

ANNEX A

Confidential Annex

Glossary

Pleadings, Orders, Decisions etc. from *Prosecutor v. Laurent Gbagbo and Charles Blé Goudé*, Case No. ICC-02/11-01/15

Abbreviation used in Prosecution Brief	Full citation
15 January 2019 Judge Herrera Carbuccion's Dissenting Opinion	Dissenting Opinion to the Chamber's Oral Decision of 15 January 2019, 15 January 2019, ICC-02/11-01/15-1234
15 January 2019 Oral Acquittal Decision	Transcript of 15 January 2019 hearing, ICC-02/11-01/15-T-232-ENG
16 January 2019 Decision	Transcript of 16 January 2019 hearing, ICC-02/11-01/15-T-234-ENG
16 July 2019 Press Release	ICC Press Release, "Gbagbo and Blé Goudé case: ICC Trial Chamber I files the written reasons for the acquittal", 16 July 2019
16 July 2019 Reasons	Comprising: <ul style="list-style-type: none"> • Written Reasons • Judge Henderson's Reasons • Judge Tarfusser's Opinion • Judge Herrera Carbuccion's Dissenting Opinion
Blé Goudé 2 October 2017 Observations	Blé Goudé Defence submissions pursuant to the Chamber's order issued on 28 August 2017, 2 October 2017, ICC-02/11-01/15-1040-Conf (confidential version) / ICC-02/11-01/15-1040-Red (public redacted version)
Blé Goudé Conduct of Proceedings Observations	Corrected Version of "Defence's written observations on the continuation of the trial proceedings pursuant to Chamber's Order on the further conduct of the proceedings (ICC-02/11-01/15-1124)", 24 April 2018, ICC-02/11-01/15-1158-Conf-Corr (confidential version) / ICC-02/11-01/15-1158-Corr-Red

Blé Goudé's NCTA Motion	Corrigendum to the "Blé Goudé Defence No Case to Answer Motion", 3 August 2018, ICC-02/11-01/15-1198-Conf-Corr (confidential version) / ICC-02/11-01/15-1198-Corr-Red (public redacted version)
Blé Goudé's Pre-Trial Observations	Defence observations on the conduct of proceedings, 21 May 2015, ICC-02/11-01/15-77
Detention AD	Judgment on the Prosecutor's appeal against the oral decision of Trial Chamber I pursuant to article 81(3)(c)(i) of the Statute, 1 February 2019, ICC-02/11-01/15-1251-Conf (confidential version) / ICC-02/11-01/15-1251-Red2 (public redacted version)
Detention Hearing	Transcript of 13 December 2018 detention hearing, ICC-02/11-01/15-T-231-CONF-ENG (confidential version) / ICC-02/11-01/15-T-231-Red-ENG (public redacted version)
Detention Hearing Judge Herrera Carbuccion's Dissenting Opinion	Dissenting Opinion Judge Herrera Carbuccion, 10 December 2018, ICC-02/11-01/15-1229-Anx
Detention Hearing Order	Order convening a hearing on the continued detention of the accused, 10 December 2018, ICC-02/11-01/15-1229
First Conduct of Proceedings Order	Order on the further conduct of the proceedings, 9 February 2018, ICC-02/11-01/15-1124
Gbagbo 2 October 2017 Observations	<i>Observations de la Défense en réponse à l'ordonnance orale de la Chambre du 28 août 2017 (ICC-02/11-01/15), 2 October 2017, ICC-02/11-01/15-1041-Conf (confidential version) / ICC-02/11-01/15-1041-Red (public redacted version)</i>
Gbagbo Conduct of Proceedings Observations	<i>Observations de la Défense présentées à la suite de l'ordonnance de la Chambre « on the further conduct of the proceedings » du 9 février 2018 (ICC-02/11-01/15-1124), 23 April 2018, ICC-02/11-01/15-1157-Conf (confidential version) / ICC-02/11-01/15-1157-Red (public redacted version)</i>

Gbagbo Response to Prosecution Request for Directions	<i>Réponse de la Défense à la « Prosecution's request for preliminary directions related to preparations for the presentation of evidence by the Defence, for a time limit on Defence requests and/or for a Status Conference » (ICC-02/11-01/15-1113-Conf), 2 February 2018, ICC-02/11-01/15-1121-Conf (confidential version) / ICC-02/11-01/15-1121-Red (public redacted version)</i>
Gbagbo's NCTA Motion	<i>Requête de la Défense de Laurent Gbagbo afin qu'un jugement d'acquittement portant sur toutes les charges soit prononcé en faveur de Laurent Gbagbo et que sa mise en liberté immédiate soit ordonnée, 25 September 2018, ICC-02/11-01/15-1199-Corr</i>
Judge Henderson's Reasons	Reasons of Judge Geoffrey Henderson, 16 July 2019, ICC-02/11-01/15-1263-Conf-AnxB (confidential version)
Judge Herrera Carbuccia's Dissenting Opinion	Dissenting Opinion Judge Herrera Carbuccia, 16 July 2019, ICC-02/11-01/15-1263-Conf-AnxC (confidential version)
Judge Tarfusser's Opinion	Opinion of Judge Cuno Tarfusser, 16 July 2019, ICC-02/11-01/15-1263-AnxA
LRV Submissions	Response to Defence Submissions on the specific factual issues for which the evidence presented could be insufficient to reasonably support a conviction (ICC-02/11-01/15-1198-Conf and ICC-02/11-01/15-1199), 10 September 2019, ICC-02/11-01/15-1206-Conf (confidential version) / ICC-02/11-01/15-1206-Red (public redacted version)
NCTA Clarification Decision	Decision on "Urgent Prosecution's motion seeking clarification on the standard of a 'no case to answer' motion", 13 June 2018, ICC-02/11-01/15-1182
NCTA Hearing Day 1	Transcript of 1 October 2018 hearing, ICC-02/11-01/15-T-221-CONF-ENG (confidential version) / ICC-02/11-01/15-T-221-Red-ENG (public redacted version)

