



# The Court Report

OCTOBER 2013

## The Extraordinary Chambers in the Courts of Cambodia

*Moving Forward Through Justice*



*A montage of Case 002/01 witnesses from the ECCC 'Case 002/01 Day by Day' webpage*

### ECCC, Partners Ready for Closing Statements

The Extraordinary Chambers in the Courts of Cambodia and its partners are preparing various outreach activities for the upcoming Closing Statements in the first trial in Case 002 involving two accused persons Nuon Chea and Khieu Samphan.

The Closing Statements in Case 002/01 are set for 16 - 31 October where the prosecution, the defence and the civil parties present their final arguments on the case before the judges of the Trial Chamber enter into deliberation and prepare a judgment. Thousands of visitors are expected to attend the Closing Statements at the ECCC.

In an effort to increase access to the trial proceedings, the ECCC's Public Affairs Section (PAS) has resumed its weekly radio programme, *Khmer Rouge Leaders on Trial*, and have produced audio-visual and print materials to help the public understand the ongoing trial.

In collaboration with the Cambodian News Channel (CNC), PAS will host a one-hour roundtable programme where a prosecutor, a defence lawyer, a civil party lawyer and a commentator will provide the public with insights into the case. A one-minute video spot and a 26-minute video summary of the Case002/01 trial will be broadcast by TV stations and posted on the ECCC website. A 16-page summary of the 212-day trial proceedings, *A Guide to the First Trial in Case 002*, and other information

sheets on the ECCC are being printed for mass distribution to visitors during the Closing Statements.

On the ECCC website, video recordings, summaries, transcripts and trial records of the proceedings are packaged into *Case 002/01 Day by Day* for the ease of viewers. During the 10-day proceedings, video live streaming will be available in the three official languages of the tribunal: Khmer, English and French.

ECCC partners are also increasing media outreach efforts. In collaboration with Khmer Mekong Films, the Asian International Justice Initiative will resume a weekly TV programme of trial highlights, *Facing Justice*, on Cambodian Television Channel (CTN) in October to present summaries and explanations of the proceedings. It is expected to help rural Cambodian audiences to understand the legal issues arising from the trial. AIJ's regular KRT Trial Monitor Reports will be available on its website in both Khmer and English.

The Documentation Center of Cambodia (DC-Cam) will report on the daily proceedings through its community radio programme and joint online project called Cambodia Tribunal Monitor, where video recordings of the proceedings, commentaries and news are updated daily.

*(See 'Special Focus' on page 2.)*

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## Case 002 in the Media

This page brings together information on various media programmes— radio, television, publications and online media — that cover the Closing Statements for Case 002/01.

### Television

**Facing Justice** is a weekly Khmer TV report that presents a summary of courtroom highlights and provides straightforward, simple explanations of complex legal issues. The report is available with English subtitles.

- ◆ Broadcast every Monday on **CTN** from 1:15pm-1:45pm, and repeated on Friday from 3pm on the same channel, starting from 7 October for six weeks.
- ◆ May also be viewed online at: [www.krtmonitor.org](http://www.krtmonitor.org)
- ◆ Sponsored by USAID, produced by Asian International Justice Initiative (**AIIJ**) in collaboration with Khmer Mekong Films, the East West Center and The War Crimes Studies Center.

**ECCC** has also prepared video clips on highlights of the Case 002/01 trial proceedings for TVs, which will be made available on the **ECCC** website.

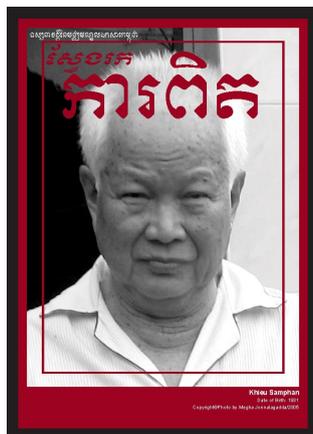


- ◆ **A Roundtable Discussion on the Closing Statements for Case 002/01** will be broadcast on **CNC** prior to the commencement of the Closing Statements.

**CNC** will provide live coverage with explanations given by court officials and experts during the Closing Statements.

Other TV stations (such as **APSARA TV, Bayon, TVK**) frequently run brief spots on the trial, and regularly broadcast longer pieces.

### Publications



**ECCC** has produced a summary of the Case 002/01 trial proceedings, **A Guide to the First Trial in Case 002**, for visitors, which is also available in the media center on the **ECCC** website.

**DC-Cam** produces a Khmer publication on the trial proceedings, **Searching for the Truth**, and will also produce a **Trial Observation Booklet** which contains reports and articles in Khmer.

