

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

FILING DETAILS

Case No: 002/19-09-2007-ECCC/SC **Party Filing:** Co-Prosecutors
Filed to: Supreme Court Chamber **Original Language:** English
Date of document: 24 October 2019



CLASSIFICATION

**Classification of the document
suggested by the filing party:** PUBLIC

Classification by Supreme Court Chamber: សាធារណៈ/Public

Classification Status:

Review of Interim Classification:

Records Officer Name:

Signature:

**CO-PROSECUTORS' RESPONSE TO KHIEU SAMPHAN'S REQUEST TO ADMIT
ADDITIONAL EVIDENCE (F51)**

TABLE OF AUTHORITIES

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I. ECCC LAW

Core Legal Documents

(ECCC Legal Compendium – not included)

1. Extraordinary Chambers in the Courts of Cambodia, Internal Rules (Rev. 9) as revised on 16 January 2015 (“Internal Rules”), Rules 53(4), 87(3), 104(1), 108(7).

Jurisprudence

Supreme Court Chamber (SCC)

2. Case 001-F28 Appeal Judgement, 3 February 2012, para. 17. *(Exceeds 10 pages – excerpt attached)* (**Authority 1**)
3. **F2/4/2** Decision on Part of Nuon Chea’s Third Request to Obtain and Consider Additional Evidence in Appeal Proceedings of Case 002/01, 16 March 2015 (“NC Third Request Decision”), para. 17.
4. **F36** Appeal Judgement, 23 November 2016 (“Case 002/01 AJ”), paras 29-30, 89, 94.
5. **F43** Decision on Nuon Chea and Khieu Samphan’s Requests for Extensions of Time and Page Limits on Notices of Appeal, 26 April 2019, paras 11, 13.

Trial Chamber

6. **E421/4** Decision on Requests Regarding Internal Rule 87(4) Deadlines, 21 September 2016 (“Deadline Decision”), paras 1, 9-11, 14-15, 19, 23-24, Disposition.
7. **E465** Case 002/02 Judgement, 16 November 2018 (“Case 002/02 TJ”).
8. **E1/529.1** Pronouncement of Judgment in Case 002/02, T. 16 November 2018, 09:34:35-09:36:02.

II. INTERNATIONAL LAW

Jurisprudence

International Criminal Tribunal for the Former Yugoslavia (ICTY)

9. *Prosecutor v. Blaškić*, IT-95-14-A, Appeals Chamber, Judgement, 29 July 2004, para. 17. *(Exceeds 10 pages – excerpt attached)* (**Authority 2**)
10. *Prosecutor v. Krstić*, IT-98-33-A, Appeals Chamber, Judgement, 19 April 2004, para. 40. *(Exceeds 10 pages – excerpt attached)* (**Authority 3**)

11. *Prosecutor v. Kupreškić et al.*, IT-95-16-A, Appeals Chamber, Appeal Judgement, 23 October 2001 (“*Kupreškić AJ*”), paras 30-32. (*Exceeds 10 pages – excerpt attached*) (**Authority 4**)
12. *Prosecutor v. Kvočka et al.*, IT-98-30/1-A, Appeals Chamber, Judgement, 28 February 2005, para. 427. (*Exceeds 10 pages – excerpt attached*) (**Authority 5**)
13. *Prosecutor v. Popović et al.*, IT-05-88-A, Appeals Chamber, Decision on Vujadin Popović’s Motion for Admission of Additional Evidence on Appeal Pursuant to Rule 115, 20 October 2011, para. 39. (*Exceeds 10 pages – excerpt attached*) (**Authority 6**)
14. *Prosecutor v. Popović et al.*, IT-05-88-A, Appeals Chamber, Judgement, 30 January 2015, paras 131-132, 136-137, 1228. (*Exceeds 10 pages – excerpt attached*) (**Authority 7**)
15. *Prosecutor v. Simić*, IT-95-9-A, Appeals Chamber, Decision on Blagoje Simić’s Motion for Admission of Additional Evidence, Alternatively for Taking of Judicial Notice, 1 June 2006, para. 14. (**Authority 8**)

International Criminal Tribunal for Rwanda (ICTR)

16. *Kajelijeli v. The Prosecutor*, ICTR-98-44A-A, Appeals Chamber, Judgement, 23 May 2005, para. 50. (*Exceeds 10 pages – excerpt attached*) (**Authority 9**)
17. *The Prosecutor v. Munyakazi*, ICTR-97-36A-A, Appeals Chamber, Judgement, 28 September 2011, paras 118, 154. (*Exceeds 10 pages – excerpt attached*) (**Authority 10**)
18. *Muvunyi v. The Prosecutor*, ICTR-2000-55A-A, Appeals Chamber, Judgement, 1 April 2011, para. 26. (*Exceeds 10 pages – excerpt attached*) (**Authority 11**)
19. *Nahimana et al. v. The Prosecutor*, ICTR-99-52-A, Appeals Chamber, Judgement, 28 November 2007, para. 194. (*Exceeds 10 pages – excerpt attached*) (**Authority 12**)
20. *Nchamihigo v. The Prosecutor*, ICTR-2001-63-A, Appeals Chamber, Judgement, 18 March 2010, para. 47. (*Exceeds 10 pages – excerpt attached*) (**Authority 13**)
21. *The Prosecutor v. Ntakirutimana and Ntakirutimana*, ICTR-96-10-A and ICTR-96-17-A, Appeals Chamber, Decision on Request for Admission of Additional Evidence, 8 April 2004, para. 5. (*Exceeds 10 pages – excerpt attached*) (**Authority 14**)
22. *Rutaganda v. The Prosecutor*, ICTR-96-3-A, Appeals Chamber, Judgement, 26 May 2003 (“*Rutaganda AJ*”), paras 21, 353, 443, 501, 505. (*Exceeds 10 pages – excerpt attached*) (**Authority 15**)