

INTERNATIONAL CRIMINAL LAW

INTERNATIONAL CRIMINAL LAW

Fourth Edition

Ellen S. Podgor

*Gary R. Trombley Family White-Collar Crime Research Professor/Professor of Law
Stetson University College of Law*

Roger S. Clark

*Board of Governors Professor
Rutgers Law School*

Lucian E. Dervan

*Associate Professor of Law and Director of Faculty Development
Southern Illinois University School of Law*



CAROLINA ACADEMIC PRESS
Durham, North Carolina

Copyright © 2016
Carolina Academic Press, LLC
All Rights Reserved

ISBN: 978-1-6328-4967-0 (Casebook)

Library of Congress Cataloging-in-Publication Data

Names: Podgor, Ellen S., 1952- author. | Clark, Roger S. (Roger Stenson), author. | Dervan, Lucian E., author.
Title: International criminal law : cases and materials / Ellen S. Podgor, Gary R. Trombley Family White-Collar Crime Research Professor/Professor of Law, Stetson University College of Law, Roger S. Clark, Board of Governors Professor, Rutgers School of Law-Camden, Lucian E. Dervan, Associate Professor of Law and Director of Faculty Development, Southern Illinois University School of Law.
Description: Fourth edition. | New Providence, NJ : LexisNexis, 2016. | Includes index.
Identifiers: LCCN 2015051183 (print) | LCCN 2016000083 (ebook) | ISBN 9781632849670 (hardbound) | ISBN 9781632849694 (epub)
Subjects: LCSH: International crimes. | Criminal jurisdiction--United States.
Classification: LCC K5165 .P69 2016 (print) | LCC K5165 (ebook) | DDC 345--dc23
LC record available at <http://lccn.loc.gov/2015051183>

Carolina Academic Press, LLC
700 Kent Street
Durham, NC 27701
Telephone (919) 489-7486
Fax (919) 493-5668
www.caplaw.com

Printed in the United States of America

To —

Cheryl L. Segal

&

Amelia H. Boss

&

Dalton and Adelaide

PREFACE

This book contains a collection of cases, materials, notes, and questions concerning international criminal law. It is designed for use as a teaching tool, not as a reference work, although it does try to provide an overview of most of the topics that fall within the scope of international criminal law.

We have tried to keep the book short, as casebooks go, and to make it usable both by teachers who want to emphasize the increasingly important transnational dimension of U.S. criminal law and by those who want to explore the increasingly important use of criminal sanctions to enforce norms of international law. These two developments are interrelated and it is more and more difficult, in any event, to keep them separate.

The book is divided into four parts. The first part contains a brief introduction to the field of international criminal law, the question of what crimes are international crimes, and a chapter on the general jurisdictional principles, of both national and international law, that govern efforts to extend U.S. criminal law to foreign crimes and foreign criminals. The second part contains materials dealing with the specific application of those principles (especially in the United States) in cases involving the Foreign Corrupt Practices Act, antitrust and securities regulation, export controls, computer crimes, narcotics and money laundering, piracy and terrorism, and torture. In this fourth edition, a new chapter was added to this part to cover human trafficking. The third part deals with procedural aspects of trying such cases in the U.S. courts — and sometimes the courts of other countries. It covers the extraterritorial application of the U.S. Constitution, immunities from jurisdiction, mutual assistance in criminal cases, extradition, alternatives to extradition, prisoner transfer treaties, recognition of foreign criminal judgments and foreign laws, and the bearing of international human rights instruments on criminal procedure. The fourth and final part of the book deals with the prosecution of international crimes, including the Nuremberg and Tokyo precedents, the ad hoc tribunals for the former Yugoslavia and for Rwanda, the Rome Statute of the International Criminal Court, and the substantive law of the international crimes of aggression, genocide, crimes against humanity, and war crimes.

Our main focus in the first three parts is on relatively recent decisions of the United States courts and the effect of contemporary globalization on U.S. criminal law. We have tried, above all, to convey a sense of the “international flavor” that is developing in federal prosecutions.* As a result of this particular focus, some topics have been slighted that might figure more prominently in a longer, more comprehensive work on international criminal law. Nevertheless, we believe that the fourth part of the book provides the students an in-depth account of that other burgeoning area, the prosecution of grave crimes at the international level. In choosing material in this part, we have been particularly conscious of the value in directing students to international sources of material that are not always obvious to students and faculty in American law schools.

