

The Annotated Digest of the International Criminal Court

2004-2006

Edited by Cyril Laucci

- October 2007
- ISBN 978 90 04 16311 9
- *Hardback* (700 pp.)
- List price EUR 195.- / US\$ 278.-
- The Annotated Digest of the International Criminal Court, 1

After the entry into force of its Statute on 1st July 2002, the International Criminal Court (ICC) has started to work. The first Situations (Congo, Uganda, Central African Republic and Sudan) and Cases (Lubanga, Kony, Otti, Lukwiya, Odhiambo, Ongwen) are now pending before the Court. The first public decisions of the Court are dated July 2004. More than 230 public decisions were rendered by 31 December 2006.

The Annotated Digest of the International Criminal Court (2004-2006) is the first volume of an annual or biennial series, depending on the volume of decisions issued. It compiles a selection of the most significant legal findings contained in the public decisions rendered by the International Criminal Court since its first decisions in July 2004 until 31 December 2006. More than 230 decisions have been reviewed for the preparation of the present volume. The criteria for selection of the abstracts are:

- 1) abstracts which clarify a point of law, interpret a rule...;
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The abstracts are quoted in their original language, namely English or French. An English translation of the French abstracts is given. The abstracts are inserted after the relevant articles of the Statute, Rules of Procedure and Evidence and Regulations of the Court, with a short description/summary of their precise topic. A quick reference system makes it easy to refer to other decisions quoted elsewhere in the *Digest*.

This Series of *Digests* is devised, first and foremost, as a tool for practitioners of international criminal law and academics, who will be able to immediately find the most relevant abstracts of ICC jurisprudence on each and every topic, thanks to the efficient quick reference system and index.

Cyril LAUCCI, PHD, has worked for ICTR and SCSL Chambers and is currently working as consultant in International Humanitarian Law and International Criminal Law.

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The Special Court for Sierra Leone was established by a unique bilateral treaty between the United Nations and Sierra Leone in early 2002, making it the third modern *ad hoc* international criminal tribunal. The Special Court is currently trying nine persons, including former Liberian President Charles Ghankay Taylor, for allegedly bearing "greatest responsibility" for serious violations of international and Sierra Leonean law that occurred after 30 November 1996. This volume presents, for the first time, a comprehensive collection of legal texts and instruments forming the normative legal framework underpinning the work of the Special Court. It fills the void for a handy sourcebook of the Special Court's primary and secondary legal texts and is intended for use primarily by the judges, lawyers, academics and other practitioners in the Special Court and other hybrid and international tribunals, including the permanent International Criminal Court.

Table of Contents:

Foreword; Preface; Part I: Basic Legal Texts;

Part II: Regulations Of The Special Court For Sierra Leone; Part III: Relevant Sierra Leonean Legislation; Part

IV: Ceasefire And Peace Agreements.

Readership: All those interested in international human rights law, international humanitarian law and international criminal justice.

Charles Chernor Jalloh is a Legal Adviser in the Special Court for Sierra Leone. He holds an undergraduate degree from University of Guelph, Common and Civil Law degrees from McGill University and a Masters in International Human Rights Law from the University of Oxford.

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The book, together with the collections of decisions, will assist practitioners and researchers in studying the jurisprudence of the Tribunals. This jurisprudence reflects the current state of international criminal law. It will inevitably influence approaches of international courts, including the ICC and "hybrid" tribunals, as well as national courts.

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Foreword; Abbreviations; I. Indictment: Introduction; II. Disclosure by the Prosecutor; III. Defence Access to Protected Material; IV. Disclosure by the Defence; V. Disclosure in the ICC Proceedings; VI. Variation of the Lists of Witnesses and Exhibits; VII. Binding Orders and Subpoenas; VIII. Protection of Victims and Witnesses; IX. Legal Assistance of Counsel; X. Plea Agreements; XI. Trial Proceedings; XII. Admissibility of Evidence; XIII. Victims' Participation in the Proceedings (ICC); XIV. Judgments and Decisions; XV. Motions for Judgment of Acquittal; XVI. Appellate and Review Proceedings; XVII. Arrest, Detention, and Provisional Release; XVIII. Referral of the Indictment to Another Court; XIX. Other Procedural Matters; Statutory Provisions; Table of Cases of the International Courts; Table of Cases of the European Court of Human Rights; Index.

