

**ឯកសារដើម**  
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du dossier: ..... S.A.N.N. PADOA .....



**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  
Nation Religion Roi

**TRIAL CHAMBER**

**សាធារណៈ / Public**

**Date: 19 July 2012**

**TO: All parties, Case 002**

**FROM: Nil Nonn, President, Trial Chamber.**



**CC: All judges of the Trial Chamber; Trial Chamber Senior Legal Officer.**

**SUBJECT: Co-Prosecutors' Request to Admit Witness Statements Relevant to Population Movement Phases 1 and 2 (E208 and E208/2) and IENG Sary Response (E208/1)**

1. The Trial Chamber is seized of requests by the Office of the Co-Prosecutors to admit into evidence various written statements relating to phase 1 and phase 2 of the population movement as charged in the Closing Order (E208 and E208/2, respectively) and a response to Motion E208 from the IENG Sary Defence, in which the IENG Sary Defence indicated an intention to object to the admission of a number of these statements (E208/1).

2. In its Decision E96/7, issued shortly after the filing of E208, the Chamber outlined the criteria governing the putting before the Chamber of written statements and procedural modalities to be satisfied by parties seeking to admit such statements pursuant to this Decision. This included a requirement that all parties seeking to put before the Chamber written statements identify the evidentiary purpose for which those statements are sought by 27 July 2012. The Chamber further advised that it will in due course schedule a hearing or otherwise provide an opportunity to put any relevant objections to material proposed by any party pursuant to this decision (E96/7, paras 33-36). In its Motion E208/2, the Office of the Co-Prosecutors indicates that the written statements annexed to both its motions comply with the criteria for admission outlined in Decision E96/7.

3. In the interests of trial efficiency, the Chamber wishes to consolidate, to the greatest extent possible, consideration of all written statements proposed for admission relevant to the remaining evidentiary portions of Case 002/01 (*i.e.* population movement, phases 1 and 2) with the statements initially contemplated in Decision E96/7. It therefore requests all parties to indicate, in light of the criteria and modalities outlined in Decision E96/7, those written statements from their document lists filed in April 2011 they propose to tender in relation to population movement phases 1 and 2 no later than 27 July 2012. The parties may advise the Trial Chamber Senior Legal Officer should they consider an extension of the 27 July 2012 deadline for the submission of all such statements to be necessary,

following which further directions will follow (both as to the deadline for submission, and for the posing of objections, if any, to the material proposed to be put before the Chamber by the other parties). In due course, the Chamber will also provide directions to the parties concerning the filing of documents and other evidence they propose to tender in relation to population movement phases 1 and 2.

4. This constitutes the Chamber's official response to Motions E208 and E208/2 as well as Response E208/1.