

ANNEX A

Public Annex

Glossary

Pleadings and Decisions from Prosecutor v. Bosco Ntaganda, Case No. ICC-01/04-02/06

Abbreviation used in Prosecution Response	Full citation
<i>Ntaganda</i> Interim Release Excusal Decision	Annex 2: Decision replacing a judge in the Appeals Chamber, ICC-01/04-02/06-162-Anx2, 4 December 2013, available at https://www.legal-tools.org/doc/2ea8a5/pdf/
<i>Ntaganda</i> Excusal Decision	Annex I to the Decision replacing a judge in the Appeals Chamber, ICC-01/04-02/06-925-AnxI, 21 October 2015, available at https://www.legal-tools.org/doc/a01837/pdf/
Article 40 Plenary Decision	Notification of the Decision of the Plenary of Judges pursuant to article 40 of the Rome Statute, ICC-01/04-02/06-2326-Anx1, 22 March 2019, available at https://www.legal-tools.org/doc/5a27d1/pdf/
Defence First Request for Disclosure	Request for disclosure concerning the Decision of the plenary of Judges on the judicial independence of Judge Ozaki, ICC-01/04-02/06-2327, 1 April 2019, available at https://www.legal-tools.org/doc/d20bd8/pdf/
Defence Request for a Stay	Motion for Temporary Stay of Proceedings, ICC-01/04-02/06-2328, 1 April 2019, available at https://www.legal-tools.org/doc/3bedff/pdf/
Prosecution Response	Prosecution's Response to the Defence "Motion for Temporary Stay of Proceedings" (ICC-01/04-02/06-2328), ICC-01/04-02/06-2329, 5 April 2019, available at https://www.legal-tools.org/doc/fde106/pdf/
Defence Second Request for Disclosure	Request for disclosure concerning the visit of the Registrar to Japan on 21 and 22 January 2019, ICC-01/04-02/06-2332, 8 April 2019, available at https://www.legal-tools.org/doc/4ca243/pdf/
Presidency Disclosure Decision	Decision concerning the "Request for disclosure concerning the Decision of the plenary of Judges on the judicial independence of Judge Ozaki" and the "Request for disclosure concerning the visit of the Registrar to Japan on 21 and 22 January 2019", ICC-01/04-02/06-2336, 18 April 2019, available at https://www.legal-tools.org/doc/af5e91/pdf/
Defence Article 40 Reconsideration Request	Request for Reconsideration of "Decision

Abbreviation used in Prosecution Response	Full citation
	concerning the ‘Request for disclosure concerning the Decision of the plenary of Judges on the judicial independence of Judge Ozaki’ and the ‘Request for disclosure concerning the visit of the Registrar to Japan on 21 and 22 January 2019’” (Filing #2336), and for Additional Disclosure, ICC-01/04-02/06-2339, 2 May 2019, available at https://www.legal-tools.org/doc/e8aa58/pdf/
Defence Disclosure Reconsideration Request	Request for Reconsideration of “Decision concerning the ‘Request for disclosure concerning the Decision of the plenary of Judges on the judicial independence of Judge Ozaki’ and the ‘Request for disclosure concerning the visit of the Registrar to Japan on 21 and 22 January 2019’” (Filing #2336), and for Additional Disclosure, ICC-01/04-02/06-2339, 2 May 2019, available at https://www.legal-tools.org/doc/e8aa58/pdf/
Presidency Reconsideration Decision	Decision on the “Request for Reconsideration of the Decision of the Judges Concerning Judge Ozaki Pursuant to Article 40 of the Rome Statute” (ICC-01/04-02/06-2337) and the “Request for Reconsideration of ‘Decision concerning the “Request for disclosure concerning the Decision of the plenary of Judges on the judicial independence of Judge Ozaki”, the “Request for disclosure concerning the visit of the Registrar to Japan on 21 and 22 January 2019’” (Filing #2336), and for Additional Disclosure” (ICC-01/04-02/06-2339) and related requests , ICC-01/04-02/06-2346, 14 May 2019, available at https://www.icc-cpi.int/CourtRecords/CR2019_02784.PDF
Defence Request	Request for Disqualification of Judge Ozaki, ICC-01/04-02/096-2347-Red, 20 May 2019, available at https://www.legal-tools.org/doc/ce13f2/pdf/

