

LAWS0087: International Criminal Law

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', the ICC, and the Problem with the Peace-and-Justice Divide' (2012) Proceedings of the Annual Meeting (American Society of International Law), 106, pp. 309–313. Available at: <https://doi.org/10.5305/procanmeetasil.106.0309>.

'A Historic Breakthrough on the Crime of Aggression' (2011) The American Journal of International Law, 105(3), pp. 517–533. Available at: <https://doi.org/10.5305/amerjintelaw.105.3.0517>.

Akande, D. (2003) 'The Jurisdiction of the International Criminal Court over Nationals of Non-Parties: Legal Basis and Limits', Journal of International Criminal Justice, 1(3), pp. 618–650. Available at: <https://doi.org/10.1093/jicj/1.3.618>.

Akhavan, P. (2008) 'Reconciling Crimes Against Humanity with the Laws of War: Human Rights, Armed Conflict, and the Limits of Progressive Jurisprudence', Journal of International Criminal Justice, 6(1), pp. 21–37. Available at: <https://doi.org/10.1093/jicj/mqn001>.

Akhavan, P. (2009) 'Are International Criminal Tribunals a Disincentive to Peace?: Reconciling Judicial Romanticism with Political Realism', Human Rights Quarterly, 31(3), pp. 624–654. Available at: <https://doi.org/10.1353/hrq.0.0096>.

Alexander K. A. Greenawalt (1999) 'Rethinking Genocidal Intent: The Case for a Knowledge-Based Interpretation', Columbia Law Review, 99(8), pp. 2259–2294. Available at: <http://www.jstor.org/stable/1123611>.

Allott, Philip (2002) The health of nations: society and law beyond the state. Cambridge: Cambridge University Press.

Alvarez, J.E. (1999a) 'Crimes of States/Crimes of Hate: Lessons from Rwanda', Yale Journal of International Law, 24, pp. 365–480. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/yjil24&collection=journals&index=journals/yjil377&id=377>.

Alvarez, J.E. (1999b) 'Crimes of States/Crimes of Hate: Lessons from Rwanda', Yale Journal of International Law, 24(2), pp. 365–480. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/yjil24&collection=journals&index=journals/yjil377&id=377>.

Ambos, K. (2002a) 'Other Grounds for Excluding Criminal Responsibility', in The Rome Statute of the International Criminal Court: a commentary. Oxford: Oxford University Press.

Ambos, K. (2002b) 'Superior Responsibility', in *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.

Ambos, K. (2009) 'What does "intent to destroy" in genocide mean?', *International Review of the Red Cross*, 91(876), pp. 833–858. Available at: <https://doi.org/10.1017/S1816383110000056>.

Ambos, K. (2011) 'The Fujimori Judgment: A President's Responsibility for Crimes Against Humanity as Indirect Perpetrator by Virtue of an Organized Power Apparatus', *Journal of International Criminal Justice*, 9(1), pp. 137–158. Available at: <https://doi.org/10.1093/jicj/mqq059>.

Anthony D'Amato (1986) 'Superior Orders vs. Command Responsibility', *The American Journal of International Law*, 80(3), pp. 604–608. Available at: <http://www.jstor.org/stable/2201780>.

Antonio, C. (2011a) 'The Engister case', in *International criminal law: cases and commentary*. Oxford: Oxford University Press.

Antonio, C. (2011b) 'The Rochling case', in *International criminal law: cases and commentary*. Oxford: Oxford University Press.

Aptel, C. (2012) 'Prosecutorial Discretion at the ICC and Victims' Right to Remedy: Narrowing the Impunity Gap', *Journal of International Criminal Justice*, 10(5), pp. 1357–1375. Available at: <https://doi.org/10.1093/jicj/mqs077>.

Badar, M.E. (2008) 'The Mental Element In The Rome Statute Of The International Criminal Court: A Commentary From A Comparative Criminal Law Perspective', *Criminal Law Forum*, 19(3–4), pp. 473–518. Available at: <https://doi.org/10.1007/s10609-008-9085-6>.

Barriga, S. (2012) 'Negotiating the Amendments on the Crime of Aggression', in *The travaux preparatoires of the crime of aggression*. Cambridge: Cambridge University Press.

de Beco, G. (2008) 'War Crimes in International Versus Non-International Armed Conflicts: "New Wine in Old Wineskins"?', *International Criminal Law Review*, 8(1), pp. 319–329. Available at: <https://doi.org/10.1163/156753608X265312>.

Behrens, P. (2012) 'Genocide and the Question of Motives', *Journal of International Criminal Justice*, 10(3), pp. 501–523. Available at: <https://doi.org/10.1093/jicj/mqs038>.

Benzing, M. (2003) 'The Complementarity Regime of the International Criminal Court: International Criminal Justice between State Sovereignty and the Fight against Impunity', *Max Planck Yearbook of United Nations Law Online*, 7(1), pp. 591–628. Available at: <https://doi.org/10.1163/138946303775160250>.

