#### Public

# Annex 2

# **Glossary and List of Authorities**

#### I. ICC FILINGS

Short Title	Reference
Afghanistan Appeal Decision	Judgment on the appeal against the decision on the authorisation of an investigation into the situation in the Islamic Republic of Afghanistan (Appeals Chamber), No. ICC-02/17-138, 5 March 2020
Australia Amicus Request	Application for leave to file observations pursuant to the Order of 28 January 2020 setting the procedure and schedule for the submission of observations, No. ICC-01/18-30, 14 February 2020
Badinter et al.  Amicus Request	Application for leave to file written observations on the question of jurisdiction pursuant to Rule 103 of the Rules of Procedure and Evidence, No. ICC-01/18-45, 14 February 2020
Bemba Confirmation of Charges Decision	Decision Pursuant to Article 61(7)(a) and (b) of the Rome Statute on the Charges of the Prosecutor Against Jean-Pierre Bemba Gombo (Pre-Trial Chamber II), No. ICC-01/05-01/08-424, 15 June 2009
Côte d'Ivoire Authorisation Decision	Corrigendum to "Decision Pursuant to Article 15 of the Rome Statute on the Authorisation of an Investigation into the Situation in the Republic of Côte d'Ivoire" (Pre-Trial Chamber III), No. ICC-02/11-14-Corr, 15 November 2011
ECLJ Amicus Request	Request for Leave to Submit Observations with respect to the Situation in the State of Palestine on behalf of the European Centre for Law and Justice, No. ICC-01/18-18, 4 February 2020
Georgia Authorisation Decision	Decision on the Prosecutor's request for authorization of an investigation" (Pre-Trial Chamber I), No. ICC-01/15-12, 27 January 2016
Germany Amicus Request	Application for leave to file written observations by the Federal Republic of Germany, No. ICC-01/18-29, 14 February 2020
IJL Amicus Request	Request by the IJL for Leave to Submit Observations in accordance with the "Order setting the procedure and the schedule for the submission of observations" issued by Pre-Trial Chamber I on 28 January 2020, No. ICC-01/18-34, 14 February 2020
Katanga Arrest Warrant Decision	Decision on the evidence and information provided by the Prosecution for the issuance of a warrant of arrest for Germain Katanga (Pre-Trial Chamber I), No. ICC-01/04-01/07-55, 5 November 2007

Short Title	Reference
Kenya Authorisation Decision	Decision Pursuant to Article 15 of the Rome Statute on the Authorization of an Investigation into the Situation in the Republic of Kenya (Pre-Trial Chamber II), No. ICC-01/09-19, 31 March 2010
Kenyatta et al. Summons Decision	Decision on the Prosecutor's Application for Summonses to Appear for Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohammed Hussein Ali (Pre-Trial Chamber II), No. ICC-01/09-02/11-1, 8 March 2011
Kony et al. Admissibility Decision	Decision on the admissibility of the case under article 19(1) of the Statute (Pre-Trial Chamber II), No. ICC-02/04-01/05-377, 11 March 2009
Kony et al. Decision on Victims' Participation	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 (Pre-Trial Chamber II, Single Judge), No. ICC-02/04-01/05-252, 10 August 2007
Lawfare Project et al. Amicus Request	Application for Leave to Submit Observations on the Prosecutor's Request in accordance with the Chamber's Order of 28 January 2020 on behalf of the Non-Governmental Organisations: The Lawfare Project, the Institute for NGO Research, Palestinian Media Watch, and the Jerusalem Center for Public Affairs, No. ICC-01/18-26, 14 February 2020
Muthaura et al. Admissibility Decision	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", No. ICC-01/09-02/11-274 OA, 30 August 2011
Myanmar Dissenting Opinion	Partially dissenting opinion of Judge Marc Perrin de Brichambaut, No. ICC-RoC46(3)-01/18-37-Anx, 6 September 2018
Myanmar Jurisdiction Decision	Decision on the 'Prosecution's Request for a Ruling on Jurisdiction under Article 19(3) of the Statute'", No. ICC-RoC46(3)-01/18-37, 6 September 2018
OTP Request	Prosecution request pursuant to article 19(3) for a ruling on the Court's territorial jurisdiction in Palestine, No. ICC-01/18-12, 22 January 2020
Palestinian Bar Association Amicus Request	Request for leave to submit amicus curiae observations pursuant to rule 103 of the Rules of Procedure and Evidence, No. ICC-01/18-32, 14 February 2020