### Radio

**ECCC** has resumed its weekly radio talk-back show, where guest speakers from the **ECCC** provide updates of the trial proceedings and listeners have opportunities to call in, express their views and ask questions.

- ◆ **Khmer Rouge Leaders on Trial**, Bayon FM95, Thursday 12-1pm

NGO partners, such as **CHRAC, TPO** and **CDP**, also sponsor radio talk shows on issues and topics related to the Khmer Rouge trials on FM102 run by the **Women's Media Center**.

**The Documentation Center of Cambodia (DC-Cam)** hosts community radio programmes in Phnom Penh, Kampot, Battambang and Praeh Vihear.

- ◆ **Voices of Genocide**, RNK AM918, Friday, 7-7:30am

### Web and Social Media

**ECCC** updates its website and social media frequently. Live streaming of the proceedings, transcripts, court documents and other public information are available at:

- ◆ [www.eccc.gov.kh](http://www.eccc.gov.kh)
- ◆ [www.facebook.com/krtribunal](https://www.facebook.com/krtribunal)
- ◆ [twitter.com/KRTribunal](https://twitter.com/KRTribunal)

**AIIJ's KRT Trial Monitor** publishes weekly reports on the trial proceedings available at:

- ◆ [www.krtmonitor.org](http://www.krtmonitor.org)

The **AIIJ** also produces real-time trial updates and discussion from its monitoring project on Facebook and Twitter:

- ◆ [www.facebook.com/krtrialmonitor](https://www.facebook.com/krtrialmonitor)
- ◆ [www.twitter.com/KRT\\_Monitor](https://www.twitter.com/KRT_Monitor)

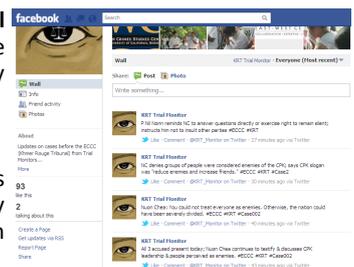
**DC-Cam** hosts a website providing documents, oral histories and other multimedia on:

- ◆ [www.d.dccam.org/](http://www.d.dccam.org/)

Its joint project with academics, **Cambodia Tribunal Monitor**, posts trial footage as well as legal commentary on: [www.cambodiatribunal.org](http://www.cambodiatribunal.org)

**Radio Free Asia** provides live broadcasts of every public hearing of the trial in both Khmer and English on:

- ◆ [www.rfa.org/khmer/](http://www.rfa.org/khmer/)



## National Staff Return to Work Following UN’s \$1.15 Million Loan

Another injection of UN funds has brought the Extraordinary Chambers in the Courts of Cambodia back to full operation, ending a two-and-a-half week work stoppage by national staff members who had not been paid for months.

About 150 staff members of the 250-staff national component went on strike from the beginning of September, demanding full payment of unpaid salaries. The national side of the court had run out of funds and had been unable to pay salaries for June onwards.

As a stop-gap measure, the UN worked with a group of major donors to secure their authorization to make a further loan of US\$1.15 million to the national component for the payment of arrears of national salaries. Shortly after the new loan was announced on 18 September, the staff members on strike returned to work.

The measure constituted the second loan, following the first injection of US\$2.1 million in April when dozens of national staff members went on strike for unpaid salaries. At that time, none of the national judicial officials and staff members had been paid since November 2012.

The ECCC comprises of two financial accounts – one for the national component for which the Cambodian government is respon-



Secretary-General Ban Ki-moon delivers a presentation to the U.N. General Assembly

sible and the international component for which the UN is accountable. Donors have endorsed the revised budget of US\$35.4 million for this year – US\$9.4 million for the national side and US\$26.0 million for the international, but the national side still remains short of US\$1.8 million to cover the payment of salaries for September through December.

Both the Cambodian government and

the UN have actively sought funds to support the work of the court.

Addressing the member states at the General Assembly on 24 September, UN Secretary-General Ban-ki Moon described that the ECCC’s “very survival is in question” and called on the international community to come forward with the necessary financing to see all the cases through to their conclusion.

## Co-Prosecutor Resigns, Nicolas Koumjian Nominated



Former International Co-Prosecutor Andrew Cayley

British jurist Andrew Cayley has resigned from the post of International Co-Prosecutor for the Extraordinary Chambers in the Courts of Cambodia, citing personal reasons, after nearly four years of services.

Mr Cayley, who joined the ECCC in December 2009, tendered his resignation to the UN Secretary-General in August and left the court on 16 September. In his announcement of resignation, he stated that he would join his family who returned home from Cambodia in June this year.

“I would like to thank all the staff of the Office of Co-Prosecutors for their dedication over these past years. As a court and as an office we have faced many challenges together,” he stated in the announcement. “It has been a great honour to be part of this historic process of bringing a measure of

justice to the Cambodian people.”

