

Public
Annex A

Glossary and List of Authorities

A. FILINGS & DOCUMENTS IN *PROSECUTOR V. BOSCO NTAGANDA*, ICC-01/04-02/06

Short-title	Reference
Bar Table Sentencing Decision	ICC-01/04-02/06-2402
Confirmation Decision	ICC-01/04-02/06-309
Conviction Appeal-Part II	ICC-01/04-02/06-2465-Red / ICC-01/04-02/06-2465-Conf
Defence Additional Evidence Request	ICC-01/04-02/06-2403-Conf
Defence Response	ICC-01/04-02/06-2392
Defence Sentencing Response	ICC-01/04-02/06-2438
Defence Sentencing Submissions	ICC-01/04-02/06-2424-Red / ICC-01/04-02/06-2424-Conf
Documentary Evidence Decision	ICC-01/04-02/06-1838
Judgment	ICC-01/04-02/06-2359
<i>Ntaganda</i> Judgment Summary	Summary of Trial Chamber VI's judgment in the case of <i>Prosecutor v. Bosco Ntaganda</i> , issued 8 July 2019, available at https://www.icc-cpi.int/itemsDocuments/20190708-ntaganda-judgment-summary-eng.pdf
<i>Ntaganda</i> Jurisdiction AD	ICC-01/04-02/06-1962
Prosecution Closing Brief	ICC-01/04-02/06-2277
Prosecution Request	ICC-01/04-02/06-2389

Prosecution Response Conviction Appeal-Part II	ICC-01/04-02/06-2500-Conf
Prosecution Response to LRV (Prosecution Appeal)	ICC-01/04-02/06-2463
Prosecution Sentencing Response	ICC-01/04-02/06-2437-Conf / ICC-01/04-02/06-2437-Red
Prosecution Sentencing Submissions	ICC-01/04-02/06-2425-Red / ICC-01/04-02/06-2425-Conf
Registry Report Annex I	ICC-01/04-02/06-2390-Conf-AnxI
Sentencing Appeal	ICC-01/04-02/06-2468-Red / ICC-01/04-02/06-2468-Conf
Sentencing Judgment	ICC-01/04-02/06-2442
Sentencing Preliminary Ruling	ICC-01/04-02/06-2385

B. OTHER ICC JURISPRUDENCE

Short-title	Reference
<i>Al Mahdi</i> TJ	ICC-01/12-01/15-171
<i>Al-Hassan</i> Confirmation Decision	ICC-01/12-01/18-461-Corr-Red
<i>Bemba et al.</i> AJ	ICC-01/05-01/13-2275-Red
<i>Bemba et al.</i> SAJ	ICC-01/05-01/13-2276-Red
<i>Bemba et al.</i> Second SAJ	ICC-01/05-01/13-2351
<i>Bemba et al.</i> SJ	ICC-01/05-01/13-2123-Corr
<i>Bemba</i> SJ	ICC-01/05-01/08-3399
<i>Bemba</i> TJ	ICC-01/05-01/08-3343
<i>Gbagbo & Blé Goudé</i> Reasons of Judge Geoffrey Henderson	ICC-02/11-01/15-1263-AnxB-Red

<i>Katanga</i> Confirmation Decision	ICC-01/04-01/07-717
<i>Katanga</i> Notice of Discontinuance (Defence)	ICC-01/04-01/07-3497
<i>Katanga</i> Notice of Discontinuance (Prosecution)	ICC-01/04-01/07-3498
<i>Katanga</i> SJ	ICC-01/04-01/07-3484-tENG-Corr
<i>Katanga</i> TJ	ICC-01/04-01/07-3436-tENG
<i>Lubanga</i> AJ	ICC-01/04-01/06-3121-Red
<i>Lubanga</i> First Redactions AD	ICC-01/04-01/06-773
<i>Lubanga</i> SAJ	ICC-01/04-01/06-3122
<i>Lubanga</i> Second Redactions AD	ICC-01/04-01/06-774
<i>Lubanga</i> SJ	ICC-01/04-01/06-2901