ICC authorities

Abbreviation used in Prosecution Response	Full citation
<i>Lubanga</i> Presidency Decision	<i>The Prosecutor vs. Thomas Lubanga Dyilo</i> , Annex III to Decision replacing a judge in the Appeals Chamber, ICC-01/04-01/06-2138-AnxIII, 2 October 2009, available at https://www.icc-cpi.int/RelatedRecords/CR2009_07105.PDF
<i>Banda & Jerbo</i> Plenary Decision	<i>The Prosecutor vs. Abdallah Banda Abakaer Nourain</i> , Annex to the Notification of the decision on the "Defence Request for the Disqualification of a Judge" , ICC-02/05-03/09-344-Anx, 5 June 2012, available at https://www.legal-tools.org/doc/a15116/pdf/
<i>Lubanga</i> Appeal Disqualification Decision	<i>The Prosecutor vs. Thomas Lubanga Dyilo</i> , Annex: Notification of the decision on the Defence Application for the disqualification of Judge Sang-Hyun Song from the case of The Prosecutor v. Thomas Lubanga Dyilo, ICC-01/04-01/06-3040-Anx, 11 June 2013, available at https://www.legal-tools.org/doc/329b4b/pdf/
<i>Bemba et al.</i> Disqualification Decision	<i>The Prosecutor v. Jean Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean Jacques Magenda Kabongo, Fidèle Babala Wandu and Narcisse Arido</i> , Annex: Notification of the decision on the defence requests for the disqualification of a judge in case ICC-01/05-01/13 , ICC-01/05-01/13-511-Anx, 23 June 2014, available at https://www.legal-tools.org/doc/bb6ffc/pdf/
<i>Gaddafi</i> Excusal Decision	<i>The Prosecutor v. Saif Al-Islam Gaddafi</i> , Annex I to the Decision replacing two judges in the Appeals Chamber, ICC-01/11-01/11-591-Conf-Exp-AnxI, 13 May 2015, available at https://edms.icc.int/RMWebDrawer/record/1976192
<i>Gbagbo</i> Excusal Decision	<i>The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé</i> , Annex I to the Decision replacing two judges in the Appeals Chamber, ICC-02/11-01/15-142-AnxI, 16 July 2015, available at https://www.legal-tools.org/doc/38ded9/pdf/
<i>Lubanga</i> Sentence Review Disqualification Decision	<i>The Prosecutor vs. Thomas Lubanga Dyilo</i> , Annex I: Notification of the Decision of the Plenary of Judges on the Defence Application for the Disqualification of Judge Silvia Fernández de Gurmendi from the case of The Prosecutor v. Thomas Lubanga Dyilo, ICC-01/04-01/06-3154-AnxI, 4 August 2015, available at https://www.legal-tools.org/doc/5379d7/pdf/
<i>Mangenda</i> Compensation Excusal	<i>The Prosecutor v. Jean Pierre Bemba Gombo, Aimé</i>

Abbreviation used in Prosecution Response	Full citation
Decision	<i>Kilolo Musamba, Jean Jacques Magenda Kabongo, Fidèle Babala Wandu and Narcisse Arido</i> , Annex I to the Decision referring the “Request for Compensation for Unlawful Detention” to Trial Chamber VI, ICC-01/05-01/13-1329-AnxI, 2 October 2015, available at https://www.legal-tools.org/doc/dfabd6/pdf/

ECCC authorities

Abbreviation used in Prosecution Response	Full citation
Judge Ney Thol Disqualification Decision	Co-Prosecutors v. Nuon, Case no. 002/19-09-2007-ECCC/OCIJ, Public decision on the co-lawyers’urgent application for disqualification of Judge Ney Thol pending the appeal against the provisional detention order in the case of Nuon Chea, 4 February 2008, available at http://www.worldcourts.com/eccc/eng/decisions/2008.02.04_Co_Prosecutors_v_Nuon_Chea.pdf