'Black Letter Lawyering v. Constructive Interpretation' (2004) *Journal of International Criminal Justice*, 2(1), pp. 265–274. Available at: <https://doi.org/10.1093/jicj/2.1.265>.

BLOKKER, N. and KRESS, C. (2010) 'A Consensus Agreement on the Crime of Aggression: Impressions from Kampala', *Leiden Journal of International Law*, 23(04), pp. 889–895. Available at: <https://doi.org/10.1017/S0922156510000440>.

Boas, Gideon, Bischoff, James L., and Reid, Natalie L. (2007a) *Forms of responsibility in international criminal law*. Cambridge: Cambridge University Press.

Boas, Gideon, Bischoff, James L., and Reid, Natalie L. (2007b) *Forms of responsibility in international criminal law*. Cambridge: Cambridge University Press.

Boas, Gideon, Bischoff, James L., and Reid, Natalie L. (2008a) *Elements of crimes under international law*. Cambridge: Cambridge University Press.

Boas, Gideon, Bischoff, James L., and Reid, Natalie L. (2008b) *Elements of crimes under international law*. Cambridge: Cambridge University Press.

Boister, N. and Cryer, R. (2008) *The Tokyo International Military Tribunal - A Reappraisal*: The Tokyo International Military Tribunal - A Reappraisal Oxford Scholarship Online. Available at: <https://doi.org/10.1093/acprof:oso/9780199278527.001.0001>.

Brownlie, I. (1963) *International Law and the Use of Force by States*: International Law and the Use of Force by States Oxford Scholarship Online. Available at: <https://doi.org/10.1093/acprof:oso/9780198251583.001.0001>.

Cassese, A. (2002) 'Justifications and Excuses in International Criminal Law', in *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.

Cassese, A. (2005) 'The Proper Limits of Individual Responsibility under the Doctrine of Joint Criminal Enterprise', *Journal of International Criminal Justice*, 5(1), pp. 109–133. Available at: <https://doi.org/10.1093/jicj/mql091>.

Cassese, A. (2012) 'The Nexus Requirement for War Crimes', *Journal of International Criminal Justice*, 10(5), pp. 1395–1417. Available at: <https://doi.org/10.1093/jicj/mqs082>.

Cassese, Antonio et al. (2002a) *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.

Cassese, Antonio et al. (2002b) *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.

Cassese, Antonio (2011a) *International criminal law: cases and commentary*. Oxford: Oxford University Press.

Cassese, Antonio (2011b) *International criminal law: cases and commentary*. Oxford: Oxford University Press.

Cassese, Antonio (2011c) *International criminal law: cases and commentary*. Oxford: Oxford University Press.

Cassese, Antonio and Cassese, Antonio (2013) *Cassese's International criminal law*. 3rd ed. Oxford: Oxford University Press.

Catani, L. (2012) 'Victims at the International Criminal Court: Some Lessons Learned from the Lubanga Case', *Journal of International Criminal Justice*, 10(4), pp. 905–922. Available at: <https://doi.org/10.1093/jicj/mqs053>.

Cécile Tournaye (2003) 'Genocidal Intent before the ICTY', *The International and Comparative Law Quarterly*, 52(2), pp. 447–462. Available at: <http://www.jstor.org/stable/3663116>.

Chehtman, A. (2011) 'Developing Bosnia and Herzegovina's Capacity to Process War Crimes Cases: Critical Notes on a "Success Story"', *Journal of International Criminal Justice*, 9(3), pp. 547–570. Available at: <https://doi.org/10.1093/jicj/mqr024>.

Clark, J.N. (2011) 'Peace, Justice and the International Criminal Court: Limitations and Possibilities', *Journal of International Criminal Justice*, 9(3), pp. 521–545. Available at: <https://doi.org/10.1093/jicj/mqr007>.

Clark, R.S. (2001) 'The Mental Element in International Criminal Law: The Rome Statute of the International Criminal Court and the Elements of Offences', *Criminal Law Forum*, 12(3), pp. 291–334. Available at: <https://doi.org/10.1023/A:1014929127650>.

Clark, R.S. (2008a) 'Drafting a General Part to a Penal Code: Some Thoughts Inspired by the Negotiations on the Rome Statute of the International Criminal Court and by the Court's First Substantive Law Discussion in the Lubanga Dyilo Confirmation Proceedings', *Criminal Law Forum*, 19(3–4), pp. 519–552. Available at: <https://doi.org/10.1007/s10609-008-9074-9>.

Clark, R.S. (2008b) 'Drafting a General Part to a Penal Code: Some Thoughts Inspired by the Negotiations on the Rome Statute of the International Criminal Court and by the Court's First Substantive Law Discussion in the Lubanga Dyilo Confirmation Proceedings', *Criminal Law Forum*, 19(3–4), pp. 519–552. Available at: <https://doi.org/10.1007/s10609-008-9074-9>.