Short Title	Reference
Procedure and Schedule Order	Order setting the procedure and the schedule for the submission of observations (Pre-Trial Chamber I), No. ICC-01/18-14, 28 January 2020
Ruto et al. Admissibility Decision	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" (Appeals Chamber), No. ICC-01/09-01/11-307 OA, 30 August 2011
Touro Institute Amicus Request	Corrigendum of Request for Leave to Submit Observations on behalf of The Touro Institute on Human Rights and the Holocaust, No. ICC-01/18-21-Corr, 14 February 2020
<u>Uganda Amicus</u> <u>Request</u>	Request by the Republic of Uganda for leave to submit amicus curiae observations in response to the Prosecutor's request pursuant to article 19(3) of the Rome Statute for a ruling on the Court's territorial jurisdiction in Palestine, No. ICC-01/18-62, 14 February 2020
Uganda Registry Submission Decision	Decision on the Prosecutor's Application that the Pre-Trial Chamber disregard as irrelevant the Submission filed by the Registry on 5 December 2005 (Pre-Trial Chamber II), No. ICC-02/04-01/05-147, 9 March 2006
UKLFI et al. Amicus Request	Application for Leave to Submit Observations on the Prosecutor's Request in accordance with paragraph e) of the Chamber's Order of 28 January 2020 on behalf of the Non-Governmental Organisations UK Lawyers for Israel ("UKLFI"), B'nai B'rith UK ("BBUK"), the International Legal Forum ("ILF"), the Jerusalem Initiative ("JI") and the Simon Wiesenthal Centre ("SWC"), No. ICC-01/18-31, 14 February 2020

## II. OTHER ICC DOCUMENTS

Short Title	Reference
ASP – Annotated List of Items	Annotated list of items included in the provisional agenda, Doc. ICC-ASP/17/1/Add.1, 29 November 2018
Budget Committee Report 2016	Report of the Committee on Budget and Finance on the Work of its twenty-sixth session, Doc. ICC-ASP/15/5, 12 July 2016
Budget Committee Report 2019	Report of the Committee on Budget and Finance on the work of its thirty-second session, Doc. ICC-ASP/18/5, 8 August 2019

Short Title	Reference
Bureau Report 2016	Bureau of the Assembly of States Parties, Seventh meeting – Agenda and decisions, The Hague, 15 November 2016
Judges Election Results 2017	Website of the ICC Assembly of States Parties, Information: 04/12/2017, 2017 – Election of six judges - Results
OTP April 2012 Statement	Office of the Prosecutor, Statement dated 3 April 2012
OTP Strategic Plan 2019-2021	Office of the Prosecutor, Strategic Plan 2019-2021, 17 July 2019
Palestine 18 <sup>th</sup> ASP Statement	Statement by H.E. Dr. Riad Malki, Minister of Foreign Affairs and Expatriates of the State of Palestine, General Debate, 18 <sup>th</sup> Session of the Assembly of States Parties to the Rome Statute of the ICC
Palestine Accession Press Release	ICC Press Release, "ICC welcomes Palestine as new State Party", ICC-CPI-20150401-PR1103, 1 April 2015
Palestine Article 12(3) Declaration	President of the State of Palestine, Declaration Accepting the Jurisdiction of the International Criminal Court, 31 December 2014
Palestine Article 14 Referral	Minister of Foreign Affairs and Expatriates of the State of Palestine, Referral by the State of Palestine Pursuant to Articles 13(a) and 14 of the Rome Statute, 15 May 2018
<u>Statute</u>	Rome Statute of the International Criminal Court, Document A/CONF.183/9 of 17 July 1998, amended

## III. UN DOCUMENTS

Short Title	Reference
Canada Communication	SECRETARY-GENERAL OF THE UNITED NATIONS, "Rome Statute of the International Criminal Court, Rome, 17 July 1998, Canada: Communication", Reference: C.N.57.2015.TREATIES-XVIII.10 (Depositary Notification), 23 January 2015
<u>CEIRPP (1982)</u>	UN COMMITTEE ON THE EXERCISE OF THE INALIENABLE RIGHTS OF THE PALESTINIAN PEOPLE, "Report: The Legal Status of the West Bank and Gaza", 1982

