



អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា

Extraordinary Chambers in the Courts of Cambodia

Chambres Extraordinaires au sein des Tribunaux Cambodgiens

**OFFICE OF THE CO-INVESTIGATING JUDGES
(OCIJ Update May 2008)**

Further to previous updates from the Co-Investigating Judges (CIJ) of 24 April and 15 and 16 May 2008, the CIJ have been receiving queries as to when the first case file concerning Duch and S-21 will be forwarded to the Co-Prosecutors. The CIJ would clarify therefore as follows:

On 15 May 2008 the CIJ notified the parties of the end of the judicial investigations (Rule 66(1) of the Internal Rules - "IR"). From the date of that Notification, the parties (including the Civil Parties) had 15 days to make further requests for acts of investigation. Two were indeed received at the end of that 15-day period: the OCP requested, relying on the same facts, that Duch be charged with national crimes as well as the more serious international crimes with which he had already been charged and 2 civil parties requested further interviews with Duch.

The CIJ issued reasoned Orders refusing both requests and these have now been published on the ECCC internet site.

At the time of drafting, those parties have not confirmed whether they will appeal those Orders of the CIJ (as they are entitled to do), or waive the 30-day time-limit. Pending such confirmation, the CIJ cannot formally forward the case file to the OCP and the subsequent steps (final submissions of the OCP and the CIJ Closing Order) cannot be progressed. For these reasons, the CIJ cannot for the moment confirm whether the envisaged transfer of the case file to the Trial Chamber at the end of July 2008 can be maintained. Nevertheless, the OCIJ continues to give priority to this work and to pool its resources to ensure that the draft Closing Order is concluded as quickly as possible.

