

PUBLIC
ANNEX A

Glossary and List of Authorities

A. FILINGS IN SITUATION ICC-01/13

Short-title	Reference
Appeal Admissibility Decision	ICC-01/13-51 OA
Appeal Admissibility Decision – Dissenting Opinion	ICC-01/13-51-Anx OA
Certification Decision	ICC-01/13-73
Certification Request	ICC-01/13-69
Comoros’ First Application	ICC-01/13-3-Red
Comoros’ Second Application	ICC-01/13-58-Red
Decision	ICC-01/13-68
Decision – Judge Kovács’ Opinion	ICC-01/13-68-Anx
First Article 53(3)(a) Request	ICC-01/13-34
First Article 53(3)(a)(a) Request – Judge Kovács’ Opinion	ICC-01/13-34-Anx-Corr
First Suspensive Effect Decision	ICC-01/13-43 OA
Prosecution Further Submissions on Admissibility	ICC-01/13-47
Prosecution Notice	ICC-01/13-57
Prosecution Notice of Appeal (Admissibility)	ICC-01/13-35
Prosecution Response (Lack of Jurisdiction)	ICC-01/13-61

Prosecutor's Decision	Initial	ICC-01/13-6-AnxA
Prosecutor's Decision	Final	ICC-01/13-57-Anx1
Prosecutor's Decision (Annex B)	Final	ICC-01/13-57-AnxB
Prosecutor's Decision (Annex C)	Final	ICC-01/13-57-AnxC
Prosecutor's Decision (Confidential Annex D)	Final	ICC-01/13-57-Conf-AnxD
Prosecutor's Decision (Annex E)	Final	ICC-01/13-57-AnxE
Prosecutor's Decision (Annex F)	Final	ICC-01/13-57-AnxF
Prosecutor's Decision (Annex G)	Final	ICC-01/13-57-AnxG

B. OTHER JURISPRUDENCE OF THIS COURT

Short-title	Reference
<i>Banda</i> Decision	ICC-02/05-03/09-410
<i>Bangladesh</i> Decision	ICC-RoC46(3)-01/18-37
CAR <i>Article 70</i> Assets Appeal Decision	ICC-01/05-01/13-1533 OA12
CAR <i>Article 70</i> Compensation Appeal Decision	ICC-01/05-01/13-1964 OA13
CAR <i>Article 70</i> SAJ	ICC-01/05-01/13-2276-Red A6 A7 A8 A9
DRC Appeal Decision	ICC-01/04-168 OA3
<i>Egypt</i> Decision	ICC-RoC46(3)-01/14-3

<i>Egypt</i> Reconsideration Decision	ICC-RoC46(3)-01/14-5
<i>Gaddafi</i> Appeal Decision (Admissibility)	ICC-01/11-01/11-74 OA
<i>Gbagbo</i> Appeal Decision	ICC-02/11-01/15-744 OA8
<i>Katanga</i> Appeal Decision (Admissibility)	ICC-01/04-01/07-3424 OA14
<i>Katanga</i> Reparations Decision	ICC-01/04-01/07-3801-Red
<i>Kenya</i> Appeal Decision (Admissibility)	ICC-01/09-78 OA
<i>Kenya</i> Investigation Decision	ICC-01/09-159
<i>Kenyatta</i> Confirmation Decision	ICC-01/09-02/11-382-Red
<i>Kenyatta</i> Counsel Appeal Decision	ICC-01/09-02/11-365 OA3
<i>Kenyatta</i> Ethics Decision	ICC-01/09-02/11-747
<i>Lubanga</i> AJ	ICC-01/04-01/06-3121-Red A5
<i>Lubanga</i> Appeal Decision (Admissibility)	ICC-01/04-01/06-926 OA8
<i>Lubanga</i> Directions Appeal Decision	ICC-01/04-01/06-2799 OA19
<i>Lubanga</i> Disclosure Appeal Decision	ICC-01/04-01/06-2582 OA18
<i>Lubanga</i> Jurisdiction Appeal Decision	ICC-01/04-01/06-772 OA4

<i>Lubanga</i> Assistance Decision	Legal Appeal	ICC-01/04-01/06-2823 OA20
<i>[Redacted]</i> Decision	Appeal	ICC-ACRed-01/16
<i>Ruto and Sang</i> Appeal Decision	Summons	ICC-01/09-01/11-1598 OA7 OA8

C. JURISPRUDENCE OF OTHER JURISDICTIONS

(a) Australia

Short-title	Reference
<i>Maxwell</i>	High Court of Australia, R. v Maxwell (1996) 184 CLR 501
<i>Pochi</i>	High Court of Australia, Minister for Immigration and Ethnic Affairs v. Pochi (1981) 149 CLR 139