Claus Kreß (2006) 'Versailles Nürnberg Den Haag: Deutschland und das Völkerstrafrecht', *JuristenZeitung*, pp. 981–991. Available at: <http://www.jstor.org/stable/20828450>.

'Completion or Continuation Strategy?' (no date). Available at: <http://jicj.oxfordjournals.org/content/6/4/655.full.pdf.html>.

CRAWFORD, E. (2007) 'Unequal before the Law: The Case for the Elimination of the Distinction between International and Non-international Armed Conflicts', *Leiden Journal of International Law*, 20(02). Available at: <https://doi.org/10.1017/S092215650700413X>.

Crawford, J. (2009) 'The Work of the International Law Commission', in *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.

'Crimes Against Humanity in the Modern Age' (2013) *The American Journal of International Law*, 107(2), pp. 334–377. Available at: <https://doi.org/10.5305/amerjintelaw.107.2.0334>.

Cryer, R. (2005) 'Aggression at the Court of Appeal', *Journal of Conflict and Security Law*, 10(2), pp. 209–230. Available at: <https://doi.org/10.1093/jcsl/kri012>.

CRYER, R. (2006) 'Sudan, Resolution 1593, and International Criminal Justice', *Leiden Journal of International Law*, 19(01). Available at: <https://doi.org/10.1017/S0922156505003237>.

Cryer, R. (2010) 'International Criminal Law (chapter 25)', in *International law*. 3rd ed. Oxford: Oxford University Press, pp. 752–783.

- Cryer, R. (2011) 'Superior Scholarship on Superior Orders: An Appreciation of Yoram Dinstein's The Defence of "Obedience to Superior Orders" in International Law', *Journal of International Criminal Justice*, 9(4), pp. 959–972. Available at: <https://doi.org/10.1093/jicj/mqr032>.
- Cryer, Robert (2005a) *Prosecuting international crimes: selectivity and the international criminal law regime*. Cambridge: Cambridge University Press.
- Cryer, Robert (2005b) *Prosecuting international crimes: selectivity and the international criminal law regime*. Cambridge: Cambridge University Press.
- Cryer, Robert (2010a) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010b) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010c) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010d) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010e) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010f) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010g) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010h) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010i) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010j) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010k) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010l) *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press.
- Cryer, Robert (2010m) 'The History of International Criminal Prosecutions: Nuremberg and Toyko', in *An introduction to international criminal law and procedure*. 2nd ed. Cambridge: Cambridge University Press, pp. 109–121.
- Damaška, M. (2008) 'What is the point of international criminal justice?', *Chicago-Kent Law*

- Review, 83(1), pp. 329–364. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/chknt83&id=353&collection=journals&index=journals/chknt#353>.
- David Wippman (2006) 'The Costs of International Justice', *The American Journal of International Law*, 100(4), pp. 861–881. Available at: <http://www.jstor.org/stable/4126321>.
- 'Defences before the international criminal court: Substantive grounds for excluding criminal responsibility – Part 1' (2001) *International Criminal Law Review*, 1(1), pp. 111–172. Available at: <https://doi.org/10.1163/15718120121002559>.
- 'Defences before the International Criminal Court: Substantive grounds for excluding criminal responsibility – Part 2' (2002) *International Criminal Law Review*, 2(1), pp. 1–46. Available at: <https://doi.org/10.1163/157181202400285969>.
- Di Filippo, M. (2008) 'Terrorist Crimes and International Co-operation: Critical Remarks on the Definition and Inclusion of Terrorism in the Category of International Crimes', *European Journal of International Law*, 19(3), pp. 533–570. Available at: <https://doi.org/10.1093/ejil/chn027>.
- Dörmann, Knut, Doswald-Beck, Louise, and Kolb, Robert (2003) *Elements of war crimes under the Rome Statute of the International Criminal Court: sources and commentary*. Cambridge: Cambridge University Press.
- Drumbl, Mark A. (2007) *Atrocity, punishment, and international law*. Cambridge: Cambridge University Press.
- Duff, A. (2010) 'Authority and responsibility in international criminal law', in *The philosophy of international law*. Oxford: Oxford University Press, pp. 589–604.
- Duff, A. (2013) 'Can we punish the perpetrators of atrocities?', in *The religious in responses to mass atrocity: interdisciplinary perspectives*. Cambridge: Cambridge University Press.
- Ellen O'Connell, M. and Niyazmatov, M. (2012a) 'What is Aggression?: Comparing the Jus ad Bellum and the ICC Statute', *Journal of International Criminal Justice*, 10(1), pp. 189–207. Available at: <https://doi.org/10.1093/jicj/mqs003>.
- Ellen O'Connell, M. and Niyazmatov, M. (2012b) 'What is Aggression?: Comparing the Jus ad Bellum and the ICC Statute', *Journal of International Criminal Justice*, 10(1), pp. 189–207. Available at: <https://doi.org/10.1093/jicj/mqs003>.
- Esser, A. (2002a) 'Individual Criminal Responsibility', in *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.
- Esser, A. (2002b) 'Individual Criminal Responsibility', in *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.
- Extraterritorial Use of Force Against Non-State Actors : Extraterritorial Use of Force Against Non-State Actors Oxford Scholarship Online (no date). Available at: <https://doi.org/10.1093/acprof:oso/9780199584840.001.0001>.

