

ANNEX TO

**Amicus Curiae Observations on the “Prosecution’s Request for a
Ruling on Jurisdiction under Article 19(3) of the Statute”**

**By Members of the Canadian Partnership for International
Justice**

LIST OF AUTHORITIES

LIST OF AUTHORITIES

A. JURISPRUDENCE

a. ICC

Decision on the ‘Request for leave to submit an *Amicus Curiae* brief pursuant to Rule 103(1) of the Rules of Procedure and Evidence on the Prosecution’s Request for a Ruling on Jurisdiction under Article 19(3) of the Statute’, 29 May 2018, ICC-RoC46(3)-01/18-8.

https://www.icc-cpi.int/CourtRecords/CR2018_02744.PDF

Decision Inviting the Competent Authorities of the People’s Republic of Bangladesh to Submit Observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence on the “Prosecution’s Request for a Ruling on Jurisdiction under Article 19(3) of the Statute”, ICC-RoC46(3)-01/18-3, 7 May 2018.

https://www.icc-cpi.int/CourtRecords/CR2018_02487.PDF

Order Convening a Status Conference, ICC-RoC46(3)-01/18-4, 11 May 2018.

https://www.icc-cpi.int/CourtRecords/CR2018_02522.PDF

Pre-Trial Chamber I, “Decision on the ‘Request for Leave to Submit *Amicus Curiae* Observations by the International Commission of Jurists (pursuant to Rule 103 of the Rules)’”, 29 May 2018, ICC-RoC46(3)-01/18-7.

https://www.icc-cpi.int/CourtRecords/CR2018_02742.PDF

Pre-Trial Chamber I, “Decision on the Joint Request for Leave to Submit *Amicus Curiae* Observations pursuant to Rule 103 of the Rules”, 11 June 2018, ICC-RoC46(3)-01/18-12.

https://www.icc-cpi.int/CourtRecords/CR2018_02997.PDF

Pre-Trial Chamber I, “Decision on the Request of Mr. Mohammed Hadi Zakerhossein for Leave to Submit *Amicus Curiae* Observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence”, 7 June 2018, ICC-RoC46(3)-01/18-12.

https://www.icc-cpi.int/CourtRecords/CR2018_02947.PDF

President of the Pre-Trial Division, Decision assigning the “Prosecution’s Request for a Ruling on Jurisdiction under Article 19(3) of the Statute” to Pre-Trial Chamber I, ICC-RoC46(3)-01/18-2, 11 April 2018.

https://www.icc-cpi.int/CourtRecords/CR2018_02081.PDF

Prosecution’s Request for a Ruling on Jurisdiction under Article 19(3) of the Statute, ICC-RoC46(3)-01/18-1, 9 April 2018.

https://www.icc-cpi.int/CourtRecords/CR2018_02057.PDF

Situation in the Democratic Republic of the Congo, ICC-01/04-168, “Judgment on the Prosecutor's Application for Extraordinary Review of Pre-Trial Chamber I's 31 March 2006 Decision Denying Leave to Appeal”, 13 July 2006.

https://www.icc-cpi.int/CourtRecords/CR2006_01806.PDF

Submissions on Behalf of the Victims Pursuant to Article 19(3) of the Statute,” ICC-RoC46(3)-01/18-9, 30 May 2018.

https://www.icc-cpi.int/CourtRecords/CR2018_02824.PDF

The Prosecutor v. Bosco Ntaganda, ICC-01/04-02/06 OA5, “Judgment on the appeal of Mr Ntaganda against the ‘Second decision on the Defence’s challenge to the jurisdiction of the Court in respect of Counts 6 and 9’”, 15 June 2017.

https://www.icc-cpi.int/CourtRecords/CR2017_03920.PDF

The Prosecutor v. Omar Hassan Ahmad Al Bashir, ICC-02/05-01/09, “Decision on the Prosecution's Application for a Warrant of Arrest against Omar Hassan Ahmad Al Bashir,” 4 March 2009.

https://www.icc-cpi.int/CourtRecords/CR2009_01517.PDF

The Prosecutor v. Ruto et al, ICC-01/09-01/11, “Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute,” 23 January 2012.

