



ព្រះរាជាណាចក្រកម្ពុជា
ជាតិ សាសនា ព្រះមហាក្សត្រ

អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា
Extraordinary Chambers in the Courts of Cambodia
Chambres Extraordinaires au sein des Tribunaux Cambodgiens

Kingdom of Cambodia
Nation Religion King
Royaume du Cambodge
Nation Religion Roi

អង្គជំនុំជម្រះសាលាដំបូង

Trial Chamber
Chambre de première instance

សំណុំរឿងលេខ: ០០១/១៨ កក្កដា ២០០៧/អវតក/អជសដ

Case File/Dossier No. 001/18-07-2007/ECCC/TC

Before: Judge NIL Nonn, President
Judge Silvia CARTWRIGHT
Judge YA Sokhan
Judge Jean-Marc LAVERGNE
Judge THOU Mony

Date: 4 March 2009

Classification: PUBLIC

ឯកសារដើម
ORIGINAL DOCUMENT/DOCUMENT ORIGINAL

ថ្ងៃ ខែ ឆ្នាំ ទទួល (Date of receipt/Date de reception):
04 / MAR / 2009

ម៉ោង (Time/Heure): 11:00

មន្ត្រីទទួលបន្ទុកសំណុំរឿង/Case File Officer/L'agent chargé du dossier: C.A. Juy

ឯកសារចម្លងត្រឹមត្រូវតាមច្បាប់
CERTIFIED COPY/COPIE CERTIFIÉE CONFORME

ថ្ងៃ ខែ ឆ្នាំ ត្រឹមត្រូវ (Certified Date/Date de certification):
04 / MAR / 2009

មន្ត្រីទទួលបន្ទុកសំណុំរឿង/Case File Officer/L'agent chargé du dossier: C.A. Juy

**DECISION ON THE CIVIL PARTY STATUS
OF APPLICANTS E2/36, E2/51 AND E2/69**

Co-Prosecutors

CHEA Leang
Robert PETIT

Accused

KAING Guek Eav alias "DUCH"

Lawyers for the Civil Parties

KONG Pisey	TY Srinna
HONG Kimsuon	Pierre Olivier SUR
YUNG Panith	Alain WERNER
KIM Mengkhy	Brianne McGONIGLE
MOCH Sovannary	Annie DELAHAIE
Silke STUDZINSKY	Elizabeth RABESANDRATANA
Martine JACQUIN	Karim KHAN
Philippe CANONNE	

Lawyers for the Defence

KAR Savuth
François ROUY



THE TRIAL CHAMBER of the Extraordinary Chambers in the Courts of Cambodia;

BEING SEISED of Case File No. 001/18-07-2007-ECCC/TC pursuant to the “Decision on Appeal Against the Closing Order Indicting Kaing Guek Eav Alias Duch,” rendered orally by the Pre-Trial Chamber on 5 December 2008 and filed in Khmer on 9 December 2008;

HAVING RECEIVED the applications to be joined as Civil Parties filed by Civil Party applicants E2/36, E2/51 and E2/69, (“the Applicants”);¹

NOTING the Interim Recognition of Applicants E2/36 and E2/51 on 13 February 2009²;

HAVING CONSIDERED the submissions made orally by the Parties during the Initial Hearing;

RECALLING the Decision of the Trial Chamber Concerning Proof of Identity for Civil Party Applicants, issued on 26 February 2009³;

HAVING RECEIVED the requested additional proof of identity for Applicants E2/51 and E2/69 on 26 February 2009⁴, in the form of an election card and a voter registration form respectively;

NOTING that no additional information was received with respect to Applicant E2/36 and that to date, the only information in the possession of the Chamber relating to the identity of this Applicant is a “Clarification” dated 4 February 2009, certifying the residence of the Applicant, and written by the Cambodian Human Rights and Development Association, which is not an official authority⁵;

HEREBY

CONSIDERS that the documents filed by Applicants E2/51 and E2/69 are satisfactory proof of their identity,

CONSIDERS that the document provided by Applicant E2/36 is insufficient to establish his identity,

CONFIRMS the Civil Party status of Applicant E2/51 in the case against the Accused,

DECIDES that Applicant E2/69 is admitted as Civil Party in the case against the Accused, and

¹ As already indicated during the Initial Hearing, as an interim measure, the Trial Chamber will refer to the Parties or Civil Party applicants by referring to the document reference number of their original Civil Party applications as placed in the case file.

² See Documents E2/36/5 and E2/51/5

³ See Document E2/94

⁴ See Document E2/94/1

⁵ See Document E2/36/4



DECLARES Civil Party Application E2/36 inadmissible in the case against the Accused. *ANW*

Phnom Penh, 4 March 2009

President of the Trial Chamber



ANW

ANW