



ឯកសារដើម	
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មន្ត្រីទទួលបន្ទុកឯកសារ/Case File Officer/L'agent chargé du dossier:	
Uch Arun	

អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា

Extraordinary Chambers in the Courts of Cambodia

Chambres Extraordinaires au sein des Tribunaux Cambodgiens

ព្រះរាជាណាចក្រកម្ពុជា

Kingdom of Cambodia

Nation Religion King

Royaume du Cambodge
Nation Religion Roi

អង្គជំនុំជម្រះសាលាដំបូង

Trial Chamber

Chambre de première instance

WRITTEN RECORD OF PROCEEDINGS

PUBLIC

Case File N° 002/19-09-2007-ECCC/TC

21 November 2011

Substantive Hearing – Day 1

Prepared by: DUCH Phary and Natacha Wexels-Riser

Attendance Record
Before: Judge NIL Nonn (President), Judge Silvia CARTWRIGHT, Judge YA Sokhan, Judge Jean-Marc LAVERGNE, Judge YOU Ottara.
Reserve Judges: Judge THOU Mony (Reserve) and Judge Claudia FENZ (Reserve)
Greffier/s: Mr. DUCH Phary, Mr. LIM Suy-Hong, Mr. Matteo CRIPPA, Mrs. Natacha WEXELS-RISER.
OCP: Ms. CHEA Leang; Mr. Andrew CAYLEY; Mr. William SMITH; Mr. YET Chakriya; Mr. SENG Bunkheang; Mr. HUOT Veng; Mr. Tarik ABDULHAK; Mr. Vincent de WILDE d'ESTMAEL; Mr. Dale LYSAK; Mr. PAK Chanlino; Mr. BOU Chanthan; Mr. TOCH Vannarith
Accused: Mr NOUN Chea, Mr. IENG Sary, Mr. KHIEU Samphan
Defence for the Accused: Mr. SON Arun, Mr. Michiel PESTMAN, Mr. Victor KOPPE, Mr. Andrew IANUZZI, Mr. PHALLA Prum, Ms. Zara LOCKSHIN, Ms. Mojan SAMADI; Mr. KONG Sam Onn, Mr. Jacques VERGÈS, Mr. Arthur VERCKEN, Ms. SENG Socheata, Ms. Marie CAPOTORTO, Ms. Shéhérazade BOUARFA, Ms. Clémence WITT, Ms. Mathilde CHIFFERT, Mr. OUCH Sreyphat; Mr. ANG Udom, Mr. Michael G. KARNAVAS, Ms. Suzana TOMANOVIC, Mr. Neville SORAB, Ms. Tanya PETTAY, Mr.

Joshua KERN, Mr. SO Mosseny, Ms. Helen SULLIVAN, Ms. Katherine LAMPRON
Civil Parties: Mr. PICH Ang, Ms. Elisabeth SIMONNEAU-RORT, Mr. LOR Chunthy, Ms. MOCH Sovannary, Mr. HONG Kimsuon, Ms. CHET Vanly, Mr. Barnabé NEKUIE, Mr. Patrick BAUDOIN, Mr. Emmanuel JACOMY, Ms. Nushin SARKARATI.
Courtroom Officer/CMS: Mr. KAUV Keoratanak
Others: Mr. NOU Monoroath; Mr. Laurent SOULARD; Ms. Seynabou DIOP; Mr. MEACH Sovanna; Ms. Susan LAMB; Mr. Dejan BERBEROVIC, Ms. Diana ELLIS.

<u>General court times</u>		
Day	Start time: 9:05	Finish time: 16:15
Recess am	Start time: 10:30	Finish time: 11:00
Recess	Start time: 12:00	Finish time: 13:30
Recess pm	Start time: 14:30	Finish time: 14:50
	Total Court Time:	4 hours and 50 minutes

<u>Proceedings</u>			
Type of Issue	Raised By	Start time	Finish time
Opening of the Substantive Hearing	TC	9:05	9:27
Reading of charges against the Accused	TC	9:27	9:34
Preliminary applications by the Defence	NUON Chea Defence and IENG Sary Defence	9:37	9:46
Co-Prosecutors' Opening Statement	Co-Prosecutors	9:46	n/a
Request to follow proceedings from holding cells	IENG Sary Defence	11:00	11:02

Summary of Proceedings:

The President declares the opening of the hearing.

Charges against the Accused

The Greffier reads the charges against Accused NUON Chea, IENG Sary and KHIEU Samphan.

Applications by the Defence

The NUON Chea and IENG Sary Defence teams indicate that they have filed an application for disqualification of Judge Cartwright and a request for investigation respectively, and request that she step aside in favour of Judge Fenz until the applications are ruled upon. The Chamber rejects the request.

The IENG Sary Defence requests to make a statement before the proceedings start. The Chamber rejects the request.

Opening Statement by the Co-Prosecutors

The Co-Prosecutors make their Opening Statement.

Request for IENG Sary to follow the proceedings from the holding cells

The Defence requests for IENG Sary to follow the proceedings from his holding cell for the rest of the day. The Chamber rejects the request.

Oral Orders/Decisions:

- The Chamber rejects the Nuon Chea Defence request for Judge Cartwright to step aside in favour of Judge Fenz until the Chamber has decided on the application for disqualification.

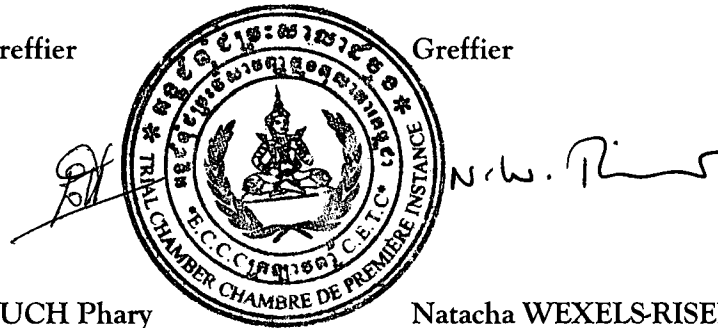
Orders for Adjournment of Hearing

The hearing will resume on 22 November 2012 at 9:00am.

Phnom Penh, 21 November 2011

Greffier

Greffier



DUCH Phary

Natacha WEXELS-RISER