https://www.icc-cpi.int/CourtRecords/CR2012_01004.PDF

The Prosecutor v. Thomas Lubanga Dyilo, “Judgment on the appeal of Mr. Thomas Lubanga Dyilo against his conviction”, ICC-01/04-01/06 A 5, 1 December 2014.

https://www.icc-cpi.int/CourtRecords/CR2014_09844.PDF

The Prosecutor v. William Samoei Ruto and Joshua Arap Sang, ICC-01/09-01/11 OA 7 OA 8, “Judgment on the appeals of William Samoei Ruto and Mr Joshua Arap Sang against the decision of Trial Chamber V (A) of 17 April 2014 entitled ‘Decision on Prosecutor's Application for Witness Summonses and resulting Request for State Party Cooperation’”, 9 October 2014.

https://www.icc-cpi.int/CourtRecords/CR2014_08266.PDF

The Prosecutor v. [REDACTED], No. [REDACTED], “Judgment on the appeal of the Prosecutor against the decision of [REDACTED]”, Date: [REDACTED].

<https://www.legal-tools.org/doc/c01204/pdf/>

b. ICJ

Case Concerning the Frontier Dispute (Burkina Faso/Republic of Mali), [1986] ICJ.

<https://www.icj-cij.org/files/case-related/69/069-19861222-JUD-01-00-EN.pdf>

Case Concerning the Temple of Preah Vihear (Cambodia/Thailand) [1962] ICJ.

<http://www.icj-cij.org/files/case-related/45/045-19620615-JUD-01-00-EN.pdf>

Case Concerning the Territorial Dispute (Libyan Arab Jamahiriya/Chad) [1994] ICJ.

<http://www.icj-cij.org/files/case-related/83/083-19940203-JUD-01-00-EN.pdf>

Institute for Human Rights and Development in Africa (on behalf of Esmaila Connateh & 13 others) v. Angola, 292/04, African Commission on Human and Peoples' Rights, May 2008.

http://www.achpr.org/files/sessions/43rd/comunications/292.04/achpr43_292_04_eng.pdf

Nottebohm (Liechtenstein v Guatemala), Preliminary objections, 18 November 1953, ICJ Rep 1953.

<http://www.icj-cij.org/en/case/18/preliminary-objections>.

c. ICTY

Krnjelac v. Prosecutor, IT-97-25-A, 17 September 2003.

<http://www.icty.org/x/cases/krnjelac/acjug/en/krn-aj030917e.pdf>

Prosecutor v. Ante Gotovina et al., IT-06-90-T, 15 April 2011.

http://www.icty.org/x/cases/gotovina/tjug/en/110415_summary.pdf.

Prosecutor v. Blagojević & Jokić, IT-02-60-T, 17 January 2005.

http://www.icty.org/x/cases/blagojevic_jokic/tjug/en/bla-050117e.pdf.

Prosecutor v. Brđanin, IT-99-36-T, 1 September 2004.

<http://www.icty.org/x/cases/brdanin/tjug/en/brd-tj040901e.pdf>.

Prosecutor v. Jadranko Prlić et al., IT-04-74-A, 29 November 2017.

http://www.icty.org/x/cases/prlic/acjug/en/171129_Prlic_Summary_of_Judgement.pdf.

Prosecutor v. Radislav Krstić, IT-98-33-T, 2 August 2001.

http://www.icty.org/x/cases/krstic/tjug/en/010802_Krstic_summary_en.pdf.

Prosecutor v. Stanišić and Simatović, IT-03-69-T, 30 May 2013.

http://www.icty.org/x/cases/stanistic_simatovic/tjug/en/130530_summary.pdf.

The Prosecutor v. Karadžić, IT-95-5/18-T, 24 March 2016.

http://www.icty.org/x/cases/karadzic/tjug/en/160324_judgement_summary.pdf.

The Prosecutor v. Milomir Stakić, IT-97-24-A, 22 March 2006.

http://www.icty.org/x/cases/stakic/acjug/en/060322_Stakic_summary_en.pdf.

