

Legal issues intended to be raised at the Initial Hearing by the Nuon Chea Defence Team

Andrew Ianuzzi to: lamb

19/04/2011 12:59 PM

Cc: cayley, leang_chea.eccc, vandervoort, pettay, capotorto, jasperpauw, vossenbergh, annebrecht, mpestman, vkoppe, prum, son2

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Dear Susan:

As requested at paragraph 15 of the 'Order to File Material in Preparation for Trial' (Document No E-9), we hereby inform the Chamber and the parties that we intend to raise each of the discrete legal issues briefed in our 'Consolidated Preliminary Objections' (Document No E-51/3) at the Initial Hearing, namely:

- (1) a preliminary objection concerning the jurisdiction of the Trial Chamber, pursuant to Rule 89(1)(a);
- (2) a preliminary objection concerning an issue requiring the termination of prosecution – lack of a fair investigation, pursuant to Rule 89(1)(b); and
- (3) a preliminary objection concerning the legality of the Internal Rules and the effect of the Trial Chamber's order of 17 January 2011, pursuant to Rule 89(1)(c).

Please let us know if you require further information or clarification.

Best,

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Andy Ianuzzi
Legal Consultant
Nuon Chea Defence Team

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