

ANNEX A13-Corr

Confidential

SUMMARY OF CHARGED CRIMES AND MODES OF LIABILITY

COUNT	CRIME	MODE OF LIABILITY
<i>Crimes committed in Kodoom, Bindisi and surrounding areas between about 15 and about 16 August 2003 (Counts 1-11)</i>		
1	Intentionally directing attacks against the civilian population as such, as a war crime , concerning Kodoom, Bindisi and surrounding areas, between about 15 and about 16 August 2003, pursuant to article 8(2)(e)(i).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
2	Murder as a crime against humanity , concerning at least 100 persons, most of whom were Fur, including the 52 persons listed in Annex 1A to the DCC, who were killed in Kodoom, Bindisi and surrounding areas, between about 15 and about 16 August 2003, pursuant to article 7(1)(a).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
3	Murder as a war crime , concerning those civilians not taking direct part in hostilities, or persons <i>hors de combat</i> , in particular those persons, from amongst the at least 100 persons killed in Kodoom, Bindisi and surrounding areas, who were at the material time in the power of the Militia/ <i>Janjaweed</i> or GoS Forces, between about 15 and about 16 August 2003, pursuant to article 8(2)(c)(i).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
4	Pillaging as a war crime , concerning the looting of food supplies, livestock, medicine and other property belonging to Fur persons from their homes, shops, warehouses and other facilities in Kodoom, Bindisi and surrounding areas, between about 15 and about 16 August 2003, pursuant to article 8(2)(e)(v).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).

5	Destruction of the property of an adversary, without military necessity, as a war crime , concerning the destruction by fire of the homes, shops, warehouses, at least one mosque, Islamic books and other physical structures used by and belonging to Fur persons in Kodoom, Bindisi and surrounding areas, between about 15 and about 16 August 2003, pursuant to article 8(2)(e)(xii).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
6	Other inhumane acts as a crime against humanity , concerning Fur persons who were beaten, verbally and physically abused and/or had to watch women being raped and a baby being thrown in the air in Bindisi or surrounding areas, between about 15 and about 16 August 2003, pursuant to article 7(1)(k).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
7	Outrages upon personal dignity as a war crime , concerning Fur persons who were beaten, verbally and physically abused and/or had to watch women being raped and a baby being thrown in the air in Bindisi or surrounding areas, between about 15 and about 16 August 2003, pursuant to article 8(2)(c)(ii).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
8	Rape as a crime against humanity , concerning at least 17 Fur women and girls, including the persons listed in Annex 1B to the DCC, in Bindisi or surrounding areas, between about 15 and about 16 August 2003, pursuant to article 7(1)(g).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
9	Rape as a war crime , concerning at least 17 Fur women and girls, including the persons listed in Annex 1B to the DCC, in Bindisi or surrounding areas, between about 15 and about 16 August 2003, pursuant to article 8(2)(e)(vi).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
10	Forcible transfer as a crime against humanity , concerning the expulsion of Fur persons lawfully present in Kodoom, Bindisi and surrounding areas, between about 15 and about 16 August 2003, pursuant to article 7(1)(d).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).

11	Persecution as a crime against humanity , on political and ethnic grounds, concerning the predominantly Fur population of Kodoom, Bindisi and surrounding areas perceived as belonging to, or being associated with, or supporting the rebel armed groups, by means of intentionally directing attacks against the civilian population as such, murder, pillaging, destruction of property, other inhumane acts, rape and/or forcible transfer, between about 15 and about 16 August 2003, pursuant to article 7(1)(h).	• article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
<i>Crimes committed in Mukjar and surrounding areas between the end of February 2004 and the beginning of March 2004 (Counts 12-21)</i>		
12	Torture as a crime against humanity , concerning at least 100 Fur men in Mukjar Police Station, between late February and early March 2004, pursuant to article 7(1)(f).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability) of the Rome Statute.
13	Torture as a war crime , concerning at least 100 Fur men in Mukjar Police Station, between late February and early March 2004, pursuant to article 8(2)(c)(i).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
14	Other inhumane acts as a crime against humanity , concerning at least 100 Fur men in Mukjar Police Station, between late February and early March 2004, pursuant to article 7(1)(k).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or

		• article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
15	Cruel treatment as a war crime , concerning at least 100 Fur men in Mukjar Police Station, between late February and early March 2004, pursuant to article 8(2)(c)(i).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability) .
16	Outrages against personal dignity as a war crime , concerning at least 100 Fur men in Mukjar Police Station, between late February and early March 2004, pursuant to article 8(2)(c)(ii).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
17	Murder as a crime against humanity , concerning at least 50 Fur men, including the 49 persons listed in Annex 1C to the DCC, outside of Mukjar, between late February and early March 2004, pursuant to article 7(1)(a).	• article 25(3)(a) (co-perpetration), and/or • article 25(3)(b) (ordering and/or inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
18	Murder as a war crime , concerning at least 50 Fur men, including the 49 persons listed in Annex 1C to the DCC, outside of Mukjar, between late February and early March 2004, pursuant to article 8(2)(c)(i).	• article 25(3)(a) (co-perpetration), and/or • article 25(3)(b) (ordering and/or inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).

