

# Annex A

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## A. ICC JUDGMENTS

<i>Katanga</i> TJ	<i>Prosecutor v. Germain Katanga</i> , Judgment pursuant to article 74 of the Statute, ICC-01/04-01/07-3436, 7 March 2014
<i>Katanga</i> Sentencing Decision	<i>Prosecutor v. Germain Katanga</i> , Decision on Sentence pursuant to article 76 of the Statute, ICC-01/04-01/07-3484-tENG-Corr, 23 May 2014
<i>Lubanga</i> TJ	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Judgment pursuant to Article 74 of the Statute, ICC-01/04-01/06-2842, 14 March 2012
<i>Lubanga</i> Sentencing Decision	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Decision on Sentence pursuant to Article 76 of the Statute, ICC-01/04-01/06-2901, 10 July 2012
<i>Lubanga</i> Sentencing Appeal Judgment	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Judgment on the appeals of the Prosecutor and Mr Thomas Lubanga Dyilo against the “Decision on Sentence pursuant to Article 76 of the Statute”, ICC-01/04-01/06-3122, 01 December 2014
<i>Al Mahdi</i> TJ	<i>Prosecutor v. Ahmad Al Faqi Al Mahdi</i> , Judgment and Sentence, ICC-01/12-01/15-171, 27 September 2016

## B. ICC DECISIONS AND MOTIONS

### i. The Prosecutor v. Germain Katanga (ICC-01/04-01/07)

ICC-01/04-01/07-3498	<i>Prosecutor v. Germain Katanga</i> , Notice of Discontinuance of the Prosecution’s Appeal against the Article 74 Judgment of Conviction of Trial Chamber II dated 7 March 2014 in relation to Germain Katanga, ICC-01/04-01/07-3498, 25 June 2014
ICC-01/04-01/07-3319	<i>Prosecutor v. Germain Katanga</i> , Decision on the implementation of regulation 55 of the Regulation of the Court and severing the charges against the accused person, ICC-01/04-01/07-3319, 21 November 2012

### ii. The Prosecutor v. Thomas Lubanga Dyilo (ICC-01/04-01/06)

Separate Opinion, ICC-01/04-01/06-824	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Judgment on the appeal of Mr. Thomas Lubanga Dyilo against the decision of Pre-Trial Chamber I entitled “Decision sur la demande de mise en liberté provisoire de Thomas Lubanga Dyilo”, ICC-01/04-01/06-824, 13 February 2007
ICC-01/04-01/06-2881	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Prosecution’s Sentence Request, ICC-01/04-01/06-2881, 14 May 2012
ICC-01/04-01/06-2950	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Prosecution’s Document in Support of Appeal against the “Decision on Sentence pursuant to Article 76 of the Statute” (ICC-01/04-01/06-2901), 3 December 2012
ICC-01/04-01/06-3129	<i>Prosecutor v. Thomas Lubanga</i> , Judgment on the appeals against the “Decision establishing the principles and procedures to be applied to reparation” of 7 August 2012 with AMENDED order for reparations (Annex A) and public annexes 1 and 2, ICC-01/04-01/06-3129, 3 March 2015

## C. ICC TRANSCRIPTS

### i. The Prosecutor v. Germain Katanga (ICC-01/04-01/07)

ICC-01/04-01/07-T-344-Red-ENG	<i>Prosecutor v. Germain Katanga</i> , ICC-01/04-01/07-T-344-Red-ENG, 05 May 2014
ICC-01/04-01/07-T-344-Red-FRA	<i>Prosecutor v. Germain Katanga</i> , ICC-01/04-01/07-T-344-Red-FRA, 05 May 2014

### ii. The Prosecutor v. Thomas Lubanga Dyilo (ICC-01/04-01/06)

ICC-01/04-01/06-T-360-Red2-ENG	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , ICC-01/04-01/06-T-360-Red2-ENG, 13 June 2012
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## D. ICTR JUDGMENTS