Readership: All those who practice before international and national criminal courts as well as those who study international criminal justice.

Vladimir Tochilovsky, Ph.D. (1985) in criminal procedure and prosecution, Kiev National University, is a Trial Attorney in the International Criminal Tribunal for the Former Yugoslavia. He published extensively on international criminal justice and criminal procedure.

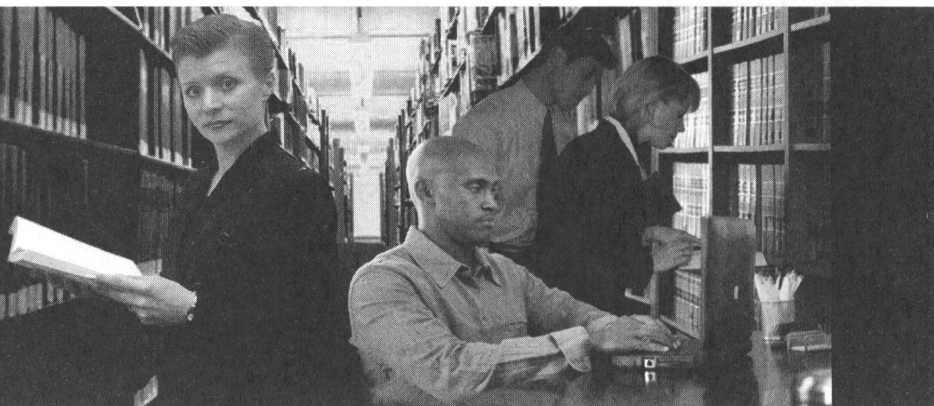