NCTA Hearing Day 2	Transcript of 2 October 2018 hearing, ICC-02/11-01/15-T-222-CONF-ENG (confidential version) / ICC-02/11-01/15-T-222-Red3-ENG (public redacted version)
NCTA Hearing Day 3	Transcript of 3 October 2018 hearing, ICC-02/11-01/15-T-223-ENG
NCTA Hearing Day 4	Transcript of 12 November 2018 hearing, ICC-02/11-01/15-T-224-CONF-ENG (confidential version) / ICC-02/11-01/15-T-224-Red-ENG (public redacted version)
NCTA Hearing Day 5	Transcript of 13 November 2018 hearing, ICC-02/11-01/15-T-225-CONF-ENG (confidential version) / ICC-02/11-01/15-T-225-Red-ENG (public redacted version)
NCTA Hearing Day 6	Transcript of 14 November 2018 hearing, ICC-02/11-01/15-T-226-CONF-ENG (confidential version) / ICC-02/11-01/15-T-226-Red-ENG (public redacted version)
NCTA Hearing Day 7	Transcript of 19 November 2018 hearing, ICC-02/11-01/15-T-227-CONF-ENG (confidential version) / ICC-02/11-01/15-T-227-Red-ENG (public redacted version)
NCTA Hearing Day 8	Transcript of 20 November 2018 hearing, ICC-02/11-01/15-T-228-CONF-ENG (confidential version) / ICC-02/11-01/15-T-228-Red-ENG (public redacted version)
NCTA Hearing Day 9	Transcript of 21 November 2018 hearing, ICC-02/11-01/15-T-229-ENG
NCTA Hearing Day 10	Transcript of 22 November 2018 hearing, ICC-02/11-01/15-T-230-ENG
NCTA Hearing Decision	Decision on Defence requests relating to the Prosecutor's response to the Defence motions for acquittal and to the scheduling of the hearing to be held on 1 October 2018 (filings no. 1208 and 1211), 21 September 2018, ICC-02/11-01/15-1212
Prosecution Notice of Appeal	Corrected version of 'Prosecution Notice of Appeal', 17 September 2019, ICC-02/11-01/15-1270-Corr

Prosecution's Mid-Trial Brief	Third Corrected version to Annex 1 of Prosecution's Mid-Trial Brief, 13 June 2018, ICC-02/11-01/15-1136-Conf-Anx1-Corr3 (confidential version) / ICC-02/11-01/15-1136-Anx1-Corr-Red (public redacted version)
Prosecution's Mid-Trial Brief Cover Filing	Prosecution's Mid-Trial Brief submitted pursuant to Chamber's Order on the further conduct of the proceedings (ICC-02/11-01/15-1124), 19 March 2018, ICC-02/11-01/15-1136
Prosecution's NCTA Clarification Request	Urgent Prosecution's motion seeking clarification on the standard of a "no case to answer" motion, 8 June 2018, ICC-02/11-01/15-1179
Prosecution's NCTA Response	Annex 1 - Prosecution's Consolidated Response to the Defence No Case to Answer, 10 September 2018, ICC-02/11-01/15-1207-Conf-Anx1 (confidential version) / ICC-02/11-01/15-1207-Anx1-Red2 (public redacted version)
Prosecution's NCTA Response Cover Filing	Prosecution's Response to Defence No Case to Answer Motions, 10 September 2018, ICC-02/11-01/15-1207
Prosecution's Pre-Trial Observations	Prosecution's Observations on the Conduct of the Proceedings, 8 May 2015, ICC-02/11-01/15-59
Prosecution's Release Request	Urgent Prosecution's request pursuant to article 81(3)(c)(i) of the Statute, 15 January 2019, ICC-02/11-01/15-1235
Second Conduct of Proceedings Order	Second Order on the further conduct of the proceedings, 4 June 2018, ICC-02/11-01/15-1174
Submission of Evidence AD	Judgment on the appeals of Mr Laurent Gbagbo and Mr Charles Blé Goudé against Trial Chamber I's decision on the submission of documentary evidence, 24 July 2017, ICC-02/11-01/15-995
Suspensive Effect Decision	Decision on the Prosecutor's request for suspensive effect of her appeal under article 81(3)(c)(ii) of the Statute and directions on the conduct of appeal proceedings, 18 January 2019, ICC-02/11-01/15-1243
Suspensive Effect Dissenting Opinion	Dissenting Opinion of Judge Morrison and Judge Hofmański in respect of the decision on suspensive effect, 18 January 2019, ICC-02/11-01/15-1243-Anx
Time Extension Decision	Decision on the Prosecutor's request for time extension for the notice of appeal and the appeal brief, 19 July 2019, ICC-02/11-01/15-1268

Written Reasons	Reasons for oral decision of 15 January 2019 on the <i>Requête de la Défense de Laurent Gbagbo afin qu'un jugement d'acquiescement portant sur toutes les charges soit prononcé en faveur de Laurent Gbagbo et que sa mise-en liberté immédiate soit ordonnée</i> , and on the Blé Goudé Defence no case to answer motion, 16 July 2019, ICC-02/11-01/15-1263
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Other ICC Authorities and Documents

