



Information for justice and reconciliation

International Criminal Tribunal for Rwanda. Legal Library and Reference section

NEW ACQUISITIONS & HIGHLIGHTS

April 2005

A - Reference Books

Docno : 7381

Guides législatifs pour l'application de la Convention des Nations Unies contre la criminalité transnationale organisée et des protocoles s'y rapportant / Nations Unies Office contre la drogue et le crime. Division des traités.- New York : Nations unies, 2005.- xix, 546 p.

CallNo : 05AD003

B - Law in general

Docno : 7380

Ecrire la décision : guide pratique de rédaction judiciaire / MAILHOT, Louise.- Cowansville (Québec) : Les Editions Yvon Blais Inc., 2004.- xix, 159 p.

CallNo : 05BD001

F - International Criminal Tribunal for Rwanda

Docno : 7453

The contribution of the Rwanda tribunal to the development of international law / HERIK, J.J. van den.- Amsterdam : [s.n.], 2005.- xlvii, 337 p.

CallNo : 05FB001

G - International Criminal Tribunal for the former Yugoslavia

Docno : 7425

Closing an international criminal tribunal while maintaining international human rights standards and excluding impunity / JOHNSON, Larry D.

In : American Journal of International Law, vol. 99, No. 1, Jan. 2005 : pp. 158-174

Full text available at : ProQuest

CallNo : 05P

Docno : 7496

The future of war crimes prosecutions in the Former Yugoslavia : accountability or junk justice? / ZOGLIN, Katie
In : Human Rights Quarterly, vol. 27, no. 1, Feb. 2005 : pp. 41-77

Full text available at : ProQuest

CallNo : 05P

H - International Courts

Docno : 7242

Yearbook 2003 : vol. 7 / International Tribunal for the Law of the Sea.- Leiden; Boston : Martinus Nijhoff Publishers, 2005.- xvi, 202p.

CallNo : 00HD018 Y03E

Docno : 7247

Annuaire 2003 : Vol.7 / Tribunal international du droit de la mer.- Leiden; Boston : Martinus Nijhoff Publishers, 2005.- xvii, 208p.

CallNo : 00HD018 Y03F

Docno : 7418

Brèves observations sur le second renouvellement triennal de la Cour européenne des droits de l'homme / FLAUSS, Jean-François

In : Revue trimestrielle des droits de l'homme, vol. 16, no. 61, jan. 2005 : pp. 5-32

CallNo : P-RTDH

Docno : 7430

The judicial effects of the "completion strategies" on the ad hoc international criminal tribunals / MUNDIS, Daryl A.

In : The American Journal of International Law, vol. 99, No. 1, Jan. 2005 : pp. 142-158

Full text available at : ProQuest CallNo : 05P

Docno : 7465
International crimes and the ad hoc tribunals / METTRAUX, Guénaél.- New York : Oxford university Press Inc., 2005.- xxxii, 442 p.
CallNo : 05HC002

Docno : 7514
Trading justice for efficiency - plea-bargaining and international tribunals / SCHARF, Michael P.
In : Journal of International Criminal Justice, vol. 2, no. 4, December 2004
Full text available at : Lexis / Westlaw
CallNo : 05P

K - Municipal Law and Comparative Law

Docno : 7401
Méthodologie du droit comparé : bilan et prospective / JALUZOT, Béatrice
In : Revue internationale de droit comparé, vol. 57, no. 1, jan-mar 2005 : pp 29-48
CallNo : P-RIDC

M - Criminal Law and Criminal Procedure

Docno : 7335
Victim protection in criminal proceedings : the victim's right to information, participation and protection in criminal proceedings / FREY, Sylvia
In : UNAFEI. Annual Report for 2003 and Resource Material Series; no. 63, July 2004 : pp. 57-67
CallNo : P-UNAFEI

Docno : 7337
A brief outline of the current situation on the protection of victims of crime in Thailand / KITTAYARAK, Kittipong
In : UNAFEI. Annual Report for 2003 and Resource Material Series; no. 63, July 2004 : pp. 87-92
CallNo : P-UNAFEI

Docno : 7339
Victim protection in criminal proceedings : reparation for damages / FREY, Sylvia
In : UNAFEI. Annual Report for 2003 and Resource Material Series; no. 63, July 2004 : pp. 68-77
CallNo : P-UNAFEI

Docno : 7364
Archbold 2005 : second supplement to the 2005 edition.- London : Sweet & Maxwell Ltd., 2005.- lxiii, 665 p.
CallNo : 05MB002 S2