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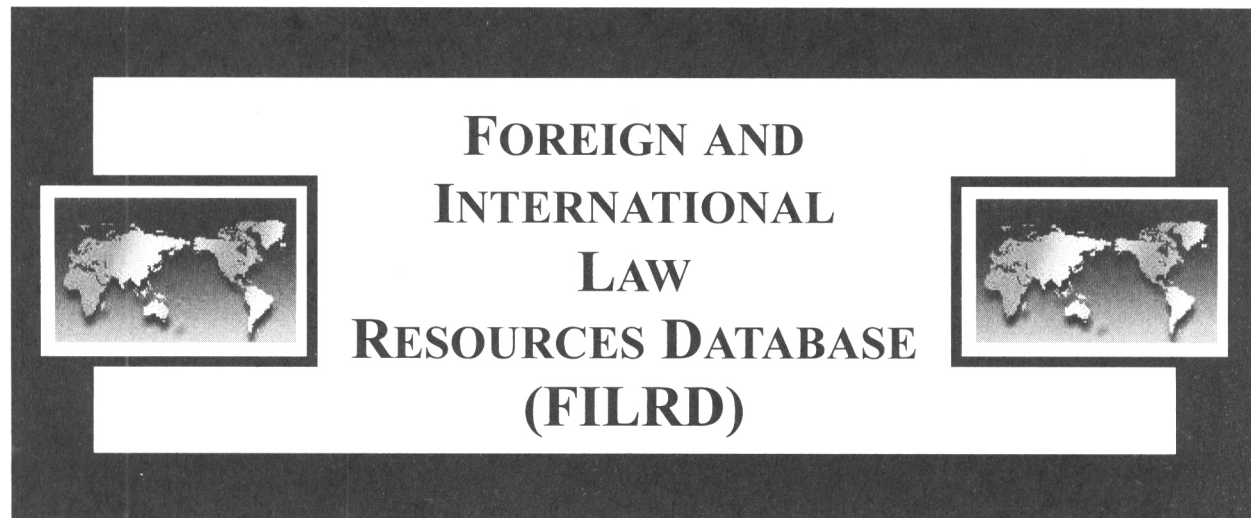
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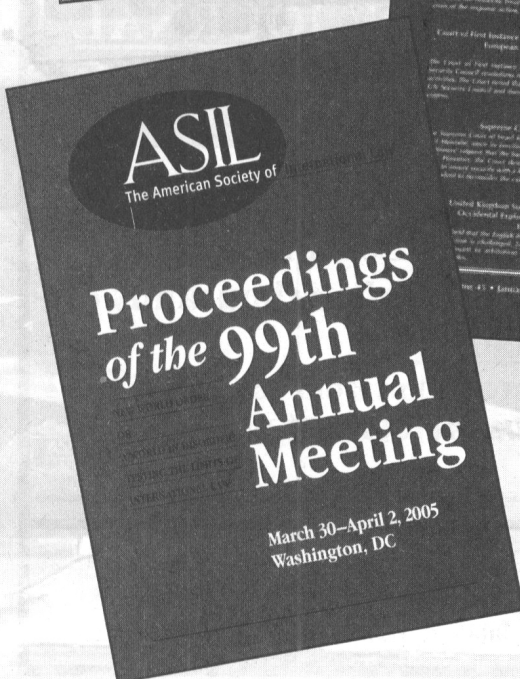
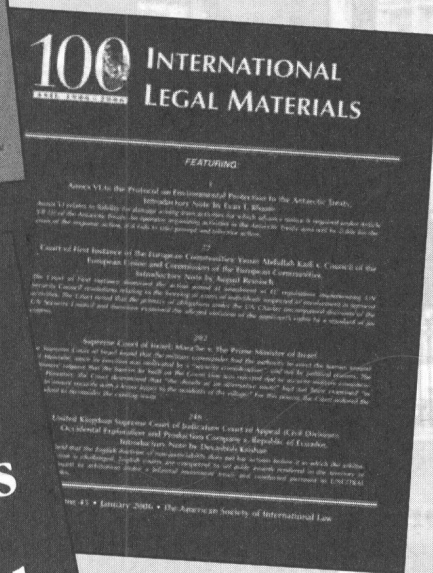
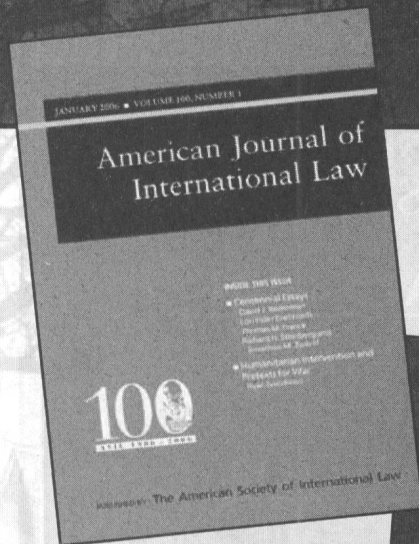
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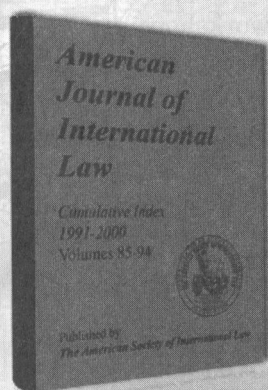
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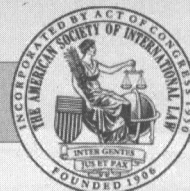
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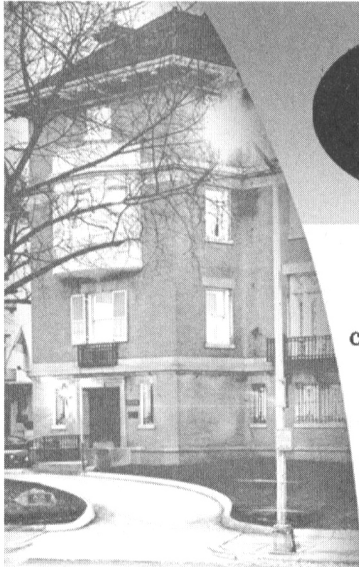
