



Universities Network for Children in Armed Conflict
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UNIVERSITIES NETWORK FOR CHILDREN IN ARMED CONFLICT
ADVANCED TRAINING COURSE
INTERNATIONAL CRIMINAL JURISDICTION INVOLVING CHILDREN IN ARMED CONFLICT
Procedural and deontological profiles concerning the role of lawyers
June 8th, 2022 - October 20th, 2022

MATERIAL FOR FURTHER STUDY

Second Module

1) The proceedings before the ICC

LEGAL TEXTS

- Rome Statute
[EN - FR](#)
- Rules of Procedure and Evidence
[EN - FR](#)
- Elements of the Crimes
[EN - FR](#)
- Regulations of the Court
[EN - FR](#)
- Regulations of the Registry
[EN - FR](#)

BOOKS

- W. A. SCHABAS, *An Introduction to the International Criminal Court*, 5th Edition, Cambridge university Press, 2017
- K. AMBOS (ed.), *Rome Statute of the International Criminal Court – Article by Article*, 4th Edition, Beck - Hart – Nomos, 2022
- J. FERNANDEZ, X. PACREAU et M. UBEDA-SAILLARD, *Statut de Rome de la Cour pénale internationale, commentaire article par article – 2e édition*, Pédone, 2019

WEBSITES

www.icc-cpi.int

www.legal-tools.org (for search of decisions and other material related to the proceedings before the ICC)

VIDEOS

[The ICC process](#)

[La procédure devant la CPI](#)



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2) Crimes within the ICC jurisdiction against or affecting children

BOOKS

- C. CHAMBERLAIN, [Children and the International Criminal Court : analysis of the Rome Statute through a children's rights perspective](#), Leiden University, 2014
- H. BECKMAN-HAMZEI, [The Child in ICC proceedings](#), Intersentia, 2015

DOCUMENTS

- C. APTEL, [Children and Accountability for International Crimes: the contribution of the International Criminal Courts](#), UNICEF Innocenti Research Centre, 2010
- D. M. AMANN, [Children and the First Verdict of the International Criminal Court](#), Washington University Global Studies Law Review, Volume 12 Issue 3 The International Criminal Court At Ten (Symposium), 2013
- F. Leveau, [Liability of Child Soldiers Under International Criminal Law](#), in Osgoode Hall Review of Law and Policy, Vol. 4, Nr. 1, 2013
- R. GREY, [Sexual Violence Against Child Soldiers, The Limits and Potential of International Criminal Law](#), in International Feminist Journal of Politics, Vol. 16, No. 4, pp. 601–621, 2014
- Derluyn, Vandenhole, Parmentier, Mels, [Victims and/or perpetrators? Towards an interdisciplinary dialogue on child soldiers](#), BMC International Health and Human Rights, 2015
- E. DURAJ, [Protecting Children under International Criminal Justice](#), in Academic Journal of Administration, Law and Social Sciences, Vol. 1 No. 1, March 2015
- J. YUVARAJ, [When Does A Child 'Participate Actively in Hostilities 'under the Rome Statute? Protecting Children from Use in Hostilities after Lubanga](#), in Utrecht Journal of International and European Law, pp. 70-92, 2016
- ICC Office of the Prosecutor, [Policy on Children](#), November 2016
- HRW, [Protecting Schools from Military Use, Laws, Policies and Military Doctrine](#), 2017
- N. QUÉNIVET, [Does and Should International Law Prohibit the Prosecution of Children for War Crimes](#), in EJIL Vol. 28 no. 2, 2017
- D. M. AMANN, [The Policy on Children of the ICC Office of the Prosecutor: Toward greater accountability for crimes against and affecting children](#), in ICRC Review (2019), 101 (911), 537-549.
- Save the Children/Oxford Institute of Ethics, Law and Armed Conflict, Research Paper ['Advancing Justice for Children: innovations to strengthen accountability for violations and crimes affecting children in conflict'](#), 2021
- M. ZAKERHOSSEIN, [Protecting Child Victims of Crime in the International Criminal Court](#), in Public Law Studies Quarterly (IN ARABIC), Vol. 52, Issue 1, pp. 207-229, 2022

VIDEO

[Children and Youth before the ICC](#): Participation, Protection and Reparations, Round Table hosted by UNSR for Children and Armed Conflict, 15 December 2011



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3) Participation of Victims before the ICC

LEGAL TEXTS

- Article 68(3) Rome Statute
[EN - FR](#)
- Rule 85 Rules of Procedure and Evidence
[EN - FR](#)