Reserve International Co-Prosecutor Nicholas Koumjian has been nominated by the UN Secretary-General to take up the post of International Co-Prosecutor and is awaiting formal appointment by the Cambodia’s Supreme Council of Magistracy.

Mr Koumjian has been the senior appeals counsel for the prosecution of the former President of Liberia, Charles Taylor, at the Special Court for Sierra Leone, and represented Abdallah Banda and Saleh Jerbo before the International Criminal Court in a case involving the situation in Darfur. He also previously worked in international criminal cases concerning East Timor and the former Yugoslavia, following 20 years of experience as a prosecutor in Los Angeles, USA.



Reserve International Co-Prosecutor Nicholas Koumjian

Every month, each section of the Extraordinary Chambers in the Courts of Cambodia compiles a summary of its activities to inform the general public on the latest developments of the court. The following are updates from each section on the activities of **September 2013**. For decisions and orders, please refer to page 7.

## Supreme Court Chamber

In September, the Supreme Court Chamber continued its examination of a request by Khieu Samphan to stay the proceedings (“Khieu Samphan’s Request”). The Supreme Court Chamber also continued drafting the full reasons for its Decision on Immediate Appeals against the Trial Chamber’s Second Decision on Severance of Case 002 (“Second Severance Appeal Decision”), the summary of reasons of which was filed on 23 July. On 4 September, the Khieu Samphan team filed an addendum to his Request. Khieu Samphan’s Request remains under consideration, and the drafting of the full reasons for the Second Severance Appeal Decision remains ongoing.

## Trial Chamber

In September, the majority of the national staff at the ECCC went on strike after several months without salary. Considering, in part, resulting limitations on translation services, the Chamber extended the due date for the parties’ Closing Briefs in Case 002/01 to 26 September. Thereafter, all parties filed their Closing Briefs. Closing statements in Case 002/01 are scheduled between 16 and 31 October.

On 6 September, the Chamber noted that the Civil Party Lead Co-Lawyers’ proposals for a National Remembrance Day and a permanent exhibition on forced population movement meet the requirements for reparations before the ECCC. The Chamber requested additional clarification from the Lead Co-Lawyers concerning other reparations projects and extended the deadline for the Lead Co-Lawyers to file all final reparation submissions to 8 October. In February this year, the Lead Co-Lawyers had initially identified reparations projects falling into three categories: remembrance and memorialisation, reha-

bilitation, and documentation and education.

On 19 September, the international Co-Investigating Judge disclosed to the Chamber 16 Case 003 and 004 witness statements relevant to Case 002/01. Previously, the international Co-Prosecutor, in discharging his disclosure obligations, had identified these witness statements which he considered may contain exculpatory information or affect the credibility of Case 002/01 witnesses.

On 23 September, the Chamber found these statements to be conducive to ascertaining the truth in Case 002/01 and notified the parties of its intention to put them before the Chamber. The parties were given until 30 September to file any written observations, in addition to the opportunity to make observations in closing submissions.

Overall, the Chamber issued six decisions and memoranda. Two written applications remain pending.

## Pre-Trial Chamber

During the reporting period, the Pre-Trial Chamber was seized of three appeals and two applications for annulment in Cases 003 and 004, all of which are classified as confidential or strictly confidential. The Pre-Trial Chamber disposed of a number of procedural and other case-management matters and continued its consideration of appeals and applications before it.

### Case 003:

The Pre-Trial Chamber issued its decision in respect of an appeal against a constructive refusal by the Co-Investigating Judges to decide on an appeal lodged before them by the Co-Lawyers assigned to a suspect in Case 003.

The Pre-Trial Chamber continued its examination of a request for annulment pursuant to Internal Rule 76(1) filed by the International Co-Investigating Judge.

### Case 004:

The Pre-Trial Chamber continued its examination of the following matters:

- an application for the disqualification of a judge in the Pre-Trial Chamber from hearing an appeal filed pursuant to Internal Rule 11(5) by a lawyer whose admission on the list of counsel authorized to represent indigent persons before the ECCC had been denied;
- a request for annulment pursuant to Internal Rule 76(1) filed by the International Co-Investigating Judges; and
- an appeal from a suspect in Case 004 against a decision from the International Co-Investigating Judges rejecting a request to have access to the case file and to participate in the judicial investigation.



Hundreds of visitors observe the hearing of evidence in the first trial in Case 002

## Office of the Co-Investigating Judges

During the month of September, the International side of the Office of the Co-Investigating Judges ("OICIJ") continued the investigations of Case Files 003 and 004:

Five missions were undertaken by OICIJ investigators in Case File 004 during the month of September: 16 witnesses were interviewed, six Investigative Action Reports were drafted and one Site Identification Report (execution site) was filed. One witness was interviewed at the ECCC premises.

