



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

« Moving Forward Through Justice »

**THE VSS PROVIDED THE 3RD DISCUSSION WORKSHOP FOCAL PERSONS
TO 222 FOCAL PERSONS IN CASE 002**

AT

TEA SUY HENG MEETING HALL, KAMPONG SPEU PROVINCE

THURSDAY, 27TH NOVEMBER 2011

(7:30 A.M. - 12:00 P.M.)



Report by:

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I. Background

The Victims Support Section (VSS) of the Extraordinary Chambers in the Courts of Cambodia (ECCC) has mandates to coordinate the participation of the victims in the Khmer Rouge Regime through legal proceedings of ECCC and facilitating reparations through judicial process and non-judicial measures by:

- Dessiminating information related to the rights of Civil Parties (CPs) and Complainants;
- Cooperating with other offices of the ECCC in order to enhance the participation of victims widely;
- Coordinating legal representation for individual Civil Party and/or groups of Civil Parties;
- Facilitating for the selection of the representatives of the civil parties for effective participation in judicial proceedings; and
- Coordinating and facilitating for the proper proposals and seeking resources for the impelemntation of the judicial and non-judicial measures for reparations.

This Discussion Workshop Focal Person was organized for approximately 222 Focal Person (FPs) in Case 002 from 23 different provinces In- Cambodia. This is the Third Discussion Workshop Focal Persons, which is being funded by Federal Republic of Germany through German International Development Agency (GIZ).

II. Objectives

The objective of this 3rd Discussion Workshop Focal Person is to promote Focal Person's Information or Knowledge for Dessiminating information to 3,867CPs addressed In-Cambodia.

III. Discussion Workshop Focal Persons Report

27 November 2011, the Victims Support Section (VSS) of the Extraordinary Chambers in the Courts of Cambodia (ECCC) held the 3rd Discussion Workshop Focal Persons for 222 focal persons 23 different provinces who are working very closely with Civil Party Case

002 related to Victims' Participation in the Proceedings of the ECCC, in the upcoming second trial against 4 former Khmer Rouge leaders:

- **Nuon Chea**, aged 84, former Deputy Secretary of the Communist Party of Kampuchea;
- **Ieng Sary**, aged 85, former Deputy Prime Minister for Foreign Affairs;
- **Khieu Samphan**, aged 79, former Head of State; and
- **Ieng Thirith**, aged 78, former Minister of Social Affairs.

The main purpose of the 3rd Discussion Workshop Focal Persons was to train Focal Persons to be able to transfer the most update information and knowledge of ECCC to Civil Parties and Victims. The 3rd Discussion Workshop Focal Person also encouraged active communication and facilitation between the court and the Civil Parties through their network for information dissemination.

At the initial stage, the 3rd Discussion Workshop Focal Persons started with respected to National Anthem and to give one minute's silence to show respect for the soul of those who died during the Khmer Rouge Regime and the Civil Party who have been died in recently.

The 3rd Discussion Workshop Focal Persons facilitated by 3 main Guest Speakers from VSS of ECCC such as:

- Mr. IM Sophea, Outreach Coordinator
- Mr. TAN Visal, Non-Judicial Measures Project Manager
- Mr. THEN Thoeun, Finance Officer

The first Guest Speaker Mr. IM Sophea, Outreach Coordinator of VSS, was started his Opening Remarks represented by Mr. RONG Chhorng, Chief of VSS he stated that on behalf of Mr. RONG he would like to welcome all of FPs who presented here he asked one simple questions that, Why was the 3rd Discussion Workshop Focal Persons host at Kampong Speu province? Answered this question because of recourses and availability of budget this armed in order to connect to Regional Civil Party Forum Case 002 which scheduled tomorrow for 300 CPs from Kampong Speu, Kandal, Phnom Penh and Takeo. Budgeting we still remain expense from previously activities. Then he addressed the audience today take this opportunity to ask questions related to ECCC's works and Victims' Participation in the Proceedings of the ECCC as well as its jurisdiction of the court. He emphasized that the court was a Cambodian National Court with the international assistance, not international court. He explained that much of VSS assistance comes from Federal Republic of Germany through German International Development Agency (GIZ) not like other sections of ECCC received assistance from poll of ECCC's budget. He also discussed the history and structure of the court, and recent changes such as the creation of new role of VSS's non-judicial measures and reparation for Civil Party.



