

► Índice bibliográfico: Corte Penal Internacional

ANDRÉS MOLANO ROJAS

Abogado constitucionalista. Licenciado en Filosofía e Historia. Magíster en Análisis de Problemas Políticos, Económicos e Internacionales Contemporáneos. Profesor de la Universidad del Rosario, de la Academia Diplomática de San Carlos y de la Escuela de Inteligencia y Contrainteligencia. Comentarista de varios medios de comunicación sobre temas políticos e internacionales. Director del grupo de investigación "Centro de Gravedad" en el Centro de Estudios Estratégicos sobre Seguridad y Defensa Nacionales -CEESE DEN- de la Escuela Superior de Guerra (Bogotá).

E-mail: amolanocursos@yahoo.es

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En desarrollo de sus actividades de investigación sobre la Corte Penal Internacional, el Centro de Estudios Estratégicos sobre Seguridad y Defensa Nacionales –CEESE DEN– ha rastreado con detenimiento la bibliografía especializada disponible sobre el tema. Con el fin de contribuir al debate y a la reflexión académica sobre el mismo, esta edición socializa algunos de los artículos y libros más relevantes.

1. Abass, Ademola. (2007). The UN, the AU and the Darfur crisis: of apology and utopia. *The Netherlands International Law Review*, 54.
2. Abebe Y., Abeng R. Ose, A. África. (2008). *The International Lawyer*. Vol. 42, Iss. 2.
3. Akande, Dapo. (2004). International Law Immunities and the International Criminal Court. *The American Journal of International Law*, Vol. 98, No. 3.
4. Akhavan, Payam. (2001). Beyond impunity: Can International Criminal Justice prevent future Atrocities? *The American Journal of International Law*. Vol. 95, 7.
5. Akhavan, Payam. (2005). The Lord's Resistance Army Case: Uganda's Submission of the First State Referral to the International Criminal Court. *American Journal of International Law*. Vol. 99, No. 2.
6. Allen, Tim. War and justice in Northern Uganda: An assessment of the ICC intervention. Reporte individual del Crisis States Research Center del London School of Economics.
7. Ambos, Kai. (2008). Witness proofing' before the international criminal court: a reply to karemaker, taylor, and pittman. *Leiden Journal of International Law*. Cambridge: Vol. 21, Iss. 4.
8. Arieff, A., Margesson, R. y Browne, M. (2008). International Criminal Court Cases in Africa: Status and Policy Issues. The Congressional Research Service –Estados Unidos. Reporte al Congreso y a sus miembros.
9. Arsanjani, M. Reisman M. (2005). The Law-in-Action of the International Criminal Court. *The American Journal of International Law*. Vol. 99, No. 2.
10. Arsanjani, Mahnoush. (1999). The Rome Statute of the International Criminal Court. *The American Journal of International Law*. Vol. 93, No. 1.
11. Atkinson, Lawrence. (2008) Global Use of the International Criminal Court: Jostling on the Pareto Frontier. New York University, School of Law y University of Cambridge, Centre of International Studies. Working paper of the Annual Convention of the International Studies Association.

