



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

ឯកសារដើម

ORIGINAL DOCUMENT/DOCUMENT ORIGINAL

ថ្ងៃ ខែ ឆ្នាំ ទទួល (Date of receipt/date de reception):

.....19.02.2017.....

ម៉ោង (Time/heure) :.....15:20.....

មន្ត្រីទទួលបន្ទុកសំណុំរឿង / Case File Officer/L'agent chargé

.....SAMN RADA.....

WRITTEN RECORD OF PROCEEDINGS

PUBLIC

Case File N° 002/19-09-2007-ECCC/TC

20 June 2017

Closing Statements - Day 505

Prepared by:

Mr. EM Hoy and Mr. Milan JOVANCEVIC

<u>Attendance Record</u>
Before: Judge NIL Nonn (President), Judge YA Sokhan, Judge YOU Ottara, Judge Jean-Marc LAVERGNE, Judge THOU Mony, Judge Martin KAROPKIN.
Greffiers: Mr. EM Hoy, Mr. Milan JOVANCEVIC.
OCP: Mr. Nicholas KOUMJIAN, Mr. William SMITH, Mr. SREA Rattanak, Mr. Joseph Andrew BOYLE,
Accused: Mr. NUON Chea; Mr. KHIEU Samphan.
Defence for the Accused Nuon Chea: Mr. Victor KOPPE, Ms. Doreen CHEN, Mr. LIV Sovanna,
Defence for the Accused Khieu Samphan: Mr. KONG Sam Onn, Ms. Anta GUISSÉ.
Civil Party Lead Co-Lawyers and Civil Party Lawyers: Mr. PICH Ang, Ms. Marie GUIRAUD, Ms. CHET Vanly, Ms. TY Srinna, Mr. VEN Pov, Ms. Laure DESFORGES, Ms. Eleonor FERNANDEZ.
Others: Mrs. SOUR Sotheavy (Court Management), Russell HOPKINS, Ms. LY Boranine, Mr. LAY Nara, Mr. MEACH Sovanna, Mr. VAT Somao, Mrs. SAM Makara.

<u>General court times</u>		
Day	Start time: 9:00	Finish time: 16:00
Recess am	Start time: 10:05	Finish time: 10:24
Recess	Start time: 11:30	Finish time: 13:34
Recess pm	Start time: 14:35	Finish time: 14:54
	Total Court Time:	4 hours 20 minutes

<u>Proceedings</u>			
Type of Issue	Raised By	Start time	Finish time
Opening of hearing	President, Trial Chamber	9:00	9:01
Report on attendance of the Parties	Greffier, Trial Chamber President, Trial Chamber	9:01 9:02	9:02 9:03
Khieu Samphan Defence Closing Statement presentation on the legacy of the ECCC and charges outside the scope of the trial	Khieu Samphan Defence, Ms. Anta GUISSÉ	9:03	11:23
Khieu Samphan Defence Closing Statement presentation on the regulation of marriage	Khieu Samphan Defence, Mr. KONG Sam Onn	11:23	14:34
Khieu Samphan Defence Closing Statement presentation on the armed conflict and in relation to crimes and crime sites	Khieu Samphan Defence, Ms. Anta GUISSÉ	14:55	15:59

Summary of Proceedings

Opening of proceedings and attendance of the Parties

The President opened the proceedings and the Greffier informed the Trial Chamber that all parties were present except the national Lead Co-Lawyer during the morning session.

NUON Chea Defence request to follow proceedings from the holding cell

The Trial Chamber granted NUON Chea's request to waive his right to be present in the courtroom and to follow the proceedings from the holding cell.

Khieu SAMPHAN Defence Closing Statement Presentation

The Khieu SAMPHAN Defence started with raising the issues of the ECCC's legal legacy. Ms. Anta GUISSÉ submitted on the Prosecution's approach to criminal procedure, on charges including the treatment of the Khmer Krom, rape outside the context of marriage and deportation, as well as the Chamber's approach to evidence. Finally, she presented submissions regarding principles of law and legality.

Khieu SAMPHAN Defence Closing Statement Presentation on forced marriage

Mr. KONG Sam Onn submitted on the law applicable to forced marriage as a crime against humanity.

Khieu SAMPHAN Defence Closing Statement Presentation on armed conflict

Ms. Anta GUISSÉ addressed the armed conflict as a contextual element to examine facts and submitted on the factual and legal consequences of the armed conflict.

Khieu SAMPHAN Defence Closing Statement Presentation on crimes and crime sites

Ms. Anta GUISSÉ addressed the crimes of murder, extermination, enslavement, imprisonment, persecution and torture at Krang Ta Chan.

Oral Orders/Decisions:

- Order authorising the Accused NUON Chea to follow the proceedings from the holding cell (09:02)
- Order to take the Accused to the Detention Facility and bring them to court for the hearing on 21 June 2017 (16:00).

Order for Adjournment of Hearing

The hearing will resume on Wednesday 21 June 2017 at 9:00am.

Phnom Penh, 20 June 2017

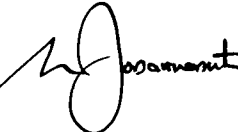
Greffier



Mr. EM Hoy



Greffier



Mr. Milan JOVANCEVIC