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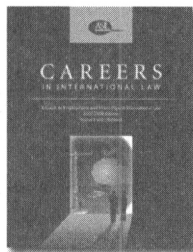
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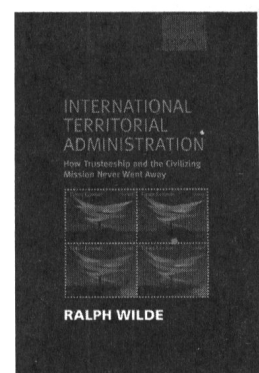
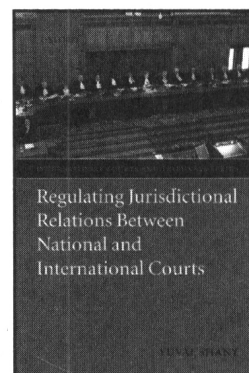
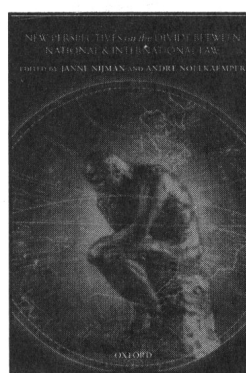
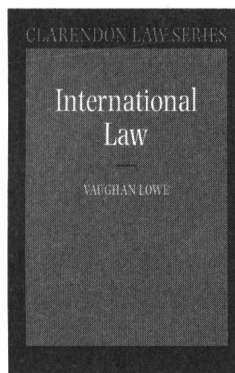
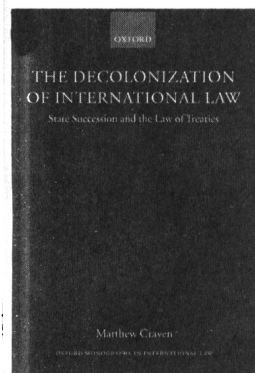
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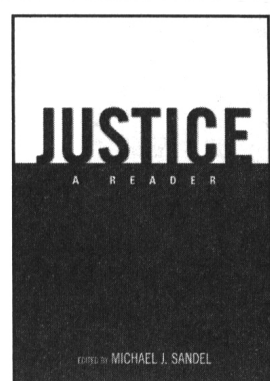
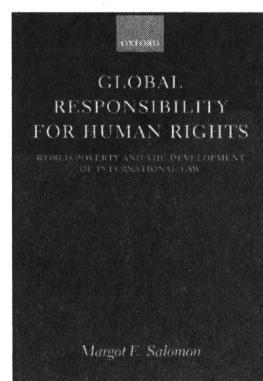