ECtHR authorities

Abbreviation used in Prosecution Response	Full citation
<i>Campbell and Fell v. UK</i>	<i>Case of Campbell and Fell v. The United Kingdom</i> , Applications nos. 7819/77 and 7878/77, Judgment, 28 June 1984, available at https://hudoc.echr.coe.int/eng#{"itemid":["001-57456"]}
<i>Findlay v. UK</i>	<i>Case of Findlay v. The United Kingdom</i> , Application no. 22107/93, Judgment, 25 February 1997, available at https://www.legal-tools.org/doc/7a92f2/pdf/
<i>Ninn-Hansen v. Denmark</i>	<i>Second section decision as to the admissibility of application no. 28972/95 by Erik Ninn-Hansen against Denmark</i> , 18 May 1999, available at https://hudoc.echr.coe.int/eng#{"itemid":["001-4583"]}
<i>McGonnell v. UK</i>	<i>Case of McGonnell v. The United Kingdom</i> , Application no. 28488/95, Judgment, 8 February 2000, available at https://hudoc.echr.coe.int/eng#{"itemid":["001-

Abbreviation used in Prosecution Response	Full citation
	58461"]}]
<i>Morel v. France</i>	<i>Case of Morel vs. France</i> , Application no. 34130/96, Judgment, 6 June 2000, available at https://www.legal-tools.org/doc/65cdc6/pdf/
<i>Wettstein v. Switzerland</i>	<i>Case of Wettstein v. Switzewland</i> , Application no. 33958/96, Judgment, 31 March 2001, available at https://hudoc.echr.coe.int/eng#{"itemid":["001-59102"]}]]
<i>Sahiner v. Turkey</i>	<i>Case of Sahiner v Turkey</i> , Application no. 29279/95, Judgment, 25 December 2001, available at https://hudoc.echr.coe.int/eng#{"itemid":["001-59666"]}]]
<i>Kleyn v. Netherlands</i>	<i>Case of Kleyn and others v. The Netherlands</i> , Applications nos. 39343/98, 39651/98, 43147/98 and 46664/99, Judgment, 6 May 2003, available at https://www.legal-tools.org/doc/17730b/pdf/
<i>Pescador Valero v. Spain</i>	<i>Case of Pescador Valero v. Spain</i> , Application no. 62435/00, Judgment, 24 September 2003, available at https://www.legal-tools.org/doc/bb1ef2/pdf/
<i>Pabla Ky v. Finland</i>	<i>Case of Pabla Ky v. Finland</i> , Application no. 47221/99, Judgment, 22 September 2004, available at https://hudoc.echr.coe.int/eng#{"itemid":["001-61829"]}]]
<i>Thiam v. France</i>	<i>Case of Thiam v. France</i> , Application no. 80018/12, Judgement, 18 January 2019, available at https://hudoc.echr.coe.int/eng#{"itemid":["001-187219"]}]]

ICTR authorities

Abbreviation used in Prosecution Response	Full citation
<i>Karemera AD</i>	<i>Prosecutor v. Karemera</i> , Reasons for decision on interlocutory appeals regarding the continuation of proceedings with a substitute Judge and on Nzirorera's motion for leave to consider new material, Case no. ICTR-98-44-AR15bis.2, 22 October 2004, available at http://www.worldcourts.com/ictr/eng/decisions/2004.10.22_Karemera_v_Prosecutor.pdf

ICTY authorities

Abbreviation used in Prosecution Response	Full citation
<i>Mucić</i> Bureau Disqualification Decision	<i>Prosecutor v. Mucic et al.</i> , Case no. IT-96-21, Decision of the bureau on motion to disqualify judges pursuant to rule 15 or in the alternative that certain judges recuse themselves, 25 October 1999, available at http://www.icty.org/x/cases/mucic/acdec/en/91025DQX12987.htm
<i>Mladić</i> Disqualification Decision	<i>Prosecutor v. Mladić</i> , MICT-13-56-A, Decision on Defence Motions for Disqualification of Judges Theodor Meron, Carmel Agius and Liu Daqun, 3 September 2018, available at http://jrad.irmct.org/view.htm?r=242225&s=