- Fenrick, W.J. (2004) 'THE PROSECUTION OF UNLAWFUL ATTACK CASES BEFORE THE ICTY', *Yearbook of International Humanitarian Law*, 7. Available at: <https://doi.org/10.1017/S1389135904001539>.
- Fernandez de Gurmendi, S.A. (2001) 'The Working Group on Aggression at the Preparatory Commission for the International Criminal Court', *Fordham International Law Journal*, 25(3), pp. 589–605. Available at: http://www.heinonline.org/HOL/Page?handle=hein.journals/frdint25&div=27&collection=journals&set_as_cursor=0&men_tab=srchresults#563.
- Fichtelberg, A. (2008) 'Liberal Values in International Criminal Law: A Critique of Erdemovic', *Journal of International Criminal Justice*, 6(1), pp. 3–19. Available at: <https://doi.org/10.1093/jicj/mqm026>.
- Fife, R.E. (2003) 'Criminalizing Individuals for Acts of Aggression Committed by States', in *Human rights and criminal justice for the downtrodden: essays in honour of Asbjørn Eide*. Leiden: Marinus Nijhoff.
- Fleck, Dieter and Bothe, Michael (2008) *The handbook of international humanitarian law*. 2nd ed. Oxford: Oxford University Press.
- FRIMAN, H. (2009) 'The International Criminal Court and Participation of Victims: A Third Party to the Proceedings?', *Leiden Journal of International Law*, 22(03). Available at: <https://doi.org/10.1017/S0922156509990057>.
- Gaeta, P. (1999) 'The defence of superior orders: the statute of International Criminal Court versus customary international law', *European Journal of International Law*, 10(1), pp. 172–191. Available at: <https://doi.org/10.1093/ejil/10.1.172>.
- 'German War Trials: Judgment in Case of Lieutenants Dithmar and Boldt' (1922) *The American Journal of International Law*, 16(4), pp. 708–724. Available at: <http://www.jstor.org/stable/2187594>.
- GIOIA, F. (2006) 'State Sovereignty, Jurisdiction, and "Modern" International Law: The Principle of Complementarity in the International Criminal Court', *Leiden Journal of International Law*, 19(04). Available at: <https://doi.org/10.1017/S0922156506003761>.
- Glennon, M. (2010) 'Criminalizing Individuals for Acts of Aggression Committed by States', *Yale Journal of International Law*, 35(1), pp. 71–114. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/yjil35&id=73&collection=journals&index=journals/yjil#73>.
- Goldston, J.A. (2010) 'More Candour about Criteria: The Exercise of Discretion by the Prosecutor of the International Criminal Court', *Journal of International Criminal Justice*, 8(2), pp. 383–406. Available at: <https://doi.org/10.1093/jicj/mqq019>.
- Guilfoyle, D. (2011) 'Responsibility for Collective Atrocities: Fair Labelling and Approaches to Commission in International Criminal Law', *Current Legal Problems*, 64(1), pp. 255–286. Available at: <https://doi.org/10.1093/clp/cur006>.
- Guilfoyle, D. (2012) 'Prosecuting Somali Pirates: A Critical Evaluation of the Options', *Journal of International Criminal Justice*, 10(4), pp. 767–796. Available at:

<https://doi.org/10.1093/jicj/mqs036>.

Horsington, H. (2004) 'The Cambodian Khmer Rouge Tribunal: The Promise of a Hybrid Tribunal', *Melbourne Journal of International Law*, 5(2), pp. 462–482. Available at: http://www.heinonline.org/HOL/Page?handle=hein.journals/meljil5&div=25&collection=journals&set_as_cursor=0&men_tab=srchresults#468.

'Institution-Building and Human Rights Protection in Kosovo in the Light of UNMIK Legislation' (2001) *Nordic Journal of International Law*, 70(4), pp. 461–488. Available at: <https://doi.org/10.1163/15718100120296728>.

'Introductory Remarks by William Schabas' (2012) *Proceedings of the Annual Meeting (American Society of International Law)*, 106, pp. 305–307. Available at: <https://doi.org/10.5305/procannmeetasil.106.0305>.

'Is Hijacking of Aircraft Piracy in International Law' (1968) *The British yearbook of international law*, 43, pp. 193–204. Available at: http://www.heinonline.org/HOL/Page?handle=hein.journals/byrint43&div=12&collection=journals&set_as_cursor=0&men_tab=srchresults#201.

Jorda, C. and De Hemptinne, J. (2002) 'The status and role of the victim', in *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.