C. OTHER INTERNATIONAL JURISPRUDENCE

(a) International Criminal Tribunal for the Former Yugoslavia

Short-title	Reference
<i>Babić</i> SAJ	<i>Prosecutor v. Milan Babić</i> , Case No. IT-03-72-A, Judgement on Sentencing Appeal, 18 July 2005, available at http://www.legal-tools.org/doc/640374/
<i>Blagojević & Jokić</i> AJ	<i>Prosecutor v. Vidoje Blagojević & Dragan Jokić</i> , Case No. IT-02-60-A, Judgement, 9 May 2007, available at https://legal-tools.org/doc/c32768
<i>Blagojević & Jokić</i> TJ	<i>Prosecutor v. Vidoje Blagojević & Dragan Jokić</i> , Case No. IT-02-60-T, Judgement, 17 January 2005, available at https://legal-tools.org/doc/7483f2

<i>Bralo SAJ</i>	<i>Prosecutor v. Miroslav Bralo</i> , IT-95-17-A, Judgement on Sentencing Appeal, 2 April 2007, available at https://legal-tools.org/doc/14a169
<i>Bralo SJ</i>	<i>Prosecutor v. Miroslav Bralo</i> , IT-95-17-S, Sentencing Judgement, 7 December 2005, available at https://legal-tools.org/doc/e10281
<i>Brđanin AJ</i>	<i>Prosecutor v. Radoslav Brđanin</i> , Case No. IT-99-36-A, Judgement, 3 April 2007, available at http://www.legal-tools.org/doc/782cef/
<i>D. Milošević AJ</i>	<i>Prosecutor v. Dragomir Milošević</i> , Case No. IT-98-29/1-A, Judgement, 12 November 2009, available at http://www.legal-tools.org/doc/44327f/
<i>Deronjić SAJ</i>	<i>Prosecutor v. Miroslav Deronjić</i> , Case No. IT-02-61-A, Judgement on Sentencing Appeal, 20 July 2005, available at http://www.legal-tools.org/doc/ba4aa2/
<i>Karadžić AJ</i>	<i>Prosecutor v. Radovan Karadžić</i> , Case No. MICT-13-55-A, Judgement, 20 March 2019, available at https://legal-tools.org/doc/jt3mc2
<i>Karadžić TJ</i>	<i>Prosecutor v. Radovan Karadžić</i> , Case No. IT-95-5/18-T, Public Redacted Version of Judgement Issued on 24 March 2016, available at http://www.legal-tools.org/doc/173e23/
<i>Krajišnik AJ</i>	<i>Prosecutor v. Momčilo Krajišnik</i> , Case No. IT-00-39-A, Judgement, 17 March 2009, available at http://www.legal-tools.org/doc/770028/
<i>Krajišnik TJ</i>	<i>Prosecutor v. Momčilo Krajišnik</i> , Case No. IT-00-39-T, Judgement, 27 September 2006, available at http://www.legal-tools.org/doc/62a710/
<i>Kvočka et al. AJ</i>	<i>Prosecutor v. Miroslav Kvočka, Mlađo Radić, Zoran Žigić, Dragoljub Prcać</i> , IT-98-30/1-A, Judgement, 28 February 2005, available at https://legal-tools.org/doc/006011