The Prosecutor v. Milorad Krnjelac, IT-97-25-T, 15 March 2002.

<http://www.icty.org/x/cases/krnjelac/tjug/en/krn-tj020315e.pdf>.

The Prosecutor v. Momcilo Krajišnik, IT-00-39-A, 17 March 2009.

<http://www.icty.org/x/cases/krajisnik/acjug/en/090317.pdf>.

The Prosecutor v. Popović et al., IT-05-88-T, 10 June 2010.

<http://www.icty.org/x/cases/popovic/tjug/en/100610summary.pdf>.

The Prosecutor v. Simić et al., IT-95-9-T, 17 October 2003.

http://www.icty.org/x/cases/simic/tjug/en/031017_Simietal_summary_en.pdf.

The Prosecutor v. Slobodan Milosevic, IT-02-54-T, Decision on Motion for Judgement of Acquittal, 16 June 2004.

http://www.icty.org/x/cases/slobodan_milosevic/tdec/en/040616.pdf.

The Prosecutor v. Tolimir, IT-05-88/2-T, 12 December 2012.

<http://www.icty.org/x/cases/tolimir/tjug/en/121212.pdf>

d. Other Jurisdictions

Amnesty International v. Zambia, Comm. No. 212/98, African Commission on Human and Peoples' Rights, 5 May 1999.

http://www.achpr.org/files/sessions/25th/comunications/212.98/achpr25_212_98_eng.pdf

Atkinson v. Ministere Public Luxembourg (1995) 100 Int'l Law Rep 610 (Chambre de Conseil, 6 May 1988).

GVK Industries Ltd. v. The Income Tax Officer, [2011] 3 SCR 366.

<http://liiofindia.org/in/cases/cen/INSC/2011/203.html>

HKSAR v. Man Kwok Man, [2000] 1 HKC 778 (Ct of App).

In the Matter of El Sayed, Decision on the Appeal of Pre-Trial Judge's Order Regarding Jurisdiction and Standing, Special Tribunal for Lebanon, CH/AC/2010/02, 10 November 2010.

<https://www.stl-tsl.org/en/the-cases/other-matters/in-the-matter-of-el-sayed/main-3/filings/orders-and-decisions/317-f0026-f0045>

John K. Modise v. Botswana, Comm. No. 97/93, African Commission on Human and Peoples' Rights, 6 November 2000.

http://www.achpr.org/files/sessions/28th/comunications/97.93_14ar/achpr28_97_93_14ar_eng.pdf.

R v Libman, [1985] 2 SCR 178.

<https://scc-csc.lexum.com/scc-csc/scc-csc/en/item/79/index.do>.

Republic of Italy v Union of India (2013) 4 SCC 721.

http://www.supremecourtcases.com/index2.php?option=com_content&itemid=99999999&do_pdf=1&id=43250

Ryan (1995) 100 Int'l Law Rev 616 (Ct of Appeals, Brussels, 17 November 1988).

The Prosecutor v. Benjamin Sarmiento and Romeiro Tilman, UNTAET Case No. 18/2001 “Judgment,” 16 July 2003.

www.worldcourts.com/un_etta/eng/decisions/2003.07.16_Prosecutor_v_Sarmiento2.pdf

B. INTERNATIONAL DOCUMENTS

a. ICC Documents

Elements of Crimes of the International Criminal Court, ICC-ASP/1/3 (2000).

<https://www.icc-cpi.int/NR/ronlyres/336923D8-A6AD-40EC-AD7B-45BF9DE73D56/0/ElementsOfCrimesEng.pdf>

Rome Statute of the International Criminal Court, 17 July 1998, 2187 UNTS 3.

<https://www.icc-cpi.int/NR/ronlyres/ADD16852-AEE9-4757-ABE7-9CDC7CF02886/283503/RomeStatutEng1.pdf>

Rules of Procedure and Evidence of the International Criminal Court, 9 September 2000, ICC-ASP/1/3.