Abbreviation used in Prosecution Brief	Full citation
Banda Arrest Warrant AD	<i>Prosecutor v. Abdalla Banda Abakaer Nourain</i> , Judgment on the appeal of Mr Abdallah Banda Abakaer Nourain against Trial Chamber IV's issuance of a warrant of arrest, 3 March 2015, ICC-02/05-03/09-632-Red
Bemba AJ	<i>Prosecutor v. Jean-Pierre Bemba Gombo</i> , Judgment on the appeal of Mr Jean-Pierre Bemba Gombo against Trial Chamber III's "Judgment pursuant to Article 74 of the Statute", 8 June 2018, ICC-01/05-01/08-3636-Red
Bemba et al. AJ	<i>Prosecutor v. Jean-Pierre Bemba Gombo et al.</i> , Judgment on the appeals of Mr Jean-Pierre Bemba Gombo, Mr Aimé Kilolo Musamba, Mr Jean-Jacques Mangenda Kabongo, Mr Fidèle Babala Wandu and Mr Narcisse Arido against the decision of Trial Chamber VII entitled "Judgment pursuant to Article 74 of the Statute", 8 March 2018, ICC-01/05-01/13-2275-Red
Bemba et al. SAJ	<i>Prosecutor v. Jean-Pierre Bemba Gombo et al.</i> , Judgment on the appeals of Mr Jean-Pierre Bemba Gombo, Mr Fidèle Babala Wandu and Mr Narcisse Arido against the decision of Trial Chamber VII entitled "Decision on Sentence pursuant to Article 76 of the Statute", 8 March 2018, ICC-01/05-01/13-2276-Red
Bemba et al. TJ	<i>Prosecutor v. Jean-Pierre Bemba Gombo et al.</i> , Judgment pursuant to Article 74 of the Statute, 19 October 2016, ICC-01/05-01/13-1989-Red

<u>Bemba Evidence Admission Decision</u>	<i>Prosecutor v. Jean-Pierre Bemba Gombo</i> , Judgment on the appeals of Mr Jean-Pierre Bemba Gombo and the Prosecutor against the decision of Trial Chamber III entitled "Decision on the admission into evidence of materials contained in the prosecution's list of evidence", 3 May 2011, ICC-01/05-01/08-1386
<u>Bemba Judge Eboe-Osuji Concurring Separate Opinion</u>	<i>Prosecutor v. Jean-Pierre Bemba Gombo</i> , Judgment on the appeal of Mr Jean-Pierre Bemba Gombo against Trial Chamber III's "Judgment pursuant to Article 74 of the Statute", 8 June 2018, Concurring Separate Opinion of Judge Eboe-Osuji, 14 June 2018, ICC-01/05-01/08-3636-Anx3
<u>Bemba Judges Van den Wyngaert and Morrison Separate Opinion</u>	<i>Prosecutor v. Jean-Pierre Bemba Gombo</i> , Judgment on the appeal of Mr Jean-Pierre Bemba Gombo against Trial Chamber III's "Judgment pursuant to Article 74 of the Statute", 8 June 2018, Separate Opinion of Judge Van den Wyngaert and Judge Morrison, 8 June 2018, ICC-01/05-01/08-3636-Anx2
<u>Bemba II</u>	<i>Prosecutor v. Jean-Pierre Bemba Gombo</i> , Judgment pursuant to Article 74 of the Statute, 21 March 2016, ICC-01/05-01/08-3343
<u>Code of Judicial Ethics</u>	ICC Code of Judicial Ethics, ICC-BD/02-01-05
<u>DRC Extraordinary Review Decision</u>	<i>Situation in the Democratic Republic of the Congo</i> , 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, ICC-01/04-168
<u>Gaddafi Admissibility AD</u>	<i>Prosecutor v. Saif Al-Islam Gaddafi and Abdullah Al-Senussi</i> , Judgment on the appeal of Libya against the decision of Pre-Trial Chamber I of 31 May 2013 entitled "Decision on the admissibility of the case against Saif Al-Islam Gaddafi", 21 May 2014, ICC-01/11-01/11-547-Red
<u>Gbagbo Judge Ušacka Dissenting Opinion</u>	<i>Prosecutor v. Laurent Gbagbo</i> , Dissenting Opinion of Judge Anita Ušacka, 29 October 2013, ICC-02/11-01/11-548-Anx2

Katanga Legal Characterisation AD	<i>Prosecutor v. Germain Katanga</i> , Judgment on the appeal of Mr Germain Katanga against the decision of Trial Chamber II of 21 November 2012 entitled "Decision on the implementation of regulation 55 of the Regulations of the Court and severing the charges against the accused persons", 27 March 2013, ICC-01/04-01/07-3363
Katanga TJ	<i>Prosecutor v. Germain Katanga</i> , Judgment pursuant to article 74 of the Statute, 7 March 2014, ICC-01/04-01/07-3436-tENG
Kenyatta Admissibility AD	<i>Prosecutor v. Uhuru Muigai Kenyatta et al.</i> , Judgment on the appeal of the Republic of Kenya against the decision of Pre-Trial Chamber II of 30 May 2011 entitled "Decision on the Application by the Government of Kenya Challenging the Admissibility of the Case Pursuant to Article 19(2)(b) of the Statute", 30 August 2011, ICC-01/09-02/11-274
Kenyatta Counsel Appointment AD	<i>Prosecutor v. Uhuru Muigai Kenyatta et al.</i> , Judgment on the appeal of the Prosecutor against the decision of Pre-Trial Chamber II dated 20 July 2011 entitled "Decision with Respect to the Question of Invalidating the Appointment of Counsel to the Defence", 10 November 2011, ICC-01/09-02/11-365
Kenyatta Non-Compliance AD	<i>Prosecutor v. Uhuru Muigai Kenyatta</i> , Judgment on the Prosecutor's appeal against Trial Chamber V(B)'s "Decision on Prosecution's application for a finding of non-compliance under Article 87(7) of the Statute", 19 August 2015, ICC-01/09-02/11-1032
Kenyatta Oral Submissions Decision	<i>Prosecutor v. Uhuru Muigai Kenyatta</i> , Decision on the "Request to Make Oral Submissions on Jurisdiction under Rule 156(3)", 1 May 2012, ICC-01/09-02/11-421
Kony et al. Admissibility AD	<i>Prosecutor v. Joseph Kony et al.</i> , Judgment on the appeal of the Defence against the "Decision on the admissibility of the case under article 19(1) of the Statute" of 10 March 2009, 16 September 2009, ICC-02/04-01/05-408
Lubanga Directions Decision	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Decision on the "Urgent Request for Directions" of the Kingdom of the Netherlands of 17 August 2011, 26 August 2011, ICC-01/04-01/06-2799