Joyner, C. (2002) 'International Extradition and Global Terrorism: Bringing International Criminals to Justice', *Loyola of Los Angeles International and Comparative Law Review*, 25(3), pp. 493–542. Available at: http://www.heinonline.org/HOL/Page?handle=hein.journals/loyint25&div=23&collection=journals&set_as_cursor=28&men_tab=srchresults#501.

'Judgment' (1947) *The American Journal of International Law*, 41(1), pp. 172–333. Available at: <http://www.jstor.org/stable/2193873>.

'Judicial Decisions Involving Questions of International Law--International Military Tribunal (Nuremburg), Judgment and Sentences' (1947) *American Journal of International Law*. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/ajil41&id=178&collection=journals&index=journals/ajil#178>.

Kabatsi, F. (2005) 'Defining or Diverting Genocide: Changing the Comportment of Genocide', *International Criminal Law Review*, 5(3), pp. 387–400. Available at: <https://doi.org/10.1163/1571812054940085>.

KIRSCH, S. (2009) 'Two Kinds of Wrong: On the Context Element of Crimes against Humanity', *Leiden Journal of International Law*, 22(03). Available at: <https://doi.org/10.1017/S0922156509990070>.

Koskenniemi, M. (2002) 'Between Impunity and Show Trials', *Max Planck Yearbook of United Nations Law Online*, 6(1), pp. 1–32. Available at: <https://doi.org/10.1163/138946302775159451>.

Kress, C. (2000) 'War Crimes Committed in Non-International Armed Conflicts', *Israel*

yearbook on human rights [Preprint].

Kress, C. (2005) 'The Darfur Report and Genocidal Intent', *Journal of International Criminal Justice*, 3(3), pp. 562–578. Available at: <https://doi.org/10.1093/jicj/mqi054>.

Kreß, C. (2006) 'The Crime of Genocide under International Law', *International Criminal Law Review*, 6(4), pp. 461–502. Available at: <https://doi.org/10.1163/157181206778992287>.

Kress, C. (2007) 'The International Court of Justice and the Elements of the Crime of Genocide', *European Journal of International Law*, 18(4), pp. 619–629. Available at: <https://doi.org/10.1093/ejil/chm039>.

Kress, C. (2009) 'The Crime of Genocide and Contextual Elements: A Comment on the ICC Pre-Trial Chamber's Decision in the Al Bashir Case', *Journal of International Criminal Justice*, 7(2), pp. 297–306. Available at: <https://doi.org/10.1093/jicj/mqp031>.

Kress, C. and von Holtendorff, L. (2010) 'The Kampala Compromise on the Crime of Aggression', *Journal of International Criminal Justice*, 8(5), pp. 1179–1217. Available at: <https://doi.org/10.1093/jicj/mqq069>.

Kutnjak Ivkovich, S. and Hagan, J. (2011) *Reclaiming Justice : Reclaiming JusticeThe International Tribunal for the Former Yugoslavia and Local Courts*. Available at: <https://doi.org/10.1093/acprof:oso/9780195340327.001.0001>.

Lee, Roy S., Project on International Courts and Tribunals, and United Nations Institute for Training and Research (1999) *The International Criminal Court: the making of the Rome Statute : issues, negotiations, results*. The Hague: Kluwer Law International.

Linton, S. (2001) 'Cambodia, East Timor and Sierra Leone: Experiments in international justice', *Criminal Law Forum*, 12(2), pp. 185–246. Available at: <https://doi.org/10.1023/A:1013344422072>.

Lippman, M. (1996) 'Conundrums of Armed Conflict: Criminal Defenses to Violate of the Humanitarian Law of War', *Dickinson Journal of International Law*, 15(1), pp. 1–111. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/psilr15&id=9&collection=journals&index=journals/psilr#9>.

Luban, D. (2004) 'A Theory of Crimes against Humanity', *Yale Journal of International Law*, 29(1), pp. 85–168. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/yjil29&id=95&collection=journals&index=journals/yjil#95>.

Luban, D. (2010) 'Fairness to Rightness: Jurisdiction, Legality, and the Legitimacy of International Criminal Law', in *The philosophy of international law*. Oxford: Oxford University Press.

Macleod, C. (2010) 'Towards a Philosophical Account of Crimes Against Humanity', *European Journal of International Law*, 21(2), pp. 281–302. Available at: <https://doi.org/10.1093/ejil/chq031>.

