

**ANNEX**

**Public**

## GLOSSARY AND LIST OF AUTHORITIES

### A. ICC

Short-title	Reference
Statute	<i>Rome Statute of the International Criminal Court</i> , 2187 UNTS 3 (1998)
Rules of Procedure and Evidence	<i>Rules of Procedure and Evidence of the International Criminal Court</i> , U.N. Doc. PCNICC/2000/1/Add.1 (2000)
Elements of Crimes	<i>Elements of Crimes of the International Criminal Court</i> , U.N. Doc. PCNICC/2000/1/Add.2 (2000)

### B. FILINGS IN CASE ICC-01/04-02/06

Short-title	Reference
Appeal	“Appeal from the Second decision on the Defence’s challenge to the jurisdiction of the Court in respect of Counts 6 and 9, 26 January 2017, ICC-01/04-02/06-1754
Confirmation Decision	“Decision Pursuant to Article 61(7)(a) and (b) of the Rome statute on the Charges of the Prosecutor Against Bosco Ntaganda”, 9 June 2014, ICC-01/04-
DCC	“Document Containing the Charges”, 10 January 2014, ICC-01/04-02/06-203-AnxA
Decision	“Second decision on the Defence’s challenge to the jurisdiction of the Court in respect of Counts 6 and 9”, 4 January 2017, ICC-01/04-02/06-1707

Observations	“Former Child Soldiers’ observations on the ‘Appeal from the Second Decision on the Defence’s challenge to the jurisdiction of the court in respect of Counts 6 and 9’”, 23 February 2017, ICC-01/04-02/06-1798
Pre-Trial Brief	“Prosecution’s Pre-Trial Brief”, 9 March 2015, ICC-01/04-02/06-503-Conf-AnxA
Prosecution Submissions on Confirmation of Charges	“Prosecution’s submissions on issues that were raised during the confirmation of charges hearing”, 7 March 2014, ICC-01/04-02/06-276-Conf
Prosecution’s Response to Mr Ntaganda’s Consolidated submissions challenging jurisdiction	ICC-01/04-02/06-1278
UDCC	“Updated Document Containing the Charges”, 16 February 2015, ICC-01/04-02/06-458-AnxA

### C. ICTY

Short-title	Reference
ICTY Statute	Statute of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991, U.N. Doc. S/25704 at 36, annex (1993) and S/25704/Add.1 (1993), adopted by Security Council on 25 May 1993, U.N. Doc. S/RES/827 (1993)

## D. OTHER JURISPRUDENCE OF THE ICC

Short-title	Reference
<i>Bemba et al.</i> , Decision on the Submission of Auxiliary Documents, 10 June 2015	<i>Bemba et al.</i> case “Decision on the Submission of Auxiliary Documents”, 10 June 2015, ICC-01/05-01/13-992
<i>Lubanga</i> , Public redacted Judgment on the appeal of Mr Thomas Lubanga Dyilo against his conviction, 1 December 2014	<i>Lubanga</i> case, “Public redacted Judgment on the appeal of Mr Thomas Lubanga Dyilo against his conviction”, 1 December 2014, ICC-01/04-01/06-3121-Red

## E. JURISPRUDENCE OF OTHER JURISDICTIONS

### (a) ICTY

Short-title	Reference
<i>Brđjanin</i> , Decision on Motion to Dismiss Ground 1 of the Prosecutor’s Appeal, 5 May 2005	<i>Prosecutor v. Miroslav Brđjanin</i> , IT-99-36-A, Decision on Motion to Dismiss Ground 1 of the Prosecutor’s Appeal, 5 May 2005
<i>Delalić</i> , Appeal Judgement, 20 February 2001	<i>Prosecutor v. Delalic et al.</i> , IT-96-21, Judgment, 20 February 2001 (Čelibići)
<i>Hadžihasanović</i> , Trial Judgement, 15 March 2006	<i>Prosecutor v. Hadžihasanović &amp; Kubura</i> , IT-01-47, Judgment, 15 March 2006

<i>Kunarac</i> , Appeal Judgement, 12 June 2002	<i>Prosecutor v. Kunarac et al</i> , IT-96-23 & IT-96-23/1-A, Judgment, 12 June 2002
<i>Mrkšić</i> , Trial Judgement, 27 September 2007	<i>Prosecutor v. Mrkšić et al.</i> , IT-95-13/1-T, Judgment, 27 September 2007
<i>Stakić</i> , Appeal Judgment, 22 March 2006	<i>Prosecutor v. Stakić</i> , IT-97-24-A, Judgement, 22 March 2006
<i>Tadić</i> Jurisdiction Decision	<i>Prosecutor v. Tadić</i> , IT-94-1-T, Decision on the Defence Motion for Interlocutory Appeal on Jurisdiction, 2 October 1995
<i>Vasiljević</i> , Appeal Judgement, 25 February 2004	<i>Prosecutor v. Vasiljević</i> , IT-98-32-A, Appeal Judgement, 25 February 2004