Lubanga First Redactions AD	<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 "First Decision on the Prosecution's Requests and Amended Requests for Redactions under Rule 81", 14 December 2006, ICC-01/04-01/06-773
Lubanga Interim Release AD	<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 "Décision sur la demande de mise en liberté provisoire de Thomas Lubanga Dyilo", 13 February 2007, ICC-01/04-01/06-824
Lubanga Jurisdiction AD	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Judgment on the Appeal of Mr. Thomas Lubanga Dyilo against the Decision on the Defence Challenge to the Jurisdiction of the Court pursuant to article 19(2)(a) of the Statute of 3 October 2006, 14 December 2006, ICC-01/04-01/06-772
Lubanga Release AD	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Judgment on the appeal of the Prosecutor against the decision of Trial Chamber I entitled "Decision on the release of Thomas Lubanga Dyilo", 21 October 2008, ICC-01/04-01/06-1487
Lubanga Second Redactions AD	<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 "Second Decision on the Prosecution Requests and Amended Requests for Redactions under Rule 81", 14 December 2006, ICC-01/04-01/06-774
Lubanga Second Reparations AD	<i>Prosecutor v. Thomas Lubanga Dyilo</i> , Judgment on the appeals against Trial Chamber II's 'Decision Setting the Size of the Reparations Award for which Thomas Lubanga Dyilo is Liable', 18 July 2019, ICC-01/04-01/06-3466-Red
Ngudjolo AI	<i>Prosecutor v. Mathieu Ngudjolo Chui</i> , Judgment on the Prosecutor's appeal against the decision of Trial Chamber II entitled "Judgment pursuant to article 74 of the Statute, 7 April 2015, ICC-01/04-02/12-271-Corr

Ngudjolo AJ Dissenting Opinion	<i>Prosecutor v. Mathieu Ngudjolo Chui</i> , Joint Dissenting Opinion of Judge Ekaterina Trendafilova and Judge Cuno Tarfusser, 27 February 2015, ICC-01/04-02/12-271-AnxA
Ngudjolo Notification AD	<i>Prosecutor v. Mathieu Ngudjolo Chui</i> , Order on Mr Katanga's request to be provided with the Prosecution's appeal brief, 12 April 2013, ICC-01/04-02/12-61
Ngudjolo PRV Filing Order	<i>Prosecutor v. Mathieu Ngudjolo Chui</i> , Order on the filing of public redacted versions of submissions by the parties and participants, 4 October 2013, ICC-01/04-02/12-143
Ngudjolo TJ	<i>Prosecutor v. Mathieu Ngudjolo Chui</i> , Judgment pursuant to article 74 of the Statute, 18 December 2012, ICC-01/04-02/12-3-tENG
Ntaganda NCTA AD	<i>Prosecutor v. Bosco Ntaganda</i> , Judgment on the appeal of Mr Bosco Ntaganda against the "Decision on Defence request for leave to file a 'no case to answer' motion", 5 September 2017, ICC-01/04-02/06-2026
Ntaganda NCTA Decision	<i>Prosecutor v. Bosco Ntaganda</i> , Decision on Defence request for leave to file a 'no case to answer' motion, 1 June 2017, ICC-01/04-02/06-1931
Ntaganda TJ	<i>Prosecutor v. Bosco Ntaganda</i> , Judgment, 8 July 2019, ICC-01/04-02/06-2359
Ongwen Disclosure AD	<i>Prosecutor v. Dominic Ongwen</i> , Judgment on the appeal of the Prosecutor against the decision of Pre-Trial Chamber II entitled "Decision Setting the Regime for Evidence Disclosure and Other Related Matters", 17 June 2015, ICC-02/04-01/15-251
Ongwen NCTA Decision	<i>Prosecutor v. Dominic Ongwen</i> , Decision on Defence Request for Leave to File a No Case to Answer Motion, 18 July 2018, ICC-02/04-01/15-1309
Ruto and Sang Admissibility AD	<i>Prosecutor v. William Samoei Ruto et al.</i> , Judgment on the appeal of the Republic of Kenya against the decision of Pre-Trial Chamber II of 30 May 2011 entitled "Decision on the Application by the Government of Kenya Challenging the Admissibility of the Case Pursuant to Article 19(2)(b) of the Statute, 30 August 2011, ICC-01/09-01/11-307

<u>Ruto and Sang Confirmation Decision</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute, 23 January 2012, ICC-01/09-01/11-373
<u>Ruto and Sang Decision No. 5</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Decision No. 5 on the Conduct of Trial Proceedings (Principles and Procedure on 'No Case to Answer' Motions), 3 June 2014, ICC-01/09-01/11-1334
<u>Ruto and Sang Decision No. 5 Judge Eboe-Osuji's Separate Opinion</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Separate further opinion of Judge Eboe-Osuji, 3 June 2014, ICC-01/09-01/11-1334-Anx-Corr
<u>Ruto and Sang General Directions</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Decision on the Conduct of Trial Proceedings (General Directions), 9 August 2013, ICC-01/09-01/11-847-Corr
<u>Ruto and Sang Judge Herrera Carbuccia's Dissenting Opinion</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Dissenting Opinion of Judge Herrera Carbuccia, 5 April 2016, ICC-01/09-01/11-2027-AnxI
<u>Ruto and Sang NCTA Decision</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Decision on Defence Applications for Judgments of Acquittal, 5 April 2016, ICC-01/09-01/11-2027-Red-Corr
<u>Ruto and Sang NCTA Decision (Reasons of Judge Eboe-Osuji)</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Decision on Defence Applications for Judgments of Acquittal, 5 April 2016, ICC-01/09-01/11-2027-Red-Corr, pp. 58-259 (Reasons of Judge Eboe-Osuji)
<u>Ruto and Sang NCTA Decision (Reasons of Judge Fremr)</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Decision on Defence Applications for Judgments of Acquittal, 5 April 2016, ICC-01/09-01/11-2027-Red-Corr, pp. 3-57 (Reasons of Judge Fremr)
<u>Ruto and Sang Trial Presence AD</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , Judgment on the appeal of the Prosecutor against the decision of Trial Chamber V(a) of 18 June 2013 entitled "Decision on Mr Ruto's Request for Excusal from Continuous Presence at Trial", 25 October 2013, ICC-01/09-01/11-1066
<u>Ruto and Sang Witness Compulsion AD</u>	<i>Prosecutor v. William Samoei Ruto et al.</i> , 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, ICC-01/09-01/11-1598