- Matthew Happold (2007) 'Prosecutor v Thomas Lubanga, Decision of Pre-Trial Chamber I of the International Criminal Court, 29 January 2007', *The International and Comparative Law Quarterly*, 56(3), pp. 713–724. Available at: <http://www.jstor.org/stable/4498100>.
- Mazandaran, P.A. (2006) 'An International Legal Response to an International Problem: Prosecuting International Terrorists', *International Criminal Law Review*, 6(4), pp. 503–548. Available at: <https://doi.org/10.1163/157181206778992232>.
- McCARGO, D. (2011) 'Politics by other means? The virtual trials of the Khmer Rouge tribunal', *International Affairs*, 87(3), pp. 613–627. Available at: <https://doi.org/10.1111/j.1468-2346.2011.00993.x>.
- Megret, F. (2001) 'Epilogue to an Endless Debate: The International Criminal Court's Third Party Jurisdiction and the Looming Revolution of International Law', *European Journal of International Law*, 12(2), pp. 247–268. Available at: <https://doi.org/10.1093/ejil/12.2.247>.
- MÉGRET, F. (2008) 'A Special Tribunal for Lebanon: The UN Security Council and the Emancipation of International Criminal Justice', *Leiden Journal of International Law*, 21(02). Available at: <https://doi.org/10.1017/S0922156508005062>.
- Mettraux, Guénaél (2008) *Perspectives on the Nuremberg Trial*. Oxford: Oxford University Press.
- Michael P. Scharf (2001) 'The ICC's Jurisdiction over the Nationals of Non-Party States: A Critique of the U.S. Position', *Law and Contemporary Problems*, 64(1), pp. 67–117. Available at: <http://www.jstor.org/stable/1192355>.
- Morss, John R. (2006) 'Banality of Justice: Reflections on Sierra Leone's Special Court, The', *Oregon Review of International Law*, 8, pp. 1–30. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/porril8&id=11&collection=journals&index=journals/porril#11>.
- Mose, E. (2005) 'Main Achievements of the ICTR', *Journal of International Criminal Justice*, 3(4), pp. 920–943. Available at: <https://doi.org/10.1093/jicj/mqi068>.
- Murphy, S.D. (2009) 'Aggression, Legitimacy and the International Criminal Court', *European Journal of International Law*, 20(4), pp. 1147–1156. Available at: <https://doi.org/10.1093/ejil/chp079>.
- Nersessian, D. (2007) 'Comparative Approaches to Punishing Hate: The Intersection of Genocide and Crimes against Humanity', *Stanford Journal of International Law*, 43(2), pp. 221–264. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/stanit43&id=225&collection=journals&index=journals/stanit#225>.
- Nouwen, S.M.H. (2012a) 'Justifying justice', in J. Crawford, M. Koskenniemi, and S. Ranganathan (eds) *The Cambridge Companion to International Law*. Cambridge: Cambridge University Press, pp. 327–351. Available at: <https://doi.org/10.1017/CCO9781139035651.021>.
- Nouwen, S.M.H. (2012b) 'Justifying justice', in J. Crawford, M. Koskenniemi, and S. Ranganathan (eds) *The Cambridge Companion to International Law*. Cambridge:

Cambridge University Press, pp. 327–351. Available at:
<https://doi.org/10.1017/CCO9781139035651.021>.

OHLIN, J.D., VAN SLIEDREGT, E. and WEIGEND, T. (2013) 'Assessing the Control-Theory', *Leiden Journal of International Law*, 26(03), pp. 725–746. Available at:
<https://doi.org/10.1017/S0922156513000319>.

Olásolo, H. (2007) 'Reflections on the Treatment of the Notions of Control of the Crime and Joint Criminal Enterprise in the Stakić Appeal Judgement', *International Criminal Law Review*, 7(1), pp. 143–162. Available at: <https://doi.org/10.1163/156753607X181587>.

Olasolo, H. (2009) 'Joint Criminal Enterprise and Its Extended Form: a Theory of Co-Perpetration Giving Rise To Principal Liability, a Notion of Accessorial Liability, or a Form of Partnership In Crime?', *Criminal Law Forum*, 20(2–3), pp. 263–287. Available at: <https://doi.org/10.1007/s10609-009-9098-9>.

Orlova, A.V. and Moore, J.W. (2004) 'Umbrellas or Building Blocks: Defining International Terrorism and Transnational Organized Crime in International Law', *Houston journal of international law*, 27(2), pp. 267–310. Available at:
<http://www.heinonline.org/HOL/Page?handle=hein.journals/hujil27&collection=journals&index=journals/hujil277&id=277#277>.

Pannenbecker, O. (1964) 'The Nuremberg War-Crimes Trial', *DePaul Law Review*, 14(2), pp. 348–359. Available at:
http://www.heinonline.org/HOL/Page?handle=hein.journals/deplr14&div=30&collection=journals&set_as_cursor=0&men_tab=srchresults#360.

Payam Akhavan (2001) 'Beyond Impunity: Can International Criminal Justice Prevent Future Atrocities?', *The American Journal of International Law*, 95(1), pp. 7–31. Available at: <http://www.jstor.org/stable/2642034>.

Payam Akhavan (2012) *Reducing genocide to law*. Cambridge: Cambridge University Press.

Peter Krug (2000) 'The Emerging Mental Incapacity Defense in International Criminal Law: Some Initial Questions of Implementation', *The American Journal of International Law*, 94(2), pp. 317–335. Available at: <http://www.jstor.org/stable/2555295>.

