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Rome Statute of the International Criminal Court

Article-by-Article Commentary

Fourth Edition



Rome Statute For An International Criminal Court A Commentary

Kai Ambos

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The International Criminal Court William Schabas, 2010 The International Criminal Court has been operational since mid 2003 following the entry into force of the Rome Statute of the International Criminal Court on 1 July 2002 The Rome Statute is among the most complex international treaties a combination of public international law international humanitarian law and criminal law both international and domestic The Commentary provides an article by article analysis of the Statute Each of the 128 articles is presented accompanied by a bibliography of academic literature relevant to that provision an overview of the drafting history of the provision and an analysis of the text The analytical portion of each chapter draws upon relevant case law from the Court itself as well as from other international and national criminal tribunals academic commentary and the related instruments such as the Elements of Crimes the Rules of Procedure and Evidence and the Relationship Agreement with the United Nations Written by a single author the Commentary avoids duplication and inconsistency providing a comprehensive presentation to assist those who must understand interpret and apply the complex provisions of the Rome Statute Rome Statute of the International Criminal Court Kai Ambos, Otto Triffterer, 2016 On 1st July 2008 the Rome Statute of the International Criminal Court entered into force enabling the ICC as laid down in the Preamble to the Statute to affirm that the most serious crimes of concern to the international community as a whole must not go unpunished and that their effective prosecution must be ensured by taking measures at national level and by enhancing international cooperation In the second edition of their Commentary Otto Triffterer and a number of eminent legal practitioners and scholars in the field of international criminal law give a detailed article by article analysis of both the Statute as well as the Elements of Crime and the Rules of Procedure and Evidence adopted by the Assembly of States Parties in 2002 and the Regulations of the Court adopted by the Judges of the ICC in 2004 The second edition is a substantially revised and significantly amended version of the first edition of 1999 considering the jurisprudence of the International Criminal Tribunal for the former Yugoslavia ICTY and the International Criminal Tribunal for Rwanda ICTR as well as other international semi international or national courts and the relevant literature since 1999 The Commentary will be an invaluable aid to all practitioners and scholars dealing with the Rome Statute and the jurisdiction established by its Complementarity Regime Commentary on the Rome Statute of the International Criminal Court Otto Triffterer, 1999 Bloomsbury Publishing

The International Criminal Court William A. Schabas, 2017-01-19 Established as one of the main sources for the study of the Rome Statute of the International Criminal Court this volume provides an article by article analysis of the Statute the detailed analysis draws upon relevant case law from the Court itself as well as from other international and national criminal tribunals academic commentary and related instruments such as the Elements of Crimes the Rules of Procedure and Evidence and the Relationship Agreement with the United Nations Each of the 128 articles is accompanied by an overview of the drafting history as well as a bibliography of academic literature relevant to the provision Written by a single author the

Commentary avoids duplication and inconsistency providing a comprehensive presentation to assist those who must understand interpret and apply the complex provisions of the Rome Statute This volume has been well received in the academic community and has become a trusted reference for those who work at the Court even judges The fully updated second edition of The International Criminal Court incorporates new developments in the law including discussions of recent judicial activity and the amendments to the Rome Statute adopted at the Kampala conference Rome Statute of the International Criminal Court Kai Ambos, 2022-03-09 Ambos Rome Statute of the International Criminal Court The Commentary founded by the late Otto Triffterer is the leading commentary on the Rome Statute The editor and a number of eminent legal practitioners and scholars in the field of international criminal law give a detailed article by article analysis of the Statute of the International Criminal Court ICC The commentary aims at explaining the content of the various articles in a broader sense including their drafting history their impact on International Criminal Law and their relation with other sources of the ICC such as the Rules of Procedure and Evidence the Regulations of the Court and the Prosecution etc The new Edition of the commentary has been thoroughly revised updated and complemented with some further resources It contains up to date case law including a Table of Cases literature and legislative developments at the ICC Due to the burgeoning body of International Criminal Law clarity and structure of presentation as well as greater consistency was a major objective of this new edition It is hoped that the Commentary will continue to provide a useful quide for both practitioners and academics in various capacities The Rome Statute of the International Criminal Court Antonio Cassese, Paola Gaeta, John R. W. D. Jones, 2002 **Commentary on the Rome Statute of the International Criminal** Court Kai Ambos, 1999-01 PART 6 THE TRIAL The Trial Proceedings Of The International Criminal Court Notburga K. Calvo-Goller, 2006 Contains the trial proceedings of the International Criminal Court the ICTY and the ICTR in one single volume This book covers the procedural and evidentiary aspects of the trials before the ICC from the beginning of an investigation until the time the convict has served the sentence and it includes ICTY and ICTR precedents International Criminal Court: A Commentary on the Rome Statute ,2016 The Rome Statute of the International Criminal Court Antonio Cassese, Paola Gaeta, John R.W.D. Jones, 2002 The Rome Statute of the International Criminal Court Antonio The International Criminal Tribunal for the Former Yugoslavia 2001 André Klip, 2005 Cassese, 2002 III Elements of crimes Elements of War Crimes Under the Rome Statute of the International Criminal Court Knut Dörmann, Louise Doswald-Beck, Robert Kolb, 2008 International Criminal Law Antonio Cassese, 2002 III Elements of crimes The International Criminal Court and National Jurisdictions Mauro Politi, Federica Gioia, 2008 This latest addition to the Trento Conference Series brings together a wide range of leading scholars diplomats and representatives of international organizations to address issues at the heart of the substantive and procedural law of the Court Examining aspects of national implementation and international cooperation the book discusses a broad range of topics and provides an important