Uganda Victim Participation ALA Decision	<i>Situation in Uganda</i> , Decision on the Prosecution's Application for Leave to Appeal the Decision on Victims' Applications for Participation a/0010/06, a/0064/06 to a/0070/06, a/0081/06 to a/0104/06 and a/0111/06 to a/0127/06, 19 December 2007, ICC-02/04-112
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ICTY authorities and documents

Abbreviation used in Prosecution Response Brief	Full citation
Aleksovski Evidence Admissibility Decision	<i>Prosecutor v. Zlatko Aleksovski</i> , Case No. IT-95-14/1, Decision on Prosecutor's Appeal on Admissibility of Evidence, 16 February 1999
D. Milošević AJ	<i>Prosecutor v. Dragomir Milošević</i> , Case No. IT-98-29/1-A, Judgement, 12 November 2009
Delalić et al. AJ	<i>Prosecutor v. Zejnil Delalić et al.</i> , Case No. IT-92-21-A, Judgement, 20 February 2001
Đorđević AJ	<i>Prosecutor v. Vlastimir Đorđević</i> , Case No. IT-05-87/1-A, Judgement, 27 January 2014
Gotovina et al. AJ	<i>Prosecutor v. Ante Gotovina et al.</i> , Case No. IT-06-90-A, Judgement, 16 November 2012
Haradinaj et al. AJ	<i>Prosecutor v. Ramush Haradinaj et al.</i> , Case No. IT-04-84-A, Judgement, 19 July 2010
Jelisić AJ	<i>Prosecutor v. Goran Jelisić</i> , Case No. IT-95-10-A, Judgement, 5 July 2001
Karadžić AJ	<i>Prosecutor v. Radovan Karadžić</i> , Case No. IT-95-5/18-AR98bis.1, Judgement, 11 July 2013
Kordić and Čerkez rule 98bis Decision	<i>Prosecutor v. Dario Kordić and Mario Čerkez</i> , Case No. IT-95-14/2, Decision on Defence Motions for Judgements of Acquittal, 6 April 2000
Kunarac et al. AJ	<i>Prosecutor v. Dragoljub Kunarac et al.</i> , Case No. IT-96-23 & IT-96-23/1-A, Judgement, 12 June 2002
Kupreškić et al. AJ	<i>Prosecutor v. Zoran Kupreškić et al.</i> , Case No. IT-95-16-A, Judgement, 23 October 2001
Kvočka et al. AJ	<i>Prosecutor v. Miroslav Kvočka et al.</i> , Case No. IT-98-30/1-A, Judgement, 28 February 2005
Limaj et al. AJ	<i>Prosecutor v. Fatmir Limaj et al.</i> , Case No. IT-03-66-A, Judgement, 27 September 2007

Lukić et al. AJ	<i>Prosecutor v. Milan Lukić et al.</i> , Case No. IT-98-32/1-A, Judgement, 4 December 2012
Martić AJ	<i>Prosecutor Milan Martić</i> , Case No. IT-95-11-A, Judgement, 8 October 2008
Martić Witness AD	<i>Prosecutor Milan Martić</i> , Case No. IT-95-11-AR73.2, Decision on Appeal Against the Trial Chamber's Decision on the Evidence of Witness Milan Babić, 14 September 2006
Milošević rule 98bis Decision	<i>Prosecutor v. Slobodan Milošević</i> , Case No. IT-02-54-T, Decision on Motion for Judgement of Acquittal, 16 June 2004
Popović et al. AJ	<i>Prosecutor v. Vujadin Popović et al.</i> , Case No. IT-05-88-A, Judgement, 30 January 2015
Sainović et al. AJ	<i>Prosecutor v. Nikola Šainović et al.</i> , Case No. IT-05-87-A, Judgement, 23 January 2014
Tadić AJ	<i>Prosecutor v. Duško Tadić</i> , Case No. IT-94-1-A, Judgement, 15 July 1999

ICTR authorities and documents

Abbreviation used in Prosecution Response Brief	Full citation
Bagilishema AJ	<i>Prosecutor v. Ignace Bagilishema</i> , Case No. ICTR-95-1A-A, Judgement (Reasons), 3 July 2002
Bagosora et al. 18 December 2008 Transcript	<i>Prosecutor v. Théoneste Bagosora et al.</i> , Case No. ICTR-98-41-T, Transcript of Judgement, 18 December 2008
Bagosora et al. AJ	<i>Prosecutor v. Théoneste Bagosora et al.</i> , Case No. ICTR-98-41-A, Judgement, 14 December 2011
Bagosora et al. TJ	<i>Prosecutor v. Théoneste Bagosora et al.</i> , Case No. ICTR-98-41-T, Judgement and Sentence, 18 December 2008
Bikindi AJ	<i>Prosecutor v. Simon Bikindi</i> , Case No. ICTR-01-72-A, Judgement, 18 March 2010
Bizimungu et al. AJ	<i>Prosecutor v. Augustin Bizimungu</i> , Case No. ICTR-00-56B-A, Judgement, 20 June 2014
Gatete AJ	<i>Prosecutor v. Jean-Baptiste Gatete</i> , Case No. ICTR-00-61-A, Judgement, 9 October 2012