Philippe Kirsch and John T. Holmes (1999) 'The Rome Conference on an International Criminal Court: The Negotiating Process', *The American Journal of International Law*, 93(1), pp. 2–12. Available at: <http://www.jstor.org/stable/2997952>.

Powles, S. (2004) 'Joint Criminal Enterprise', *Journal of International Criminal Justice*, 2(2), pp. 606–619. Available at: <https://doi.org/10.1093/jicj/2.2.606>.

Raphael Lemkin (1947) 'Genocide as a Crime under International Law', *The American Journal of International Law*, 41(1), pp. 145–151. Available at:
<http://www.jstor.org/stable/info/2193871#abstract>.

Ratner, Steven R., Abrams, Jason S., and Bischoff, James L. (2009) *Accountability for human rights atrocities in international law: beyond the Nuremberg legacy*. 3rd ed. Oxford: Oxford University Press.

- 'Remarks by Olivia Swaak-Goldman' (2012) Proceedings of the Annual Meeting (American Society of International Law), 106, pp. 313–316. Available at: <https://doi.org/10.5305/procanmeetasil.106.0313>.
- ROBINSON, D. (2008) 'The Identity Crisis of International Criminal Law', *Leiden Journal of International Law*, 21(04). Available at: <https://doi.org/10.1017/S0922156508005463>.
- Robinson, D. (2011) 'The Controversy over Territorial State Referrals and Reflections on ICL Discourse', *Journal of International Criminal Justice*, 9(2), pp. 355–384. Available at: <https://doi.org/10.1093/jicj/mqr009>.
- RODMAN, K.A. (2009) 'Is Peace in the Interests of Justice? The Case for Broad Prosecutorial Discretion at the International Criminal Court', *Leiden Journal of International Law*, 22(01). Available at: <https://doi.org/10.1017/S0922156508005657>.
- Rogers, A. P. V. (2004) *Law on the battlefield*. 2nd ed. Manchester: Manchester University Press.
- Rogers, Tony (2002) *The official manual on the law of armed conflict*. Oxford: Oxford University Press.
- Rowe, P. (1998) 'Duress as a Defence to War Crimes after Erdemović: A Laboratory for a Permanent Court?', *Yearbook of International Humanitarian Law*, 1. Available at: <https://doi.org/10.1017/S1389135900000118>.
- SÁCOUTO, S. and CLEARLY, K. (2010) 'The Katanga Complementarity Decisions: Sound Law but Flawed Policy', *Leiden Journal of International Law*, 23(02). Available at: <https://doi.org/10.1017/S0922156510000087>.
- SADAT, L. (2009) 'Transjudicial Dialogue and the Rwandan Genocide: Aspects of Antagonism and Complementarity', *Leiden Journal of International Law*, 22(03). Available at: <https://doi.org/10.1017/S0922156509990082>.
- Sadat, Leila Nadya (2002) *The International Criminal Court and the transformation of international law: justice for the new millennium*. Ardsley, N.Y.: Transnational Publishers.
- Samuel M. Witten (1998) 'The International Convention for the Suppression of Terrorist Bombings', *The American Journal of International Law*, 92(4), pp. 774–781. Available at: <http://www.jstor.org/stable/info/2998146>.
- Sands, Philippe (2003) *From Nuremberg to the Hague: the future of international criminal justice*. Cambridge: Cambridge University Press.
- SAUL, B. (2011) 'Legislating from a Radical Hague: The United Nations Special Tribunal for Lebanon Invents an International Crime of Transnational Terrorism', *Leiden Journal of International Law*, 24(03), pp. 677–700. Available at: <https://doi.org/10.1017/S0922156511000203>.
- Saxon, D. (2005) 'Exporting Justice: Perceptions of the ICTY Among the Serbian, Croatian, and Muslim Communities in the Former Yugoslavia', *Journal of Human Rights*, 4(4), pp. 559–572. Available at: <https://doi.org/10.1080/14754830500332837>.

van Schaack, B. (1998) 'The Definition of Crimes against Humanity: Resolving the Incoherence', *Columbia Journal of Transnational Law*, 37(3), pp. 787–850. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/cjtl37&id=795&collection=journals&index=journals/cjtl#795>.

Schabas, W.A. (2006) 'The Legitimacy and Legality of the Tribunals', in *The UN international criminal tribunals: the former Yugoslavia, Rwanda and Sierra Leone*. Cambridge: Cambridge University Press.

Schabas, William (2009) *Genocide in international law: the crime of crimes*. 2nd ed. Cambridge: Cambridge University Press.

SCHEFFER, D. (2010) 'The Complex Crime of Aggression under the Rome Statute', *Leiden Journal of International Law*, 23(04), pp. 897–904. Available at: <https://doi.org/10.1017/S0922156510000452>.

Schwarzenberger, G. (1947) 'The Judgement of Nuremberg', *Tulane Law Review*, 21(3), pp. 329–361. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/tulr21&id=357&collection=journals&index=journals/tulr#357>.