Our basic aim, in short, has been to construct a set of teaching materials that will provide students with a grounding in the transnational issues likely to arise in federal criminal

* For a preliminary sketch, see Ellen S. Podgor, Essay, *Globalization and the Federal Prosecution of White Collar Crime*, 34 AM. CRIM. L. REV. 325 (1997).

cases and also in the law that has been produced as a consequence of international efforts to impose criminal responsibility on the perpetrators of human rights atrocities.

This book tries to provide a picture of the present state of a rapidly expanding and changing field. Events no doubt will quickly overtake much of what we present. We only hope that, in the meanwhile, teachers and students will be persuaded through using this book to regard international criminal law as an exciting field, worthy of their continuing attention as it grows and develops, as it inevitably will, in new directions.

We thank the American Law Institute for permission to reprint sections from the RESTATEMENT (THIRD) OF THE FOREIGN RELATIONS LAW OF THE UNITED STATES, 1987, The American Law Institute; and other copyright holders, including the VIRGINIA JOURNAL OF INTERNATIONAL LAW, Jack L. Goldsmith & Eric Posner (quotation on p. 27); the American Society of International Law (excerpt on p. 442 from 94 AJIL 535-36 (2000), © The American Society of International Law); the Academy of Political Science (excerpt on pp. 707 from the POLITICAL SCIENCE QUARTERLY, 1947); and Alfred P. Rubin (quotation on p. 847-48).

We also thank Professor Edward Wise, who was the lead author on the first edition of the book, but passed away thereafter. In the first edition he acknowledged the support provided for work on this book by both the Law School and the Humanities Center of Wayne State University. He specifically thanked Dean Joan Mahoney and the Director of the Humanities Center, Professor Walter F. Edwards. He also stated that he would be remiss in not acknowledging the significant influence of Gerhard O.W. Mueller, who first introduced him to the problems of international criminal law, defined in the most comprehensive possible fashion, decades ago.*

In the second edition, Ellen S. Podgor expressed appreciation to Georgia State University College of Law for their continual support in the writing of both the first and second edition of this book. She also thanked from the first edition the students of Georgia State University College of Law, University of Georgia School of Law, and the students from the Temple Tel-Aviv and Rome Summer Abroad Programs who used portions of these materials prior to their publication. She specifically thanked her former Librarian Rhea Ballard-Thrower and present Librarian Elizabeth Adelman. She also thanked Associate Dean Anne Emanuel, Professor Janice Griffith, Interim Dean Steven Kaminshine, Associate Dean Paul Kurtz, Professor Molly O'Brien, and Professor David Shipley, who provided support or comments to the first and/or the second edition of this book. She also thanked Christine Nwakamma for her secretarial assistance. To Edward Wise she expressed everlasting thanks for everything he taught this writer during the writing of the first edition of this book.

In the third edition, Roger Clark appreciated the support of the Rutgers University School of Law, especially Librarians David Batista, Hays Butler and Lucy Cox, as well as the research and technical assistance provided by Keith Chapman, Eric Bonnette, William McLaughlin, Jackie Morfesis, Marshall Kizner and Milosz Pierwola.

In this fourth edition, Ellen S. Podgor thanks Stetson University College of Law and faculty support, specifically Shannon Edgar. Roger Clark acknowledges the continuing support of Rutgers Law School (with its two branches in Camden and Newark now

* See Edward M. Wise, *Gerhard O.W. Mueller and the Foundations of International Criminal Law*, in *CRIMINAL SCIENCE IN A GLOBAL SOCIETY: ESSAYS IN HONOR OF GERHARD O.W. MUELLER* 45 (Edward M. Wise ed., 1994).

reunited) and of David Batista and Hays Butler. He is particularly grateful to his Research Assistants in recent years: Janelle Baptiste, Brian Johns, Michael Herdman, David Telson, and Jacqueline Olsen. Lucian E. Dervan thanks Southern Illinois University School of Law and his research assistants, Lynell Everett and Julia Wykoff. He also thanks Ellen Podgor and Roger Clark for offering him the generous opportunity of joining the book and for guiding him through the writing process.

