



ព្រះរាជាណាចក្រកម្ពុជា

ជាតិ សាសនា ព្រះមហាក្សត្រ

Kingdom of Cambodia  
Nation Religion King

អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា

Extraordinary Chambers in the Courts of Cambodia  
Chambres extraordinaires au sein des Tribunaux cambodgiens

Royaume du Cambodge  
Nation Religion Roi

ការិយាល័យសហចៅក្រមស៊ើបអង្កេត  
Office of the Co-Investigating Judges  
Bureau des co-juges d'instruction

Case File No: 004/07-09-2009-ECCC-OCIJ

Before: The Co-Investigating Judges

Date: 1 June 2016

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SANN RADA		

**NOTICE OF EXTENSION OF PAGE LIMIT TO RESPOND  
TO AMICUS CURIAE BRIEFS**

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## I. PROCEDURAL HISTORY

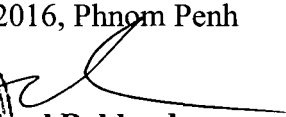
1. On 19 April 2016, I invited submissions from *amici curiae* and from the parties in Cases 003 and 004 as to whether under customary international law applicable between 1975 and 1979, an attack by a state or organisation against members of its own armed forces may amount to an attack directed against a civilian population for the purpose of Article 5 of the ECCC Law. I also informed the parties that they could file consolidated responses to *amicus curiae* briefs within fifteen days from their notification, and that the page limit for the combined responses would be 3,000 words, including footnotes (“Call for Submissions”).<sup>1</sup>
2. By 19 May 2016, 11 briefs were submitted by different scholars and institutions in response to my call for submissions.
3. On 31 May 2016, the Meas Muth Defence in Case 003 requested leave to file a combined response of 15 pages in length, on the basis that they cannot adequately respond to 11 *amicus curiae* submissions in 3,000 words.<sup>2</sup>

## II. DISCUSSION

4. In consideration of the large number of *amicus curiae* submissions received, I find it appropriate to extend the page limit for consolidated responses as requested by the Meas Muth Defence.
5. This decision is filed in English, with a Khmer translation to follow.

### FOR THE FOREGOING REASONS, I:

6. **VARY** the 3,000 words limit for consolidated responses set forth in the Call for Submissions;
7. **INFORM** the parties that the new page limit for consolidated responses is 15 pages; and
8. **NOTE** that, in accordance with Article 8.5 of the Practice Direction on the Filing of Documents before the ECCC, the 15 day period within which to file the consolidated response will commence from the date of notification of the filing of all Khmer translations of the briefs submitted.

Dated: 1 June 2016, Phnom Penh  
  
 Judge Michael Bohlander  
 គណៈកម្មាធិការជាតិរៀបចំការសុំសវនាការ  
 International Co-Investigating Judge  
 Co-juge d'instruction international

<sup>1</sup> Case File No. 003-D191, *Call for Submissions by the Parties in Cases 003 and 004 and Call for Amicus Curiae Briefs*, 19 April 2016; Case File No. 004-D306, *Call for Submissions by the Parties in Cases 003 and 004 and Call for Amicus Curiae Briefs*, 19 April 2016.

<sup>2</sup> Case File No. 003-D191/14, *Meas Muth's Request to Be Permitted to File a Fifteen Page Combined Response to Amicus Curiae Briefs on the Question of Whether under Customary International Law in 1975-1979 an Attack by a State or Organization against Its Own Armed Forces Could Amount to an Attack Directed against a Civilian Population*, 31 May 2016.