Inter-American Court of Human Rights

Abbreviation used in Prosecution Response	Full citation
<i>Castillo Petruzzi y otros vs. Perú</i>	<i>Caso Castillo Petruzzi y otros vs. Perú</i> , Sentencia de 30 de mayo de 1999, available at http://www.corteidh.or.cr/docs/casos/articulos/seriec_52_esp.pdf
<i>Cantoral Benavides vs. Perú</i>	<i>Caso Cantoral Benavides vs. Perú</i> , Sentencia de 18 de agosto de 2000, available at http://www.corteidh.or.cr/docs/casos/articulos/Seriec_69_esp.pdf
<i>Duque vs. Colombia</i>	<i>Caso Duque vs. Colombia</i> , Sentencia de 26 Febrero de 2016, available at http://www.corteidh.or.cr/docs/casos/articulos/seriec_310_esp.pdf
<i>Poblete Vilches y otros vs. Chile</i>	<i>Caso Poblete Vilches y otros vs. Chile</i> , Sentencia de 8 Marzo de 2018, available at http://www.corteidh.or.cr/docs/casos/articulos/seriec_349_esp.pdf

SCSL authorities

Abbreviation used in Prosecution Response	Full citation
<i>Taylor</i> AJ	<i>Prosecutor v. Charles Ghankay Taylor</i> , Case No. SCSL-03-01-A, App.Ch., Judgment, 26 September 2013, available at http://www.legal-tools.org/doc/3e7be5/

Domestic sources

Abbreviation used in Prosecution Response	Full citation
The Tallinn Diplomatic List	Estonian Ministry of Foreign Affairs, The Tallinn Diplomatic List , 10 May 2019, available at https://vm.ee/sites/default/files/content-editors/state-protocol/diplomatic_list_2019_09.pdf

Academic Sources

Abbreviation used in Prosecution Response	Full citation
Abtahi <i>et al</i>	The Composition of Judicial Benches, Disqualification and Excusal of Judges at the International Criminal Court: A Survey”, [2013] 11(2) Journal of International Criminal Justice 379
Cassese	The Rome Statute of the International Criminal Court: A Commentary”, Cassese, Gaeta and Jones (ed.) (Oxford University Press)

General sources

Abbreviation used in Prosecution Response	Full citation
Bangalore Principles	The Bangalore principles of Judicial Conduct, 2002, available at https://www.unodc.org/pdf/crime/corruption/judicial_group/Bangalore_principles.pdf
General Comment 32	Human Rights Committee, <i>General Comment 32 (Article 14: Right to equality before courts and tribunals and to a fair trial)</i> , CCPR/C/GC/32, 23 August 2007, available at http://docstore.ohchr.org/SelfServices/FilesH

Abbreviation used in Prosecution Response	Full citation
	andler.ashx?enc=6QkG1d%2fPPRiCAqhKb7yhsrdB0H115979OVGGB%2bWPAXhRj0XNTTvKgFHbxAcZSvX1OsJj%2fiyRmVA4liMvUt2NIGKqgg2nh1qOE2hX5xoGtKE2v2YSQVV1Rv5NitNbSYwp
UNHCR Basic Principles on the Independence of the Judiciary	Basic Principles on the Independence of the Judiciary, Adopted by the Seventh United Nations Congress on the Prevention of Crime and the Treatment of Offenders held at Milan from 26 August to 6 September 1985 and endorsed by General Assembly resolutions 40/32 of 29 November 1985 and 40/146 of 13 December 1985, available at https://www.ohchr.org/EN/ProfessionalInterest/Pages/IndependenceJudiciary.aspx
UNODC Commentary Bangalore Principles	Commentary on the Bangalore principles of judicial conduct, United Nations, Office on Drugs and Crime, September 2007, available at https://www.unodc.org/documents/nigeria/publications/Otherpublications/Commentry_on_the_Bangalore_principles_of_Judicial_Conduct.pdf