(b) European Court of Human Rights

Short-title	Reference
<i>Brumarescu</i>	Brumarescu v. Romania , 28342/95, Judgment (Grand Chamber), 28 October 1999
<i>Driza</i>	Driza v. Albania , 33771/02, Judgment, 13 November 2007
<i>Kudla</i>	Kudla v. Poland , 30210/96, Judgment (Grand Chamber), 26 October 2000

(c) United Kingdom

Short-title	Reference
<i>Ex Parte TSW Broadcasting</i>	House of Lords, <i>R. v. Independent Television Commission, ex parte TSW Broadcasting Ltd</i> [1994] 2 LRC 414 [also reported in [1996] 1(3) <i>Judicial Review</i> 185, at p. 191, available via HeinOnline]
<i>Johnson v. Gore Wood</i>	House of Lords, <i>Johnson v. Gore Wood & Co. (a firm)</i> [2002] 2 AC 1 [available via WestLaw ; link effective once signed in]
<i>Laker Airways</i>	Court of Appeal of England and Wales, <i>Laker Airways Ltd v. Department of Trade</i> [1977] QB 643 [available via WestLaw ; link effective once signed in]
<i>Corner House Research v. SFO</i>	House of Lords, <i>R (on the application of Corner House Research and Others) (Respondents) v. Director of the Serious Fraud Office (Appellant) (Criminal Appeal from Her Majesty's High Court of Justice)</i> [2008] UKHL 60, available at https://publications.parliament.uk/pa/ld200708/ldjudgmt/jd080730/corner.pdf , [2009] 1 AC 756
<i>The Amptill Peerage</i>	House of Lords (Committee for Privileges), <i>The Amptill Peerage</i> [1977] AC 547 [available via WestLaw ; link effective once signed in]
<i>WM (DRC)</i>	Court of Appeal of England and Wales, <i>WM (DRC) v. Secretary of State for the Home Department</i> [2006] EWCA Civ 1495, available at http://www.bailii.org/ew/cases/EWCA/Civ/2006/1495.rtf

D. ACADEMIC WORKS

Short-title	Reference
Ball and von Berg	D. Ball and P. von Berg, 'Remedies,' in P. von Berg (ed.), <i>Criminal Judicial Review: a Practitioner's Guide to Judicial Review in the Criminal Justice System and Related Areas</i> (Oxford: Hart, 2014)
Bassiouni	M. Cherif Bassiouni, <i>The Legislative History of the International Criminal Court, Volume 2: an Article-by-Article Evolution of the Statute</i> (Ardsey: Transnational, 2005)
Bergsmo et al	M. Bergsmo et al, 'Article 53: initiation of an investigation,' in' O. Triffterer and K. Ambos (eds.), <i>The Rome Statute of the International Criminal Court: a Commentary</i> , 3 rd Ed. (München/Oxford/Baden Baden: C.H. Beck/Hart/Nomos, 2016)
Bingham	T. Bingham, <i>The Rule of Law</i> (London: Penguin, 2010)
Bitti	G. Bitti, 'Article 53: ouverture d'une enquête,' in J. Fernandez and X. Pacreau, <i>Statut de Rome de la Cour pénale internationale: commentaire article par article</i> (Paris: Editions A. Pedone, 2012)
Boas et al	G. Boas et al, <i>International Criminal Law Practitioner Library, Volume III: International Criminal Procedure</i> (Cambridge: CUP, 2011)
Brady	H. Brady, 'Appeal and Revision,' in R. Lee et al (eds.), <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsey: Transnational, 2001)
Burgorgue-Larsen and Ubeda de Torres	L. Burgorgue-Larsen and A. Ubeda de Torres, <i>The Inter-American Court of Human Rights: Case Law and Commentary</i> (Oxford: OUP, 2011)

Crossland	H.G. Crossland, 'Rights of the individual to challenge administrative action before administrative courts in France and Germany,' [1975] 24(4) <i>International and Comparative Law Quarterly</i> 707 [available via HeinOnline]
Fernández	S. Fernández de Gurmendi, 'Elaboration of the Rules of Procedure and Evidence' in R. Lee et al (eds.), <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsley: Transnational, 2001)
Fordham	M. Fordham, <i>Judicial Review Handbook</i> , 5 th Ed. (Oxford: Hart, 2008)
Friman	H. Friman, 'Investigation and Prosecution,' in R. Lee et al (eds.), <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsley: Transnational, 2001)
Gardiner	R. Gardiner, <i>Treaty Interpretation</i> , 2 nd Ed. (Oxford: OUP, 2015)
Gleeson	Hon. A.M. Gleeson, ' Finality: the Sir Maurice Byers Lecture ', 10 April 2013, <i>Bar News</i> , Winter 2013, New South Wales Bar Association
Guariglia	F. Guariglia, 'Investigations and Prosecutions,' in R. Lee (ed.), <i>The International Criminal Court: the Making of the Rome Statute—Issues, Negotiations, Results</i> (The Hague: Kluwer, 1999)
Harris et al	D. Harris et al, <i>Harris, O'Boyle and Warbrick: Law of the European Convention on Human Rights</i> , 3 rd Ed. (Oxford: OUP, 2014)
Hepburn	J. Hepburn, 'The duty to give reasons for administrative decisions in international law,' [2012] 61(3) <i>International and Comparative Law Quarterly</i> 641 [available via HeinOnline]