<https://www.icc-cpi.int/iccdocs/pids/legal-texts/rulesprocedureevidenceeng.pdf>

The Office of the Prosecutor, Report on Preliminary Examination Activities – 2017, 4 December 2017.

https://www.icc-cpi.int/itemsDocuments/2017-PE-rep/2017-otp-rep-PE_ENG.pdf

b. International Agreements and Treaties

Statute of the International Court of Justice (18 April 1946).

<http://www.icj-cij.org/en/statute>

Agreement between the Government of the Kingdom of Belgium and the Government of the French Republic concerning cross-border cooperation in police and customs matters, signed 5 March 2001.

<https://treaties.un.org/doc/Publication/UNTS/Volume%202304/v2304.pdf>

Agreement between the Government of the Republic of Lithuania and the Government of the Republic of Latvia concerning cooperation on border controls at joint State frontier crossing points.

<https://treaties.un.org/doc/Publication/UNTS/Volume%201951/v1951.pdf>

Agreement between the Swiss Federal Council and the Government of the French Republic on cross-border cooperation in judicial, police, and customs matters, signed 9 October 2007, entry into force 1 July 2009.

<https://treaties.un.org/doc/Publication/UNTS/Volume%202641/Part/volume-2641-I-47047.pdf>

Asian-African Legal Consultative Organization (AALCO), *Bangkok Principles on the Status and Treatment of Refugees* (“Bangkok Principles”), 31 December 1966.

<http://www.refworld.org/docid/3de5f2d52.html>

Charter of the International Military Tribunal (1951) 82 UNTS 279.

<http://avalon.law.yale.edu/imt/imtconst.asp>

Charter of the International Military Tribunal for the Far East (1946).

http://www.un.org/en/genocideprevention/documents/atrocity-crimes/Doc.3_1946%20Tokyo%20Charter.pdf

Charter of the Nürnberg Tribunal and in the Judgment of the Tribunal (1950).

http://legal.un.org/ilc/texts/instruments/english/draft_articles/7_1_1950.pdf

Charter of the United Nations, 24 October 1945, 1 UNTS XVI.

<http://www.un.org/en/sections/un-charter/un-charter-full-text/>

Colloquium on the International Protection of Refugees in Central America, Mexico and Panama, *Cartagena Declaration on Refugees*, Adopted 22 November 1984.

https://www.oas.org/dil/1984_cartagena_declaration_on_refugees.pdf

Control Council Law No. 10, *Punishment of Persons Guilty of War Crimes, Crimes against Peace and against Humanity*, Vol XV. Procedure, Practice and Administration (Washington, DC: US Government Printing Office, 1949) pp 23-28.

<http://www.legal-tools.org/doc/ffda62/>

Convention (IV) relative to the Protection of Civilian Persons in Time of War, Geneva, 12 August 1949.

<https://ihl-databases.icrc.org/ihl/385ec082b509e76c41256739003e636d/6756482d86146898c125641e004aa3c5>

Convention Relating to the Status of Refugees, 28 July 1951, 189 UNTS 137.

https://treaties.un.org/doc/Treaties/1954/04/19540422%2000-23%20AM/Ch_V_2p.pdf

International Convention on the Suppression and Punishment of the Crime of Apartheid, 30 November 1973, A/RES/3068(XXVIII).

http://www.un.org/en/genocideprevention/documents/atrocity-crimes/Doc.10_International%20Convention%20on%20the%20Suppression%20and%20Punishment%20of%20the%20Crime%20of%20Apartheid.pdf

International Covenant on Civil and Political Rights, 19 December 1966, 999 UNTS 171.

<https://treaties.un.org/doc/publication/unts/volume%20999/volume-999-i-14668-english.pdf>

Law on the Establishment of the Extraordinary Chambers in the Courts of Cambodia (2001).

<https://www.uni-marburg.de/icwc/dateien/lawestablishmentkrt.pdf>

Organization of African Unity, *OAU Convention Governing the Specific Aspects of Refugee Problems in Africa*, 10 September 1969, UNTS 14691.