In his section of presentation Mr. IM was shared his knowledge related to VSS's works, VSS has three main team such as Processing and Analyzing Team, Outreach Team and Legal Representations Team

1- Processing and Analyzing Team:

- Receiving and registration of Victims Information Form (VIF).
- Briefing and analyzing of VIF into CaseMap (primary analyzing, Laws, Quantity and Quality of the information).
- Definability information from VIF was lacked information and contacted for supplementary information (by VSS/Outreach Team , IOs and Lawyers) Sending VIF in complaint to Office Co- Prosecutors and Civil Party applications to Office Co-Investigating Judges and Trail Chamber.

2- Outreach Team

- Implement strategies for disseminating Victims Information Forms as well as other materials and for providing adequate publicity of proceedings to victims;
- Contact victims or their lawyers, including conducting follow-up on victims' complaints and civil party applications in order to obtain further information when necessary;
- Cooperated with PAS in order to reach out and in information to victims.
- Provided information related to psychological suffering to TPO for consultation with CPs
- Finding reparation project for victims by cooperated with other partners
- Facilitating with victims, Lead Co-Lawyers Section and other partners in order to preparing reparation documents to Trail Chamber
- Facilitating for distribution and selection of representative for civil parties for effective and efficient participation of civil parties in legal proceedings;
- Facilitating and planning for details like accessing to extra resources and implementation of plans in Non-Judicial Measure

3- Legal Representations

Legal representation is a key feature to allow Victims to access understand and effectively participate in proceedings before the ECCC.

- Facilitating International lawyers in order to register in to list of the Bar Association of the kingdom of Cambodia totally of National and International lawyers 57 and represented by 11 Groups for representing Civil Parties Case 002
- Maintain a list of foreign and national lawyers are a current member of the Bar Association of the Kingdom of Cambodia who wish to represent Victims, Civil Party or Victims' Associations before the ECCC
- Facilitating to Civil Party lawyers have receiving clients
- Assured that all Civil Party applicants had received legal representations

After the presentation of Mr. IM the 3rd Discussion Workshop Focal Persons takes 15 breaks and started with the new section, a documentary film was showed namely "ECCC's Briefing" introduced about structure of ECCC and how was ECCC's on going? The film detailed how those who were in Case 001 and Case 002 and Civil Parties, Victims participated in the court proceedings.

Mr. TAN Visal, Non-Judicial Measures Project Manager stated on reparation and Non-Judicial Measures he emphasized that reparation has two categories the Collective Reparation and Moral Reparations.



The Categories of Remembrance and Memorial's Project Specifications that VSS formulated for Lead Co-lawyers was submitted to Trial Chamber, ECCC during Initial Hearing case 002.

Mr. TAN was added that Non-Judicial Measures can be found into 4 categories such as

1- Memorial and Remembrance:

- a. Day of remembrance or official public holiday to remember the genocide;
- b. Memorial site where appropriate; and
- c. Preservation of the killing fields.

2- Rehabilitation:

- a. Establishment of a framework of psychological treatment and services for victims;
- b. Consultation program where victims can meet and interact with each other for support.

3- Compilation of Documents and Education:

- a. Education program on the history of Democratic Kampuchea, some of which has already been implemented;
- b. Establishment of archive or library;
- c. Museum on the history of the Khmer Rouge, to be located in Phnom Penh; and
- d. Compilation of a complete list of victims.

4- Other awards:

- a. Project on the provision of citizenship to Vietnamese victims;
- b. Educational project for those born through forced marriages;
- c. Trust fund to pay for reparation awards; and
- d. Public dissemination of the judgment in Trial 002.

Some remarkable impressions made by the Focal Persons:

- I am very happy to have time to join this useful workshop today.
- I am seem to be clever for accompanying Civil Party in meeting with VSS related to fill administrative documents, receipts and others require
- I am a Focal Person of VSS I want to join other events organized by VSS



Mr. THEN Thoeun, Finance Officer, was presented about Finance and Admin works he said in order to coordinate with this issue all Focal Persons need to know clearly some points of the administrative works and beneficial have been provided to trainee in other Workshop or Forum invited by VSS's.

- Accommodation 1 night 40,000 riel or 10 Dollars (no need receipt)
- Meal allowance 1 day 23,000 riel or 5.75 Dollars (no need receipt but if VSS provided lunch we will reduce 30% of 5.75 Dollars)
- Transportation based on receipt (need receipt)

IV. Conclusion

In conclusion, the half-day of 3rd Discussion Workshop Focal Persons is fully-success and good very good understanding of FPs because at the day, participants were asked a lot of questions and answered from Guest Speakers further more ECCC's documents.

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