Shlomit Wallerstein (2010) 'Why English law should not incorporate the defence of superior orders', *Criminal Law Review*, (2), pp. 109–126. Available at: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I6A3D6C60018611DFABAE877BF3307DF4&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Simpson, Gerry J. (2007) *Law, war and crime: war crimes trials and the reinvention of international law*. Cambridge: Polity.

Simpson, G.J. (1997) 'War Crimes: a Critical Introduction', in *The law of war crimes: national and international approaches*. The Hague: Kluwer Law International.

Southwick, K.G. (2005) 'Srebrenica as Genocide - The Krstic Decision and the Language of the Unspeakable', *Yale Human Rights & Development Law Journal*, 8, pp. 188–227. Available at: http://www.heinonline.org/HOL/Page?handle=hein.journals/yhurdl8&div=6&collection=journals&set_as_cursor=0&men_tab=srchresults#188.

Spiga, V. (2012) 'No Redress without Justice: Victims and International Criminal Law', *Journal of International Criminal Justice*, 10(5), pp. 1377–1394. Available at: <https://doi.org/10.1093/jicj/mqs076>.

Stahn, C. (2006) 'Participation of Victims in Pre-Trial Proceedings of the ICC', *Journal of International Criminal Justice*, 4(2), pp. 219–238. Available at: <https://doi.org/10.1093/jicj/mqi089>.

Stegmiller, I. (2009) 'The Gravity Threshold under the ICC Statute: Gravity Back and Forth in Lubanga and Ntaganda', *International Criminal Law Review*, 9(3), pp. 547–566. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/intcrimlrb9&collection=journals&index=journals/intcrimlrb555&id=555#555>.

STEWART, J.G. (2012) 'The End of "Modes of Liability" for International Crimes', *Leiden Journal of International Law*, 25(01), pp. 165–219. Available at: <https://doi.org/10.1017/S0922156511000653>.

Subedi, S.P. (2002a) 'UN Response to International Terrorism in the Aftermath of the Terrorist Attacks in America and the Problem of the Definition of Terrorism in International Law', *International Community Law Review*, 4(3), pp. 159–169. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/intlfddb4&id=169&collection=journals&index=journals/intlfddb#169>.

Subedi, S.P. (2002b) 'UN Response to International Terrorism in the Aftermath of the Terrorist Attacks in America and the Problem of the Definition of Terrorism in International Law', *International Community Law Review*, 4(3), pp. 159–169. Available at: <http://www.heinonline.org/HOL/Page?handle=hein.journals/intlfddb4&id=169&collection=journals&index=journals/intlfddb#169>.

Tanaka, Toshiyuki, Timothy L. H. McCormack, and Gerry J. Simpson (2011) *Beyond victor's justice?* Leiden: Martinus Nijhoff Publishers.

'The definition of genocide: Joining the dots in the light of recent practice' (2001) *International Criminal Law Review*, 1(3), pp. 285–313. Available at: <https://doi.org/10.1163/15718120121002630>.

'The Failings of Ad Hoc International Tribunals' (no date). Available at: <http://jicj.oxfordjournals.org/content/2/2/541.full.pdf.html>.

'The German Chief Federal Prosecutor's Decision Not to Investigate the Alleged Crime of Preparing Aggression against Iraq' (no date). Available at: <http://jicj.oxfordjournals.org/content/2/1/245.full.pdf.html>.

Weigend, T. (2008) 'Intent, Mistake of Law, and Co-perpetration in the Lubanga Decision on Confirmation of Charges', *Journal of International Criminal Justice*, 6(3), pp. 471–487. Available at: <https://doi.org/10.1093/jicj/mqn034>.

Weigend, T. (2012) "'In general a principle of justice": The Debate on the "Crime against Peace" in the Wake of the Nuremberg Judgment', *Journal of International Criminal Justice*, 10(1), pp. 41–58. Available at: <https://doi.org/10.1093/jicj/mqr057>.

van der Wilt, H. (2012) 'War Crimes and the Requirement of a Nexus with an Armed Conflict', *Journal of International Criminal Justice*, 10(5), pp. 1113–1128. Available at: <https://doi.org/10.1093/jicj/mqs060>.

van der Wilt, H.G. (2009) 'The Continuous Quest for Proper Modes of Criminal Responsibility', *Journal of International Criminal Justice*, 7(2), pp. 307–314. Available at: <https://doi.org/10.1093/jicj/mqp033>.

Yoram Dinstein (2011) *War, aggression, and self-defence*. Cambridge: Cambridge University Press.

Zacklin, R. (2004) 'The Failings of Ad Hoc International Tribunals', *Journal of International Criminal Justice*, 2(2), pp. 541–545. Available at: <https://doi.org/10.1093/jicj/2.2.541>.

Zahar, Alexander and Sluiter, Göran (2008) *International criminal law: a critical introduction*. Oxford: Oxford University Press.

Zimmermann, A. (2002) 'Superior Orders', in *The Rome Statute of the International Criminal Court: a commentary*. Oxford: Oxford University Press.