



Course and Examination Fact Sheet: Autumn Semester 2018

7,362: International Criminal Law

ECTS credits: 4

Overview examination/s

(binding regulations see below)

Central - Written examination (100%, 90 mins.)

Attached courses

Timetable -- Language -- Lecturer

[7,362,1.00 International Criminal Law](#) -- Englisch -- [von der Decken Kerstin](#)

Course information

Course prerequisites

Students must have a basic knowledge of public international law (by having attended the lecture "public international law", for example).

Course content

The purpose of the course is to provide an overview over the emergent field of international criminal law. Although its origins extend far back in history, international criminal law as a new field of international law only developed after the Second World War. The war crimes trials at Nuremberg and Tokyo marked the first time that the international community punished former high-level government officials for violations of public international law. After a long standstill during the Cold War, international criminal law experienced a resurgence in the 1990's. The ad hoc tribunals for the former Yugoslavia and Rwanda were established. Only a few years later, the International Criminal Court was created. Since then, international criminal law has evolved continuously, both institutionally (hybrid tribunals) and normatively (a growing number of judgments which clarify the exact meaning of the provisions). Today, the four international crimes - war crimes, crimes against humanity, genocide, aggression - form part of public international law. They show to the world that the international community does not tolerate the commission of the most serious crimes any longer.

Course structure

The course will be offered as a "block course" on four consecutive days during the break. It will be composed of four different parts:

- I. Historical overviews (International Humanitarian Law, International Criminal Law, the Military Tribunals of Nuremberg and Tokyo)
- II. Today's International Criminal Courts and Tribunals (Yugoslavia, Rwanda, hybrid tribunals, the International Criminal Court)
- III. International Crimes (War Crimes, Crimes against Humanity, Genocide, Aggression)
- IV. Individual Responsibility (Modes of participation, defences)

Course literature

David P. Stewart, International Criminal Law in a Nutshell, 2014 (compulsory reading)

Robert Cryer; Håkan Friman; Darryl Robinson; Elizabeth Wilmshurst, An introduction to international criminal law and procedure, 3rd edition, 2014 (for in depth reading)

Additional course information



A "Reader" will be available containing all the relevant legal texts. The slides presented during the course will be made available on StudyNet.

Examination information

Examination sub part/s

1. Examination sub part (1/1)

Examination time and form

Central - Written examination (100%, 90 mins.)

Remark

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Examination-aid rule

Extended Closed Book for Examinations in Law

The use of aids is limited. Any additional aids permitted must be listed exhaustively in the section "Supplementary aids". The following generally applies:

- For this examination, all pocket calculators of the Texas Instruments TI-30 series and mono- or bilingual dictionaries (no subject-specific dictionaries) without marginal notes are admissible. All other pocket calculators models as well as electronic dictionaries are inadmissible.
- In addition, any type of communication is inadmissible, as are all electronic devices that can be programmed and enable communication, such as notebooks, tablets, PDAs, mobiles and so on.
- Students themselves are exclusively responsible for the procurement of aids.
- Official statutory texts issued by the Confederation and the Canton of St. Gallen in the four national languages and the English translation provided by the Federal Chancellery are always admissible.
- Only the additional aids and texts of laws listed individually under "Supplementary aids" (exhaustive list) are admissible.
- All admissible documents may be combined in the language and number of copies that the student wishes, unless otherwise stated under Supplementary aids.
- Any aids and texts of laws that are not listed are expressly inadmissible and will be collected without substitution.

The following preparation of legal texts is allowed:

- References to other law articles, including all names of laws and article numbers as they also appear in the admissible law texts (i.e.: art. 62 et seq. CO/art. 164 para. 1a FC/art. 25. para. 2 lit. a No 8 VAT Act/ art. 158 FC combined with art. 4 ParIA/art. 29 II FC, etc.); these references must be written in one of the national languages and/or in English.
- Annotations (i.e. underlining, circling; special symbols such as arrows, asterisks, etc.) with any type of pen, including highlighters in different colours. However, no individual letters may be marked; any other notes and comments are prohibited.
- Index: self-adhesive page markers in the margin of individual texts of law; they must only bear the marginalia, titles, articles of the relevant page (i.e.: art. 141 FC: Optional Referendum or Title 5: State Authorities or art. 5 FC).
- Print-outs and copies of legal texts that are admissible according to this fact sheet (i.e. all official statutory texts issued by the Confederation, or the admitted private collections incl. table of contents and indexes), must correspond exactly to the original; the original source must be clearly discernible.

Supplementary aids

Reader

Examination languages

Question language: English

Answer language: English

Examination content

The content of the examination are the historical overviews, the international criminal courts and tribunals, the international



crimes and the individual responsibility.

Examination relevant literature

1. David P. Stewart, International Criminal Law in a Nutshell, 2014
2. Slides presented during the course (to be found on StudyNet by the end of week 1)
3. Reader

Please note

We would like to point out to you that this fact sheet has absolute priority over other information such as StudyNet, faculty members' personal databases, information provided in lectures, etc. When will the fact sheets become binding?

- Information about courses and examination time (central/decentral and grading form): from the start of the bidding process on 23 August 2018
- Information about decentral examinations (examination-aid rule, examination content, examination relevant literature): after the 4th semester week on 15 October 2018
- Information about central examinations (examination-aid rule, examination content, examination relevant literature): from the start of the enrolment period for the examinations on 05 November 2018

Please look at the fact sheet once more after these deadlines have expired.