ISSN 1478-1387

VOLUME 1, NO. 3 DECEMBER 2003

JOURNAL OF INTERNATIONAL CRIMINAL JUSTICE



www.jicj.oupjournals.org

OXFORD

JOURNAL OF INTERNATIONAL CRIMINAL JUSTICE

Inc. 1/2 au

VOLUME 1, NO. 3 DECEMBER 2003

CONTENTS

Editorial	579
Editorial Comments on Universality	
Against Universal Jurisdiction G. P. FLETCHER	580
Will the ICC have an Impact on Universal Jurisdiction? L. Arbour	585
Is the Bell Tolling for Universality? A Plea for a Sensible Notion of Universal Jurisdiction	
A. CASSESE	589
The Proper Role of Universal Jurisdiction G. Аві-Saab	596
Symposium	
On Some of the Legal Problems the ICC is Currently Facing	
The Procedural Law of the International Criminal Court in Outline: Anatomy of a Unique Compromise	
C. Kress	603
The Jurisdiction of the International Criminal Court over Nationals of Non-Parties: Legal Basis and Limits	
D. AKANDE	618

Are Foreign Military Personnel Exempt from International Criminal Jurisdiction under Status of Forces Agreements?	
D. Fleck	651
Are Some Peacekeepers Better Than Others? UN Security Council Resolution 1497 (2003) and the ICC	
S. ZAPPALÀ	671
Notes and Comments on Universality	
Belgium Reneges on Universality: The 5 August 2003 Act on Grave Breaches of International Humanitarian Law L. REYDAMS	679
Are Spanish Courts Backing Down on Universality? The Supreme Tribunal's Decision in <i>Guatemalan Generals</i> H. ASCENSIO	690
Highlights of National and International Courts in 2003	
Current Developments at the <i>ad hoc</i> International Criminal Tribunals D. A. MUNDIS	703
Review Essay	
Giuliano Vassalli, Formula di Radbruch e diritto penale. Note sulla punizione dei 'delitti di Stato' nella Germania postnazista e nella Germania postcomunista [The Radbruch Formula and Criminal Law. Notes on the punishment of crimes of State in post-nazi and post-communist Germany] (G. DE FRANCESCO)	728
Book Reviews	
Kai Ambos, Der Allgemeine Teil des Völkerstrafrechts. Ansätze einer Dogmatisierung [The General Part of International Criminal Law. First Steps toward a Theoretical Approach] (C. MÖLLER) With a Rejoinder by	
K. Ambos	737
Baltasar Garzón. Cuento de Navidad, es posible un mundo diferente [Christmas Tales: A Different World is Possible] (P. A. LOMBARDI)	745
Corrigendum	748
Index	749
Cumulative Table of Contents	759

Cover illustration: Constant, 'The Trial', 1983, oil on canvas, Gemeentemuseum, The Hague $\ensuremath{\text{CODACS}}$ 2003