Limaj AJ	<i>Prosecutor v. Fatmir Limaj, Haradin Bala & Isak Musliu</i> , Case No. IT-03-66-A, Judgement, 27 September 2007, available at http://www.legal-tools.org/doc/6d43bf
M. Nikolić SAJ	<i>Prosecutor v. Momir Nikolić</i> , Case No. IT-02-60/1-A, Judgement, 8 March 2006, available at https://legal-tools.org/doc/d25035
Naletilić & Martinović AJ	<i>Prosecutor v. Mladen Naletilić & Vinko Martinović</i> , IT-98-34-A, Judgement, 3 May 2006, available at https://legal-tools.org/doc/94b2f8
Naletilić et al. TJ	<i>Prosecutor v. Mladen Naletilić & Vinko Martinović</i> , Case No. IT-98-34-T, Judgement, 31 March 2003, https://legal-tools.org/doc/f2cfcb
Nikolić SAJ	<i>Prosecutor v. Dragan Nikolić</i> , Case No. IT-94-02-A, Judgement on Sentencing Appeal, 4 February 2005, available at http://www.legal-tools.org/doc/5bab22/
Plavšić SJ	<i>Prosecutor v. Biljana Plavšić</i> , IT-00-39&40/1-S, Sentencing Judgement, 27 February 2003, available at https://legal-tools.org/doc/f60082
Popović et al. AJ	<i>Prosecutor v. Vujadin Popović, Lubiša Beara, Drago Nikolić, Radivoje Miletić & Vinko Pandurević</i> , Case No. IT-05-88-A, Judgement, 30 January 2015, available at http://www.legal-tools.org/doc/4c28fb/
Popović et al. TJ	<i>Prosecutor v. Vujadin Popović, Ljubiša Beara, Drago Nikolić, Ljubomir Borovčanin, Radivoje Miletić, Milan Gvero & Vinko Pandurević</i> , Case No. IT-05-88-T, Judgement, 10 June 2010, available at http://www.legal-tools.org/doc/481867/
Šainović et al. AJ	<i>Prosecutor v. Šainović et al.</i> , IT-05-87-A, Judgement, 23 January 2014, available at https://legal-tools.org/doc/81ac8c

<i>Stakić</i> AJ	<i>Prosecutor v. Milomir Stakić</i> , Case No. IT-97-24-A, Judgement, 22 March 2006, available at http://www.legal-tools.org/doc/09f75f/
<i>Strugar</i> AJ	<i>Prosecutor v. Pavle Strugar</i> , Case No. IT-01-42-A, Judgement, 17 July 2008, available at http://www.legal-tools.org/doc/981b62/
<i>Tadić</i> Jurisdiction AD	<i>Prosecutor v. Duško Tadić</i> , Case No. IT-94-1-AR72, Decision on the defence Motion for Interlocutory Appeal on Jurisdiction, 12 February 1996, available at https://www.legal-tools.org/doc/866e17/pdf/
<i>Tadić</i> TJ	<i>Prosecutor v. Duško Tadić</i> , Case No. IT-94-1-T, Opinion and Judgement, 7 May 1997, available at http://www.legal-tools.org/doc/0a90ae/

(b) International Criminal Tribunal for Rwanda

Short-title	Reference
<i>Akayesu</i> AJ	<i>Prosecutor v. Jean-Paul Akayesu</i> , Case No. ICTR-96-4-A, Judgement, 1 June 2001, available at http://www.legal-tools.org/doc/c62d06/
<i>Kambanda</i> TJ	<i>Prosecutor v. Jean Kambanda</i> , Case No. ICTR-97-23-S, Judgement and Sentence, 4 September 1998, available at http://www.legal-tools.org/doc/49a299/