Ellen S. Podgor
Roger S. Clark
Lucian E. Dervan
April 4, 2016

Table of Contents

Chapter 1	INTRODUCTION	1
§ 1.01	THE SCOPE OF INTERNATIONAL CRIMINAL LAW	1
[A]	International Aspects of National Criminal Law	1
[B]	Criminal Aspects of Public International Law: International Standards of Criminal Justice	3
[C]	Criminal Aspects of Public International Law: International Criminal Law <i>Stricto Sensu</i>	4
§ 1.02	THE SOURCES OF INTERNATIONAL CRIMINAL LAW	6
§ 102	SOURCES OF INTERNATIONAL LAW	6
	<i>The Case of the S.S. Lotus (France v. Turkey)</i>	7
	Notes	16
§ 1.03	“NEW” DIRECTIONS	20
	<i>Filartiga v. Pena-Irala</i>	20
	Notes	27
	<i>Sosa v. Alvarez-Machain</i>	30
	Notes	33
	<i>Kiobel v. Royal Dutch Petroleum Co.</i>	34
Chapter 2	WHAT CRIMES ARE INTERNATIONAL CRIMES? . . .	39
§ 2.01	THE CONCEPT OF AN INTERNATIONAL CRIME AND THE RIGHT AND DUTY TO SUPPRESS IT	39
[A]	The Concept and Customary Obligations	39
[B]	The Suppression Conventions	41
[C]	The Security Council as Suppressor	44
§ 2.02	RELATED CONCEPTS	46
[A]	Universal Jurisdiction	46
	<i>Case Concerning the Arrest Warrant of 11 April 2000 (D.R. Congo. v. Belgium)</i>	48
	Notes	53
	Notes	56
[B]	State Criminal Responsibility	57
[C]	Violations of <i>Jus Cogens</i> or Peremptory Norms	58
[D]	Obligations <i>Erga Omnes</i> or Obligations to the International Community as a Whole	60
[E]	Crimes Against the Peace and Security of Mankind	61
[F]	Ne Bis in Idem	63

Table of Contents

Chapter 3	GENERAL PRINCIPLES OF JURISDICTION	65
§ 3.01	EXTRATERRITORIAL APPLICATION OF UNITED STATES STATUTES	65
	§ 115. INCONSISTENCY BETWEEN INTERNATIONAL LAW OR AGREEMENT AND DOMESTIC LAW: LAW OF UNITED STATES	66
	<i>United States v. Bowman</i>	66
	Notes	70
	<i>Pasquantino v. United States</i>	74
§ 3.02	JURISDICTIONAL CATEGORIES AND BASES	80
[A]	Jurisdictional Categories	80
	§ 401 CATEGORIES OF JURISDICTION	80
	Note	80
[B]	Jurisdictional Bases	81
	<i>United States v. Layton</i>	81
	Notes	84
§ 3.03	JURISDICTION TO PRESCRIBE	90
	§ 402 BASES OF JURISDICTION TO PRESCRIBE	90
[A]	Territorial Principle	91
	<i>Chua Han Mow v. United States</i>	91
	Notes	93
[B]	Nationality Principle	95
	<i>United States v. Walczak</i>	95
	Notes	96
[C]	Protective Principle	97
	<i>United States v. Gonzalez</i>	97
	Notes	101
[D]	Passive Personality Principle	104
	<i>United States v. Roberts</i>	104
	Notes	106
[E]	Universality Principle	107
	<i>United States v. Yunis</i>	107
	Notes	111
	§ 404 UNIVERSAL JURISDICTION TO DEFINE AND PUNISH CERTAIN OFFENSES	111
§ 3.04	LIMITATIONS ON JURISDICTION TO PRESCRIBE	112
	§ 403 LIMITATIONS ON JURISDICTION TO PRESCRIBE	112
	Notes	112
§ 3.05	NEW APPROACHES	114