<i>Kambanda</i> TJ	<i>Prosecutor v Jean Kambanda</i> , ICTR-97-23-S, Judgement and Sentence, 4 September 1998
<i>Ntabakuze</i> AJ	<i>Aloys Ntabakuze v. The Prosecutor</i> , ICTR-98-41A-A, Judgment, 8 May 2012
<i>Niyitegeka</i> AJ	<i>Eliézer Niyitegeka v. The Prosecutor</i> , ICTR-96-14-A, Judgment, 9 July 2004
<i>Serushago</i> Sentencing Judgment	<i>The Prosecutor v. Omar Serushago</i> , ICTR-98-39-S, Sentence, 5 February 1999

## E. ICTY JUDGMENTS

<i>Babić</i> Sentencing Judgment	<i>Prosecutor v. Milan Babić</i> , IT-03-72-S, Sentencing Judgement, 29 June 2004
<i>Babić</i> Judgment on Sentencing Appeal	<i>Prosecutor v. Milan Babić</i> , IT-03-72-A, Judgement on Sentencing Appeal, 18 July 2005
<i>Banović</i> Sentencing Judgment	<i>Prosecutor v. Predrag Banović</i> , IT-02-65/1-S, Sentencing Judgement, 28 October 2003
<i>Blagojević</i> TJ	<i>Prosecutor v. Blagojević and Dragan Jokić</i> , IT-02-60-T, Judgement, 17 January 2005
<i>Blaškić</i> TJ	<i>Prosecutor v. Tihomir Blaškic</i> , IT-95-14-T, Judgment, 3 March 2000
<i>Blaškić</i> AJ	<i>Prosecutor v. Tihomir Blaškic</i> , IT-95-14-A, Judgment, 29 July 2004
<i>Čelebići</i> AJ	<i>Prosecutor v. Zejnil Delalić, Zdravko Mucić, Hazim Delić and Esad Landžo</i> , IT-96-21-A, Judgement, 20 February 2001
<i>Čelebići</i> Sentencing Judgment	<i>Prosecutor v. Zdravko Mucić, Hazim Delić and Esad Landžo</i> , IT-96-21-Tbis-R117, Sentencing Judgement, 09 October 2001
<i>Čelebići</i> Judgment on Sentence Appeal	<i>Prosecutor v. Zdravko Mucić, Hazim Delić and Esad Landžo</i> , IT-96-21-Abis, Judgment on Sentence Appeal, 08 April 2003
<i>Češić</i> Sentencing Judgment	<i>Prosecutor v. Ranko Češić</i> , IT-95-10/1-S, Sentencing Judgment, 11 March 2004
<i>Deronjić</i> Sentencing Appeal Judgment	<i>Prosecutor v. Miroslav Deronjić</i> , IT-02-61-A, Judgment on Sentencing Appeal, 20 July 2005