Docno : 7405
La présomption d'innocence et la médiatisation de la justice : une cohabitation précaire / TAEVERNIER, Beatrice
In : Revue de droit penal et de criminologie, vol. 85, no. 1, janv. 2005 : pp. 33-85
CallNo : P-RDPC

Docno : 7417
La victime et la peine : le point de vue du juriste / CHEVALLIER, Jean-Yves
In : Revue pénitentiaire et de droit pénal, no. 4, déc. 2004 : pp. 815-820
CallNo : P-RPDP

Docno : 7422
No means no? : withdrawal of consent during intercourse and the continuing evolution of the definition of rape / LYON, Matthew R.
In : The Journal of Criminal Law and Criminology, vol. 95, No. 1, Fall 2004 : pp. 277-314
Full text available at : Westlaw
CallNo : P-JCLC

Docno : 7436
A war of media, words, newspapers, and radio stations" : the ICTR media trial verdict and a new chapter in the international law of hate speech / GORDON, Gregory S.
In : Virginia Journal of International Law, Fall 2004
Full text available at : www.westlaw.com
CallNo : 05P

Docno : 7461
Restorative justice : the Thai experience / KITTAYARAK, Kittipong
In : UNAFEI. Annual Report for 2003 and Resource Material Series; no. 63, July 2004 : pp. 78-86
CallNo : P-UNAFEI

N - Humanitarian Law

Docno : 7328
The moral imperative : toward a human rights-based law of war / KOLLER, David S.
In : Harvard International Law Journal, vol. 46, no. 1, Winter 2005 : pp. 231-264. Full text available at : Lexis /Westlaw
CallNo : P-HILJ

Q - Peace and Peacekeeping

Docno : 7237

International peacekeeping and child soldiers : problems of security and rebuilding / KARGBO, Franklyn Bai

In : Cornell International Law Journal, vol. 37, No. 3, 2004 : pp. 485-496

CallNo : P-CILJ

Docno : 7434

Peacekeeping and prosecutorial policy : lessons from Kosovo / NAARDEN, Gregory L.; LOCKE, Jeffrey B.

In : American Journal of International Law, vol. 98, No. 4, Oct. 2004 : pp. 727-742

Full text available at : ProQuest

CallNo : 05P

R - Human Rights, Minorities and Refugees

Docno : 7235

Progress and hurdles on the road to preventing the use of children as soldiers and ensuring their rehabilitation and reintegration / COHN, Ilene

In : Cornell International Law Journal, vol. 37, No. 1, 2004 : pp. 531-540

CallNo : P-CILJ

Docno : 7419

Le territoire d'application de la Convention européenne des droits de l'homme / KARAGIANNIS, Syméon

In : Revue trimestrielle des droits de l'homme, vol. 16, no. 61, jan. 2005 : pp. 33-120

CallNo : P-RTDH

Docno : 7503

The Special Rapporteur on Prisons and Conditions of Detention in Africa : achievements and possibilities / VILJOEN, Frans

In : Human Rights Quarterly, vol. 27, no. 1, Feb. 2005 : pp. 125-170

Full text available at : ProQuest

CallNo : 05P

Docno : 7507

Conflicting human rights : an exploration in the context of the right to a fair trial in the European Convention for the Protection of Human Rights and Fundamental Freedoms / BREMS, Eva

In : Human Rights Quarterly, vol. 27, No. 1, Feb. 2005 : pp. 294-326. Full text available at : ProQuest

CallNo : 05P

S - War Crimes and Genocide

Docno : 7249

Psychosocial roots of genocide : risk, prevention, and intervention / WOOLF, Linda M.; HULSIZER, Michael R.

In : Journal of Genocide Research, vol. 7, No. 1, March 2005 : pp. 101-128

Full text available at : <http://ejournals.ebsco.com/direct.asp?ArticleID=LMQ5035V2500726U>

CallNo : P-JGR

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Shaping the Holocaust : the final solution in US political discourses on the Genocide Convention, 1948-1956 / KAMPMARK, Binoy

In : Journal of Genocide Research, vol. 7, no. 1, March 2005 : pp. 85-100

Full text available at : <http://ejournals.ebsco.com/direct.asp?ArticleID=L147787686152X77>

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T - History, Political Sciences, International Relations and Diplomacy

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Démocratie et bonne gouvernance au Congo-Brazzaville : contribution au renouveau de la pensée politique et démocratique / BOUMBA, Placide

In : Revue juridique et politique des états francophones, vol. 58, no. 4, oct-déc. 2004 : pp. 483-511

CallNo : P-RJP

U - Rwanda, Great Lakes Region and other Countries

Docno : 7375

Le patron de Dallaire parle : révélations sur les dérives d'un général de l'ONU au Rwanda / BOOH BOOH, Jacques-Roger.- Paris : Editions Duboiris, 2005.- 207 p.

