



**KINGDOM OF CAMBODIA**  
**Nation Religion King**

**Permanent Mission of the Kingdom of Cambodia  
to the United Nations Office and other  
International Organizations at Geneva**

No: 2021/08/547

The Permanent Mission of the Kingdom of Cambodia to the United Nations Office and other International Organizations at Geneva presents its compliments to the Office of the High Commissioner for Human Rights and, with reference to the joint communication No. UA KHM 9/2021 dated 17 August 2021 from the Special Procedures, has the honour to transmit to the latter herewith clarification from the Ministry of Justice of the Kingdom of Cambodia as to the alleged case of [REDACTED].

The Permanent Mission of the Kingdom of Cambodia would be greatly appreciated if the said details could be conveyed to its high destinations.

The Permanent Mission of the Kingdom of Cambodia to the United Nations Office and other International Organizations at Geneva avails itself of this opportunity to renew to the Office of the High Commissioner for Human Rights the assurances of its highest consideration.

Geneva, 24 August 2021



Office of the High Commissioner  
for Human Rights  
**Geneva**

**Clarification from the Ministry of Justice of the Kingdom of  
Cambodia to the joint communication of the Special Procedures  
No. UA KHM 9/2021 dated 17 August 2021**

## **I. Factual grounds**

On 23 June 2021, Anti-Cybercrime Bureau received information and launched an investigation into activities of a person [REDACTED], and found out that he had been using social media to send audio clips with characteristics of distortion of facts, incitement and provocation, which jeopardizes social stability. In addition, he had been using a [REDACTED] [REDACTED] [REDACTED] [REDACTED] to post edited pictures and writings insulting the leaders of the Kingdom of Cambodia publicly. Following the arrest, the competent authorities searched through the seized mobile phone (flagrante delicto), and found out that he had truly sent the audio clips. [REDACTED] had been using Telegram and Facebook to distribute and publish information publicly, which not only insulted and undermined the dignity of the leaders but also incited serious chaos in the society as a whole.

## **II. Legal grounds**

Consistency in the above-mentioned facts and supporting evidences collected proves that the act of [REDACTED] is a criminal offense. On 25 June 2021, he was charged by the Phnom Penh Municipal Prosecutor's Office with "incitement to cause serious social chaos" and an insult addressed to public officials in accordance with Articles 494, 495 and 502 of the Criminal Code, with a request for temporary detention in line with a further investigative warrant. The investigating judge then remanded the accused [REDACTED] in custody on 25 June 2021 in accordance with necessity and Article 205 of the Criminal Procedure Code.

## **III. Progress of the case:**

Lately, the investigating judge has issued a closing order to bring the accused [REDACTED] to trial in due process and decided to continue the pre-trial detention for further proceedings in accordance with the law.

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