



អគ្គនៃសង្គមពិសាខព្រះបាសាខ្មែរ

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

**Opening Speech by H.E. Kong Srim,
President of the ECCC Plenary,
1 August 2011**

Judge Silvia Cartwright, Vice-President of the Plenary, distinguished members of the Plenary, ladies and gentlemen,

I would like to extend my warm welcome to your participation in this Tenth Session of the ECCC Plenary which takes place in the ECCC Courtroom from 1 to 3 August 2011.

During this Session, I have the pleasure to welcome to the Plenary, the recently appointed international Judge to the Pre-Trial Chamber, Mr. Chang-Ho Chung, following his nomination by the UN Secretary-General and subsequent appointment by the Supreme Council of Magistracy of Cambodia. Mr. Chang-Ho Chung has a distinguished career working as a Judge at District Court and Supreme Court levels in Korea as well as in diplomatic functions for the Korean Embassy. On behalf of the ECCC, I would extend a warm welcome to you. To mark this occasion, a swearing-in ceremony will take place before the Plenary and following the speech of the Vice-President, the oath will be administered by the UNAKRT Coordinator.

Since our last Session in February 2011, the ECCC has moved forward significantly and achieved further milestones. Following the conclusion of the ECCC's first trial in the Kaing Guek Eav and the delivery of the verdict by the Trial Chamber in July 2010, the parties have submitted appeals which are duly under consideration by the Supreme Court Chamber. The Supreme Court Chamber held public hearings in March 2011 and is expected to announce its judgment thereafter as soon as practicable.

Since 15 September 2010, when the Office of the Co-Investigating Judges issued the closing order in Case File 002, the parties filed appeals to the closing order to the Pre-Trial Chamber in accordance with the judicial procedure. On 13 January 2011, the Pre-Trial Chamber confirmed and partially amended the closing order and sent the case for trial. On 24 June 2011, the Pre-Trial Chamber issued its decisions on 94 appeals for admission as civil parties to the proceedings, filed against the Co-Investigating Judges decisions in relation to 1,747 Civil Party applications. The Pre-

Trial Chamber decided to admit the appeals and granted the status of civil parties in Case File 002 to 98% of the 1,747 applicants. The Trial Chamber is currently engaged in preparing for the commencement of the trial in Case File 002. The Trial Chamber held an *in camera* Trial Management hearing on 4-5 April 2011 and an Initial Hearing on 27-30 June 2011 which considered preliminary objections on issues such as amnesty and pardon, and the statute of limitation in relation to offences in applicable national criminal legislation. Later this year, the ECCC will look forward to the conduct of the next trial which will present a number of complex legal and practical challenges.

I wish to thank all whose tireless efforts contributed to these accomplishments of the ECCC so far, both within the Chambers and Office of Administration. I would particularly extend the gratitude of the ECCC to the international community and those who have provided continued support and funding to the operations of the ECCC.

I would like to draw to the attention of members, that a purpose of this current Plenary session, is to agree certain amendments to the ECCC Internal Rules relating to the further streamlining of proceedings before the ECCC. One of the significant amendments would allow for an efficient procedure in immediate appeals before the Supreme Court Chamber. The proposed amendments have been discussed within the Rules and Procedure Committee which met in May this year. Following discussion of the amendments, the Rules and Procedure Committee has forwarded the amendments included in the current binders for consideration and approval by this Plenary session.

In conclusion, I would take this opportunity to thank you for your presence at this Plenary and would encourage all members to share their ideas and discuss issues broadly in order to have a successful Plenary. This Plenary has the opportunity to further contribute to the success of the next phase of the ECCC in providing justice in a timely and efficient manner.

May I announce the opening of the Tenth session of the ECCC Plenary following the speech of the Vice-President of the Plenary, Judge Cartwright. Following the speech of the Vice-President, I would invite Mr. Knut Rosandhaug to administer the oath of Judge Chang-Ho Chung and then invite H.E. Mr. Tony Kranh and Mr. Knut Rosandhaug, to provide an update to the Plenary on recent developments of the ECCC with regard to the financial situation.

Excellencies, ladies and gentlemen, I thank you. May I invite, Judge Cartwright to address the Plenary.

