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Course literature

Course title	International Criminal Law
Literature	<p><i>General List of Readings</i></p> <ul style="list-style-type: none"> • PRIMARY: Cryer, Robert, Robinson, Darryl and Vasiliev, Sergey, <i>An Introduction to International Criminal Law and Procedure</i>, 4th ed. (Cambridge: Cambridge University Press, 2019). • SECONDARY: Werle, Gerhard, and Jessberger, Florian, <i>Principles of International Criminal Law</i>, 4th ed. (Oxford: Oxford University Press, 2020). <p><i>General List of Instruments</i></p> <ul style="list-style-type: none"> • Charter of the International Military Tribunal, in force 8 August 1945, 82 UNTS 279. • Convention on the Prevention and Punishment of the Crime of Genocide, in force 12 January 1951, 78 UNTS 277. • Statute of the International Criminal Tribunal for the Former Yugoslavia, 22 May 1993. • Rome Statute of the International Criminal Court, in force 1 July 2002, 2187 UNTS 3. • International Criminal Court Review Conference, Resolution on the Crime of Aggression (RC/Res. 6), Annexes I-III, 1 June 2010. • Elements of Crimes (ICC-ASP/1/3), Part II.B, 3-10 September 2002. • Cryer, Robert (ed.), <i>International Criminal Law Documents</i> (Cambridge: Cambridge University Press, 2019). <p><i>General List of Cases</i></p> <ul style="list-style-type: none"> • <i>United States of America et al. v. Hermann Wilhelm Göring et al., Judgment</i>, 1 October 1946. • <i>United States of America v. Wilhelm von List et al.</i>,

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Judgment, 19 February 1948.

- *Prosecutor v. Duško Tadić a/k/a "Dule,"* Case No. IT-94-1-AR72, *Decision on the Defence Motion for Interlocutory Appeal on Jurisdiction*, 2 October 1995.
 - *Prosecutor v. Dražen Erdemović,* Case No. IT-96-22-A, *Judgement*, 7 October 1997.
 - *Prosecutor v. Jean-Paul Akayesu,* Case No. ICTR-96-4-T, *Judgment*, 2 September 1998.
 - *Prosecutor v. Duško Tadić,* Case No. IT-94-1-A, *Judgement*, 15 July 1999.
 - *Prosecutor v. Zejnil Delalić et al.,* Case No. IT-96-21-A, *Judgement*, 20 February 2001.
 - *Prosecutor v. Gragoľjub Kunarac et al.,* Case No. IT-96-23 & IT-23/1-A, *Judgment*, 12 June 2002.
 - *Prosecutor v. Stanislav Galić,* Case No. IT-98-29-T, *Judgment and Opinion*, 5 December 2003.
 - *Prosecutor v. Radislav Krstić,* Case No. IT-98-33-A, *Judgment*, 19 April 2004.
 - *Prosecutor v. Sam Hinga Norman,* Case No. SCSL-04-14-AR73(E), *Decision on Preliminary Motion Based on Lack of Jurisdiction (Child Recruitment)*, 31 May 2004.
 - *Prosecutor v. Thomas Lubanga Dyilo,* Case No. ICC-01/04-01/06, *Judgment Pursuant to Article 74 of the Statute*, 14 March 2012.
 - *Prosecutor v. Germain Katanga,* Case No. ICC-01/04-01/07, *Judgment Pursuant to Article 74 of the Statute*, 7 March 2014.
 - *Prosecutor v. Jean-Pierre Bemba Gombo,* Case No. ICC-01/05-01/08 A, *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.
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Introduction

- “Introduction: What Is International Criminal Law?” (chap. 1), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 3-27.
- “The History of International Criminal Prosecutions: Nuremberg and Tokyo” (chap. 6), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 115-126.
- “The Ad Hoc International Criminal Tribunals” (chap. 7), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 127-143.
- “The International Criminal Court” (chap. 8), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 144-172.
- “Other Hybrid and Special Courts” (chap. 9), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 173-202.
- “Foundations” (chap. 1), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 1-73, 114-179.