Short Title	Reference
CERD Inter-State Decision	COMMITTEE ON THE ELIMINATION OF RACIAL DISCRIMINATION, "Decision on the Committee's jurisdiction regarding the Inter-State communication submitted by the State of Palestine against Israel", UN Doc. CERD/C/100/5, 12 December 2019
Draft Articles on State Responsibility Commentary	INTERNATIONAL LAW COMMISSION, "Draft articles on Responsibility of States for Internationally Wrongful Acts, with commentaries", 2001
HRC Resolution 37/35	HUMAN RIGHTS COUNCIL, Resolution 37/35 "Human rights situation in the Occupied Palestinian Territory, including East Jerusalem", UN Doc. A/HRC/RES/37/35, 23 March 2015
ILC 2011 Report on Reservations	"Chapter IV – Reservations to Treaties", in Report of the International Law Commission on the work of its sixty-third session (26 April–3 June and 4 July–12 August 2011) (Addendum), UN Doc. A/66/10/ADD.1, Yearbook of the International Law Commission, 2011, Vol. II, Part Three, pp. 28-348
Israel 1969 ICERD Communication	Communication of the Government of Israel received by the United Nations Secretary-General on 10 July 1969
Israel 2014 ICERD Communication	SECRETARY-GENERAL OF THE UNITED NATIONS, "International Convention on the Elimination of All Forms of Racial Discrimination, New York, 7 March 1966, Israel: Communication", Reference: C.N.293.2014.TREATIES-IV.2 (Depositary Notification), 22 May 2014
Israel Rome Statute Communication	SECRETARY-GENERAL OF THE UNITED NATIONS, "Rome Statute of the International Criminal Court, Rome, 17 July 1998, Israel Communication", Reference: C.N.63.2015.TREATIES-XVIII.10 (Depositary Notification), 23 January 2015
OLA 2012 Note	UNDER-SECRETARY-GENERAL FOR LEGAL AFFAIRS, "Note to the Secretary-General's Chef de cabinet concerning the participation of Palestine and the Holy See in two upcoming United Nations conferences", in <i>United Nations Juridical Yearbook</i> , 2012, pp. 468-469
OLA Memorandum	UNDER-SECRETARY-GENERAL FOR LEGAL AFFAIRS, "Issues related to General Assembly resolution 67/19 on the Status of Palestine in the United Nations", 21 December 2012

Short Title	Reference
Palestine Response	SECRETARY-GENERAL OF THE UNITED NATIONS, "Rome Statute of the International Criminal Court, Rome, 17 July 1998, State of Palestine: Communication", Reference: C.N.103.2015.TREATIES-XVIII.10 (Depositary Notification), 9 February 2015
Palestine UN Membership Application	Application of the State of Palestine for admission to membership in the United Nations, Letter from the President of the State of Palestine to the UN Secretary-General received on 23 September 2011
Report of the ICC Preparatory Committee	UNITED NATIONS, United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court: Reports and other documents, "Article 108: Settlement of disputes", UN Doc. A/CONF.183/13 (Vol. III), 1998
<u>UN Charter</u>	Charter of the United Nations, signed at San Francisco on 26 June 1945
UNCLOS Committee Report	Credentials of representatives to the twenty-fifth Meeting of States Parties to the United Nations Convention on the Law of the Sea, Report of the Credentials Committee, Doc. SPLOS/285, 12 June 2015
UNESCO Constitution	Constitution of the United Nations Educational, Scientific and Cultural Organization, adopted in London on 16 November 1945
UNGA 29 November 2012 Meeting Record	UNITED NATIONS GENERAL ASSEMBLY, Official Records, Sixty-seventh Session, 44th Plenary Meeting, UN Doc. A/67/PV.44, 29 November 2012
UNGA 26 October 1977 Records	UNITED NATIONS GENERAL ASSEMBLY, Official Records, Thirty-second Session, 47th Plenary Meeting, UN Doc. A/32/PV.47, 26 October 1977
UNGA Resolution 1514(XV)	UNITED NATIONS GENERAL ASSEMBLY, Resolution 1514(XV) "Declaration on the Granting of Independence to Colonial Countries and Peoples", 14 December 1960
UNGA Resolution 181(III)	UNITED NATIONS GENERAL ASSEMBLY, Resolution 181(III) "Future government of Palestine", 29 November 1947
UNGA resolution 2106(XX)	UNITED NATIONS GENERAL ASSEMBLY, Resolution 2106(XX) "International Convention on the Elimination of All Forms of Racial Discrimination", 21 December 1965