DOCUMENTS

- E. BAUMGARTNER, [Aspects de la participation des victimes à la procédure de la Cour pénale internationale](#), in ICRC Review, N0.870, pp. 2008 (also [in English](#) in ICRC Review Vol. 90, N° 870, pp. 409-440)
- H. OLASOLO and A. KISS, [The role of victims in criminal proceedings before the International Criminal Court](#), in Revue Internationale de droit pénal, 2010/1-2 (Vol. 81), pp.125 à 163
- FIDH, [Victims at the center of justice. From 1998 to 2018: Reflections on the Promises and the Reality of Victim Participation at the ICC](#), 2018
- R. JASINI and G. TOWNSEND (eds), [Advancing the Impact of Victims Participation at the International Criminal Court: Bridging the Gap between Research and Practice](#), Oxford University, 2020
- P. MASSIDDA, [By giving victims a voice and role at ICC, Rome Statute made history](#), Considerations on the occasion of the 20th Anniversary of the Rome Statute, Journalists for Justice, 2022

4) Issues related to reparations for children

BOOKS

- F. CAPONE, [Reparations for Child Victims of Armed Conflict State of the Field and Current Challenges](#), Intersentia, 2018

DOCUMENTS

- D. MAZURANA and K. CARLSON, [Children and Reparation: Past Lessons and New Directions](#), UNICEF Innocenti Research Centre, 2010
- C. SANDOVAL (ed.), Birchall, Francq, Pijnenburg, [The International Criminal Court and Reparations for Child Victims of Armed Conflict](#), Reparations Unit, Briefing Paper No.4, 2011
- S. Marie Miano, [Toward a Child-Oriented Approach to Reparations: Reflecting on the Rights and Needs of Child Victims of Armed Conflict](#), in PRAXIS The Fletcher Journal of Human Security, Vol XXVIII, 2013
- P. MASSIDDA, [Retributive and restorative justice for Victims and reconciliation: considerations on the Lubanga case before the ICC](#), in Peace Processes Online Review, Vol. 1 Nr. 1, 2015
- Parmar, Roseman, Siegrist, Sowa (eds), [Children and Transitional Justice Truth-telling, accountability and reconciliation](#), UNICEF Innocenti Research Centre, 2017



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- E. Dowds, [Children Born of Sexual and Gender-Based Violence in Conflict: The International Criminal Court, Ecological Environments and Human Development](#), Queens' University Belfast, 2019

5) Legal framework for Counsel before the ICC

LEGAL TEXTS

- Code of Professional Conduct for Counsel
[EN - FR](#)

DOCUMENTS

OPCV, Representing Victims before the ICC, A Manual for legal representatives, 5th Edition, 2021
[EN - FR](#)

WEBSITES

- <https://www.icc-cpi.int/about/the-court> (for information about Defence and Victims' lawyers, as well as about the independent Offices OPCD and OPCV).
See also, [Legal Professionals and the ICC](#) (for information on how to apply for the List of Counsel/Assistants)
See also, [Disciplinary Procedure](#)
- <https://www.iccba-abcpi.org/home> (International Criminal Court Bar Association – Association du Barreau près la Cour Pénale Internationale)

6) Investigation and collection of evidence concerning and from children

DOCUMENTS

- [Trauma-Informed Investigations Field Guide](#), UNITAD and Human Rights in Trauma Mental Health Program at Stanford University, 2021
- UNODC, [Introducing the United Nations Model Strategies and Practical Measures on the Elimination of Violence against Children in the field of crime prevention and criminal justice. A New Tool for Policymakers](#), Criminal Justice Officials and Practitioners, 2015
- [Free online course for justice professionals dealing with child victims](#)

WEBSITES

- www.iici.global (Institute for International Criminal investigations, in particular the page on publications and resources)

VIDEO

Justice Rapid Response, [Children in conflict zones: why child rights expertise matters to investigations](#)



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OTHER RELEVANT MATERIAL

➤ **Relevant international legal framework on justice for children**

- UN Standard Minimum Rules for the Administration of Juvenile Justice (Beijing Rules)
[EN - FR](#)
- UN Guidelines for the Prevention of Juvenile Delinquency (Riyadh Guidelines)
[EN - FR](#)
- UN Rules for the Protection of Juveniles Deprived of their Liberty (Havana Rules)
[EN - FR](#)
- [Guidelines for Action on Children in the Criminal Justice System \(Vienna Guidelines\)](#)
- [Guidelines on Justice in Matters involving Child Victims and Witnesses of Crime](#)

➤ **Reports of the UN Secretary General**

- Child Justice Reform (Report of the Secretary-General on Support of National Efforts for Child Justice Reform, in particular through Technical Assistance and Improved United Nations System-wide Coordination (E/CN.15/2009/12))
[EN – FR](#)
- Guidelines on Child Victims and Witnesses (Report of the Secretary-General on Implementation of the Guidelines on Justice in Matters involving Child Victims and Witnesses of Crime (E/CN.15/2008/11))
[EN – FR](#)

➤ **Other Relevant Information**

- UNICEF and UNODC partner to promote justice for children
[EN - FR](#)
- [Free online course for justice professionals dealing with child victims](#)