



**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

**អង្គបុរេជំនុំជម្រះ**

Pre-Trial Chamber  
Chambre Préliminaire

**Criminal Case File No: 002/19-09-2007-ECCC/OCIJ (PTC35)**

**Before:** Judge PRAK Kimsan, President  
Judge Rowan DOWNING  
Judge NEY Thol  
Judge Katinka LAHUIS  
Judge HUOT Vuthy

**Date:** 20 January 2010

<b>ឯកសារដើម</b>
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**PUBLIC**

**DECISION ON IENG SARY'S EXPEDITED REQUEST FOR EXTENSION OF PAGE LIMIT FOR IENG SARY'S APPEAL AGAINST THE OCIJ'S ORDER ON THE APPLICATION AT THE ECCC OF THE FORM OF LIABILITY KNOWN AS JOINT CRIMINAL ENTERPRISE**

**Co-Prosecutors**

CHEA Leang  
Andrew CAYLEY

**Charged Person**

IENG Sary

**Lawyers for the Civil Parties**

KIM Menghky  
MOCH Sovannary  
Martine JACQUIN  
Philippe CANONNE  
Fabienne TRUSSES-NAPROUS  
Elizabeth-Joelle RABESANDRATANA  
Annie DELAHIE  
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**Co-Lawyers for the Charged Person**

ANG Udom  
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<b>ឯកសារបានចម្លងត្រឹមត្រូវតាមច្បាប់</b>
CERTIFIED COPY/COPIE CERTIFIÉE CONFORMÉ
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មន្ត្រីទទួលបន្ទុកសំណុំរឿង/Case File Officer/L'agent chargé du dossier: SANN RADA



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KONG Heng  
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SOK Sam Ouen  
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Jan Ernest RASSEK  
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**Unrepresented Civil Parties**

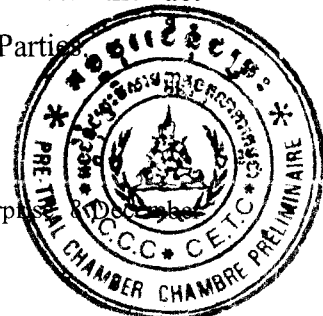


**THE PRE-TRIAL CHAMBER** of the Extraordinary Chambers in the Courts of Cambodia (“ECCC”) is seized of “Ieng Sary’s Expedited Request for Extension of Page Limit for Ieng Sary’s Appeal Against the OCIJ’s Order on the Application at the ECCC of the Form of Liability known as Joint Criminal Enterprise” filed by the Co-Lawyers for the Charged Person on 15 January 2010 (the “Request”).

1. On 8 December 2010 the Co-Investigating Judges issued an Order on the Application at the ECCC of the Form of Liability Known as a Joint Criminal Enterprise (the “Order”).<sup>1</sup> The Order was notified to the parties on 9 December 2009.
2. On 15 December 2009, the Co-Lawyers for the Charged Person filed a Notice of Appeal against the Order.
3. On 15 January 2010, the Co-Lawyers filed the Request. The Co-Lawyers indicate and provide evidence which confirms that the Co-Prosecutors and Civil Party Lawyers do not oppose to the Request.<sup>2</sup>
4. By the Request, the Co-Lawyers for the Charged Person ask for an extension of the page limit for this Appeal to 40 pages.
5. The Pre-Trial Chamber observes that the Co-Lawyers’ in the Request submit that there are exceptional circumstances which require an extension of the applicable page limit for this Appeal because the issues that will be raised are quite complex and it is vital that they be addressed fully, as the application of Joint Criminal Enterprise liability has a major effect on the future course of the proceedings.
6. Pursuant to Article 5.4 of the ECCC Practice Directions (Rev. 4), the Pre-Trial Chamber may, at the request of a participant, extend the page limit in exceptional circumstances.
7. The Pre-Trial Chamber notes that it is in the interest of the Charged Person to have such issues addressed as fully and comprehensively as possible. The Pre-Trial Chamber further notes that the Request was filed before the time limit expired.
8. The Pre-Trial Chamber is satisfied by the reasons given for the Request and notes the fact that there is no objection by the Co-Prosecutors or the Lawyers for the Civil Parties.

<sup>1</sup> Order on the Application at the ECCC of the Form of Liability Known as a Joint Criminal Enterprise, 2009, D97/13, (the “Order”).


<sup>2</sup> The Request, footnote 4.



**THEREFORE, THE PRE-TRIAL CHAMBER HEREBY:**

**GRANTS** the Request for Extension of Page Limit for this Appeal to 40 pages.

Phnom Penh, 20 January 2010 CR  
President of the Pre-Trial Chamber



**PRAK KIMSAN**