Short Title	Reference
UNGA Resolution 2535(XXIV),	UNITED NATIONS GENERAL ASSEMBLY, Resolution 2535(XXIV) "United Nations Relief and Works Agency for Palestine Refugees in the Near East", 10 December 1969
UNGA Resolution 2625(XXV)	UNITED NATIONS GENERAL ASSEMBLY, Resolution 2625(XXV) "Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations", 24 October 1970
UNGA Resolution 2672(XXV)	UNITED NATIONS GENERAL ASSEMBLY, Resolution 2672(XXV) "United Nations Relief and Works Agency for Palestine Refugees in the Near East", 8 December 1970
UNGA Resolution 43/177	UNITED NATIONS GENERAL ASSEMBLY, Resolution 43/117 "Status of Palestine", 15 December 1988
UNGA Resolution 67/19	UNITED NATIONS GENERAL ASSEMBLY, Resolution 67/19 "Status of Palestine in the United Nations", UN Doc. A/RES/67/19, 29 November 2012
UNGA Resolution 73/158	UNITED NATIONS GENERAL ASSEMBLY, Resolution 73/158 "The right of the Palestinian people to self-determination", UN Doc. A/RES/73/158, 17 December 2018
UNSC 383 <sup>rd</sup> Meeting Official Records	UNITED NATIONS SECURITY COUNCIL, Official Records, Third year, 383 <sup>rd</sup> meeting, No. 128, 2 December 1948
UNSC Resolution 1860(2009)	UNITED NATIONS SECURITY COUNCIL, Resolution 1860(2009), adopted by the Security Council at its 6063 <sup>rd</sup> meeting, on 8 January 2009
UNSG Depositary Practice Summary	UNITED NATIONS, "Summary of practice of the Secretary-General as depositary of multilateral treaties", UN Doc. ST/LEG/7/Rev.1, 1999
UNSG Kampala Notification	SECRETARY-GENERAL OF THE UNITED NATIONS, "Amendments on the crime of aggression to the Rome Statute of the International Criminal Court, Kampala, 11 June 2010, State of Palestine: Ratification", Reference: C.N.452.2016.TREATIES-XVIII.10.b (Depositary Notification), 27 June 2016
UNSG Notification of Palestine Accession	SECRETARY-GENERAL OF THE UNITED NATIONS, "Rome Statute of the International Criminal Court, State of Palestine: Accession", C.N.13.2015.TREATIES-XVIII.10 (Depositary Notification), 6 January 2015

Short Title	Reference
UNSG Report on Palestine Status	UNITED NATIONS GENERAL ASSEMBLY, "Status of Palestine in the United Nations – Report of the Secretary-General", UN Doc. A/67/738, 8 March 2013

## IV. INTERNATIONAL JURISPRUDENCE

Short Title	Reference
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Burkina Faso / Mali Judgment	ICJ, Case Concerning the Frontier Dispute (Burkina Faso v. Mali), Judgment of 22 December 1986, I.C.J. Reports 1986, pp. 554-651
East Timor Judgment	ICJ, Case Concerning East Timor (Portugal v. Australia), Judgment of 30 June 1995, I.C.J. Reports 1995, pp. 90-106
Eastern Greenland Judgment	PCIJ, Legal Status of Eastern Greenland (Denmark v. Norway), Judgment of 5 April 1933, P.C.I.J. Ser. A/B, No.53 (1933), pp. 22-75
Nottebohm Judgment	ICJ, Nottebohm case (Preliminary Objections) (Liechtenstein v. Guatemala), Judgment of 18 November 1953, I.C.J. Reports 1953, pp. 111-125
Question of Jaworzina Advisory Opinion	PCIJ, Question of Jaworzina (Polish-Czechoslovakian Frontier), Advisory Opinion of 6 December 1923, P.C.I.J. Ser. B, No. 8 (1923), pp. 6-57
Reservations to the Genocide Convention Advisory Opinion	ICJ, Reservations to the Convention on the prevention and punishment of the crime of Genocide, Advisory Opinion of 28 May 1951, <i>I.C.J. Reports</i> 1951, pp. 15-69
The Minquiers and Ecrehos Judgment	ICJ, The Minquiers and Ecrehos case (France/United Kingdom), Judgment of 17 November 1953, I.C.J. Reports 1953, pp. 47-73
United States Diplomatic and Consular Staff in Tehran Judgment	ICJ, Case concerning United States diplomatic and consular staff in Tehran (United States of America v. Iran), Judgment of 24 May 1980, <i>I.C.J. Reports</i> 1980, pp. 3-46
Wall Advisory Opinion	ICJ, Legal Consequences of the construction of a wall in the Occupied Palestinian Territory, Advisory Opinion of 9 July 2004, I.C.J. Reports 2004, pp. 136-203
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IAEA Statute	Statute of the International Atomic Energy Agency, as amended up to 28 December 1989
ICRC – Occupation: overview	INTERNATIONAL COMMITTEE OF THE RED CROSS, "Contemporary challenges to IHL – Occupation: overview", 11 June 2012
Israel A-G Memorandum	STATE OF ISRAEL (Office of the Attorney General), "The International Criminal Court's lack of jurisdiction over the so-called 'Situation in Palestine'", 20 December 2019
Israel Declaration of Independence	STATE OF ISRAEL, "The Declaration of the Establishment of the State of Israel", 14 May 1948
Israel Foreign Ministry – Armistices Lines	ISRAEL MINISTRY OF FOREIGN AFFAIRS, "Armistice Lines (1949-1967)", undated
<u>Israel Foreign</u> <u>Ministry – Israeli</u> <u>Settlements</u>	ISRAEL MINISTRY OF FOREIGN AFFAIRS, "Israeli Settlements and International Law", 30 November 2015
Israel-Egypt Armistice Agreement	ISRAEL and EGYPT, General Armistice Agreement, signed at Rhodes on 24 February 1949
Israel-Jordan Armistice Agreement	ISRAEL and JORDAN, General Armistice Agreement, signed at Rhodes on 3 April 1949
Israel-Lebanon Armistice Agreement	ISRAEL and LEBANON, General Armistice Agreement, signed at Ras En Naqura on 23 March 1949
Israel-Syria Armistice Agreement	ISRAEL and SYRIA, General Armistice Agreement, signed at Hill 232, near Mahanayim, on 20 July 1949
Kay & Kern Communication	KAY (S.) and KERN (J.), "Article 15 Communication: Preconditions to the exercise of jurisdiction under Article 12 of the Rome Statute"