CallNo : 05UA004

Docno : 7389

Destruction has no covering : artists and the Rwandan genocide / FEINSTEIN, Stephen C.

In : Journal of Genocide Research, vol. 7, No. 1 March 2005 : pp. 31-46

Full text available at : <http://ejournals.ebsco.com/Article.asp?ContributionID=7016235>

CallNo : P-JGR

Docno : 7399

Some issues of truth, justice and reconciliation in genocide trials before Gacaca tribunals in Rwanda / KERRIGAN, Fergus

In : African Studies Quarterly, vol. 8, no. 1, Fall 2004

Full text available at : <http://www.africa.ufl.edu/asq/v8/v8i1a1.htm>

CallNo : 05P

Docno : 7403

Though the dog is dead, the pig must be killed : finishing with property restitution to Bosnia-Herzegovina's IDPs and refugees / PHILPOTT, Charles

In : Journal of Refugee Studies, vol. 18, no. 1, March 2005 : pp.1-24

CallNo : P-JRS

Docno : 7404

The (Tanzania) Refugees Act of 1998 : some legal and policy implications / KAMANGA, Khoti

In : Journal of Refugee Studies, vol. 18, no. 1, March 2005 : pp. 100-116

CallNo : P-JRS

Docno : 7406

Le triangle pauvreté - croissance - inégalités / BOURGUIGNON, François

In : Afrique contemporaine, no. 211, automne 2004 : pp. 29-56

CallNo : P-AC

Docno : 7412

Établir l'état de droit en Bosnie-Herzégovine / BORGNE, Guy le

In : Défense nationale, vol. 61, no. 4, avril 2005 : 81-90

CallNo : P-DN

Docno : 7413

La France et l'Afrique / CHAIGNEAU, Pascal

In : Défense nationale, vol. 61, no. 1, janvier 2005 : pp. 119-128

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Docno : 7427

François Mitterrand, l'armée française et le Rwanda / LUGAN, Bernard.- Monaco : Editions du Rocher, 2005.- 288 p.

CallNo : 05UA005

Docno : 7428

What went wrong with Africa : a contemporary history / VEEN, Roel van der.- Amsterdam : KIT Publishers, 2004.- 398 p.

CallNo : 05UD004

Docno : 7429

Afrika : van de Koude Oorlog naar de 21e eeuw / VEEN, Roel van der.- Amsterdam : KIT Publishers, 2004.- 472 p.

CallNo : 05UD003

Docno : 7480

Paul Kagame and Rwanda : power, genocide and the Rwandan Patriotic Front / WAUGH, Colin M..- North Carolina : McFarland & Company Inc. Publishers, 2004.- ix, 254 p.

CallNo : 05UA010

Docno : 7495

Surviving the slaughter : the ordeal of a Rwandan refugee in Zaire / UMUTESI, Marie Béatrice.- Madison : The University of Wisconsin Press, 2004.- xix, 258 p.

CallNo : 05UA011

Docno : 7511

After Arusha : Gacaca justice in post-genocide Rwanda / TIEMESSEN, Alana Erin

In : African Studies Quarterly, vol. 8, No. 1, Fall 2004 : pp. 56-74

Full text available at : <http://web.africa.ufl.edu/asq/v8/v8i1a4.htm>

CallNo : 05P

Docno : 7512

Truth, justice and reconciliation in Africa : issues and cases / GRAYBILL, Lyn; LANEGRAN, Kimberly

In : African Studies Quarterly, vol. 8, no. 1, Fall 2004 : pp. 1-18

Full text available at : ProQuest

CallNo : 05P

Docno : 7513

Reconciliation in post-genocide Rwanda / ZORBAS, Eugenia

In : African Journal of Legal Studies, vol. 1, no. 1, 2004 : pp. 29-48

Full text available at : <http://www.africalawinstitute.org/ajls/vol1/no1/zorbas.pdf>

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V - United Nations and Other International Organizations

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Élargir le Conseil de sécurité / DONIER, Virginie

In : Défense nationale, vol. 61, no. 4, avril 2005 : pp. 13-27

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Docno : 7431

The Security Council as world legislature / TALMON, Stefan

In : American Journal of International Law, vol. 99, No. 1, Jan. 2005 : pp. 175-193

Full text available at : ProQuest

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Docno : 7432

The UN Convention on Jurisdictional Immunities of States and Their Property / STEWART, David P.