<http://www.unhcr.org/en-us/about-us/background/45dc1a682/oau-convention-governing-specific-aspects-refugee-problems-africa-adopted.html>

Prime Minister of India, *Border Defence Cooperation Agreement between India and China*, 23 October 2013, Press Release.

https://peacemaker.un.org/sites/peacemaker.un.org/files/CH-IN_131023_BorderDefenceCooperationAgreement.pdf

Regulation of the Agreement between the Argentine Republic and the Republic of Bolivia on integrated border controls, signed 16 February 1998, entry into force 3 February 2003.

<https://treaties.un.org/doc/Publication/UNTS/No%20Volume/47450/A-47450-08000002803283be.pdf>

Statute of the International Tribunal for Rwanda (1994) UN Doc S/RES/955.

http://legal.un.org/avl/pdf/ha/ictr_EF.pdf

Statute of the International Tribunal for the Former Yugoslavia (1993) UN Doc S/25704.

www.icty.org/x/file/Legal%20Library/Statute/statute_sept09_en.pdf

Statute of the Special Court for Sierra Leone, 16 January 2002.

www.rscsl.org/Documents/scsl-statute.pdf

Treaty between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the French Republic Concerning the Reinforcement of Cooperation for the Coordinated Management of their Shared Border, signed 18 January 2018, entry into force 1 February 2018.

<http://treaties.fco.gov.uk/docs/pdf/2018/TS0001.pdf>

Universal Declaration of Human Rights, GA Res 217A (III), 3rd Sess, Supp No 13, UN Doc A/810 (1948).

https://www.ohchr.org/EN/UDHR/Documents/UDHR_Translations/eng.pdf

UNTAET, Regulation No. 2000/15 on the Establishment of Panels with Exclusive Jurisdiction over Serious Criminal Offences, 6 June 2000.

<http://www.un.org/en/peacekeeping/missions/past/etimor/untaetR/Reg0015E.pdf>

Vienna Convention on the Law of Treaties, concluded on 23 May 1969, registered *ex officio* on 27 January 1980, UN Doc A/CONF. 39/27.

http://legal.un.org/ilc/texts/instruments/english/conventions/1_1_1969.pdf

c. Other Documents

International Law Commission, Draft Code of Crimes against the Peace and Security of Mankind, 1996.

http://legal.un.org/ilc/texts/instruments/english/commentaries/7_4_1996.pdf

International Law Commission, Draft Code of Offences against the Peace and Security of Mankind 1954.

http://legal.un.org/ilc/texts/instruments/english/draft_articles/7_3_1954.pdf

International Law Commission, Principles of International Law Recognized in the Charter of the Nürnberg Tribunal and in the Judgment of the Tribunal (1950).

http://legal.un.org/ilc/texts/instruments/english/draft_articles/7_1_1950.pdf

Preparatory Commission for the International Criminal Court, *Discussion paper proposed by the Coordinator: Article 7 (Crimes against humanity)*, 15 December 1999, PCNICC/1999/WGEC/RT.16.

<https://www.legal-tools.org/doc/225a2c/pdf/>

Preparatory Commission for the International Criminal Court, *Proposal submitted by the United States of America: Draft elements of crimes, addendum*, 4 February 1999, PCNICC/1999/DP.4/Add.

<https://www.legal-tools.org/doc/f7f5cc/pdf/>

Preparatory Commission for the International Criminal Court, *Proposal submitted by Canada and Germany on article 7*, 23 November 1999, PCNICC/1999/WGEC/DP.36.

<https://www.legal-tools.org/doc/2238df/pdf/>

UN, "Report of the Ad Hoc Committee on the Establishment of an International Criminal Court", UNGAOR, 50th Sess., Supp. No 22 (A/50/22), New York: 1995.

<https://www.legal-tools.org/doc/b50da8/pdf/>

UN Preparatory Committee on the Establishment of an International Criminal Court, *Decisions Taken by the Preparatory Committee at its Session Held from 1 to 12 December*, UN Doc No. A/AC.249/1997/L.9/Rev.1 (18 December 1997).

<http://www.legal-tools.org/doc/90726e/>

UN Preparatory Committee on the Establishment of an International Criminal Court, *Report - Addendum*, UN Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court, Rome, Doc NU A/CONF.183/2/Add.1 (14 April 1998).