Table of Contents

§ 3.06	PROCEDURAL ISSUES RELATED TO JURISDICTION	116
	<i>Boumediene v. Bush</i>	116
	Notes	125
	<i>United States v. Hitchcock</i>	126
Chapter 4	FOREIGN CORRUPT PRACTICES ACT	131
§ 4.01	INTRODUCTION	131
[A]	Overview of Act and Emerging International Framework	131
	Notes	133
	Note	139
[B]	Key Provisions of FCPA	139
	§ 78dd-1. Prohibited foreign trade practices by issuers	139
	§ 78ff. Penalties	142
	Notes	144
§ 4.02	SCOPE OF THE FCPA	144
[A]	Individuals Liable	144
	<i>United States v. Castle</i>	144
	Notes	148
[B]	Mens Rea	149
	<i>Stichting Ter Behartiging Van De Belangen Van Oudaandehouders</i> <i>In Het Kapitaal Van Saybolt International B.V. (Foundation Of The</i> <i>Shareholders' Committee Representing The Former Shareholders</i> <i>Of Saybolt International B.V.) v. Schreiber</i>	149
	Notes	152
[C]	“Foreign Officials”	152
	<i>United States v. Esquinazi</i>	153
§ 4.03	FOREIGN EQUIVALENTS TO THE FCPA	157
[A]	UK Bribery Act	157
	Notes	163
Chapter 5	ANTITRUST AND SECURITIES REGULATION	165
§ 5.01	ANTITRUST	165
	<i>United States v. Nippon Paper Industries Co., Ltd.</i>	165
	Notes	170
§ 5.02	SECURITIES REGULATION	171
	<i>Morrison v. Nat'l Australia Bank Ltd.</i>	172
	Notes	177

Table of Contents

Chapter 6	EXPORT CONTROLS	183
§ 6.01	EXPORT ADMINISTRATION ACT	183
	<i>United States v. Shetterly</i>	183
	50 App. U.S.C. § 2401 Congressional findings	187
	50 App. U.S.C. § 2402 Congressional declaration of policy	189
§ 6.02	ARMS EXPORT CONTROL ACT	191
	<i>United States v. Hsu</i>	191
	Notes	194
§ 6.03	EXECUTIVE EXPORT RESTRICTIONS AND TRADE EMBARGOES	197
	<i>United States v. Ehsan</i>	197
	Notes	201
§ 6.04	THE PROTOCOL AGAINST THE ILLICIT MANUFACTURING OF AND TRAFFICKING IN FIREARMS, AND THE ARMS TRADE TREATY	203
	Notes	208
Chapter 7	COMPUTER CRIMES	209
§ 7.01	NATIONAL (UNITED STATES) APPROACH	210
	Notes	213
§ 7.02	INTERNATIONAL DIMENSION	214
Chapter 8	NARCOTICS AND MONEY LAUNDERING	217
§ 8.01	JURISDICTION FOR NARCOTICS PROSECUTIONS	217
[A]	Statutory Interpretation	217
	<i>United States v. Larsen</i>	217
	<i>United States v. Lopez-Vanegas</i>	219
	Notes	221
	<i>United States v. Vasquez-Velasco</i>	223
[B]	Constitutional Issues	227
	<i>United States v. Bellaizac-Hurtado</i>	227
	Notes	232
§ 8.02	INTERNATIONAL NARCOTICS TRAFFICKING	233
§ 8.03	MONEY LAUNDERING	235
	<i>United States v. Tarkoff</i>	240
	Notes	242
	<i>Cuellar v. United States</i>	244
§ 8.04	CURRENCY TRANSACTION REPORTS	247

Table of Contents

Chapter 9	PIRACY AND TERRORISM	249
§ 9.01	PIRACY	249
	<i>United States v. Dire</i>	251
	Notes	253
§ 9.02	TERRORISM IN GENERAL	255
[A]	In International Law	255
[B]	Terrorism Laws in the U.S.	257
	§ 2332b. Acts of terrorism transcending national boundaries	259
	Notes	263
[C]	How Does Terrorism Affect Investigative Techniques?	264
	<i>In Re: Sealed Case</i>	264
	Notes	270
§ 9.03	ENEMY COMBATANTS AND MILITARY COMMISSIONS	272
	<i>Hamdan v. Rumsfeld</i>	272
	Notes	289
§ 9.04	AIRCRAFT HIJACKING AND SABOTAGE	292
	<i>United States v. Rezaq</i>	292
	Notes	297
§ 9.05	HOSTAGE TAKING	300
	<i>United States v. Lue</i>	300
	Notes	305
Chapter 10	TORTURE	307
§ 10.01	THE TORTURE CONVENTION	307
	CONVENTION AGAINST TORTURE AND OTHER CRUEL, INHUMAN OR DEGRADING TREATMENT OR PUNISHMENT	307
	Notes	311
	18 U.S.C. § 2340. Definitions.	315
	18 U.S.C. § 2340A. Torture.	315
	18 U.S.C. § 2340B. Exclusive remedies.	316
	Notes	316
	<i>Julmiste v. Ashcroft</i>	320
	Notes	322
§ 10.02	TORTURE POST 9-11	327
	Notes	328
§ 10.03	SEXUAL VIOLENCE AS TORTURE	338
	<i>Prosecutor v. Furundzija</i>	340
	Notes	353

