



ព្រះរាជាណាចក្រកម្ពុជា
ជាតិ សាសនា ព្រះមហាក្សត្រ

អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា

Extraordinary Chambers in the Courts of Cambodia

Chambres Extraordinaires au sein des Tribunaux Cambodgiens

Kingdom of Cambodia

Nation Religion King

Royaume du Cambodge

Nation Religion Roi

អង្គជំនុំជម្រះសាលាដំបូង

Trial Chamber

Chambre de première instance

សំណុំរឿងលេខ: ០០១/១៨ កក្កដា ២០០៨/អវតក/អជសដ

Case File/Dossier No. 001/18-07-2007/ECCC/TC

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Before:

Judge NIL Nonn, President
Judge Silvia CARTWRIGHT
Judge YA Sokhan
Judge Jean-Marc LAVERGNE
Judge THOU Mony

Date:

04 September 2009

Classification:

PUBLIC

ឯកសារបានតម្កល់ត្រឹមត្រូវតាមច្បាប់ដើម
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**DECISION ON THE REQUEST BY CO-LAWYERS GROUP 2 FOR EXTENSION OF TIME FOR FILING
DOCUMENTS RELEVANT TO CIVIL PARTIES**

Co-Prosecutors

CHEA Leang
William SMITH (acting)

Accused

KAING Guek Eav alias "DUCH"

Lawyers for the Civil Parties

KONG Pisey	TY Srinna
HONG Kimsuon	Pierre Olivier SUR
YUNG Panith	Alain WERNER
KIM Mengkhy	Brianne McGONIGLE
MOCH Sovannary	Annie DELAHAIE
Silke STUDZINSKY	Elizabeth RABESANDRATANA
Martine JACQUIN	Karim KHAN
Philippe CANONNE	Fabienne TRUSSES-NAPROUS
	Christine MARTINEAU

Lawyers for the Defence

KAR Savuth
François ROUX
MARIE-PAULE CANIZARES



I. INTRODUCTION

1. By oral Direction of 27 August 2009 the Trial Chamber of the Extraordinary Chambers in the Courts of Cambodia (“ECCC”) directed certain Civil Parties whose applications have been challenged by the Defence to submit by 3 September 2009 additional evidentiary documents establishing the relationship between some Civil Parties and the victims of the alleged crimes in Case 001.¹

2. On 3 September 2009, the lawyers of Civil Party Group 2 requested an extension of time on the basis that the search for additional documents is still ongoing and requires confirmation from persons living in different locations throughout Cambodia.²

II. FINDINGS

3. The Chamber is aware of the difficulties for Civil Parties to retrieve documentation supporting their claims. It will determine applications for extension of time, where proving additional documents is problematic, on a case-by-case basis.³

4. The Chamber, noting Rule 39(4)(a) of the ECCC Internal Rules, is satisfied that, in the circumstances, it is in the interests of justice to allow the lawyers of Civil Party Group 2 limited additional time to obtain additional evidentiary documents with respect to Civil Parties E2/22, E2/35, E2/64, E2/66, and E2/83.

FOR THE FOREGOING REASONS, THE TRIAL CHAMBER

GRANTS the Request and, consequently

¹ Transcript, 27 August 2009, p. 4.

² Co-Lawyers Group 2 – Request for Extension of Filing Documents Relevant to Civil Parties E2/35, E2/64, E2/66, E2/83 Until Additional Documents are Found, 3 September 2009 (Document E163).

³ See also Decision of the Trial Chamber Concerning Proof of Identity for Civil Party Applicants E2/22, E2/35, E2/64, E2/66, E2/83 (Document E2/94).



E163/2

ORDERS that Civil Party (Group 2) shall file any additional evidentiary document relevant to Civil Parties E2/22, E2/35, E2/64, E2/66, and E2/83 by no later than Thursday, 10 September 2009, at 4pm. No additional extension of time will be granted. *me et*

Phnom Penh, 04 September 2009

President of the Trial Chamber



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Nil None