

Annex A

Public

Prosecution's reference list for hearing in the case ICC-02/04-01/15:

Prosecutor vs. Dominic Ongwen

on 15 February 2022

A. Sexual and Gender based Crimes

- A1** C. Steains, 'Gender Issues' in R.S. Lee (ed.), *The International Criminal Court—the Making of the Rome Statute: Issues, Negotiations, Results* (Kluwer: The Hague, 1999), pp. 357-375, 389, 390.
- A2** ICC-02/04-01/15-1762-Red ("[Trial Judgment](#)"), paras. 2028-2085, 2098-2308; ICC-02/04-01/15-1952 ("[Prosecution Response to Amici Curiae](#)"), para. 39 (fn. 149).
- A3** J. Powderly/N. Hayes, "Article 7" in O. Triffterer and K. Ambos (eds.), *The Rome Statute of the International Criminal Court: a Commentary*, 3rd Ed. (München/Oxford/Baden Baden: C.H. Beck/Hart/Nomos, 2016) ("Powderly/Hayes"), pp. 211-212 (mns. 58-60) (or 4th Ed., pp. 205-207 (mns. 86-94)); ICC-01/04-02/06-2359 ("[Ntaganda TJ](#)"), paras. 930-935; ICC-01/04-01/07-3436-tENG ("[Katanga TJ](#)"), paras. 963-972.
- A4** *Prosecutor v. Delalić et al*, IT-96-21-T, Judgement, 16 November 1998 ("[Čelebići TJ](#)"), para. 495; ICC-01/04-02/06-2442 ("[Ntaganda SJ](#)"), paras. 96, 102; The Office of the Prosecutor, Policy Paper on Sexual and Gender-Based Crimes, June 2014 ("[OTP SGBBC Policy](#)"), paras. 14-20, 25-35; IACtHR, *Case of Rosendo Cantu v. Mexico*, Judgment, 31 August 2010, Series C No. 216 ("[Rosendo Cantu v. Mexico](#)"), para. 108.
- A5** ICC-01/04-01/07-717 ("[Katanga CD](#)"), paras. 429-432; [Katanga TJ](#), para. 973-984; ICC-01/12-01/18-461-Corr-Red ("[Al Hassan CD](#)"), paras. 545-551; [Ntaganda TJ](#), paras. 949-952; Powderly/Hayes, pp. 212-214 (mns. 61-62) (or 4th Ed., pp. 207-211 (mns. 95-104)); G. McDougall, UN Special Rapporteur on the Situation of Systematic Rape, Sexual Slavery and Slavery-like

Practices during Wartime, Systematic rape, sexual slavery and slavery-like practices during armed conflict: final report, 22 June 1998, E/CN.4/Sub.2/1998/13 (“[McDougall 1998 Report](#)”), para. 21.

- A6** UNGA, Convention To Suppress The Slave Trade And Slavery, 25 September 1926 (“[1926 Slavery Convention](#)”); UNGA, Supplementary Convention on the Abolition of Slavery, the Slave Trade, and Institutions and Practices Similar to Slavery, 30 April 1957 (“[1956 Supplementary Slavery Convention](#)”); International Covenant on Civil and Political Rights, 23 March 1976 (“[ICCPR](#)”); IACtHR, *Case of the Hacienda Brasil Verde Workers v. Brazil*, Preliminary Objections, Merits, Reparations and Costs, Judgment, 20 October 2016, Series C No. 218 (“[Hacienda Brasil Verde Workers v. Brazil](#)”).
- A7** [Trial Judgment](#), paras. 2046, 2057; [ICC-02/04-01/15-T-10-Red-ENG](#) WT, 42:1-4; [ICC-02/04-01/15-T-13-Red-ENG](#) CT, 18: 4-9; [ICC-02/04-01/15-T-16-Red-ENG](#) WT, 13: 14-18; [ICC-02/04-01/15-T-8-Red2-ENG](#) WT, 47: 1-5.
- A8** ECCC, *Case 002/02* Judgment, 16 November 2018 (“[Case 002/02 TJ](#)”), paras. 3686-3701.
- A9** [Trial Judgment](#), paras. 2741-2753; [Al Hassan CD](#), paras. 552-562; SCSL: *Prosecutor v. Brima et al.*, SCSL-2004-16-A, Judgment, 22 February 2008 (“[Brima et al. AJ](#)”), paras. 195-196, 200-201; *Prosecutor v. Brima et al.*, SCSL-04-16-T, 20 June 2007 (“[Brima et al. TJ \(Judge Doherty Dis. Op.\)](#)”), paras. 46-57; *Prosecutor v. Sesay et al.*, SCSL-04-15-T, 2 March 2009, (“[Sesay et al. TJ](#)”), paras. 1295-1297; *Prosecutor v. Taylor*, SCSL-03-01-T, 18 May 2012, (“[Taylor TJ](#)”), paras. 422-430; [Case 002/02 TJ](#), paras. 3690-3692.