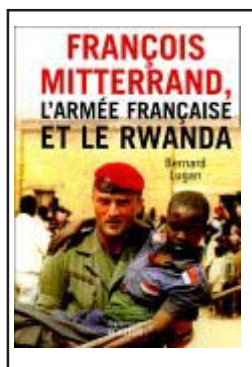
In : American Journal of International Law, vol. 99, No. 1, Jan. 2005 : pp. 194-211

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NEW BOOKS



François Mitterrand, l'armée française et le Rwanda.

Bernard Lugan

ISBN 2 268 05415 2

Call number 05 UA010

Professeur d'histoire de l'Afrique, Bernard Lugan a exercé à l'université du Rwanda de 1972 à 1983 et a consacré deux thèses à l'histoire de ce pays.

Du même auteur:

- Etudes Rwandaises : sources écrites pouvant servir à l'histoire du Rwanda (1863-1918) Call No98UA010
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NEW BOOKS



Écrire la décision Guide pratique de rédaction judiciaire

Louise Mailhot

2^e édition.

ISBN: 2-89451-731-9

ICTR Library Call number 05BD001

Ce guide s'adresse à toutes les personnes appelées à rédiger des décisions, qu'elles soient juges, arbitres, médiateurs, membres des tribunaux administratifs, assesseurs, notaires, amiables compositeurs... Ce guide vise principalement à les aider à organiser et à composer leurs textes de façon à en assurer la lisibilité. S'appuyant sur de nombreux exemples, l'auteure aborde avec justesse et humour divers thèmes concernant l'écriture juridique ou judiciaire, notamment l'organisation du texte, les règles à respecter pour rejoindre les destinataires du texte, la concision, le style et la révision. Les lecteurs trouveront dans le présent ouvrage des conseils sur ce qu'il y a lieu de faire et de ne pas faire dans l'art de la rédaction des décisions. Cette deuxième édition comprend un chapitre spécialement destiné aux juges d'appel.

International Crimes and the Ad Hoc Tribunals

Guenael Mettraux

ISBN 0-19-927155-0

Call number 05HC002

The contribution of the ad hoc Tribunals to international criminal law and international justice has been manifold, both academically and historically, and they will continue to influence the findings and decisions of many other courts (both domestic and international), and to provoke discussion for many years to come. This volume provides the first comprehensive analysis of the law of international crimes as applied by the ad hoc tribunals for the former Yugoslavia and Rwanda.

International Crimes and the Ad Hoc Tribunals examines the legal and historical significance of some of the most important judicial developments to occur in the last 50 years in international criminal law. It states the law of the Tribunals, and provides concrete illustrations of the application of the law to a variety of criminal cases, providing a comprehensive and detailed analysis of this voluminous body of jurisprudence. The primary focus is on the jurisdiction *ratione materiae* of the Tribunals: the definition and application of the law of war crimes, crimes against humanity, and genocide. However, it also examines the Tribunals' jurisdiction *ratione personae*, insofar as this enables a full understanding of the law of crimes (for instance, in relation to forms of criminal liability).

Guenael Mettraux is Associate Legal Officer of the Appeals Chamber, ICTY.

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Paul Kagame and Rwanda

Power, Genocide and the Rwandan Patriotic Front

Colin M. Waugh

ISBN 0-7864-1941-5

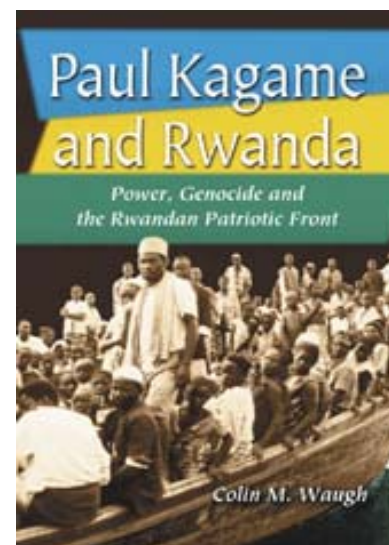
photographs, maps, glossary, appendix, notes, bibliography, index

364pp. softcover 2004

Call No05UA010

Table of contents - [click here](#)

In 1994, ethnic conflict turned to genocide in Rwanda. When the world finally took notice, a million people lay dead, and the small African country lay in ruins. Rwanda returned from the brink guided by rulers determined to rebuild the country on their own terms, rather than those of a previously indifferent international community. Paul Kagame, Rwanda's first democratically elected president, embodies the new Rwandan political philosophy. Young, unconventional, not without flaws and critics—Kagame is key to understanding Rwanda's transition from a country that had known only fear, division and clan-based nepotism for many years to an exceptional African state built upon traditional order and values.