Pakuscher	E.K. Pakuscher, 'Control of the administration in the Federal Republic of Germany,' [1972] 21(3) <i>International and Comparative Law Quarterly</i> 452 [available via HeinOnline]
Reitz	J. Reitz, 'Deference to the Administration in Judicial Review,' [2018] 66 <i>American Journal of Comparative Law</i> 269 [available via HeinOnline]
Roht-Arriaza	N. Roht-Arriaza, 'Principle 1: general obligation of States to take effective action to fight impunity,' in F. Haldemann and T. Unger (eds.), <i>The United Nations Principles to Combat Impunity</i> (Oxford: OUP, 2018)
Schabas (2016)	W. Schabas, <i>The International Criminal Court: a Commentary on the Rome Statute</i> , 2 nd Ed. (Oxford: OUP, 2016)
Schabas (2018)	W. Schabas, 'Principle 20: jurisdiction of international and internationalized criminal tribunals,' in F. Haldemann and T. Unger (eds.), <i>The United Nations Principles to Combat Impunity</i> (Oxford: OUP, 2018)
Shelton	D. Shelton, <i>Remedies in International Human Rights Law</i> , 3 rd Ed. (Oxford: OUP, 2015)
Staker and Nehrlich	C. Staker and V. Nerlich, 'Article 84: revision of conviction or sentence' in O. Triffterer and K. Ambos (eds.), <i>The Rome Statute of the International Criminal Court: a Commentary</i> , 3 rd Ed. (München/Oxford/Baden Baden: C.H. Beck/Hart/Nomos, 2016)
Taylor and von Berg	R. Taylor and P. von Berg, 'The police,' in P. von Berg (ed.), <i>Criminal Judicial Review: a Practitioner's Guide to Judicial Review in the Criminal Justice System and Related Areas</i> (Oxford: Hart, 2014)

Triffterer and Burchard	O. Triffterer and C. Burchard, 'Article 71: sanctions for misconduct before the Court,' in O. Triffterer and K. Ambos (eds.), <i>The Rome Statute of the International Criminal Court: a Commentary</i> , 3rd Ed. (München/Oxford/Baden Baden: C.H. Beck/Hart/Nomos, 2016)
Von Berg	P. von Berg, 'The Crown Prosecution Service,' in P. von Berg (ed.), <i>Criminal Judicial Review: a Practitioner's Guide to Judicial Review in the Criminal Justice System and Related Areas</i> (Oxford: Hart, 2014)
Wilson	R. Wilson, in 'Judicial review: an introduction to the key principles,' in P. von Berg (ed.), <i>Criminal Judicial Review: a Practitioner's Guide to Judicial Review in the Criminal Justice System and Related Areas</i> (Oxford: Hart, 2014)

E. OTHER DOCUMENTS

Short-title	Reference
ACHR	<i>American Convention on Human Rights</i>
ACHPR	<i>African Charter on Human and People's Rights</i>
<i>Black's Law Dictionary</i>	B. Garner (ed.), <i>Black's Law Dictionary</i> , 7th Ed. (West Group: 1999)
Courts and Tribunals: 'Judicial Review'	Courts and Tribunals Judiciary, 'Judicial review', available at https://www.judiciary.uk/you-and-the-judiciary/judicial-review/
ECHR	<i>European Convention on Human Rights</i>
ICCPR	<i>International Covenant on Civil and Political Rights</i>
ILC Draft Statute (1993)	International Law Commission, <i>Report of the International Law Commission on the work of its forth-fifth session</i> , UN Doc. A/48/10

ILC Draft Statute (1994)	International Law Commission, <i>Report of the International Law Commission on the work of its forty-sixth session (1994)</i> , UN Doc. A/49/10
General Comment 31	UN Human Rights Committee, <i>General Comment No. 31: the Nature of the General Legal Obligation Imposed on States Parties to the Covenant</i> , UN Doc. CCPR/C/21/Rev.1/Add.13, 26 May 2004
General Comment 32	UN Human Rights Committee, <i>General Comment No. 32: Article 14 (Right to Equality before Courts and Tribunals and to a Fair Trial)</i> , UN Doc. CCPR/C/GC/32, 23 August 2007
General Comment 35	UN Human Rights Committee, <i>General Comment No. 35: Article 9 (Liberty and Security of Person)</i> , UN Doc. CCPR/C/GC/35, 16 December 2014
<i>Senior Courts Act 1981</i>	UK, <i>Senior Courts Act 1981</i> , c. 54, available at https://www.legislation.gov.uk/ukpga/1981/54/contents
VCLT	<i>Vienna Convention on the Law of Treaties</i>