12. Axworthy, L. Prosecute. (2009). Sudan's Leader Over Darfur. *New Perspectives Quarterly*. Vol. 26, Iss. 1.
13. Banchik, Mira. (2003). The International Criminal Court & Terrorism. *Peace Studies Journal*, (3).
14. Blokker, Niels. (2007). The Crime of Aggression and the United Nations Security Council. *Leiden Journal of International Law*, 20.
15. Blokker, Niels. (2007). The crime of aggression and the united nations security council. *Leiden Journal of International Law*. Cambridge: Tomo 20, No. 4.
16. Bohman James. (1999). International Regimes and Democratic Governance: Political Equality and Influence in Global Institutions. *International Affairs (Royal Institute of International Affairs 1944-)*. Vol. 75, No. 3.
17. Breau, S., Noortmann, M. Slaughter, A. (2008). The Constitutionalization of the International Legal Order. *Leiden Journal of International Law*. Vol. 21, Iss. 2.
18. Brown, Phillip. (1941). International Criminal Justice. *The American Journal of International Law*. Vol. 35, No. 1.
19. Cassese, Antonio. (2007). On some problematical aspects of the crime of aggression. *Leiden Journal of International Law*. Cambridge: Tomo 20, No. 4.
20. Chandra Thakur, R. Malcontent P. (2004). From Sovereign Impunity to International Accountability: The Search for Justice in a World of States. *United Nations University Press*. New York, Estados Unidos.
21. Chapter VII Authority in the current situations before the International Criminal Court, *Judicature Criminal Justice Periodicals*. (2008). 91, 6.
22. Cryer, Robert. (2005). Prosecuting international crimes: selectivity and the international criminal regime. *Cambridge University Press*, Cambridge, Reino Unido.
23. Deen. Raczmany, Zsuzsana. (2001). The Nationality of the Offender and the Jurisdiction of the International Criminal Court. *The American Journal of International Law*. Vol. 95, No. 3.
24. Deitelhoff, Nicole. (2009). The Discursive Process of Legalization: Charting Islands of Persuasion in the ICC Case. *International Organization*, 63.
25. Direito, Bárbara. (2008). Latinoamérica y la CPI: Afrontar la impunidad en Colombia. *Araucaria: Revista Iberoamericana de filosofía, política y humanidades*. No. 20.
26. Drumbl, Mark A. (2009). The push to criminalize aggression: something lost amid the gains?. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 41. No. 2/3.
27. Drumbl, Mark. Atrocity. (2008). Punishment, and International Law. *Human Rights Quarterly*. Vol. 30, Iss. 4.
28. Drumbl, Mark. (2008). Punishing the Enemies of All Mankind. *Leiden Journal of International Law*. Vol. 21, Iss. 4.
29. Dugard, John. (1997). Obstacles in the Way of an International Criminal Court. : *The Cambridge Law Journal* 56.
30. Edwards, Fred. (2009). Why genocide?. *The Humanist*. Washington, D.C.: Tomo 69. No. 1.
31. Ellis, Mark S. (2009). Transcript: jurisdictional and trigger mechanisms. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 41. No. 2/3.
32. Elsea, Jennifer. (2002). International Criminal Court: Overview and Selected Legal Issues. *The Congressional Research Service –Estados Unidos. Reporte al Congreso y a sus miembros*.
33. Evans, Gareth. (2009). The Responsibility to Protect: Ending Mass Atrocity Crimes Once and For All. *Brookings Institution Press*, Washington, Estados Unidos.
34. Federación Internacional de Derechos Humanos. La desmovilización paramilitar, en los caminos de la Corte Penal Internacional. *Federación Internacional de Derechos Humanos*.
35. Ferencz, Benjamin B. (2007). Defining the crime of aggression. *The American Journal of International Law*. Washington: Tomo 101. No. 2.
36. Ferencz, Benjamin B. (2009). Ending impunity for the crime of aggression. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 41. No. 2/3.
37. Ferencz, Donald M. (2009). Bringing the crime of aggression within the active jurisdiction of the icc. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 42. No. 1/2.
38. Flint, Julie. de Waal, Alex. (2009). Case closed: a prosecutor without borders. *World Affairs*. Washington: Tomo 171. No. 4.
39. Gilligan Michael. (2006). Is Enforcement Necessary for Effectiveness? A Model of the International Criminal Regime. *International Organization*. Vol. 60, Iss. 4.

40. Ginsburg, Tom. (2009). The Clash of Commitments at the International Criminal Court. *Chicago Journal of International Law*, 9, 2.
41. Grono, Nick. (2008). The International Criminal Court: Success or failure? Reporte analítico del Think Tank Open Democracy.
42. Groome, D. Shaver, D. (2008). International Criminal Law. *The International Lawyer*, Vol. 42, Iss. 2.
43. Haas, Ernst B. (1980). Why Collaborate?: Issue-Linkage and International Regimes. *World Politics*, Vol. 32, No. 3.
44. Haggard S. Simmons B. (1987). Theories of International Regimes. *International Organization*, Vol. 41, No. 3.
45. Hajjar, Lisa. (1998). Alternatives to an International Criminal Court. *Middle East Report*, No. 207, Edición especial, Who Paid the Price? 50 Years of Israel.
46. Hansenclever A., Mayer P. y Rittberger V. (1996). Interests, Power, Knowledge: The Study of International Regimes. *International Studies Review*. Vol. 40, No. 2.
47. Hawkins, Darren. (2008). Power and Interests at the International Criminal Court. *SAIS Review*. Washington. Vol. 28, Iss. 2.
48. Herencia Carrasco, Salvador. (2005). La implementación del Estatuto de Roma en la región andina: Los casos de Perú, Colombia y Bolivia. Comisión Andina de Juristas. Lima, Perú.
49. International Crisis Group. (2009). The ICC Indictment of Bashir: A turning point for Sudan? Hoja de análisis en línea del Think Tank International Crisis Group publicada.
50. Jallow, Hassan B. (2009). Justice and the rule of law: a global perspective. *The International Lawyer*. Chicago: Tomo 43. No. 1.
51. Karemaker, Ruben. Taylor III, B Don. Pittman Wayde, Thomas. (2008). Witness proofing in international criminal tribunals: response to ambos. *Leiden Journal of International Law*. Cambridge: Vol. 21, Iss. 4.
52. Kastner S. y Rector C. (2003). International Regimes, Domestic Veto-Players, and Capital Controls Policy Stability. *International Studies Quarterly*. Vol. 47, No. 1.
53. Kaul, Hans-Peter. (2007). The International Criminal Court: Current Challenges and Perspectives. *Washington University Global Studies Law Review*. Vol. 6.
54. Keeley, James. (1990). Towards a Foucauldian Analysis of International Regimes. *International Organization*. Vol. 44. No. 1.
55. Kelley, Judith. (2007). Who Keeps International Commitments and Why? The International Criminal Court and bilateral nonsurrender agreements. *The American Political Science Review*, 101, 3.
56. Keohane, Robert O. (1982). The Demand for International Regimes. *International Organization*. Vol. 36, No. 2, International Regimes.
57. Kermani Mendez, Parinaz. (2009). The New Wave of Hybrid Tribunals: A Sophisticated Approach to Enforcing International Humanitarian Law or an Idealistic Solution with Empty Promises? *Criminal Law Forum*. Vol. 20, Iss. 1.
58. Krasner, Stephen D. (1982). Regimes and the Limits of Realism: Regimes as Autonomous Variables. *International Organization*. Vol. 36, No. 2, International Regimes.
59. Krasner, Stephen D. (1982). Structural Causes and Regime Consequences: Regimes as Intervening Variables. *International Organization*. Vol. 36, No. 2, International Regimes.
60. Krasner, Stephen D. (1981). Transforming International Regimes: What the Third World Wants and Why. *International Studies Quarterly*, Vol. 25. No. 1, World System Debates.
61. Kress, Claus. (2007). The Crime of Aggression before the First Review of the ICC Statute. *Leiden Journal of International Law*, 20, 4.
62. Leclerc-Gagné, Elise. Byers, Michael. (2009). A question of intent: the crime of aggression and unilateral humanitarian intervention. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 41. No. 2/3.
63. MacKinnon, Catharine A. (2009). International criminal tribunal for rwanda judgment on media incitements to persecution or to commit genocide. *The American Journal of International Law*. Washington: Tomo 103. No. 1.
64. Mamdani, Mahmood. (2009). The international criminal court's case against the president of sudan: a critical look. *New York*: Tomo 62. No. 2.
65. Manning, Jason. (2007). On power, participation and authority: the International Criminal Law. *Georgetown Journal of International Law*, 38, 4.