During the month of September, the OICIJ Analysts Unit continued the review of documentary evidence held in external sources. 2,120 documents were reviewed in total, and 459 documents were selected as relevant for Case 003 and 004. Additionally, the Analysts Unit assisted the investigators in the missions conducted during the month of September.

Civil party applications in Cases 003 and 004, which presently total in excess of 1700 (341 in Case 003 and 1381 in Case 004), are progressively being placed on the case files while their admissibility and evidentiary value are being subjected to a thorough scrutiny. During September 2013 the OICIJ continued to reach out to representatives of the international community in the quest for funds to recruit a small team of young Cambodian lawyers to work on the processing of civil party applications. To date, these fund-raising efforts have not borne any fruit.

Outreach to civil parties and potential witnesses in Case File 003 and 004 is ongoing and members of the OICIJ were present at outreach activities held in Svay Rieng province and at weekly outreach events organised by the ECCC's Public Affairs section, at the Tribunal. The public was given details about the crime scenarios under investigation and the formal steps to be taken to become a civil party.

Two new interns joined OICIJ during the month of September: Ms Anne-Laure Scemama (French national) and Mr James Douglas (Irish national).

## Office of the Co-Prosecutors

### Case 002

The Co-Prosecutors submitted their closing submission in Case 002/01 on 26 September. They are currently preparing for Oral Closing Arguments due to begin on 16 October. International Co-Prosecutor Andrew Cayley left the Office of the Co-Prosecutors in September and was replaced by the Reserve International Co-Prosecutor Nicholas Koumjian who will arrive in Cambodia on 1 October.

### Cases 003 and 004

The Co-Prosecutors have been monitoring the evidence and developments in both cases and participating and responding as necessary.

## Defence Support Section

Throughout September, the Defence teams in Case 002 continued to prepare their closing submissions in Case 002/01.

Also this month, the Co-Lawyers for the suspect under investigation in Case 003, Mr Ang Udom and Mr Michael G. Karnavas, were permitted to establish a defence team. The Case 003 Defence is awaiting a decision on a request for access to the Case 003 Case File, which was filed last month. The Defence team is currently preparing a number of submissions dealing with investigative modalities and jurisdictional issues, as well as reviewing publicly available evidence relating to Case 003.

The Defence team for a suspect in Case 004 was awaiting a decision by the Pre-Trial Chamber on an appeal filed in the previous month against a decision by the International Co-Investigating Judge rejecting that team's previous requests to access the case file and to take part in the judicial investigation.

## Civil Party Lead Co-Lawyers Section

### Filings

On 26 September, the Lead Co-Lawyers submitted their Closing Brief in Case 002/01 to the Trial Chamber. Herein the LCLs endeavor to present to the consideration of the Trial Chamber evidence which emanates from Civil Party oral and written statements. The Civil Parties elaborated on the factual elements of the joint criminal enterprise set in place by the Accused and detailed the crimes committed during the forced transfers phases 1 and 2 and the killings which took place at Tuol Po Chrey.

### Meetings & Outreach

On 3 September, the Lead Co-Lawyers gave a seminar at the Bar Association of the Kingdom of Cambodia organized by the United Nations Office of the High Commissioner for Human Rights. The seminar focused on the legal representation of Civil Parties before the ECCC. Around 100 Cambodian lawyers participated to this seminar.

On 17 September, the National Lead Co-Lawyer was invited to television channel CNC as a guest speaker to discuss the current situation of the ECCC.

On 20 September, the Lead Co-Lawyers attended a regional Civil Party forum organised in Svay Rieng Province by the VSS. There were 200 Civil Parties participating in the forum. The aims of the Regional Forum were to update Civil Parties in Case 002 on the work and progress of the ECCC and to provide opportunities for Civil Parties and their Lawyers to discuss the progress and implementation of the Reparation and Non-Judicial Measures project.

On 24 September, the National Lead Co-Lawyer participated in the Women's Hearing with the Young Generation organized by the Victims Support Section (VSS) and the Cambodian Defenders Project.

### Reparations

During the month of September, the Lead Co-Lawyers finalized in conjunction with VSS and the different partner NGOs the reparation projects that will be submitted for consideration by the Chamber next month.



A panoramic view of the main courtroom in the Extraordinary Chambers in the Courts of Cambodia (Photo: Meng Kimlong)

## Victims Support Section

### Legal Representatives

Court funded Civil Party Lawyers (CPLs) reviewed the Closing Order related to Democratic Kampuchea Military and Administrative Structures for Case 002/02; updated the Civil Parties attendance list for the Closing Statements in Case 002/01 and the list of experts and witnesses; and prepared and reviewed files related to the closing brief and reparations claim.