Table of Contents

Chapter 11	HUMAN TRAFFICKING	355
§ 11.01	DOMESTIC LEGISLATION	355
[A]	The Trafficking Victims Protection Act	355
	<i>United States v. Farrell</i>	356
	Notes	360
[B]	Transparency in Supply Chains	365
	Notes	366
§ 11.02	INTERNATIONAL LAW	368
	Notes	371
Chapter 12	EXTRATERRITORIAL APPLICATION OF U.S. CONSTITUTION	375
§ 12.01	INTRODUCTION	375
§ 12.02	FOURTH AMENDMENT	377
	<i>United States v. Verdugo-Urquidez</i>	377
	Notes	386
	<i>United States v. Bin Laden</i>	394
	Note	398
§ 12.03	FIFTH AMENDMENT	399
	<i>United States v. Balsys</i>	399
	Notes	406
§ 12.04	SIXTH AMENDMENT	410
	<i>United States v. Kole</i>	410
	Notes	412
Chapter 13	IMMUNITIES FROM JURISDICTION	415
§ 13.01	DIPLOMATIC AND CONSULAR IMMUNITIES	415
	<i>Salazar v. Burrech</i>	415
	Notes	418
§ 13.02	HEAD OF STATE AND ACT OF STATE IMMUNITIES	421
	<i>Regina v. Bow Street Metropolitan Stipendiary Magistrate and others, Ex Parte Pinochet Ugarte (No. 3)</i>	421
	Notes	433
	<i>Case Concerning the Arrest Warrant of 11 April 2000 (D. R. Congo v. Belgium)</i>	438
	Notes	447
§ 13.03	PERSONS ASSOCIATED WITH INTERNATIONAL ORGANIZATIONS	448

Table of Contents

§ 13.04	VISITING FORCES	449
	Section 2 Iraqi Legal Process	449
	Article 12 Jurisdiction	450
§ 13.05	IMMUNITIES AND THE INTERNATIONAL CRIMINAL COURT . . .	452
	Notes	455
Chapter 14	MUTUAL ASSISTANCE AND OBTAINING EVIDENCE FROM ABROAD	461
§ 14.01	LETTERS ROGATORY	461
	28 U.S.C. § 1781. Transmittal of letter rogatory or request	461
	28 U.S.C. § 1782. Assistance to foreign and international tribunals and to litigants before such tribunals	461
	<i>In re: Letter Rogatory from the Justice Court, District of Montreal, Canada. — John Fecarotta</i>	462
	<i>United States v. Reagan</i>	464
	Notes	468
§ 14.02	MUTUAL LEGAL ASSISTANCE TREATIES & EXECUTIVE AGREEMENTS	474
[A]	Legal Principles	474
	<i>In re: Commissioner’s Subpoenas</i>	474
	Notes	481
[B]	MLAT Issues: Boston College, the IRA, and the British	487
	<i>United States v. Moloney, In re Dolours Price</i>	487
	<i>In re: Request from the United Kingdom Pursuant to the Treaty Between the Government of the United States of America and the Government of the United Kingdom on Mutual Assistance</i>	491
§ 14.03	DEPOSITIONS AND GRAND JURY SUBPOENAS	493
	<i>United States v. Drogoul</i>	493
	Notes	499
Chapter 15	EXTRADITION	501
§ 15.01	A BRIEF HISTORY OF EXTRADITION	501
	Note	512
§ 15.02	EXTRADITION TO THE UNITED STATES	515
	<i>United States v. Van Cauwenberghe</i>	515
	Notes	517
§ 15.03	EXTRADITION FROM THE UNITED STATES	528
	<i>United States v. Lui Kin-Hong</i>	528
	Notes	538
	<i>Ross v. United States Marshal for the Eastern District of Oklahoma</i> . .	544
	Note	547