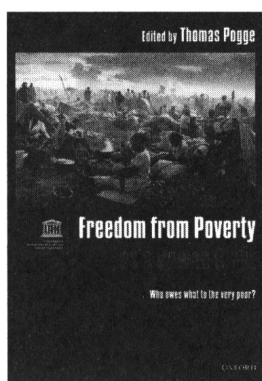
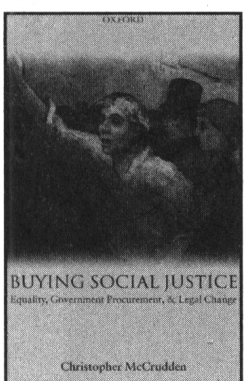
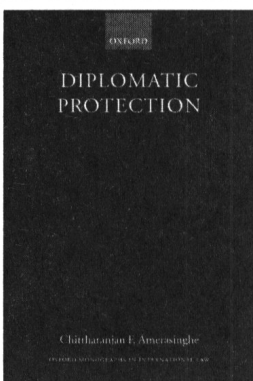
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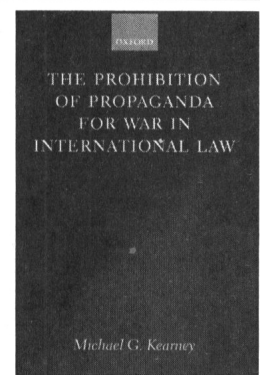
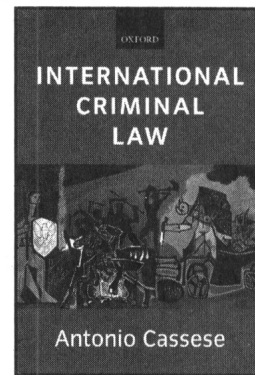
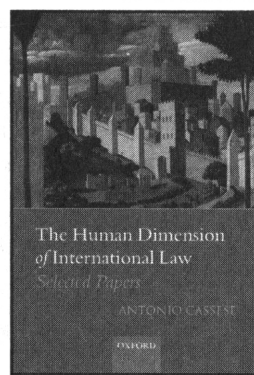
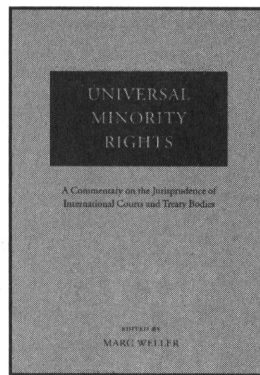
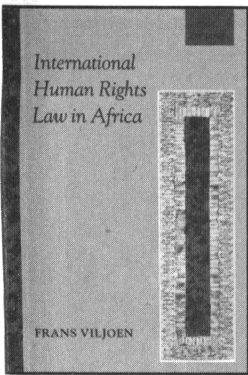
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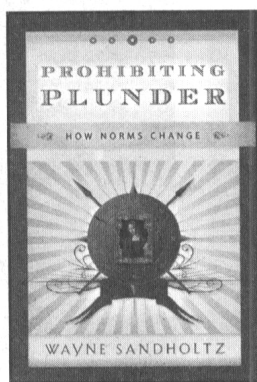