### Processing and Analysis

Processing and Analysis Team received a total of 79 applications in Case 003 & 004, which they continue to process, and has filed 30 applications with the Office of the Co-Investigating Judges. As of 30 August, there have been 1444 applications for Cases 003&004.

### Outreach

On September 20, VSS organized the 7th Regional Civil Parties' Meeting in which 188 Civil Parties (CPs) participated (123 female and 65 male) in Svay Reing. CPs came from 5 provinces: Svay Reing, Prey Veng, Kampong Cham, Kandal and Takeo province.

The Regional Civil Parties' Meeting focused on three main objectives: (i) updating information for Civil Parties in Case 002 on the progress of the ECCC; (ii) Civil Parties lawyers providing CPs with information on the severance order in Case 002; and (iii) updating CP's on the implementation of the Reparations and Non-Judicial Measures project. The session also featured guest speakers including the Outreach Coordinator of VSS, Associate Legal Officer of OCIJ, Civil Party Lawyers; and National

and International Lead Co-Lawyers.

### Reparations and Non-Judicial Measures Reparation

VSS carried out a second phase of fundraising for reparation projects. The Civil Peace Service of the German Society for International Cooperation (GIZ) agreed to fund the publication of booklets compiling testimonies by civil parties in Case 002/01. Through communication with the Transnational Psychosocial Organization of Cambodia (TPO), a letter was received from the Swiss Foundation who contributed funding to TPO's project. The Swiss Development and Cooperation Agency (SDC) funded a reparation project: "Peace Learning Center", which will be implemented by Youth for Peace (YfP) in Battambang province. The three donors would like to have their funds considered as contributions to the ECCC's Reparation Program.

### Non-Judicial Measures

VSS worked with the Ministry of Culture and Fine Arts on a project to establish a memorial in Tuol Sleng Museum. The project is supported by the German Ministry of Economics and International Cooperation (BMZ).

VSS coordinated with the Cambodia Defender's Project (CDP) and TPO to implement the UN Trust Fund Project on Gender Based Violence during the Khmer Rouge time. On September 19, 2013, VSS/CDP/TPO watched 10 Testimonial Films for final approval. On September 24, 2013, VSS assisted CDP in organizing the Women's Hearing with the Young Generation at Phnom Penh Ecumenical Diakonia Center. The Chief of VSS provided closing remarks and thanked the testifiers, students, organizers.



ECCC officials speak at a regional civil party meeting for Case 002 in Svay Reing

## Decisions/Orders

Public versions of the decisions, orders, opinions and considerations are available on the official ECCC website: [www.eccc.gov.kh](http://www.eccc.gov.kh).

### Trial Chamber

**6 September 2013:** *Trial Chamber's Subsequent and Final Order on the Updated Specification of Civil Party Priority Projects as Reparations pursuant to Rule 81bis(4) (E218/7/3) <E218/7/4>*

**10 September 2013:** *Decision on KHIEU Samphan's Urgent Request for Clarification of the Trial Chamber Decision of 15 August 2013 relating to the Admissibility of Statements and Transcripts <E299/2>*

**12 September 2013:** *Response to E-mailed Requests for Extension of Time <E295/6>*

**12 September 2013:** *Civil Parties' Request for Extension of Time to File Final Submissions on Reparations <E218/7/5>*

**16 September 2013:** *Succession of Deceased Civil Party VAN Sary in Case 002 <E2/22/1>*

**23 September 2013:** *Admission of Case 003 and 004 statements relevant to Case 002 <E127/7/2>*

## Hearings

### Trial Chamber Hearings of Case 002/01 Closing Statements

16 October 2013, 9:00-17:00  
17-18 October 2013, 9:00-16:00  
21-22 October 2013, 9:00-16:00  
24-25 October 2013, 9:00-16:00  
28 October 2013, 9:00-16:00  
30 October 2013, 9:00-16:00  
31 October 2013, 9:00 TBC

The order of presentation for Closing Statements is:

Civil Parties - 1 day  
Co-Prosecutors - 3 days  
Nuon Chea - 2 days  
Khieu Samphan - 2 days  
Rebuttal (LCLs/OCP) - 1 day  
Final Statements (NC/KS) - 4 hours

Parties will begin their submissions immediately following the close of the previous party's submissions, and submissions will not necessarily continue to 31 October. Sitting times on 16 October will be extended by one hour to allow additional time for presentation of Civil Party Reparations.