Hategekimana AJ	<i>Prosecutor v. Ildephonse Hategekimana</i> , Case No. ICTR-00-5B-A, Judgement, 8 May 2012
Kajelijeli AJ	<i>Prosecutor v. Juvenal Kajelijeli</i> , Case No. ICTR-98-44A-A, Judgement, 23 May 2005
Kalimanzira AJ	<i>Prosecutor v. Callixte Kalimanzira</i> , Case No. ICTR-05-88-A, Judgement, 20 October 2010
Kanyarukiga AJ	<i>Prosecutor v. Gaspard Kanyarukiga</i> , Case No. ICTR-02-78-A, Judgement, 8 May 2012
Karemera et al. AJ	<i>Prosecutor v. Édouard Karemera et al.</i> , Case No. ICTR-98-44-A, Judgement, 29 September 2014
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Karera AJ	<i>Prosecutor v. François Karera</i> , Case No. ICTR-01-74-A, Judgement, 2 February 2009
Muhimana AJ	<i>Prosecutor v. Mikaeli Muhimana</i> , Case No. ICTR-95-1B-A, Judgement, 21 May 2007
Munyakazi AJ	<i>Prosecutor v. Yussuf Munyakazi</i> , Case No. ICTR-97-36A-A, Judgement, 28 September 2011
Musema AJ	<i>Prosecutor v. Alfred Musema</i> , Case No. ICTR-96-13-A, Judgement, 16 November 2001
Muvunyi AJ	<i>Prosecutor v. Tharcisse Muvunyi</i> , Case No. ICTR-2000-55A-A, Judgement, 1 April 2011
Nahimana et al. AJ	<i>Prosecutor v. Ferdinand Nahimana et al.</i> , Case No. ICTR-99-52-A, Judgement, 28 November 2007
Ndahimana AJ	<i>Prosecutor v. Grégoire Ndahimana</i> , Case No. ICTR-01-68-A, Judgement, 16 December 2013
Nizeyimana AJ	<i>Prosecutor v. Ildéphonse Nizeyimana</i> , Case No. ICTR-00-55C-A, Judgement, 29 September 2014
Ntabakuze AJ	<i>Prosecutor v. Aloys Ntabakuze</i> , Case No. ICTR-98-41A-A, Judgement, 8 May 2012
Ntawukulilyayo AJ	<i>Prosecutor v. Dominique Ntawukulilyayo</i> , Case No. ICTR-05-82-A, Judgement, 14 December 2011
Nzabonimana AJ	<i>Prosecutor v. Callixte Nzabonimana</i> , Case No. ICTR-98-44D-A, 29 September 2014
Renzaho AJ	<i>Prosecutor v. Tharcisse Renzaho</i> , Case No. ICTR-970310A, Judgement, 1 April 2011
Rukundo AJ	<i>Prosecutor v. Emmanuel Rukundo</i> , Case No. ICTR-2001-70-A, Judgement, 20 October 2010

Rutaganda AJ	<i>Prosecutor v. Georges Anderson Nderubumwe Rutaganda</i> , Case No. ICTR-96-3-A, Judgement, 26 May 2003
Seromba AJ	<i>Prosecutor v. Athanase Seromba</i> , Case No. ICTR-2001-66-A, Judgement, 12 March 2008
Setako AJ	<i>Prosecutor v. Ephrem Setako</i> , Case No. ICTR-04-81-A, Judgement, 28 September 2011
Simba AJ	<i>Prosecutor v. Aloys Simba</i> , Case No. ICTR-01-76-A, Judgement, 27 November 2007
Zigiranyirazo AJ	<i>Prosecutor v. Protais Zigiranyirazo</i> , Case No. ICTR-01-73-A, Judgement, 16 November 2009

SCSL authorities and documents

Abbreviation used in Prosecution Response Brief	Full citation
Taylor AJ	<i>Prosecutor v. Charles Ghankay Taylor</i> , Case No. SCSL-03-01-A, Judgment, 26 September 2013

STL authorities and documents

Abbreviation used in Prosecution Response Brief	Full citation
Ayyash et al. 1 June 2016 Interim Decision	<i>Prosecutor v. Salim Jamil Ayyash et al.</i> , Case No. STL-11-01/T I AC/ AR126.11, Interim Decision on the Death of Mr Mustafa Amine Badreddine and Possible Termination of Proceedings, Dissenting Opinion of Judge Micheline Braidy, 1 June 2016
Ayyash et al. 7 June 2016 Reasons	<i>Prosecutor v. Salim Jamil Ayyash et al.</i> , Case No. STL-11-01/T I AC/ AR126.11, Reasons for Interim Decision on the Death of Mr Mustafa Amine Badreddine and Possible Termination of Proceedings, 7 June 2016