<http://www.legal-tools.org/doc/2a3790/>

UN Preparatory Committee on the Establishment of an International Criminal Court, *Report of the Intersessional Meeting from January 19-30, 1998, in Zutphen, the Netherlands*, UN Doc A/AC.249/1998/L.13 (4 February 1998).

<http://www.legal-tools.org/doc/90ddab/>

UN, "Report of the Preparatory Committee on the Establishment of an International Criminal Court" Vol. I (Proceedings of the Preparatory Committee during March-April and August), 1996, UNGAOR, 51st Sess., Supp. No 22 (A/51/22).

<http://www.legal-tools.org/en/doc/e75432/>

UN, "Report of the Preparatory Committee on the Establishment of an International Criminal Court" Vol. II (Compilation of proposals), 1996, UNGAOR, 51st Sess., Supp. No 22A (A/51/22).

<https://www.legal-tools.org/doc/03b284/pdf/>

C. DOMESTIC DOCUMENTS

Australia Criminal Code Act 1995 (Cth) s 15(1)(a).

www.austlii.edu.au/au/legis/cth/consol_act/cca1995115/sch1.html

Bahrain Penal Code, 1976 (as amended by Legislative Decree No. 9 of 1982), art 6.

https://www.unodc.org/res/cld/document/bhr/1976/bahrain_penal_code_html/Bahrain_Penal_Code_1976.pdf

Bangladesh Penal Code, ss 3-4.

http://bdlaws.minlaw.gov.bd/print_sections_all.php?id=11

Código Penal, Decreto Lei No. 2.848 (2 December 1940).

http://www.equalrightstrust.org/ertdocumentbank/Decree-Law%20No.%202%2C848_Penal%20Code.pdf

Código Penal, Ley 599 de 2000 Nivel Nacional (24 July 2000).

https://perso.unifr.ch/derechopenal/assets/files/legislacion/l_20130808_01.pdf

New Zealand Crimes Act, 1961, No 43.

www.legislation.govt.nz/act/public/1961/0043/137.0/contents.html

The Prevention and Suppression of Human Trafficking Act, 2012, Act No. 3 of 2012 (20 February 2012) s. 5(2).

<http://www.refworld.org/pdfid/543f75664.pdf>

Supreme Court Act, RSC 1985, c S-26.

<http://laws-lois.justice.gc.ca/eng/acts/S-26/index.html>

D. SECONDARY MATERIALS

a. Books and Journals

Akande, Dapo. “The Jurisdiction of the International Criminal Court over Nationals of Non-Parties: Legal Basis and Limits”, (2003) 1:3 *J of Intl Crim Justice* 621.

<https://doi.org/10.1093/jicj/1.3.618>

Aljović, Nadira & Muamera Begović. “Accounting for Agreement Patterns in Coordinate Noun Phrases with a Shared Modifier” (Conference paper delivered at Masaryk University, December 2014).

https://www.researchgate.net/publication/277717140_Accounting_for_Agreement_Patterns_in_Coordinate_Noun_Phrases_with_a_Shared_Modifier

Anderson, James. “Borders after 11 September 2001”, (2002) 6:2 *Space and Polity*.

---. “Questions of democracy, territoriality and globalisation” in *Transnational Democracy Political Spaces and Border Crossings*, ed. James Anderson (London: Routledge, 2002).

<https://doi.org/10.1080/1356257022000003653>

Anderson, James & L. O'Dowd. “Borders, Border Regions and Territoriality: Contradictory Meanings, Changing Significance” (1999) 33:7 *Regional Studies* 593.

<https://doi.org/10.1080/00343409950078648>

Bassiouni, Cherif. *Crimes Against Humanity: Historical Evolution and Contemporary Application* (Cambridge: Cambridge University Press, 2011).

Boister, Neil. *An Introduction to Transnational Criminal Law* (Oxford: Oxford University Press, 2012).

Carter, Linda E. “The future of the International Criminal Court: complementarity as a strength or a weakness?” (2013) 12:3 *Washington University Global Studies Law Review* 451.

https://openscholarship.wustl.edu/law_globalstudies/vol12/iss3/8

Cassarino, Jean-Pierre. “Approaching Borders and Frontiers in North Africa” (2017) *International Affairs* 93:4 p. 886.