**Hearing schedule is subject to change**

For an updated hearing schedule, please visit <http://www.eccc.gov.kh/en/court-schedules>

#### Hearing Schedule

Monday-Friday except national holidays, **9:00-16:00**  
Two 15-minute breaks: **10:30** and **15:00** (roughly)  
Lunch break: **12:00-13:30**

#### Rules in the Public Gallery

Visitors are advised to wear appropriate clothing and to behave in a manner appropriate to the nature of the proceedings. No mobile phones, cameras, large bags, food or drink are permitted in the main courtroom. Visitors should take all personal belongings with them when leaving the public gallery during breaks.

Visitors are requested to remain seated while the court is in session. Those who need to use the bathroom during a hearing should follow the security officers' instructions. There are two sets of bathrooms: one on the ground floor and one on the mezzanine level.

#### Language of Proceedings

The court provides simultaneous interpretation of its proceedings in Khmer, English and French. The speakers in the main courtroom project the proceedings in Khmer, but English and French translation is also available through the headsets on either side of the main courtroom. English is on channel 2 and French is on channel 3. To reset the headset, press down on the two volume arrows simultaneously.

## ECCC Radio Show Airs the Voices of Cambodian Listeners

Responding to an opportunity for a two-way discussion, listeners voiced their opinions on the Khmer Rouge Tribunal during the weekly Khmer Rouge Leaders on Trial radio program.

The Extraordinary Chambers in the Courts of Cambodia's weekly radio programme, hosted on Bayon Radio, was relaunched in mid-September. The programme aims to inform individuals of all levels and classes about the Tribunal's progress.

The one hour programme provides a weekly summary of important events, the opportunity for individuals to voice their opinions on tribunal related issues, guest speakers and a 30 minute question and answer session during which listeners can phone in and pose questions.

A first episode focusing on the Court's financial crisis aired September 19 and a second episode on Civil Party applications to Case

003 and 004 aired on September 26.

The second episode featured guest speakers Ms Julie Bardeche from the Office of Co-Investigation Judges and Mr Neth Pheaktra from the Public Affairs Sector of the ECCC. Information was provided on the progress made in the on-going investigation into cases 003 and 004, what it means to be a Civil Party, and the criteria and process for applying.

Throughout the show, reactions from callers ranged from expressions of support for the investigations and the desire for expedited justice to concerns about the time required for investigations and the potential impacts of these cases on the Cambodian population.

Below are several extracts from the second episode of the radio programme.



The panel for the second episode of the ECCC radio programme

### **Anonymous caller:**

"Having heard there will be a Case 003 and 004 I am interested and want the tribunal to continue the investigation. I'll also participate in the process. I want to see the proceedings started quickly so that they may reach the same level as the current accused, since they are now very old."

### **Anonymous Caller:**

"Regarding Case 003 and 004, I hesitate to support it. I think that proceeding with Case 003 and 004 will cause problems to our nation which is already underdeveloped. I want the investigating judges to thoroughly investigate Case 003 and 004 to avoid the possibility of any wrongful arrest. If the trials go forward it has to be for valid reasons."

### **Mr. Hul from Phnom Srouch, Kampong Speu province responding to information provided on how to apply as a civil party and available victim support services.**

"I was suffering as other ordinary people. There are many victims but we did not know where to go and who to contact. We are illiterate and also poor. We didn't know how to have a lawyer. Yes, if there is someone to help me, I'll collaborate with them."

### **Anonymous Caller:**

"I would like to seek justice. During that regime, I was tortured because I was an April 17 person. I was starved and forced to work beyond my strength. My siblings were separated. I was not allowed to see my mother when she was sick. I'm very pained because of these tortures. I want the court to expedite the trial process."



ECCC staff respond to questions posed by callers in the first episode of the radio programme

## Youth Hear the Voices of Female Khmer Rouge Survivors



*Student Panel at the Women's Hearing with the Young Generation.*

Many survivors of the Khmer Rouge regime have expressed their wish to share their experience with the post-war generation to educate them about their past and to prevent such a regime from happening again in the future. On 24 September, four women who experienced and witnessed rape and forced marriage had the opportunity to voice their stories before a panel of six students and an audience of around 300 students at this year's **Women's Hearing with the Young Generation**.

This event was the third in a series of Women's Hearings organized by Cambodian Defenders Project (CDP) in partnership with Transcultural Psychosocial Organisation (TPO) and the Victim Support Section of the ECCC.

sexual violence in their investigations in case 003 and 004.

In addition, they appealed to their peers, fellow students and other youth to discuss the Khmer Rouge past with their families to better understand the past to create a better future.