Short Title	Reference
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Restatement (Third) of Foreign Relations Law (1965)	AMERICAN LAW INSTITUTE, Restatement of the Law Third: The Foreign Relations Law of the United States, Second series, 1965
Swiss Geneva Conventions Notice	FEDERAL DEPARTMENT OF FOREIGN AFFAIRS, Notification to the Governments of the States parties to the Geneva Conventions of 12 August 1949 for the Protection of War Victims, 242.512.0 – GEN 4/15, 26 June 2015
Vienna Convention on the Law of Treaties	Vienna Convention of the Law of Treaties, concluded at Vienna on 23 May 1969

#### VI. ACADEMIC WORKS

Short Title	Reference
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#### VII. ABBREVIATIONS AND ACRONYMS

Short Title	Reference
1949 Armistice Agreements	The Israel-Egypt Armistice Agreement, Israel-Jordan Armistice Agreement, Israel-Lebanon Armistice Agreement and Israel- Syria Armistice Agreement
Additional Protocols	Additional Protocols to the Geneva Conventions of 12 August 1949
Article	Article of the Rome Statute
ASP	Assembly of States Parties to the Rome Statute

Short Title	Reference
ASP Bureau	Bureau of the Assembly of States Parties to the Rome Statute
CERD	Committee on the Elimination of Racial Discrimination
Chamber	Pre-Trial Chamber I of the International Criminal Court
Court	International Criminal Court
General Assembly	United Nations General Assembly
Green Line	Demarcation lines resulting from the 1949 Armistice Agreements
HRC	UN Human Rights Council
IAEA	International Atomic Energy Agency
ICERD	International Convention on the Elimination of All Forms of Racial Discrimination, adopted by UNGA Resolution 2106(XX)
ICC	International Criminal Court
ICJ	International Court of Justice
ILC	International Law Commission
Mandate Palestine	Territory covered by the British Mandate and administered as "Palestine" following the 1922 partition with "Transjordan"
Montevideo Convention	Convention on Rights and Duties of States, adopted by the 7 <sup>th</sup> International Conference of American States on 16 December 1933
OAS	Organization of American States
OLA	United Nations Office of Legal Affairs
Occupied Palestinian Territory	Territory comprising the West Bank (including East Jerusalem) and the Gaza Strip as demarcated by the Green Line
Palestine	State of Palestine
PCA	Permanent Court of Arbitration
PCIJ	Permanent Court of International Justice
Practice Summary	UNSG Depositary Practice Summary
Secretary-General	United Nations Secretary-General
<u>Statute</u>	Rome Statute of the International Criminal Court
UN	United Nations
UN Partition Plan	Plan for the partition of Palestine set out in UNGA Resolution 181(III)

Short Title	Reference
UNESCO	United Nations Educational, Scientific and Cultural Organization
UNGA	United Nations General Assembly
UNSC	United Nations Security Council
UNSG	United Nations Secretary-General
VCLT	Vienna Convention of the Law of Treaties, concluded at Vienna on 23 May 1969