Fundamental Principles and Methodologies

- “The Aims, Objectives and Justifications of International Criminal Law” (chap. 2), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 28-46.
 - “Foundations” (chap. 1), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 74-93.
 - “General Principles” (chap. 2), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 205-233.
 - Rauter, Thomas, *Judicial Practice, Customary International Law and Nullum Crimen Sine Lege* (Cham: Springer International Publishing, 2017).
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Punishable Conduct

- “War Crimes” (chap. 12), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 259-296.
 - “Crimes Against Humanity” (chap. 11), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 227-258.
 - “Genocide” (chap. 10), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 205-226.
 - “Aggression” (chap. 13), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 297-319.
 - “Transnational Crimes, Terrorism and Torture” (chap. 14), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 319-340.
 - “War Crimes” (chap. 5), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 441-583.
 - “Crimes Against Humanity” (chap. 4), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 373-440.
 - “Genocide” (chap. 3), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 334-372.
 - “The Crime of Aggression” (chap. 6), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 584-614.
 - “General Principles” (chap. 2), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 325-333.
 - Sayapin, Sergey, *The Crime of Aggression in International Criminal Law: Historical Development, Comparative Analysis and Present State* (The Hague: T.M.C. Asser Press, 2014).
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 - Saul, Ben, "The Legal Relationship Between Terrorism and Transnational Crime", 17 *International Criminal Law Review* 417 (2017).

Modes of Liability

- "General Principles of Liability" (chap. 15), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 341-379.
- "General Principles" (chap. 2), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 233-276, 302-311.
- De Hemptinne, Jérôme *et al.* (eds.), *Modes of Liability in International Criminal Law* (Cambridge: Cambridge University Press, 2019).
- Petersen, Ines, "Criminal Responsibility for Omissions in ICTY and ICTR Jurisprudence", 18 *International Criminal Law Review* 749 (2018).
- Perova, Natalia, "Stretching the Joint Criminal Enterprise Doctrine to the Extreme: When Culpability and Liability Do Not Match", 16 *International Criminal Law Review* 761 (2016).

"Defences"

- "Jurisdiction" (chap. 3), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 49-68.
 - "Immunities" (chap. 21), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 506-531.
 - "Defences/Grounds for Excluding Criminal Responsibility" (chap. 16), in Cryer, Robinson and
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Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 380-402.

- “General Principles” (chap. 2), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 277-302, 311-325.
- Knoops, Geert-Jan Alexander, *Defenses in Contemporary International Criminal Law*, 2nd ed. (Leiden: Martinus Nijhoff Publishers, 2008).
- Mettraux, Guénaël, Dugard, John and du Plessis, Max, “Heads of State Immunities, International Crimes and President Bashir’s Visit to South Africa”, 18 *International Criminal Law Review* 577 (2018).

International Criminal Procedure

- “International Criminal Procedure” (chap. 17), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 405-444.
- “Victims in the International Criminal Process” (chap. 18), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 445-464.
- “Punishment and Sentencing” (chap. 19), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 465-480.
- Safferling, Christoph, *International Criminal Procedure* (Oxford: Oxford University Press, 2012).
- Pues, Anni, “A Victim’s Right to a Fair Trial at the International Criminal Court? Reflections on Article 68(3)”, 13 *Journal of International Criminal Justice* 951 (2015).
- Holá, Barbora and van Wijk, Joris, “Life after Conviction at International Criminal Tribunals: An Empirical Overview”, 12 *Journal of International Criminal Justice* 109 (2014).

Selected Issues of International Criminal Justice

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- “National Prosecutions of International Crimes” (chap. 4), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 69-88.
- “State Cooperation with Respect to National Proceedings” (chap. 5), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 89-112.
- “State Cooperation with the International Courts and Tribunals” (chap. 20), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 483-505.
- “Alternatives and Complements to Criminal Prosecution” (chap. 22), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 532-549.
- “Foundations” (chap. 1), in Werle and Jessberger, *Principles of International Criminal Law* (4th ed.), pp. 179-204.
- Nortje, Windell and Quéniwet, Noëlle, *Child Soldiers and the Defence of Duress under International Criminal Law* (Cham: Palgrave Macmillan, 2020).
- O’Sullivan, Aisling, *Universal Jurisdiction in International Criminal Law: The Debate and the Battle for Hegemony* (Abingdon and New York: Routledge, 2017).

Conclusion

- “The Future of International Criminal Law” (chap. 23), in Cryer, Robinson and Vasiliev, *An Introduction to International Criminal Law and Procedure* (4th ed.), pp. 550-559.

Other tool/aids

Decision

Appendix decided by ämnesrådet i Ange text Klicka och välj datum med pilen

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Valid from term

Please note that the literature
can be changed before each
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