Many of the students had never heard about sexual violence during the Khmer Rouge before. Both student panel and audience were deeply moved by the testimonies of the four women and praised their courage for speaking out. The testifiers on the other hand had never told their stories before. They all expressed a feeling of relief and satisfaction of having shared their experience with the young generation. Both post-war generation and survivors all valued such an inter-

Whereas in the past two years the panel was made up of experts, this year a panel of university students from various fields, including law, psychology and finance, listened to the testimonies and announced a public statement with recommendations.

Among those, the students called for measures by the government to document these stories and for the ECCC to look at

generational dialogue and hoped to have more forums such as the Women's Hearing to learn from each other.

Further information on the Women's Hearing with the Young Generation, including the panel statement, the upcoming report and film, will be published soon.

**For more information on the Women's Hearing with the Young Generation, please contact:**

Mr. Duong Savorn  
Project Coordinator  
Cambodian Defenders Project (CDP)  
# 1LE0, St. 450, Phnom Penh, Cambodia

Tel.: 012 800 816

E-mail: [savorn@cdpcambodia.org](mailto:savorn@cdpcambodia.org)

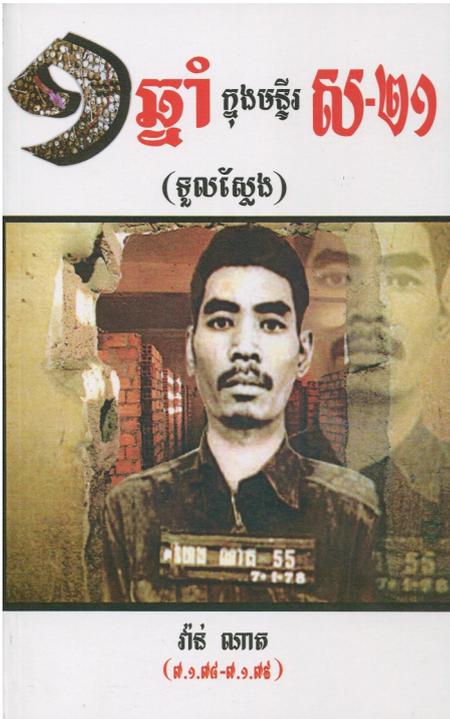
Website: [www.gbvkr.org](http://www.gbvkr.org)

Facebook: Women's Hearing Phnom Penh



*A testifier at the Women's Hearing shares her experiences under the Khmer Rouge regime.*

## Family of S-21 Survivor Vann Nath Publishes Memoir in Khmer



The cover of Vann Nath's memoir in Khmer

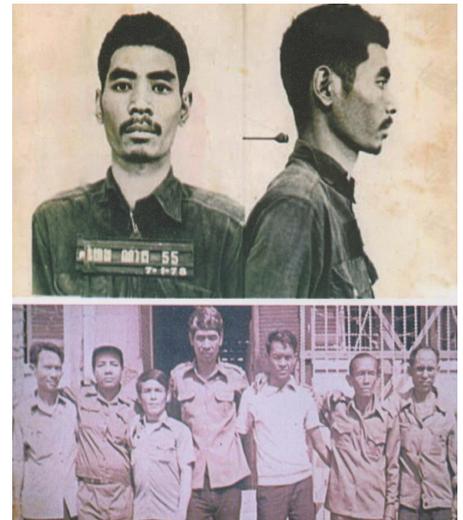
The family of Vann Nath, a Tuol Sleng prison survivor and painter, has released the first Khmer edition of his book “A Cambodian Prison Portrait: One Year in the Khmer Rouge’s S-21 Prison”.

The book, which details Mr. Vann’s imprisonment in the infamous Khmer Rouge torture center, was initially published in English in 1988, and subsequently in French and Swedish. However, until September this year, it had not been available in Khmer. The Khmer edition was written and released by Vann Nath’s children and widower, Ms Kith Eng.

At the official book launch held in Phnom Penh on 5 September, Ms Eng stated that her husband had planned to publish his memoir in Khmer, but passed away in 2011 of a long-term illness. “We, the wife, children and grandchildren, would like to make Mr Vann Nath’s last wish to happen. [I] hope that his book will be in the hands of the readers”.

Mr Vann was one of just a handful of prisoners to survive the S-21 prison. His life was spared by his captors so that he could create paintings and sculpture portraits of Khmer

Rouge leader Pol Pot. After his release from S-21, Mr Vann’s paintings provided powerful testimonies that shed light on the atrocities committed by the regime. Many of these are displayed at the Tuol Sleng Museum.



Vann Nath at S-21 Prison

## Int’l Delegations and Study Groups Visit the ECCC in September



Judge Rowan Downing briefs officials from the British foreign office.

Several international delegations and study groups visited the Extraordinary Chambers in the Courts of Cambodia throughout the month of September to gain a better understanding of legal processes of the tribunal.

A visiting official from the British foreign office paid a courtesy call to the Extraordinary Chambers in the Courts of Cambodia on 19 September.

