



អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា

Extraordinary Chambers in the Courts of Cambodia
Chambres Extraordinaires au sein des Tribunaux Cambodgiens

**ព្រះរាជាណាចក្រកម្ពុជា
ជាតិ សាសនា ព្រះមហាក្សត្រ**

Kingdom of Cambodia
Nation Religion King
Royaume du Cambodge
Nation Religion Roi

អង្គជំនុំជម្រះសាលាដំបូង

Trial Chamber
Chambre de première instance

សំណុំរឿងលេខ: ០០២/១៩ កញ្ញា ២០០៧/អវតក/អជសដ

Case File/Dossier No. 002/19-09-2007-ECCC/TC

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

Date: 2 August 2011
Original language(s): Khmer/English
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DECISION ON CO-PROSECUTORS' REQUESTS FOR EXTENSION OF TIME

Co-Prosecutors

CHEA Leang
Andrew CAYLEY

Accused

NUON Chea
IENG Sary
IENG Thirith
KHIEU Samphan

Civil Party Lead Co-Lawyers

PICH Ang
Elisabeth SIMONNEAU FORT

Lawyers for the Defence

SON Arun
Michiel PESTMAN
Victor KOPPE
ANG Udom
Michael G. KARNAVAS
PHAT Pouy Seang
Diana ELLIS
SA Sovan
Jaques VERGÈS

THE TRIAL CHAMBER of the Extraordinary Chambers in the Courts of Cambodia (“ECCC”);

BEING SEISED of Case File No. 002/19-09-2007-ECCC/TC pursuant to the Decisions on Appeal Against the Closing Order by Ieng Sary, Ieng Thirith, Nuon Chea and Khieu Samphan,¹ rendered by the Pre-Trial Chamber on 13 January 2011;

HAVING RECEIVED the Co-Prosecutors’ request for extension of time so as to permit a consolidated reply to Defence responses on JCE III, rape as a crime against humanity and exclusion of the armed conflict nexus for crime against humanity (E107/1), filed on 26 July 2011 (“First Request”); and a second Co-Prosecutors’ request for extension of time to reply to Defence responses on admission of written witness statements before the Trial Chamber (E107/2), filed on 27 July 2011 (“Second Request”);

NOTING Rule 39(4)(a) of the Internal Rules, permitting a Chamber to extend time limits on its own motion, and Article 8.5 of the ECCC Practice Direction on Filing of Documents before the ECCC (ECCC/01/2007/Rev.6), indicating that the commencement of time limits runs from notification of a document in Khmer and one other official language of the ECCC;

FURTHER NOTING the Trial Chamber’s Decision on Extension of Time on 07 July 2011 (E107) granting the Defence teams and the Civil Party Lead Co-Lawyers until 22 July 2011 to file responses to the Co-Prosecutors’ Motions E95, E96, E99 and E100 and the Co-Prosecutors until 01 August 2011 to file replies;

NOTING that in the interim, responses by Defence teams and Civil Party Lead Co-Lawyers, filed on 22 July 2011 in the first instance in French or English, were followed by later notifications of these filings in Khmer;

FURTHER NOTING the communication of the Trial Chamber Senior Legal Officer of 26 July 2011 and of 27 July 2011, respectively to the Co-Prosecutors, indicating that the Chamber would grant both Requests;

CONSIDERING that consolidated replies from the Co-Prosecutors’ would promote efficiency and minimize translation constraints, and that no prejudice would result from the granting of these Requests;

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¹ Decision on Ieng Sary’s Appeal Against the Closing Order, 13 January 2011, D427/1/26; Decision on Ieng Thirith’s and Nuon Chea’s Appeals Against the Closing Order, 13 January 2011, D427/2/12; Decision on Khieu Samphan’s Appeal Against the Closing Order, 13 January 2011, D427/4/14; and Decision on Ieng Sary’s Appeal Against the Closing Order’s Extension of his Provisional Detention, 13 January 2011, D427/5/9.

GRANTS the two Requests and permits the Co-Prosecutors to file consolidated replies within ten (10) calendar days of the date of notification of the last response in Khmer.



President of the Trial Chamber

Handwritten signature

Nil Nonn