

Insofar (in the same footnote) mention is made of the "Basic Principles and Guidelines on the Rights to a Remedy and Reparations for Victims etc." these (in para. 8) do include as victims immediate family members or dependants, but only if they have suffered harm "in intervening to assist victims" which is not the case of the Applicant who 2 years after the death of his brother in Cambodia learned about it from a newspaper in New Zealand.

FOR THESE REASONS, THE CO-INVESTIGATING JUDGES HEREBY:

DECLARE Civil Party application VU 11-VSS-00002 (D5/2) inadmissible and further declare that, given the information it contains concerning the facts which occurred between 17 April 1975 and 6 January 1979, on the territory of Democratic Kampuchea, they will be placed on Case File **003/07-09-2009-ECCC-OCIJ** as complaint;

REJECT the application to be a Civil Party in Case File 004 and its related requests.

Done in Phnom Penh on 29 April 2011