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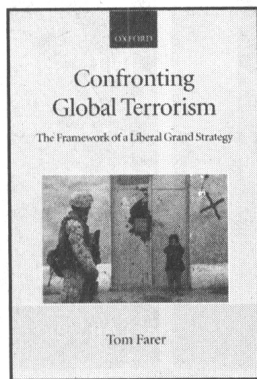
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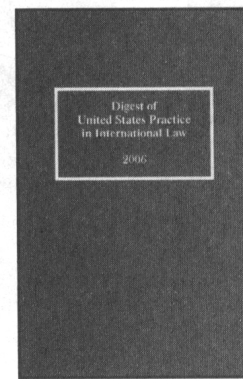
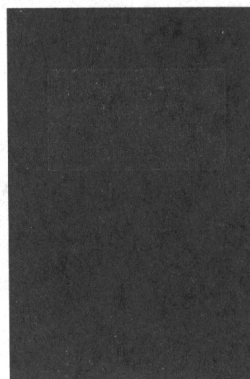
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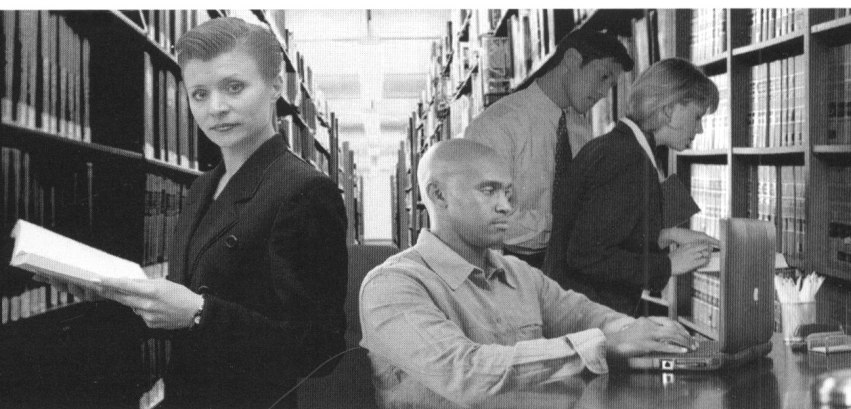
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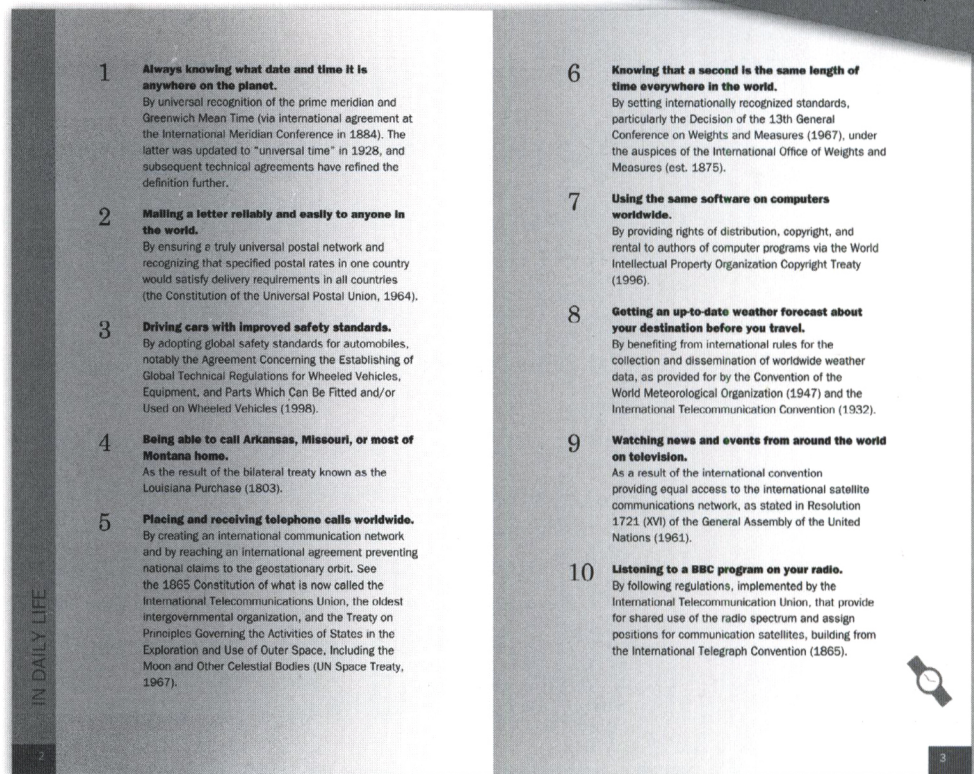
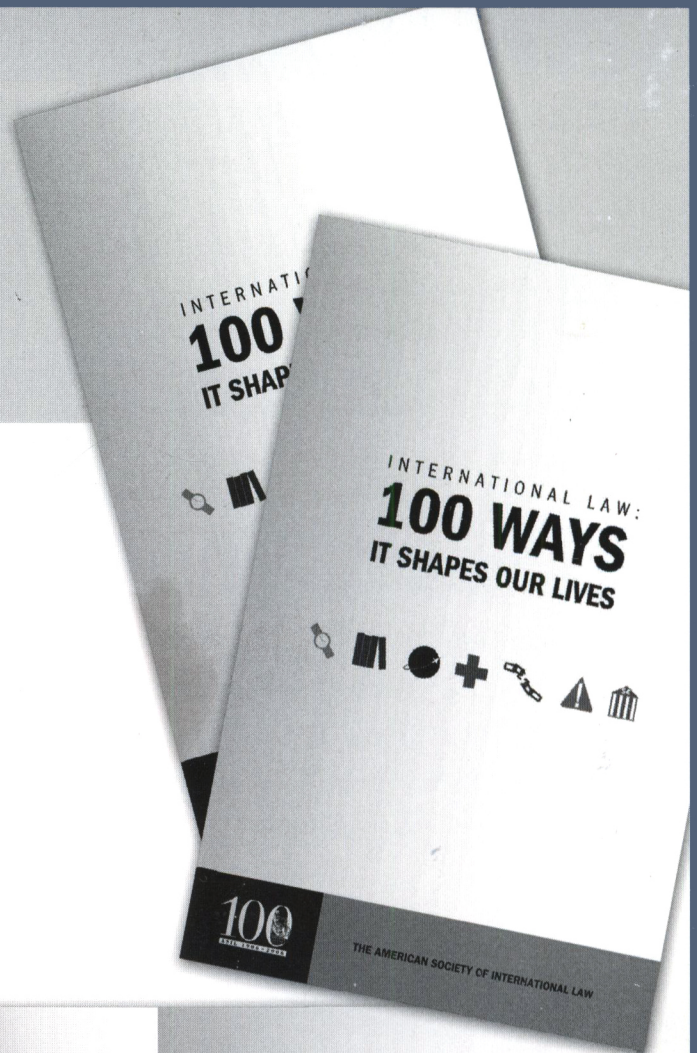
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