

**ANNEX 1 to**

**Veseli Defence Response to SPO Appeal against the 'Decision on Motions  
Challenging the Jurisdiction of the Specialist Chambers'**

Public

**List of authorities**

1.	KSC-BC-2020-06/F00263, Consolidated Prosecution response to preliminary motions challenging Joint Criminal Enterprise (JCE), 23 April 2021.
2.	KSC-BC-2020-06/IA009/F00014, Prosecution Appeal against the 'Decision on Motions Challenging the Jurisdiction of the Specialist Chambers' pursuant to Rule 97(3) with public annex 1, 27 August 2021 ("SPO Appeal").
3.	ICTY, <i>Prosecutor v. Tadić</i> , IT-94-1-A, <a href="#">Appeal Judgment</a> , 15 July 1999.
4.	ICTY, <i>Prosecutor v. Vasiljević</i> , IT-98-32-A, <a href="#">Appeal Judgement</a> , 25 February 2004.
5.	ICTY, <i>Prosecutor v. Brđanin</i> , IT-99-36-A, <a href="#">Decision on Interlocutory Appeal</a> , 19 March 2004.
6.	ICTY, <i>Prosecutor v. Krstić</i> , IT-98-33-A, <a href="#">Appeals Judgment</a> , 19 April 2004.
7.	ICTY, <i>Prosecutor v. Milošević</i> , IT-02-54-T, <a href="#">Decision on Motion for Judgement of Acquittal</a> , 16 June 2004.
8.	ICTY, <i>Prosecutor v. Stakić</i> , IT-97-24-A, <a href="#">Appeals Judgement</a> , 22 March 2006.
9.	ICTY, <i>Prosecutor v. Martić</i> , IT-95-11-A, <a href="#">Appeals Judgement</a> , 8 October 2008.
10.	ICTY, <i>Prosecutor v. Karadžić</i> , IT-95-5/18-AR72.1 <a href="#">Decision on Radovan Karadžić's Motions Challenging Jurisdiction (Omission liability, JCE-III – Special Intent Crimes, Superior Responsibility)</a> , 25 June 2009.
11.	ICTY, <i>Prosecutor v. Šainović et al.</i> , IC-05-87-A, <a href="#">Appeals Judgement</a> , 23 January 2014.
12.	ICTY, <i>Prosecutor v. Đorđević</i> , IT-05-87/1-A, <a href="#">Appeal Judgement</a> , 27 January 2014.
13.	ICTY, <i>Prosecutor v. Stanišić &amp; Župljanin</i> , IT-08-91-A, <a href="#">Appeal Judgement</a> , 30 June 2016.
14.	ICTR, <i>Prosecutor v. Kayishema and Ruzindana</i> , ICTR-95-1-A, <a href="#">Appeal Judgement</a> , 1 June 2001.

15.	ICTR, <i>Prosecutor v. Rwamakuba</i> , ICTR-98-44-AR72.4, <a href="#">Decision on Validity of Appeal of Andre Rwamakuba Against Decision Regarding Application of Joint Criminal Enterprise to the Crime of Genocide Pursuant to Rule 72(E) of the Rules of Procedure and Evidence</a> , 23 July 2004.
16.	ICTR, <i>Prosecutor v. Rwamakuba</i> , ICTR-98-44-AR7, <a href="#">Decision on Interlocutory Appeal Regarding Application of Joint Criminal Enterprise to the Crime of Genocide</a> , 22 October 2004
17.	STL, <i>Prosecutor v. Ayyash et al.</i> , STL-11-01/AC/R176bis, <a href="#">Interlocutory Decision on the Applicable Law</a> , 16 February 2011.
18.	Guénaël Mettraux, <i>International Crimes and the ad hoc Tribunals</i> (OUP, 2005).
19.	Antonio Cassese, 'The Proper Limits of Individual Responsibility under the Doctrine of JCE', 5 JICJ (2007).
20.	Elies Van Sliedregt, 'Joint Criminal Enterprise as a Pathway to Convicting Individuals for Genocide', 5 JICJ (2007).
21.	Elies van Sliedregt, <i>Individual Criminal Responsibility in International Law</i> (OUP 2012).