<i>Dorđević TJ</i>	<i>Prosecutor v. Vlastimir Dorđević</i> , IT-05-87/1-T, Public Judgement with Confidential Annex, Volume I of II, 23 February 2011
<i>Dorđević AJ</i>	<i>Prosecutor v. Vlastimir Dorđević</i> , IT-05-87/1-A, Judgement, 27 January 2014
<i>Furundžija TJ</i>	<i>Prosecutor v. Anto Furundžija</i> , IT-95-17/1-T, Judgement, 10 December 1998
<i>Hadžihasanović TJ</i>	<i>Prosecutor v. Enver Hadžihasanovic and Amir Kubura</i> , IT-01-47-T, Judgment, 15 March 2006
<i>Hadžihasanović AJ</i>	<i>Prosecutor v. Enver Hadžihasanovic and Amir Kubura</i> , IT-01-47-A, Judgment, 16 October 2007
<i>Jelisić TJ</i>	<i>Prosecutor v. Goran Jelisić</i> , IT-95-10-T, Judgment, 14 December 1999
<i>Kordić &amp; Čerkez TJ</i>	<i>Prosecutor v. Dario Kordić and Mario Čerkez</i> , IT-95-14/2-T, Judgement, 26 February 2001
<i>Kunarac et al TJ</i>	<i>Prosecutor v. Dragoljub Kunarac; Radomir Kovać and Zoran Vuković</i> , IT-96-23-T & IT-96-23/1-T, Judgement, 22 February 2001
<i>Kunarac et al AJ</i>	<i>Prosecutor v. Dragoljub Kunarac; Radomir Kovać and Zoran Vuković</i> , IT-96-23& IT-96-23/1-A, Judgment, 12 June 2002
<i>Kvočka AJ</i>	<i>Prosecutor v. Miroslav Kvočka, Mlado Radić, Zoran Žigić, Dragoljub Prcać</i> , IT-98-30/1-A, Judgment, 28 February 2005
<i>Limaj AJ</i>	<i>Prosecutor v. Fatmir Limaj, Haradin Bala and Isak Musliu</i> , IT-03-66-A, Judgment, 27 September 2007
<i>Milošević TJ</i>	<i>Prosecutor v Dragomir Milošević</i> , IT-98-29/1-T, Judgment, 12 December 2007
<i>Mrkšić et al AJ</i>	<i>Prosecutor v. Mile Mrkšić, Miroslav Radić, Veselin Šlijevančanin</i> , IT-95-13/1-T, 27 September 2007
<i>Orić TJ</i>	<i>Prosecutor v. Naser Orić</i> , IT-03-68-T, Judgement, 30 June 2006
<i>Plavšić Sentencing Judgement</i>	<i>Prosecutor v. Biljana Plavšić</i> , IT-00-39&40/1-S, Sentencing Judgement, 27 February 2003
<i>Popović et al TJ</i>	<i>Prosecutor v. Popović, Beara, Nikolić, Borovčanin, Miletić, Gvero, &amp; Pandurević</i> , IT-05-88-T, Judgement, 10 June 2010
<i>Popović et al AJ</i>	<i>Prosecutor v. Popović, Beara, Nikolić, Borovčanin, Miletić, Gvero, &amp; Pandurević</i> , IT-05-88-A, Judgement, 30 January 2015
<i>Sikirica Sentencing Judgment</i>	<i>Prosecutor v. Duško Sikirica, Damir Došen and Dragan Kolundžija</i> , IT-95-8-S, Sentencing Judgement, 13 November 2001
<i>Strugar AJ</i>	<i>Prosecutor v. Pavle Strugar</i> , IT-01-42-A, Judgement, 17 July 2008
<i>Vasiljević TJ</i>	<i>Prosecutor v Mitar Vasiljević</i> , IT-98-32-T, Judgment, 29 November 2002

## F. SCSL JUDGMENTS

<i>Fofana &amp; Kondewa Sentencing Judgement</i>	<i>Prosecutor v. Moinina Fofana, Allieu Kondewa</i> , SCSL-04-14-T, Sentencing Judgment, 2 August 2007
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## G. DECISIONS AND MOTIONS

### i. ICTY

<i>Hartmann</i> , Second Order on Payment of Fine Pursuant to Rule 77 Bis and Warrant of Arrest	<i>In the Case against Florence Hartmann</i> , IT-02-54-R77.5-A, Second Order on Payment of Fine Pursuant to Rule 77 Bis and Warrant of Arrest, 16 November 2011
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## H. OTHER JUDGMENTS

<i>McCourt v. HM Advocate</i> [2012] JC 336	<i>McCourt v. Her Majesty's Advocate</i> [2012] Justiciary Cases 336
<i>Minshall v. UK</i> [2011] ECHR 2243	<i>Minshall v. The United Kingdom</i> , Judgment, 20 December 2011, Application 7350/06
<i>Matwiejczuk v. Poland</i> (Application no. 37641/97), 2 December 2003	<i>Matwiejczuk v. Poland</i> , Judgment, 2 December 2003, Application 37641/97
<i>Scordino v Italy</i> , (Application no. 36813/97)	<i>Scordino v. Italy (No.1)</i> , Judgment, 29 July 2004, Application 36813/97
<i>Beck v. Norway</i> (Application no. 26390/95)	<i>Beck v. Norway</i> , Judgment, 26 June 2001, Application 26390/95
<i>Cocchiarella v. Italy</i> (Application No. 64886/01)	<i>Cocchiarella v. Italy</i> , Judgment, 10 November 2004, Application 64886/01
<i>Taavitsainen v. Finland</i> (Application no. 25597/07)	<i>Taavitsainen v. Finland</i> , Judgment, 8 December 2009, Application, 25597/07