**(b) SCSL**

<b>Short-title</b>	<b>Reference</b>
<i>Sesay</i> , Trial Judgement, 2 March 2009	<i>Prosecutor v. Sesay et al</i> , SCSL-04-15-T, Judgment, 2 March 2009

**(c) ICJ**

<b>Short-title</b>	<b>Reference</b>
<i>Military and Paramilitary Activities in and against Nicaragua case</i>	ICJ, <i>Military and Paramilitary Activities in and against Nicaragua case</i> , Merits, Judgment, 1986

**(d) National jurisprudence**

<b>Short-title</b>	<b>Reference</b>
<i>Targeted Killings case</i>	Supreme Court of Israel, <i>Public Committee against Torture in Israel v. Government of Israel</i> , Case No. HCJ 769/02, 13 December 2006

## F. ACADEMIC WORKS

Short-title	Reference
Bassiouni	M. Cherif Bassiouni, <i>The Legislative History of the International Criminal Court: An Article-by-Article Evolution of Statute</i> , Volume 2, 2005
Bosch	S. Bosch, “Targeting and prosecuting ‘under-aged’ child soldiers in international armed conflicts, in light of the international humanitarian law prohibition against civilian direct participation in hostilities”, 45 <i>Comp. &amp; Int’l L.J. S. Afr.</i> 324 (2012)
Byron	Christine Byron, <i>Legal redress for children on the front line: the invisibility of the female child</i> in <i>Non-State Actors, Soft Law and Protective Regimes From the Margins</i> , Cecilia M. Bailliet, Cambridge University Press, 2012
Cameron	Lindsey Cameron, “Private military companies: their status under international humanitarian law and its impact on their regulation”, 863 <i>IRRC</i> 573 (2006)
Cassese	Cassese, <i>International Criminal Law</i> , 3 <sup>rd</sup> ed, (Oxford: OUP, 2013)
Cassese 2 <sup>nd</sup> ed	Cassese, <i>International Criminal Law</i> , 2 <sup>nd</sup> ed, (Oxford: OUP, 2008)

Cassese, <i>The Nexus Requirement for War Crime</i> , 2012	Cassese, <i>The Nexus Requirement for War Crimes</i> , 10 JICJ 1395 (2012)
Cassese, Gaeta and Jones	Cassese, Gaeta and Jones (eds), <i>The Rome Statute of the International Criminal Court</i> , vol. 1, (Oxford: OUP, 2002)
Clapham, Gaeta and Sassòli, <i>The 1949 Geneva Conventions: A Commentary</i>	Andrew Clapham, Paola Gaeta, Marco Sassòli, <i>The 1949 Geneva Conventions: A Commentary</i> (Oxford University Press, 15 October 2015)
Cottier	M. Cottier and J. Grignon, " <i>Paragraph 2(b)(xxvi): Conscription or enlistment of children and their participation in hostilities</i> " in O. Triffterer and K. Ambos (eds), <i>Rome Statute of the International Criminal Court: A Commentary</i> , 3 <sup>rd</sup> ed, (Oxford: Hart Publishing, 2016)
Cryer	Cryer et al., <i>An Introduction to International Criminal Law and Procedure</i> , (2 <sup>nd</sup> edition)
Dörmann	K. Dörmann, " <i>The legal situation of 'unlawful/unprivileged combatants'</i> ", 849 IRRC 45 (2003)
Gardiner	R. K. Gardiner, <i>Treaty Interpretation</i> , 2 <sup>nd</sup> edition (Oxford: OUP, 2015)



Melzer	N. Melzer, "The Principle of Distinction Between Civilians and Combatants," in A. Clapham and P. Gaeta (eds), <i>The Oxford Handbook of International Law in Armed Conflict</i> (Oxford: Oxford UP, 2014)
Oppenheim	R. Jennings and A. Watts (eds), <i>Oppenheim's International Law</i> , 9 <sup>th</sup> ed, vol. 1, (London: Longman, 1996)
Smith	A. Smith, "Child Soldiers (Recruitment and Use in Armed Conflict)", in: Cassese (ed.), <i>The Oxford Companion to International Criminal Justice</i> , (Oxford: OUP, 2009)
Triffterer	O. Triffterer and K. Ambos (eds), <i>Rome Statute of the International Criminal Court: A Commentary</i> , 3 <sup>rd</sup> ed, (Oxford: Hart Publishing, 2016)
Von Hebel and Robinson	H. Von Hebel and Robinson, "Crimes within the Jurisdiction of the Court", in R. S. K. Lee (ed), <i>The International Criminal Court: the making of the Rome Statute : issues, negotiations and results</i> , (The Hague: Martinus Nijhoff Publishers, 1999)

## G. TREATIES, DOMESTIC LEGISLATION, AND OTHER DOCUMENTS

Short-title	Reference
ICRC, CIHL, Vol. I	ICRC, <i>Customary International Humanitarian Law</i> , Vol. I: Rules, J.-M. Henckaerts and L. Doswald-Beck (Cambridge: CUP, 2005)
UK Joint Service Manual	United Kingdom, Ministry of Defence, <i>The Joint Service Manual of the Law of Armed Conflict</i> , (Oxford: OUP, 2004)