19	Attempted murder as a crime against humanity , concerning at least two Fur males, including Witness P-0129 and Witness P-0919, outside of Mukjar, between late February and early March 2004, pursuant to article 7(1)(a).	- articles 25(3)(f) and 25(3)(a) (co-perpetration), and/or - articles 25(3)(f) and 25(3)(b) (ordering and/or inducing), and/or - articles 25(3)(f) and 25(3)(c) (aiding, abetting or otherwise assisting), and/or - articles 25(3)(f) and 25(3)(d) (common purpose liability)
20	Attempted murder as a war crime , concerning at least two Fur males, including Witness P-0129 and Witness P-0919, outside of Mukjar, between late February and early March 2004, pursuant to article 8(2)(c)(i).	- articles 25(3)(f) and 25(3)(a) (co-perpetration), and/or - articles 25(3)(f) and 25(3)(b) (ordering and/or inducing), and/or - articles 25(3)(f) and 25(3)(c) (aiding, abetting or otherwise assisting), and/or - articles 25(3)(f) and 25(3)(d) (common purpose liability)
21	Persecution as a crime against humanity , on political, ethnic and gender grounds, concerning at least 100 Fur males perceived as belonging to, or being associated with, or supporting rebel armed groups, by means of torture, cruel treatment, other inhumane acts, outrages upon personal dignity, murder and/or attempted murder, in Mukjar and surrounding areas, between late February and early March 2004, pursuant to article 7(1)(h).	- article 25(3)(a) (direct perpetration and co-perpetration), and/or - article 25(3)(b) (inducing and/or ordering), and/or - article 25(3)(c) (aiding, abetting or otherwise assisting), and/or - article 25(3)(d) (common purpose liability)
<i>Crimes committed in Deleig and surrounding areas between about 5 and about 7 March 2004 (Counts 22-31)</i>		
22	Torture as a crime against humanity , concerning between 100 and 200 Fur males in Deleig, between about 5 and about 7 March 2004, pursuant to article 7(1)(f).	- article 25(3)(a) (direct perpetration and co-perpetration), and/or - article 25(3)(b) (inducing), and/or - article 25(3)(c) (aiding, abetting or otherwise assisting), and/or - article 25(3)(d) (common purpose liability).

23	Torture as a war crime , concerning between 100 and 200 Fur males in Deleig, between about 5 and about 7 March 2004, pursuant to article 8(2)(c)(i).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
24	Other inhumane acts as a crime against humanity , concerning between 100 and 200 Fur males in Deleig, between about 5 and about 7 March 2004, pursuant to article 7(1)(k).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
25	Cruel treatment as a war crime , concerning between 100 and 200 Fur males in Deleig, between about 5 and about 7 March 2004, pursuant to article 8(2)(c)(i).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
26	Outrages upon personal dignity as a war crime , concerning between 100 and 200 Fur males in Deleig, between about 5 and about 7 March 2004, pursuant to article 8(2)(c)(ii).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
27	Murder as a crime against humanity , concerning at least 100 Fur males, including the 34 persons listed in Annex 1D to the DCC, in Deleig	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (ordering and/or inducing), and/or

	and surrounding areas, between about 5 and about 7 March 2004, pursuant to article 7(1)(a).	• article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
28	Murder as a war crime , concerning at least 100 Fur males, including the 34 persons listed in Annex 1D to the DCC, in Deleig and surrounding areas, between about 5 and about 7 March 2004, pursuant to article 8(2)(c)(i).	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (ordering and/or inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).
29	Attempted murder as a crime against humanity , concerning at least twelve Fur males, including Witness P-0092, Ishaq Yahia Hussein, Adam Al-Tahir, Adam Ishaq Ahmed Nuraldine, Witness P-0584, Witness P-0060 and six unidentified males, in Deleig and surrounding areas, between about 5 and about 7 March 2004, pursuant to article 7(1)(a).	• articles 25(3)(f) and 25(3)(a) (co-perpetration), and/or • articles 25(3)(f) and 25(3)(b) (ordering and/or inducing), and/or • articles 25(3)(f) and 25(3)(c) (aiding, abetting or otherwise assisting), and/or • articles 25(3)(f) and 25(3)(d) (common purpose liability).
30	Attempted murder as a war crime , concerning at least twelve Fur males, including Witness P-0092, Ishaq Yahia Hussein, Adam Al-Tahir, Adam Ishaq Ahmed Nuraldine, Witness P-0584, Witness P-0060 and six unidentified males, in Deleig and surrounding areas, between about 5 and about 7 March 2004, pursuant to article 8(2)(c)(i).	• articles 25(3)(f) and 25(3)(a) (co-perpetration), and/or • articles 25(3)(f) and 25(3)(b) (ordering and/or inducing), and/or • articles 25(3)(f) and 25(3)(c) (aiding, abetting or otherwise assisting), and/or • articles 25(3)(f) and 25(3)(d) (common purpose liability).
31	Persecution as a crime against humanity , on political, ethnic and gender grounds, concerning Fur males perceived as belonging to, or being associated with, or supporting rebel armed groups in Deleig and surrounding areas, between about 5 and about 7 March 2004, by means	• article 25(3)(a) (direct perpetration and co-perpetration), and/or • article 25(3)(b) (ordering and/or inducing), and/or • article 25(3)(c) (aiding, abetting or otherwise assisting), and/or • article 25(3)(d) (common purpose liability).

	of torture, other inhumane acts, cruel treatment, outrages upon personal dignity, murder and/or attempted murder, pursuant to article 7(1)(h).	
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