Ms Nicola Stewart, Head of ASEAN section at the UK foreign desk, met with Acting Director of Administration Tony Kranh and

Deputy Director Knut Rosandhaug to discuss the progress the court has made and challenges it faces. She was accompanied by Ms Bryony Mathew, Deputy Head of Mission for the British embassy in Phnom Penh. The two also walked through the courtroom and received briefings from Pre-Trial Chamber’s Judge Rowan Downing.

The UK has been one of the major donors to support the ECCC since its inception in 2006.

On 10 September, the ECCC hosted 10 students from Niigata University in Japan. As well as a briefing and tour of the public gallery by the Public Affairs Section, the group also received a special presentation from Hiroto Fujiwara, an analyst team leader from the Office of the Co-Investigating Judges.



Hiroto Fujiwara from the Office of the Co-Investigating Judges delivers a presentation to Japanese University students.

## Outreach Activities

**05 September:** The Cambodia Trial Monitor (CTM) Project of the Documentation Center of Cambodia (DC-Cam) conducts a workshop at the Bright Hope Institute in Kampong Chhnang Province. The workshop focuses on the history of the Democratic Kampuchea, the Extraordinary Chambers in the Courts of Cambodia, and the resources provided by the CTM. 100 students attend the event.

**07-12 September:** The Documentation Center of Cambodia (DC-Cam) and the Ministry of Education hold the tenth community teacher training in Kampong Cham Regional Training Schools. The training is a part of DC-CAM's 'Genocide Education Project.' The training is attended by 50 participants from Kampong Cham, and another 50 participants from Kratie.

**16-18 September:** DC-Cam holds a public village forum in Battambang Province under the umbrella of its 'Witnessing Justice Project'. The forum aims to keep the public informed about, and engaged with, the legal processes of the ECCC.

**19 September:** The Asian International Justice Initiative (AIJI) undertakes a Comparative Studies Visit to Phnom Penh Appeal Court and report on the implementation of Fair Trial Rights in the proceedings they by referring to the implementation of Fair Trial Rights at the ECCC.

**20 September:** The civil party lawyers and civil parties hold a regional meeting in Svay Rieng Province, so as to update the civil parties on the judicial progress of the ECCC.

**24 September:** The Cambodia Defenders Project holds a 'Women's Hearing on the Young Generation' event. The event explores gender-based violence throughout the Khmer Rouge regime, and hears public testimonies from survivors.

**7,14,21,28 October :** The Asian International Justice Initiative (AIJI) airs the 'Facing Justice' TV series on CTN. The series gives a summary of the Closing Statements' weekly highlights, with explanations to help its audience understand the legal issues arising during the trial of Case 002.



*The Lord of the Iron Staff, a guardian spirit statue outside the ECCC court building. Buddhist witnesses take oath in front of this statue before testifying in court*

## ECCC Outreach

The Public Affairs Section hosts Khmer Rouge Tribunal Study Tours, bringing groups of 200-300 villagers from areas throughout Cambodia to attend the ongoing hearings of Case 002, have a guided tour of the Tuol Sleng Genocide Museum, and visit the Choeung Ek Killing Fields. During the trial recesses, the Public Affairs Section conducts school visits to give briefings, as well as hosts community video screenings across Cambodia. The Public Affairs Section also welcomes international group visits, and provides briefings and court tours.

September 2013						
SUN	MON	TUE	WED	THU	FRI	SAT
1	2	3 Study Tour	4	5 Study Tour	6	7
8	9	10 Study Tour	11	12	13 Study Tour	14
15	16	17	18	19 Study Tour ECCC Radio Show	20 Study Tour	21
22	23	24 Khmer Public Holiday	25	26 Study Tour ECCC Radio Show	27	28
29	30	31 Study Tour				

October 2013						
SUN	MON	TUE	WED	THU	FRI	SAT
		1 Study Tour	2	3 Pchum Ben	4 Pchum Ben	5
6	7 Pchum Ben	8	9	10	11	12
13	14	15 Khmer Public Holiday	16 Closing Statements for Case 002/01	17 Closing Statements for Case 002/01	18 Closing Statements for Case 002/01	19
20	21 Closing Statements for Case 002/01	22 Closing Statements for Case 002/01	23 Paris Peace Agree- ments Day	24 Closing Statements for Case 002/01	25 Closing Statements for Case 002/01	26
27	28 Closing Statements for Case 002/01	29 Khmer Public Holiday	30 Closing Statements for Case 002/01	31 Closing Statements for Case 002/01		



# Find out more about the **Extraordinary Chambers in the Courts of Cambodia**

“Everyone can be involved in the process”



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## **The Court Report**

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