contribution to ongoing debates surrounding International Criminal Law and the International Criminal Court **Elements** of War Crimes Under the Rome Statute of the International Criminal Court Knut Dörmann, Louise Doswald-Beck, Robert Kolb, 2003 **Commentary on the Law of the International Criminal Court** Mark The Rome Statute and Domestic Legal Orders Claus Kreß, 2005 Klamberg, 2017-04-29 The Law and Practice of the International Criminal Court Carsten Stahn, 2015-05-28 Some parts of this publication are open access available under the terms of a CC BY NC ND 4 0 International licence Chapters 2 4 10 47 and 49 are offered as a free PDF download from OUP and selected open access locations The International Criminal Court is a controversial and important body within international law one that is significantly growing in importance particularly as other international criminal tribunals close down After a decade of Court practice this book takes stock of the activities of the International Criminal Court identifying the key issues in need of re thinking or potential reform It provides a systematic and in depth thematic account of the law and practice of the Court including its changes context the challenges it faces and its overall contribution to international criminal law The book is written by over forty leading practitioners and scholars from both inside and outside the Court They provide an unparallelled insight into the Court as an institution its jurisprudence the impact of its activities and its future development The work addresses the ways in which the practice of the International Criminal Court has emerged and identifies ways in which this practice could be refined or improved in future cases The book is organised along six key themes i the context of International Criminal Court investigations and prosecutions ii the relationship of the Court to domestic jurisdictions iii prosecutorial policy and practice iv the applicable law v fairness and expeditiousness of proceedings and vi its impact and lessons learned It shows the ways in which the Court has offered fresh perspectives on the theorization and conception of crimes charges and individual criminal responsibility It examines the procedural framework of the Court including the functioning of different stages of proceedings The Court's decisions have significant repercussions on domestic law criminal theory and the law of other international courts and tribunals In this context the book assesses the extent to which specific approaches and assumptions both positive and negative regarding the potential impact of the Court are in

The Jurisdiction of the International Criminal Court over Nationals of Non-States Parties Monique Cormier,2020-08-20 This book provides a systematic and comprehensive analysis of the ICC s jurisdiction over nationals of non States Parties It is within the context of developments at the Court in recent years that this work addresses the overarching question On what legal basis is the ICC authorised to exercise jurisdiction over nationals of non States Parties Engaging with ICC jurisprudence and building upon arguments developed in legal scholarship this book explores the theory of delegated jurisdiction and critically examines the idea that the Court might alternatively be exercising jurisdiction inherent to the international community It argues that delegation of territorial jurisdiction and implied consent by virtue of UN membership provide a

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Table of Contents Rome Statute For An International Criminal Court A Commentary

- 1. Understanding the eBook Rome Statute For An International Criminal Court A Commentary
 - The Rise of Digital Reading Rome Statute For An International Criminal Court A Commentary
 - Advantages of eBooks Over Traditional Books
- 2. Identifying Rome Statute For An International Criminal Court A Commentary
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
- 3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Rome Statute For An International Criminal Court A Commentary
 - User-Friendly Interface
- 4. Exploring eBook Recommendations from Rome Statute For An International Criminal Court A Commentary

- Personalized Recommendations
- Rome Statute For An International Criminal Court A Commentary User Reviews and Ratings
- Rome Statute For An International Criminal Court A Commentary and Bestseller Lists
- 5. Accessing Rome Statute For An International Criminal Court A Commentary Free and Paid eBooks
 - Rome Statute For An International Criminal Court A Commentary Public Domain eBooks
 - Rome Statute For An International Criminal Court A Commentary eBook Subscription Services
 - Rome Statute For An International Criminal Court A Commentary Budget-Friendly Options
- 6. Navigating Rome Statute For An International Criminal Court A Commentary eBook Formats
 - o ePub, PDF, MOBI, and More
 - Rome Statute For An International Criminal Court A Commentary Compatibility with Devices
 - Rome Statute For An International Criminal Court A Commentary Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Rome Statute For An International Criminal Court A Commentary
 - Highlighting and Note-Taking Rome Statute For An International Criminal Court A Commentary
 - Interactive Elements Rome Statute For An International Criminal Court A Commentary
- 8. Staying Engaged with Rome Statute For An International Criminal Court A Commentary
 - o Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Rome Statute For An International Criminal Court A Commentary
- 9. Balancing eBooks and Physical Books Rome Statute For An International Criminal Court A Commentary
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Rome Statute For An International Criminal Court A Commentary
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Rome Statute For An International Criminal Court A Commentary
 - Setting Reading Goals Rome Statute For An International Criminal Court A Commentary
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Rome Statute For An International Criminal Court A Commentary

- Fact-Checking eBook Content of Rome Statute For An International Criminal Court A Commentary
- Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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