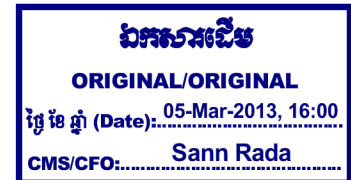


BEFORE THE SUPREME COURT CHAMBER**EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA****FILING DETAILS****Case No:** 002/19-09-2007-ECCC-TC/SC () **Party Filing:** The Defence for IENG Sary**Filed to:** The Supreme Court Chamber**Original language:** ENGLISH**Date of document:** 5 March 2013**CLASSIFICATION****Classification of the document
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**IENG SARY'S REPLY TO THE CO-PROSECUTORS' RESPONSE TO "IENG
SARY'S APPEAL AGAINST THE TRIAL CHAMBER'S 16 JANUARY 2013
DECISION TO DENY HIS REQUEST TO BE AUDIO AND/OR VIDEO RECORDED
IN THE HOLDING CELL"**

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Judge SOM Sereyvuth
Judge Agnieszka KLONOWIECKA-MILART
Judge MONG Monichariya
Judge Chandra Nihal JAYASINGHE
Judge YA Narin
Judge Florence Ndepele Mwachande MUMBA**Co-Prosecutors:**CHEA Leang
Andrew CAYLEY**All Defence Teams****All Civil Parties**

ECCC Law – ECCC Legal Compendium

1. Internal Rules, Rules 21(1), 25, 35, 38, 55(1)-(2), 74(3)(f), 82, 93, 104(1), 104(4)(b), 104(4)(d), 105(2).
2. Practice Direction on Filing of Documents Before the ECCC, Arts. 7.2, 8.4.

ECCC Filings and Jurisprudence – Already Disclosed on the Case File

3. Decision on IENG Sary’s Appeal Against the Co-Investigating Judges’ Order Denying Request to Allow Audio/Video Recording of Meetings with IENG Sary at the Detention Facility, 11 June 2010, A371/2/12, para. 31.
4. Case 001 Appeal Judgement, 3 February 2011, F28, para.13.
5. Decision on Nuon Chea’s Preliminary Objection Alleging the Unconstitutional Character of the ECCC Internal Rules, 8 August 2011, E51/14, para. 7.
6. Co-Prosecutors’ Immediate Appeal of Decision Concerning the Scope of Trial in Case 002/01 with Annex I and Confidential Annex II, 7 November 2012, E163/5/1/1, para. 14.
7. IENG Sary’s Appeal Against the Trial Chamber’s Oral Decision to Deny his Right to be Present in the Courtroom and to Prohibit him from being Video Recorded in the Holding Cell, 18 December 2012, E238/9/1/1, paras. 56-63.
8. Co-Prosecutors’ Response to “IENG Sary’s Submissions on the Law Permitting Him to be Audio and/or Video Recording in the Holding Cell”, 21 December 2012, E254/2, paras. 14, 19-22.
9. IENG Sary’s Reply to the Co-Prosecutors’ Response to His Appeal Against the Trial Chamber’s Oral Decision to Deny His Right to be Present in the Courtroom and to Prohibit Him From Being Video Recorded in the Holding Cell, 9 January 2013, E238/9/1/3.
10. Decision on the IENG Sary Defence Request to Audio and/or Video Record IENG Sary in the Holding Cell, 16 January 2013, E254/3, para. 13.

11. IENG Sary's Reply to the Co-Prosecutors' Response to His Appeal against the Trial Chamber's Decision on Defence Requests Concerning Irregularities Alleged to have Occurred during the Judicial Investigation (E221, E223, E224, E224/2, E234, E234/2, E241 and E241/1), 28 January 2013, E251/1/3, paras. 2-6.
12. IENG Sary's Appeal against the Trial Chamber's 16 January 2013 Decision to Deny his Request to be Audio and/or Video Recorded in the Holding Cell, 5 February 2013, E254/3/1/1, paras. 19-20, 23-34, 37-42, 45, 47-49.
13. Decision on the Co-Prosecutors' Immediate Appeal of the Trial Chamber's Decision Concerning the Scope of Case 002/01, 8 February 2013, E163/5/1/13, paras. 26, 40.
14. Co-Prosecutors' Response to "IENG Sary's Appeal against the Trial Chamber's 16 January 2013 Decision to Deny his Request to be Audio and/or Video Recorded in the Holding Cell", 27 February 2013, E254/3/1/2, paras. 1-15, 17-32, 34, 36-37, 39-41.

ECCC Transcripts – Already Disclosed on the Case File

15. Transcript, 4 December 2012, E1/147.1, p. 3, 5, 12-15, 19-21, 24-26.
16. Transcript, 5 December 2012, E1/148.1, p. 2-8.

ICTY Jurisprudence and Statutes – Already Disclosed on the Case File

ICTY

17. ICTY Rules of Procedure and Evidence, Rules 72(B), 73(B).
18. *Nchamihigo v. Prosecutor*, ICTR-2001-63-A, Appeals Judgement, 18 March 2010, paras. 31-32.

ICTR

19. ICTR Rules of Procedure and Evidence, Rules 72(B), 73(B).

SCSL

20. SCSL, Rules of Procedure and Evidence, Rule 73(B).

Reference Materials – Publicly Available Online

21. OXFORD ENGLISH DICTIONARY, *available* *at*
<http://www.oed.com/view/Entry/35716#eid9060573>.