

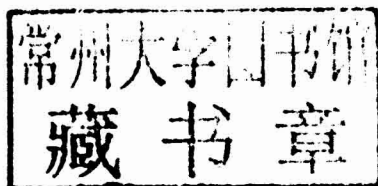
ROUTLEDGE RESEARCH IN INTERNATIONAL LAW

# The International Criminal Court in Search of its Purpose and Identity

Edited by  
Triestino Mariniello

# **The International Criminal Court in Search of its Purpose and Identity**

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# **The International Criminal Court in Search of its Purpose and Identity**

The International Criminal Court (ICC) is the first permanent international criminal tribunal, which has jurisdiction over the most serious crimes of concern to the international community as a whole: genocide, crimes against humanity, war crimes, and crimes of aggression. This book critically analyses the law and practice of the ICC and its contribution to the development of international criminal law and policy.

The book focuses on the key procedural and substantive challenges faced by the ICC since its establishment. The critical analysis of the normative framework aims to elaborate ways in which the Court may resolve difficulties which prevent it from reaching its declared objectives in particularly complex situations. Contributors to the book include leading experts in international criminal justice, and cover a range of topics including, inter alia, terrorism, modes of liability, *ne bis in idem*, victims' reparations, the evidentiary threshold for the confirmation of charges, and sentencing. The book also considers the relationship between the ICC and States, and explores the impact that the new regime of international criminal justice has had on countries where the most serious crimes have been committed. In drawing together these discussions, the book provides a significant contribution in assessing how the ICC's practice could be refined or improved in future cases.

The book will be of great use and interest to international criminal law and public international law.

**Triestino Mariniello** is a Senior Lecturer in Law at Edge Hill University, UK.

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On 26 April 2013, Edge Hill University hosted an international conference titled 'The First Ten Years of the International Criminal Court: Achievements and Challenges'. This book includes conference proceedings, as reviewed and amended by their authors, as well as further invited contributions. It was a great occasion to host the Vice-President of the ICC, Judge Cuno Tarfusser. My most sincere thanks to him for accepting our invitation and providing an outstanding keynote speech on the opportunities and challenges of the ICC.

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I was honoured to work with academics and practitioners who are among the major experts in international criminal law. My deepest gratitude goes to all the contributors, who shared with us their expertise and views on the law and practice of the ICC. I sincerely hope that the publication of this book constitutes a starting point of a path that will lead us to share our research interests, and develop collaborative projects.

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For all the rest, my most heartfelt thanks are for Giulia, source of inspiration and poetry.

# Contributors

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# Abbreviations

ASP	Assembly of States Parties to the Rome Statute
AU	African Union
CAR	Central African Republic
DDRRR	Disarmament, Demobilization, Repatriation, Reintegration and Resettlement
DRC	Democratic Republic of the Congo
ECCC	Extraordinary Chambers in the Courts of Cambodia
ECtHR	European Court of Human Rights
ELN	Ejército de Liberación Nacional
FARC	Fuerzas Armadas Revolucionarias de Colombia – Ejército del Pueblo
FARDC	Forces Armées de la République Démocratique du Congo
FDLR	Forces Démocratiques pour la Libération du Rwanda
FNI	Front des Nationalistes et Intégrationnistes
FPLC	Forces Patriotiques pour la Libération du Congo
FRPI	Force de Résistance Patriotique de l'Ituri
ICC	International Criminal Court
ICJ	International Court of Justice
ICT	International Criminal Tribunal
ICTJ	International Center for Transitional Justice
ICTR	International Criminal Tribunal for Rwanda
ICTY	International Criminal Tribunal for the former Yugoslavia
IHL	International Humanitarian Law
ILC	International Law Commission
JCE	Joint Criminal Enterprise
LRA	Lord's Resistance Army
LRV	Legal Representative of the Victims
MLC	Mouvement pour la Libération du Congo
MNLA	National Movement for the Liberation of Azawad
NGO	non-governmental organization
OIC	Organisation of the Islamic Conference
OPCV	Office of Public Counsel for the Victims of the International Criminal Court

OTP	Office of the Prosecutor of the International Criminal Court
PCIJ	Permanent Court of International Justice
PNC	Police Nationale Congolaise
RPE	Rules of Procedure and Evidence of the International Criminal Court
SCSL	Special Court for Sierra Leone
STL	Special Tribunal for Lebanon
TFV	Trust Fund for Victims
TRC	Truth and Reconciliation Commission
UN	United Nations
UNHCR	United Nations High Commissioner for Refugees
UNOCHA	United Nations Office for Coordination of Humanitarian Affairs
UPC	Union des Patriotes Congolais
VCLT	Vienna Convention on the Law of Treaties
VWU	Victims and Witnesses Unit of the International Criminal Court



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