

PUBLIC
ANNEX A

**Reference list for hearing in *Prosecutor v. Bashir* (OA2), on Thursday 13
September**

Group C Questions

- C1 C. Kreß and K. Prost, 'Article 86,' in O. Triffterer and K. Ambos (eds.), *The Rome Statute of the International Criminal Court: a Commentary*, 3rd Ed. (München/Oxford/Baden-Baden: C.H.Beck/Hart/Nomos, 2016), pp. 2016-2017, mn. 10.
- C2 See S.M. Schwebel, 'Principle of Clean Hands,' in R. Wolfrum (ed.), *Max Planck Encyclopaedia of Public International Law* (Oxford: OUP, 2012), pp. 232-235.
- C3 The Office of the Prosecutor of the International Criminal Court, [Twenty-First Report of the Prosecutor of the International Criminal Court to the UN Security Council pursuant to UNSC 1593 \(2005\)](#), 29 June 2015, para. 5; United Nations Security Council, [Reports of the Secretary-General on the Sudan and South Sudan](#), UN Doc. S/PV.7478, 29 June 2015, pp. 2-4, 10-11; see also [ICC-02/05-01/09-242](#), paras. 8-9; [ICC-02/05-01/09-274](#), para. 5.
- C4 See ASP, [Report of the Bureau on non-cooperation \(11th session, 14-22 November 2012\)](#), ICC-ASP/11/29, 1 November 2012; ASP, [Report of the Bureau on non-cooperation \(13th session, 8-17 November 2014\)](#), ICC-ASP/13/40, 5 December 2014; ASP, [Report of the Bureau of non-cooperation \(12th session, 20-28 November 2013\)](#), ICC-ASP/12/34, 7 November 2013; ASP, [Report of the Bureau of non-cooperation \(14th session, 18-26 November 2015\)](#), ICC-ASP/14/38, 18 November 2015; ASP, [Report of the Bureau of non-cooperation \(15th session, 16-24 November 2016\)](#), ICC-ASP/15/31, 8 November 2016.