<https://academic.oup.com/ia/article-abstract/93/4/883/3897522?redirectedFrom=PDF>

Clark, Roger S. Amendments to the Rome Statute of the International Criminal Court Considered at the First Review Conference on the Court, Kampala, 31 May - 11 June 2010, 2 *Goettingen J. Int'l L.* 689 (2010).

[http://internationalcriminallawbook.com/Resources/Kampala%20\(Goettingen\).pdf](http://internationalcriminallawbook.com/Resources/Kampala%20(Goettingen).pdf)

Coughlan, Steve et al. *Law Beyond Borders: Extraterritorial Jurisdiction in an Age of Globalization* (Toronto: Irwin Law, 2014).

Currie, J John H. *Public International Law* (Toronto: Irwin Law, 2008).

Currie, Robert J & Joseph Rikhof. *International & Transnational Criminal Law*, 2^d ed (Toronto: Irwin Law, 2013).

Dörr, Oliver. “Section 3: Interpretation of Treaties” in Oliver Dörr & Kirsten Schmalenbach, eds. *Vienna Convention on the Law of Treaties: A Commentary* (Springer, Berlin, Heidelberg, 2018).

Editors of the American Heritage Dictionaries (eds.), *The American Heritage Handbook of English Usage: A Practical and Authoritative Guide to Contemporary English* (Boston: Houghton Mifflin, 1996).

Ellis, Matthew H. “Over the Borderline? Rethinking Territoriality at the Margins of Empire and Nation in the Modern Middle East (Part I)” (2015) 13:8 *History Compass* 411.

<https://onlinelibrary.wiley.com/doi/pdf/10.1111/hic3.12251>

Grant, John P. & J. Craig Barke. *Encyclopaedic Dictionary of International Law*, 3rd ed., (Oxford: Oxford University Press, 2009).

Gray, Kevin W & Kafumu Kalyalya. “Overcoming Statism from Within: The International Criminal Court and the Westphalian System”, (2016) 17:1 *Critical horizons* 53.

<https://www.tandfonline.com/doi/abs/10.1080/14409917.2016.1117813>

Hall, Christopher K., Ntanda Nsereko, Daniel D. & Manuel J Ventura, “Article 19 – Challenges to the jurisdiction of the Court or the admissibility of a case” in Triffterer & Ambos (eds), *The Rome Statute of the International Criminal Court: A Commentary*, 3rd ed (Oxford: Hart, 2016).

Hall, Christopher K. & Carsten Stahn. ‘Article 7’, in Triffterer and Ambos (eds.), *The Rome Statute of the International Criminal Court: A Commentary*, 3rd Ed. (Oxford: Hart, 2016).

Ireland-Piper, Danielle. *Accountability in Extraterritoriality* (Cheltenham UK: Edward Elgar, 2017).

Jackson, Miles. “Regional Complementarity, The Rome Statute and Public International Law”, (2016) *Journal of International Criminal Justice* 14, OUP.
<https://ssrn.com/abstract=2774338>

Jones, Reece. “Spaces of Refusal: Rethinking Sovereign Power and Resistance at the Border” (2012) 102:3 *Annals of the Association of American Geographers* 685.
https://www.researchgate.net/publication/254228210_Spaces_of_Refusal_Rethinking_Sovereign_Power_and_Resistance_at_the_Border

Kesby, Alison. “The Shifting and Multiple Border and International Law” (2007) 27:1 *Oxford J of Legal Studies* 101.

<https://academic.oup.com/ojls/article-abstract/27/1/101/2472440?redirectedFrom=PDF>

Kirsch, Philippe & Valerie Oosterveld. ‘Negotiating an Instrument for the Twenty-First Century: Multilateral Diplomacy and the International Criminal Court’ (2001) 46 *McGill LJ* 1141.

<http://lawjournal.mcgill.ca/userfiles/other/1149129-46.4.KirschOosterveld.pdf>

Klamberg, Mark (ed.). *Commentary on the Law of the International Criminal Court*, (Brussels: Torkel Opsahl Academic EPublisher, 2017).