Ayyash et al. 8 June 2016 Judge Braidy's Dissenting Opinion	<i>Prosecutor v. Salim Jamil Ayyash et al.</i> , Case No. STL-11-01/T I AC/ AR126.11, Dissenting Opinion of Judge Micheline Braidy on the Trial Chamber's Interim Decision Regarding the Death of Mr Mustafa Amine Badreddine and Possible Termination of Proceedings, 8 June 2016
Ayyash et al. AD	<i>Prosecutor v. Salim Jamil Ayyash et al.</i> , Case No. STL-11-01/T I AC/ AR126.11, Decision on Badreddine Defence Interlocutory Appeal of the "Interim Decision on the Death of Mustafa Amine Badreddine and Possible Termination of Proceedings", 11 July 2016
Ayyash et al. Judge Baragwanath's Dissenting Opinion	<i>Prosecutor v. Salim Jamil Ayyash et al.</i> , Case No. STL-11-01/T I AC/ AR126.11, Dissenting Opinion of Judge David Baragwanath on the Appeals Chamber's "Decision on Badreddine Defence Interlocutory Appeal of the 'Interim Decision on the Death of Mr Mustafa Amine Badreddine and Possible Termination of Proceedings'", 13 July 2016
Ayyash et al. Judge Nsereko's Dissenting Opinion	<i>Prosecutor v. Salim Jamil Ayyash et al.</i> , Case No. STL-11-01/T I AC/ AR126.11, Decision on Badreddine Defence Interlocutory Appeal of the "Interim Decision on the Death of Mustafa Amine Badreddine and Possible Termination of Proceedings", 11 July 2016, Dissenting Opinion of Judge Nsereko
Ayyash et al. Transcript, 2 June 2016	<i>Prosecutor v. Salim Jamil Ayyash et al.</i> , Case No. STL-11-01/T I AC/ AR126.11, Transcript of hearing, 2 June 2016
New TV S.A.L. et al. AJ	<i>Case Against New TV S.A.L and Karma Mohamed Tahsin Al Khayat</i> , Case No. STL-14-05, Public Redacted Version of Judgment on Appeal, 8 March 2016
STL Rules of Procedure and Evidence (superseded)	Rules of Procedure and Evidence, April 2017
STL's Rules of Procedure and Evidence (current)	Rules of Procedure and Evidence, April 2019

ECCC authorities and documents

Abbreviation used in Prosecution Response Brief	Full citation
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Case 002 JCE Notice Order	<i>Case File No. 002/19-09-2007-ECCC-OCIJ</i> , Order on the Application at the ECCC of the Form of Liability Known as Joint Criminal Enterprise (D97/13), 8 December 2009
Case 002/01 AJ	<i>Case File No. 002/19-09-2007/ECCC/SC</i> , Appeal Judgement (F36), 23 November 2016
Case 002/02 Case History	<i>Case File No. 002/19-19-2007/ECCC/TC</i> , Case 002/02 history, last accessed 13 October 2019
Case 002/02 TJ	<i>Case File No. 002/19-09-2007/ECCC/TC</i> , Case 002/02 Judgement (E465), 16 November 2018
Case 002/02 TJ Summary	<i>Case File No. 002/19-09-2007/ECCC/TC</i> , Trial Chamber Summary of Judgement Case 002/02, 16 November 2018

ECtHR authorities

Abbreviation used in Prosecution Response Brief	Full citation
Fazliyski v. Bulgaria	<i>Fazliyski v. Bulgaria</i> , App. no. 40908/05, Judgment, 16 April 2013
García Ruiz v. Spain	<i>García Ruiz v. Spain</i> , App. no. 30544/96, Judgment, 21 January 1999
Gorou v. Greece	<i>Gorou v. Greece (No. 2)</i> , App. no. 12686/03, Judgment, 20 March 2009
Hadjianastassiou v. Greece	<i>Hadjianastassiou v. Greece</i> , App. no. 12945/87, Judgment, 16 December 1992
Hirovisaari v. Finland	<i>Hirovisaari v. Finland</i> , App. no. 49684/99, Judgment, 27 September 2001

<i>Malmberg and Others v. Russia</i>	<i>Malmberg and Others v. Russia</i> , App. nos. 23045/05, 21236/09, 17759/10 and 48402/10, Judgment, 15 January 2015
<i>Perez v. France</i>	<i>Perez v. France</i> , App. no. 47287/99, Judgment, 12 February 2004
<i>Biryukov v. Russia</i>	<i>Ryakib Biryukov v. Russia</i> , App. no. 14810/02, Judgment, 17 January 2008
<i>Suominen v. Finland</i>	<i>Suominen v. Finland</i> , App. no. 37801/97, Judgment, 1 July 2003
<i>Szücs v. Austria</i>	<i>Szücs v. Austria</i> , App. no. 20602/92, Judgment, 24 November 1997
<i>Van de Hurk v. Netherlands</i>	<i>Van de Hurk v. Netherlands</i> , App. no. 16034/90, Judgment, 19 April 1994
<i>Werner v. Austria</i>	<i>Werner v. Austria</i> , App. no. 21835/93, Judgment, 24 November 1997

International and regional treaties and documents

Abbreviation used in Prosecution Response Brief	Full citation
ACHR	American Convention on Human Rights (1969)
ECHR	European Convention on Human Rights (1950)
ICCPR	International Covenant on Civil and Political Rights (1966)
ILC Draft Statute	International Law Commission, "Draft Statute for an International Criminal Court, Report of the International Law Commission on the Work of its Forty-Sixth Session", 2 May-22 July 1994, Official Records of the General Assembly, Forty-ninth session, Supplement No. 10 A/49/10 Vol. II., U.N. Doc. A/49/10
UDHR	Universal Declaration on Human Rights (1947)