Paul Kagame's life—from exiled child refugee, to guerilla warrior and rebel politician, to President of Rwanda—is traced in this exploration of the influences on Rwanda's struggle for change. Analyzing the conflicts and challenges of post-genocide Rwanda in comparison to modern parallels, the work invites reassessment of Kagame's leadership and government in an African context rather than measurement against Western standards, and critiques Western involvement in Rwanda since the early 1990s. Twenty-eight photographs and three maps supplement the text, as do a history of Rwanda's Banyarwanda people and a glossary of words in Kinyarwanda, their language. The work includes a bibliography and an index.

About the Author

Colin M. Waugh is a research and development manager who divides his time between his native Scotland, New York and West Africa. He maintains a home in Ghana, from which he monitors the region's political affairs. He first visited Rwanda in 1994, and has worked extensively on many African humanitarian projects.



Surviving the Slaughter

The Ordeal of a Rwandan Refugee in Zaire

Marie Béatrice Umutesi

Translated by Julia Emerson

Call No05UA011

"Testimony so powerful and moving that it reaches an unintended literary greatness."—Jan Vansina, African Studies Review

In this firsthand account of inexplicable brutality, day-to-day suffering, and survival, Marie Béatrice Umutesi sheds light on "the other genocide" that targeted the Hutu refugees of Rwanda after the victory of the Rwandan Patriotic Front in 1994. Umutesi's documentation of these years provides the world a history that is still widely unknown. Available in English for the first time, this poignant autobiography is more than a testimony to the lives and humanity lost; it is a call for those responsible for the atrocious crimes—and the devastating silence—to be held accountable.

"Umutesi helps us better understand the fear that has fueled a history of violence between both Tutsi and Hutu . . . and the utter failure of the international organizations, governments, and media to tell the truth about this genocide."—Aili Mari Tripp, series editor

Marie Béatrice Umutesi worked with women's associations in Byumba, Rwanda, until she was forced to flee to Zaire in 1994. She is currently working on rural development projects in Cameroon.

CONFERENCE ALERTS



2005: International Institutional Reform

T.M.C Asser Instituut

30 June – 2 July 2005

Steigenberger Kurhaus Hotel, The Hague, The Netherlands

Message from the Program Committee Co-chairs

We chose 'international institutional reform' as the theme for the Seventh Hague Joint Conference on Contemporary Issues of International Law because institutional questions often do not seem to receive the attention they deserve, because the presentation of the UN Secretary-General's High Level Panel report on Threats, Challenges and Change offers a perfect opportunity to discuss badly needed reform of the United Nations, and because The Hague offers the perfect setting for a discussion of institutional issues.

We and our fellow (and much appreciated) program committee members – Niels Blokker, Ellen Hey, Susan Karamanian, Olivier Ribbelink, Erika de Wet and Ralph Wilde – were pleasantly surprised by the overwhelming response to our call for papers and proposals. The program you have in front of you is our attempt to create a challenging mix of items proposed in response to our invitation and items we ourselves identified as crucial. We have also tried to invite as chairs and panelists an exciting and international mix of established authorities and upcoming talent, practitioners and academics, international institution insiders and 'users', women and men. If we have not always managed to meet these objectives it has not been for want of trying.

The conference is addressing a very wide range of international institutions. We hope that participants will take the opportunity to learn about institutions less familiar to them and to allow plenty of cross-fertilization to occur. We also ask participants to apply the discipline to stick to the conference theme – while panels may have to begin by analyzing the substantive challenges facing the international community, the emphasis of presentations and discussions should be on the institutional reform needed to ensure proper and effective responses to these challenges.

Some of the thematic questions we aim to air: Are international institutions that were for the most part created in the 20th century suited to deal with the challenges of the 21st century? What is the self-reforming or self-cleansing power of international organizations? How much can be managed by relying on the implied powers doctrine? Which international institutions have been particularly successful in achieving their objectives and why? Which institutions have proven failures and ought to be scrapped forthwith?

Menno T. Kamminga and Lucy Reed, Program Committee Co-chairs

[Brochure and registration form - click here](#)



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