<i>Muhimana AJ</i>	<i>Prosecutor v. Mikaeli Muhimana</i> , Case No. ICTR-95-1B-A, Judgement, 21 May 2007, available at http://www.legal-tools.org/doc/8b044b/
<i>Nahimana et al. AJ</i>	<i>Prosecutor v. Ferdinand Nahimana, Jean-Bosco Barayagwiza & Hassan Ngeze</i> , Case No. ICTR-99-52-A, Judgement, 28 November 2007, available at http://www.legal-tools.org/doc/04e4f9/
<i>Nahimana et al. TJ</i>	<i>Prosecutor v. Ferdinand Nahimana, Jean-Bosco Barayagwiza & Hassan Ngeze</i> , Case No. ICTR-99-52-T, Judgement and Sentence, 3 December 2003, available at https://legal-tools.org/doc/d7b81e
<i>Nchamihigo AJ</i>	<i>Prosecutor v. Siméon Nchamihigo</i> , Case No. ICTR-2001-63-A, Judgement, 18 March 2010, available at http://www.legal-tools.org/doc/4b3598/
<i>Niyitegeka AJ</i>	<i>Prosecutor v. Eliézer Niyitegeka</i> , Case No. ICTR-96-14-A, Judgement, 9 July 2004, available at http://www.legal-tools.org/doc/35cd4f/
<i>Nzabirinda SJ</i>	<i>Prosecutor v. Joseph Nzabirinda</i> , Case No. ICTR-2001-77-T, Sentencing Judgement, 23 February 2007, available at http://www.legal-tools.org/doc/e6069d/
<i>Rugambarara SJ</i>	<i>Prosecutor v. Juvénal Rugambarara</i> , Case No. ICTR-00-59, Sentencing Judgement, available at https://legal-tools.org/doc/37e659
<i>Ruggiu TJ</i>	<i>Prosecutor v. Georges Ruggiu</i> , Case No. ICTR-97-32-I, Judgement and Sentence, 1 June 2000, available at http://www.legal-tools.org/doc/486d43/

<i>Rukundo AJ</i>	<i>Prosecutor v. Emmanuel Rukundo</i> , Case No. ICTR-2001-70-A, Judgement, 20 October 2010, available at http://www.legal-tools.org/doc/d5b969/
<i>Rukundo TJ</i>	<i>Prosecutor v. Emmanuel Rukundo</i> , Case No. ICTR-2001-70-T, Judgement, 27 February 2009, available at https://legal-tools.org/doc/1c7819
<i>Serugendo TJ</i>	<i>Prosecutor v. Joseph Serugendo</i> , Case No ICTR-2005-84-I, Judgement and Sentence, 12 June 2006, available at http://www.legal-tools.org/doc/a68054/

(c) Special Court for Sierra Leone

Short-title	Reference
<i>Brima et al. AJ</i>	<i>Prosecutor v. Alex Tamba Brima, Brima Bazzy Kamara, and Santigie Borbor Kanu</i> ; SCSL-2004-16-A, Judgement, 22 February 2008, available at https://legal-tools.org/doc/4420ef
<i>Sesay et al. AJ</i>	<i>Prosecutor v. Issa Hassan, Sesay Morris Kallon and Augustine Gbao</i> , SCSL-04-15-A, Judgement, 26 October 2009, available at http://www.legal-tools.org/doc/133b48/

D. OTHER INTERNATIONAL LEGISLATION AND DOCUMENTS

Short-title	Reference
1958 Commentary to GCIV	J. Pictet (ed.), <i>Commentary to the Fourth Geneva Convention</i> (Geneva: ICRC, 1958)
2017 Commentary to GCII	K. Dörmann et al (eds.), <i>Commentary on the Second Geneva Convention</i> (Cambridge/Geneva: CUP/ICRC, 2017)
Additional Protocol II	<i>Additional Protocol II to the Geneva Conventions</i>

ICRC DPH Interpretive Guidance	ICRC, <i>Interpretive Guidance on the Notion of Direct Participation in Hostilities under International Humanitarian Law</i> (Geneva: ICRC, 2009)
ICTR Rules	ICTR, Rules of Procedure and Evidence , as amended on 13 May 2015
ICTY Rules	ICTY, Rules of Procedure and Evidence , Rev. 50
IRMCT Rules	IRMCT, Rules of Procedure and Evidence , Rev. 6

E. DOMESTIC JURISPRUDENCE

(a) Australia

Short-title	Reference
<i>Bugmy v. The Queen</i>	High Court of Australia, <i>Bugmy v. The Queen</i> , [2013] HCA 37, available at http://www.austlii.edu.au/cgi-bin/viewdoc/au/cases/cth/HCA/2013/37.html
<i>R v. Williams</i>	Supreme Court of Australia, <i>R v. WILLIAMS</i> , [2018] SASCFC 14, available at http://www.austlii.edu.au/cgi-bin/viewdoc/au/cases/sa/SASCFC/2018/14.html