## I. TEXTS

Hola, Dr. B., “Sentencing of International Crimes at the ICTY and ICTR, Consistency of Sentencing Case Law”, Amsterdam Law Forum, Vol. 4:4, 2012, 3 at 13
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## J. NEWS ARTICLES AND OTHER WEBSITES

ICRC Commentary of 1987 on Additional Protocol I	<a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/Comment.xsp?action=openDocument&amp;documentId=BA2C2393DA08B951C12563CD00437A1C">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/Comment.xsp?action=openDocument&amp;documentId=BA2C2393DA08B951C12563CD00437A1C</a> (last accessed 21 October 2016)
European Convention on	<a href="http://www.echr.coe.int/Documents/Convention_ENG.pdf">http://www.echr.coe.int/Documents/Convention_ENG.pdf</a> (last accessed 21 October 2016)

Human Rights and Fundamental Freedoms	
United Nations fact sheet re: Al Qaeda Sanctions Regime	<a href="https://www.un.org/sc/suborg/en/sanctions/1267/fact-sheet-on-updating-list">https://www.un.org/sc/suborg/en/sanctions/1267/fact-sheet-on-updating-list</a> (last accessed 21 October 2016)
EU Regulation No. 561/2003	<a href="http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32003R0561&amp;from=EN">http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32003R0561&amp;from=EN</a> (last accessed 21 October 2016)
UN Panel of Experts Report, (S/2016/209)	<a href="http://www.securitycouncilreport.org/atf/cf/%7B65BFCF9B-6D27-4E9C-8CD3-CF6E4FF96FF9%7D/s_2016_209.pdf">http://www.securitycouncilreport.org/atf/cf/%7B65BFCF9B-6D27-4E9C-8CD3-CF6E4FF96FF9%7D/s_2016_209.pdf</a> (last accessed 21 October 2016)

## K. STATUTES

ICTR Statute	<a href="http://www.icls.de/dokumente/ictr_statute.pdf">http://www.icls.de/dokumente/ictr_statute.pdf</a> (last accessed 21 October 2016)
ICTY Statute	<a href="http://www.icty.org/x/file/Legal%20Library/Statute/statute_sept09_en.pdf">http://www.icty.org/x/file/Legal%20Library/Statute/statute_sept09_en.pdf</a> (last accessed 21 October 2016)
ICTY Rules of Procedure and Evidence	<a href="http://www.icty.org/x/file/Legal%20Library/Rules_procedure_evidence/IT032Rev50_en.pdf">http://www.icty.org/x/file/Legal%20Library/Rules_procedure_evidence/IT032Rev50_en.pdf</a> (last accessed 21 October 2016)
Powers of Criminal courts (Sentencing Act) 2000	<a href="http://www.legislation.gov.uk/ukpga/2000/6/contents">http://www.legislation.gov.uk/ukpga/2000/6/contents</a> (last accessed 21 October 2016)
Queensland Penalties and Sentencing Act 1993	<a href="https://www.legislation.qld.gov.au/LEGISLTN/ACTS/1993/93AC036.pdf">https://www.legislation.qld.gov.au/LEGISLTN/ACTS/1993/93AC036.pdf</a> (last accessed 21 October 2016)

## L. NATIONAL CRIMINAL CODES

Canadian Criminal Code	<a href="http://laws-lois.justice.gc.ca/eng/acts/c-46/">http://laws-lois.justice.gc.ca/eng/acts/c-46/</a> (last accessed 21 October 2016)
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