Domestic legislation and jurisprudence

Abbreviation used in Prosecution Response Brief	Full citation
Austria Code of Criminal Procedure	Code of Criminal Procedure of the Republic of Austria, 1975 (amended 2018)
Colombia Code of Criminal Procedure	<i>El Código de Procedimiento Penal</i> , 2004
Costa Rica Code of Criminal Procedure	<i>Código Procesal Penal</i> , 1996
Côte d'Ivoire Code of Criminal Procedure	<i>Le Code de Procédure Pénale</i> , 2018
France Code of Criminal Procedure	<i>Le Code de Procédure Pénale</i> , 2019
Germany Code of Criminal Procedure	German Code of Criminal Procedure, 1987 (amended 2014)
India Code of Criminal Procedure	Indian Code of Criminal Procedure, 1973
Italy Code of Criminal Procedure	Criminal Procedure Code of the Republic of Italy, 1989
Korea Code of Criminal Procedure	Republic of Korea, Regulation on Criminal Procedure, 2012
People v. Ahmed	Court of Appeals of the State of New York, <i>People v Ahmed</i> , 66 N.Y.2d 307 (1985)
People v. Bayes	Court of Appeals of the State of New York, <i>People v. Bayes</i> , 78 N.Y.2d 546 (1991)
People v. Lumpkin	Court of Appeals of the State of New York, <i>People v. Lumpkin</i> , 173 A.D.2d 738 (1991)
People v. Parker	Court of Appeals of the State of New York, <i>People v. Parker</i> , 32 N.Y.3d 49 (2018)
People v. Patterson	Court of Appeals of the State of New York, <i>People v Patterson</i> , 39 N.Y.2d 288 (1976)
Peru Code of Criminal Procedure	<i>Código Procesal Penal</i> , 2004
Planned Parenthood of Southeastern Pennsylvania v. Casey	Supreme Court of the United States, <i>Planned Parenthood of Southeastern Pennsylvania v. Casey</i> , 505 U.S. 833 (1992)
Poland Code of Criminal Procedure	Criminal Procedure Code of the Republic of Poland, 1997 (amended 2003)

<i>R v. Galbraith</i>	England and Wales Court of Appeal, <i>R v. Galbraith</i> , [1981] 1 WLR 1039
<i>R v. Shippey and Jedynak</i>	England and Wales Court of Appeal, <i>R v. Shippey and Jedynak</i> , [1988] Crim LR 767
R v. Teskey	Alberta Court of Appeal (Canada), <i>R v. Teskey</i> [2007] 2 S.C.R. 267
R v. Wickers	Supreme Court of South Australia, <i>R v Wickers</i> , [2019] SASFC 102, 23 August 2019

Academic sources

Abbreviation used in Prosecution Response Brief	Full citation
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Bingham (2006)	Bingham, Rt. Hon. L.J., "The Rule of Law", <i>The 6th Sir David Williams Lecture</i> , 16 November 2006 (Cambridge)
Blom-Cooper and Drewry	Blom-Cooper, L.J. and Drewry, G., <i>Final Appeal: A Study on the House of Lords in Judicial Capacity</i> (Oxford: Clarendon Press, 1972)
Boas et al.	Boas, G., Bischoff, J.L., Reid, N.L. and Taylor III, B.D., <i>International Criminal Law Practitioner Library, Volume III: International Criminal Procedure</i> (New York: CUP, 2011)
Cohen	Cohen, M., "When Judges Have Reasons Not to Give Reasons: A Comparative Law Approach", <i>Washington and Lee Law Review</i> , Vol. 72, Issue 2 (2015), p. 483
Coleman and Leiter	Coleman, J.L. and Leiter, B., "Determinacy, Objectivity, and Authority", in Marmor, A. (Ed.), <i>Law and Interpretation: Essays in Legal Philosophy</i> (Clarendon Press, 1994), p. 203
Damrosch	Damrosch, L.F., "Article 56" in Zimmermann, A., Oellers-Frahm, K., Tomuschat, C., and Tams, C.J. (Eds.), <i>The Statute of the International Court of Justice: A Commentary</i> , 2 nd Ed. (OUP, 2012), p. 1366

Davis and Reynolds	Davis, J.F. and Reynolds, W.L., "Juridical Cripples: Plurality Opinions in the Supreme Court", <i>Duke Law Journal</i> , (1974), p. 59
Ginsburg	Ginsburg, R.B., "Remarks on Writing Separately", <i>Washington Law Review</i> , Vol. 65, Issue 1 (1990), p. 133
Guariglia	Guariglia, F., " <i>Concepto, fin y alcance de las prohibiciones de valoración probatoria en el procedimiento penal</i> ", <i>Colección Tesis Doctoral</i> (Editores del Puerto s.r.l., 2005)
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Harvard Law Review	Harvard Law Review, "Plurality Decisions and Judicial Decision Making", <i>Harvard Law Review</i> , Vol. 94, Issue 5 (1981), p. 1127
Klamberg	Klamberg, M. (Ed.), <i>Commentary on the Law of the International Criminal Court</i> (Brussels: Torkel Opsahl Academic EPublisher, 2017)
Kuhlmann	Kuhlmann, C., " <i>Ich muss immer das letzte Wort haben - Vom Gestaltungsmissbrauch bei der mündlichen Urteilsverkündung</i> ", <i>Onlinezeitschrift für Höchststrichterliche Rechtsprechung zum Strafrecht</i> , 15. Jahrgang (Januar 2014), p. 25
L'Heureux-Dubé (1990)	L'Heureux-Dubé, C., "The Length and Plurality of Supreme Court of Canada Decisions", <i>Alberta Law Review</i> , Vol. 28, Issue 3 (1990), p. 581
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Wald	Wald, P.M., "The Rhetoric of Results and the Results of Rhetoric: Judicial Writings", <i>University of Chicago Law Review</i> , Vol. 62, Issue 4 (1995), p. 1371

Other Abbreviations

Abbreviation used in Prosecution Response Brief	Full citation
BAE	<i>Brigade anti-émeute</i> (Anti-riot Brigade)
BASA	<i>Bataillon d'artillerie sol-air</i> (Surface-to-Air Artillery Battalion)
ECCC	Extraordinary Chambers in the Courts of Cambodia
ECtHR	European Court of Human Rights
FDS	<i>Forces de Défense et de Sécurité</i> (Defence and Security Forces)
ICTR	International Criminal Tribunal for Rwanda

ICTY	International Criminal Tribunal for the former Yugoslavia
NCTA	No case to answer
RoC	Regulations of the Court
RPE or Rules	Rules of Procedure and Evidence
RTI	<i>Radio-Télévision Ivoirienne</i> (Ivorian Radio and Television Broadcasting)
SCSL	Special Court for Sierra Leone
Statute	Rome Statute
STL	Special Tribunal for Lebanon