(b) Canada

Short-title	Reference
<i>R v B.V.T</i>	Provincial Court of British Columbia, <i>Regina v. B.V.T.</i> , 2016 BCPC 95, available at https://www.canlii.org/en/bc/bcpc/doc/2016/2016bcpc95/2016bcpc95.html

(c) United States of America

Short-title	Reference
Hostage Trial	United States Military Tribunal, <i>United States of America v. Wilhelm List et al.</i> , 11 T.C.W.757, 1317 (1948), available at http://www.worldcourts.com/imt/eng/decisions/1948.02.19_United_States_v_List1.pdf
<i>Porter v. McCollum</i>	Supreme Court of the United States, <i>Porter v. McCollum</i> , 130 S. Ct. 447 (2009) or 558 U. S. 30 (2009), available at https://supreme.justia.com/cases/federal/us/558/30/

F. ACADEMIC WORKS

Short-title	Reference
Arai-Takahashi	Y. Arai-Takahashi, <i>The Law of Occupation: Continuity and Change of International Humanitarian Law and its Interaction with International Human Rights Law</i> (Leiden: Martinus Nijhoff, 2009)
Casey-Maslen	S. Casey-Maslen with S. Haines, <i>Hague Law Interpreted: the Conduct of Hostilities under the Law of Armed Conflict</i> (Oxford: Hart, 2018)
Cross	M. Cross, 'Attacks against civilians and persons hors de combat,' in D. Djukić and N. Pons (eds.), <i>The Companion to International Humanitarian Law</i> (Leiden: Brill, 2018)
Frank	D. Frank, 'Article 8(2)(b)(i),' in R. Lee <i>et al.</i> , <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsey: Transnational, 2002)

Longobardo	M. Longobardo, <i>The Use of Armed Force in Occupied Territory</i> (Cambridge: CUP, 2018)
Melzer	N. Melzer, <i>Targeted Killing in International Law</i> (Oxford: OUP, 2008)
Pinzauti	G. Pinzauti, 'Common Article 3,' in D. Djukić and N. Pons (eds.), <i>The Companion to International Humanitarian Law</i> (Leiden: Brill, 2018)
Schabas (1997)	W. Schabas, 'Sentencing by International Criminal Tribunals: a Human Rights Approach', <i>Duke Journal of Comparative and International Law</i> , Vol. 7, Issue 2, (1997), available at https://scholarship.law.duke.edu/djcil/vol7/iss2/6
Sivakumaran	S. Sivakumaran, <i>The Law of Non-International Armed Conflict</i> (Oxford: OUP, 2012)

G. LIST OF ABBREVIATIONS

Abbreviation	Reference
APC	<i>Armée du Peuple Congolais</i>
Chamber	Trial Chamber VI in the case <i>Prosecutor v. Bosco Ntaganda</i> , ICC-01/04-02/06
DRC	Democratic Republic of the Congo
Elements of Crimes	<i>Elements of Crimes</i>
FNI	<i>Front Nationalistes et Intégrationnistes</i>
FRPI	<i>Front de Résistance Patriotique de l'Ituri</i>
FPLC	<i>Forces Patriotiques pour la Libération du Congo</i>
ICRC	International Committee of the Red Cross
ICTR	International Criminal Tribunal for Rwanda
ICTY	International Criminal Tribunal for the former Yugoslavia

IRMCT	International Residual Mechanism for Criminal Tribunals
MONUC	<i>Mission de l'Organisation des Nations unies pour la stabilisation en République démocratique du Congo/United Nations Organisation Stabilisation Mission in the Democratic Republic of the Congo</i>
OTP	Office of the Prosecutor of the International Criminal Court
Regulations / RoC	<u>Regulations of the Court</u>
Rules / RPE	<u>Rules of Procedure and Evidence</u>
Statute / Rome Statute	<u>Rome Statute of the International Criminal Court</u>
UPC	<i>Union des Patriotes Congolais</i>