Table of Contents

§ 15.04	POLITICAL OFFENSE EXCEPTION	548
	<i>Quinn v. Robinson</i>	548
	Notes	562
	<i>United States v. Pitawanakwat</i>	566
Chapter 16	ABDUCTION AND OTHER ALTERNATIVES TO EXTRADITION	569
§ 16.01	DEPORTATION	570
	<i>Ruiz Massieu v. Reno</i>	570
	Notes	577
§ 16.02	ABDUCTION	579
	<i>United States v. Alvarez-Machain</i>	579
	Notes	587
	<i>United States v. Noriega</i>	590
	Notes	594
Chapter 17	PRISONER TRANSFER AND OTHER POST- CONVICTION AND FOREIGN LAW ISSUES	597
§ 17.01	PRISONER TRANSFER TREATIES	597
	<i>Rosado v. Civiletti</i>	597
	Notes	612
§ 17.02	RECOGNITION OF FOREIGN CRIMINAL LAW, ESPECIALLY CONVICTIONS	615
	<i>Small v. United States</i>	617
	Note	622
	<i>United States v. Moskovits</i>	622
	Notes	628
§ 17.03	“ENFORCEMENT” OF FOREIGN LAW WITHOUT A FOREIGN CONVICTION?	632
Chapter 18	INTERNATIONAL HUMAN RIGHTS AND CRIMINAL PROCEDURE	635
§ 18.01	GENERAL PRINCIPLES	635
§ 18.02	SPECIFIC PROVISIONS	640
	Notes	649
	Notes	652
§ 18.03	THE DEATH PENALTY	653
	<i>Soering v. United Kingdom</i>	653
	Notes	665
§ 18.04	LIFE WITHOUT THE POSSIBILITY OF PAROLE	669

Table of Contents

§ 18.05	THE VIENNA CONVENTION ON CONSULAR RELATIONS	671
	<i>Valdez v. Oklahoma</i>	672
	Notes	674
	<i>Case Concerning Avena and Other Mexican Nationals</i> (<i>Mexico v. U.S.</i>)	676
	Notes	678
	<i>Medellin v. Texas</i>	679
	Notes	690
Chapter 19		THE NUREMBERG AND TOKYO PRECEDENTS 693
§ 19.01	THE NUREMBERG TRIAL	693
	JUDGMENT OF THE INTERNATIONAL MILITARY TRIBUNAL FOR THE TRIAL OF GERMAN MAJOR WAR CRIMINALS	693
	Notes	704
§ 19.02	THE TOKYO TRIAL	708
§ 19.03	SUBSEQUENT TRIALS	709
	<i>Demjanjuk v. Petrovsky</i>	712
	Notes	718
Chapter 20		THE AD HOC AND OTHER TRIBUNALS 725
§ 20.01	THE AD HOC TRIBUNAL FOR THE FORMER YUGOSLAVIA	725
	<i>Prosecutor v. Tadic</i>	726
	Notes	744
§ 20.02	THE AD HOC TRIBUNAL FOR RWANDA	746
	<i>Prosecutor v. Akayesu</i>	746
	Notes	765
§ 20.03	HYBRID TRIBUNALS	766
	[A] Special Court for Sierra Leone	766
	[B] Kosovo and Timor-Leste	767
	[C] Cambodian Extraordinary Chambers	768
	[D] Special Tribunal for Lebanon	769
§ 20.04	SOME CREATIVE VARIATIONS	770
	[A] Lockerbie	770
	[B] Iraq	770
Chapter 21		THE INTERNATIONAL CRIMINAL COURT 773
§ 21.01	THE ROME STATUTE	773
	Notes	845
§ 21.02	PROSECUTORIAL STRATEGY	852
	Notes	853

Table of Contents

§ 21.03	THE FIRST REVIEW CONFERENCE ON THE COURT	854
Chapter 22	THE SUBSTANTIVE LAW OF INTERNATIONAL CRIMES	857
§ 22.01	SPECIFIC OFFENSES	857
[A]	Aggression	857
	Notes	860
[B]	Genocide	868
	Notes	870
[C]	Crimes against Humanity	874
[D]	War Crimes	875
§ 22.02	THE GENERAL PART	878
	<i>Prosecutor v. Thomas Lubanga Dyilo</i>	879
	Notes	885
§ 22.03	PARTIES TO OFFENSES	887
	<i>Prosecutor v. Thomas Lubanga Dyilo</i>	888
§ 22.04	SENTENCING AND REPARATIONS	892
TABLE OF CASES		TC-1
TABLE OF STATUTES & INTERNATIONAL AGREEMENTS		TS-1
INDEX		I-1
