



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

អង្គជំនុំជម្រះសាលាដំបូង

Trial Chamber
Chambre de première instance

Nation Religion Roi ជាតិសាសនាព្រះមហាក្សត្រ
ORIGINAL DOCUMENT/DOCUMENT ORIGINAL
ថ្ងៃ ខែ ឆ្នាំ ទទួល (Date of receipt/Date de reception): 07 / 06 / 2012
ម៉ោង (Time/Heure): 16 : 40
មន្ត្រីទទួលបន្ទុកសំណុំរឿង/Case File Officer/L'agent chargé du dossier: SANN RADA

WRITTEN RECORD OF PROCEEDINGS

PUBLIC

Case File N° 002/19-09-2007-ECCC/TC

21 May 2012

Substantive Hearing on evidence – Day 62

Prepared by:
DUCH Phary and Matteo CRIPPA

Attendance Record
Before: Judge NIL Nonn (President), Judge Silvia CARTWRIGHT, Judge Jean-Marc LAVERGNE, Judge YA Sokhan, Judge YOU Ottara.
Reserve Judges: Judge THOU Mony, Judge Claudia FENZ.
Greffiers: Mr. Matteo CRIPPA, Mr. Duch PHARY.
OCP: Mr. William SMITH, Mr. Chan DARARASMEY, Mr. Vincent DE WILDE D’ESTMAEL.
Accused: Mr. KHIEU Samphan, Mr. NUON Chea.
Defence for the Accused: Mr. SON Arun, Mr. Michiel PESTMAN, Mr. KONG Sam Onn, Ms. Anta GUISSSE, Mr. ANG Udom, Mr. Michael G. KARNAVAS.
Civil Parties: Ms. PICH Ang, Ms. Elisabeth SIMONNEAU-FORT, Mr. LOR Chunthy, Ms. TY Srinna, Ms. Laure DESFORGES, Ms. SIN Soworn, Mr. Barnabé NEKUIE, Mr. Pascal AUBOIN.
Others: Mr. UCH Arun, Mr. Philippe GOUT

General court times		
Day	Start time: 09:30	Finish time: 09:50
	Total Court Time:	20 minutes

Proceedings			
Type of Issue	Raised By	Start time	Finish time
Recognition of new civil party lawyer Laure DESFORGES	Civil parties and Trial Chamber	09:30	09:31
Reading of medical report concerning the conditions of Mr. IENG Sary	Trial Chamber's Greffier	09:32	09:34
Parties' considerations concerning the conditions of Mr. IENG Sary	Trial Chamber	09:34	09:42
Considerations about medical information and communication concerning IENG Sary	Trial Chamber	09:42	09:45
Adjournment of the hearing to 23 May 2012	Trial Chamber	09:46	09:50

Summary of Proceedings

Recognition of new civil party lawyer Ms. Laure DESFORGES

The Civil parties seek the recognition of the new Civil Party's lawyer Ms. Laure DESFORGES. The Trial Chamber proceeds with the recognition of the new Civil Party lawyer.

Reading of medical report concerning the conditions of Mr. IENG Sary

The Greffier reads the medical report on IENG Sary's medical conditions after his evacuation from the courtroom on 17 May 2012 (E11/70/2).

Parties' considerations concerning the conditions of Mr. IENG Sary

All parties agree that the proceedings cannot go forward until IENG Sary returns to the courtroom or waives his right to be present during the hearing pursuant to Rule 81.

Considerations about medical information and communication concerning IENG Sary

Judge Cartwright seeks Counsel for IENG Sary on two issues, namely the provision of full medical information concerning IENG Sary to the public, and whether he had any difficulties in contacting with his client. The Defence counsel will seek an answer from his client but assumes he will not object to the provision of full medical information to the public. As to the second point, the Defence counsel indicates that they normally don't have access to their client. They will try to visit him later in the day.

Adjournment of the hearing to 23 May 2012

The hearing is adjourned to 23 May 2012. The Trial Chamber indicates that on that day the hearing will be divided into two sections. The first section will focus on IENG Sary's medical situation and his ability to be present in the courtroom. If the proceedings can continue, the other section will concern hearing of witness TCW-487. The Trial Chamber may also hold a hearing on Friday, 25 May 2012.

Oral Orders/Decisions:

- Decision to adjourn the hearing to 23 May 2012.

- Order to bring the two Accused back to the detention facility and to return them to the courtroom for the hearing on 23 May 2012.

Orders for Adjournment of Hearing

The hearing will resume on 23 May 2012 at 9:00am.

Phnom Penh, 21 May 2012

Greffier

Greffier



DUCH Phary

Matteo CRIPPA