHR JURISPRUDENCE

47. *Artico v. Italy*, App. No. 6694/74, 'Judgement', 3 May 1980, (**Attachment 5**), *Authority exceeding 10 pages*.
48. *OAO Neftyanaya Kompaniya Yukos v. Russia*, App. No. 14902/04, 'Judgement (Merits)', 20 Sep 2011, (**Attachment 6**), *Authority exceeding 10 pages*.
49. *Papadakis v. The Former Yugoslav Republic of Macedonia*, App. No. 50254/07, 'Judgement', 26 May 2013 (*see E409.1.2*).

PART 5. MISCELLANEOUS

I. ECCC DOCUMENTS

50. 'Trial Chamber Summary of Judgement Case 002/02', 16 Nov 2018.
51. ECCC Completion Plan (Rev. 17), 30 Jun 2018, (**Attachment 7**), *Authority exceeding 10 pages*.
52. ECCC Completion Plan (Revision 19), 31 Dec 2018, (**Attachment 8**), *Authority exceeding 10 pages*.

II. CORRESPONDENCE

53. E-mail from Defence Senior Legal Consultant to Co-Lawyers for Nuon Chea, 29 Nov 2018, (**Attachment 1**).