<https://www.legal-tools.org/doc/aa0e2b/pdf/>

Kreb, Claus et al. (eds.). *The Rome Statute and Domestic Legal Orders: Constitutional issues, cooperation and enforcement* (Fagnano Alto: Il Sirente, 2005).

Kristof, Ladis K.D. “The nature of frontiers and boundaries” (1959) *Annals of the Association of American Geographers* 49.

<https://doi.org/10.1111/j.1467-8306.1959.tb01613.x>

McClellan, David. *Transnational Organized Crime: A Commentary on the UN Convention and its Protocols* (Oxford: Oxford University Press, 2007).

Morgan, Nick, Gael Raballand & Jerome Bouyjou. “Performance, Representation, and the Economics of Border Control in Uzbekistan” (2005) 10:7 *Geopolitics* 12.

https://www.staff.ncl.ac.uk/nick.megoran/pdf/performance_representation_borders_uzbekistan.pdf

Prescott, Victor & Gillian D. Triggs. *International frontiers and boundaries: law, politics and geography* (Leiden: Brill, 2008).

Robinson, Darryl. “The Context of Crimes Against Humanity”, in Roy S. Lee (ed.), *The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence* (Ardsey, NY: Transnational Publishers, 2001).

Schabas, William A. “Part 2 Jurisdiction, Admissibility, and Applicable Law: Art.7 Crimes against humanity,” in *The International Criminal Court: A Commentary on the Rome Statute*, 2nd Ed. (Oxford: Oxford University Press, 2016).

Schabas, William A. “The International Criminal Court and Non-Party States” (2010) 28 Windsor YB Access Just 1.

<https://ssrn.com/abstract=1817780>

Scharf, Michael P. “The ICC's Jurisdiction over the Nationals of Non-Party States: A Critique of the U.S. Position” (2001) 64 Law and Contemporary Problems 67.

https://scholarlycommons.law.case.edu/cgi/viewcontent.cgi?referer=https://www.google.com/&httpsredir=1&article=1256&context=faculty_publications

Sendhardt, Bastian. “Border Types and Bordering Processes: A Theoretical Approach to the EU/Polish-Ukrainian Border as a Multi-dimensional Phenomenon” in Arnaud Lechevalier and Jan Wielgohs (eds.), *Borders and Border Regions in Europe: Changes, Challenges and Chances* (Transcript Verlag, 2013).

Sharma, Nandita & Cynthia Wright. “Decolonizing Resistance, Challenging Colonial States” (2008) 35:93 Social Justice 120.

<http://www.jstor.org/stable/29768504>

Trigeaud, Laurent. “Article 19 – Contestation de la compétence de la Cour ou de la recevabilité d’une affaire” in Julian Fernandez & Xavier Pacreau (eds), *Statut de Rome de la Cour pénale internationale : Commentaire article par article*, (Paris : A. Pedone, 2012), pp 735-48.

Vagias, Michail. “The territorial jurisdiction of the international criminal court – a jurisdictional rule of reason for the ICC?” (2012) 50:1 Netherlands International Law Review 43.

<https://doi.org/10.1017/S0165070X12000034>

Wald, Patricia M. *Tribunal Discourse and Intercourse: How the International Courts Speak to One Another*, 30 BC Intl & Comp. L. Rev. 15 (2007).

<https://lawdigitalcommons.bc.edu/cgi/viewcontent.cgi?referer=https://www.google.com/&httpsredir=1&article=1086&context=iclr>

b. Dictionaries

Black’s Law Dictionary: Definitions of the terms and phrases of American and English jurisprudence, ancient and modern, (St Paul: West Pub. Co., 1951).

Diccionario, Enciclopedia Jurídica Online.

<http://diccionario.leyderecho.org>.

Public Works and Government Services Canada, Juridictionnaire.

<https://www.btb.termiumplus.gc.ca/>.

The Merriam Webster Dictionary, 2018.

www.merriam-webster.com/dictionary/.

The Oxford English Dictionary, 2018.

<https://en.oxforddictionaries.com>.