66. Maqungo, Sivuyile. (2003). Trial and Error: Challenges facing the International Criminal Court. *African Security Review*, 12(4).
67. McAuliffe, Pádraig. (2008). Transitional justice in transit: why transferring a special court for sierra leone trial to the hague defeats the purposes of hybrid tribunals. *Netherlands International Law Review*. Cambridge: Vol. 55, Iss. 3.
68. McClendon, Gwyneth C. (2009). Global justice: the politics of war crimes trials. *Perspectives on Political Science*. Washington: Tomo 38. No. 2.
69. Meernick, J. y Aloisi, R. (2008). Is justice delayed at the International Criminal Tribunals?. *Judicature Criminal Justice Periodicals*, 91, 6.
70. Minogue, Elizabeth. Increasing the Effectiveness of the Security Council's.
71. Müller-Schieke, Irina Kaye. (2001). Defining the crime of aggression under the statute of the international criminal court. *Leiden Journal of International Law*. Cambridge: Tomo 14. No. 2.
72. Murphy, Sean D. (2009). Criminalizing humanitarian intervention. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 41. No. 2/3.
73. Ní Aloain, Fionnuala. (2008). Expanding the Boundaries of Transitional Justice. *Judicature Criminal Justice Periodicals*, 91, 6.
74. Nielsen, Ted. (2008). The International Criminal Court and the 'Peace versus Justice' Dichotomy. *The Australian Journal of Peace Studies*. Vol 3.
75. Oosterveld, V. y McManus M. (2002). The Cooperation of States with the International Criminal Court. *Fordham International law Journal*. Vol. 25. No. 3.
76. Oosterveld, Valerie. (2009). Special court for sierra leone-international criminal law-forced marriage-recruitment and use of child soldiers. *The American Journal of International Law*. Washington: Tomo 103. No. 1.
77. Patterson, Malcolm. (2008). A Corporate Alternative to United Nations *ad hoc* Military Deployments. *Journal of Conflict & Security Law*. Vol. 13, Iss. 2.
78. Pella, Vespasian. (1950). Towards an International Criminal Court. *The American Journal of International Law*. Vol. 44, No. 1.
79. Personnel of United Nations Peace Support Operations? (2007). The International Congress on Social Defence "Criminal Law between War and Peace: Justice and Criminal Cooperation in International Military Interventions". Working paper.
80. Pittman T. y Heappy M. (2008). Does the United States Really Prosecute Its Service Members for War Crimes? Implications for Complementarity before the International Criminal Court. *Leiden Journal of International Law* 21.
81. Polo, Gálvez, Luís. (2002). Procesos constitucionales para la ratificación del Estatuto de Roma en los países latinoamericanos. *Anuario de Derecho Constitucional Latinoamericano*.
82. Powell, E. y Mitchell, S. (2008). The Creation and Expansion of the International Criminal Court: A legal explanation. *Midwest Political Science Association*. Working paper of the Midwest Political Science Conference.
83. Reisman, Michael. Mathias, Stephen. (2002). Dascalopoulou-Livada, Phani. Paust, Jordan J. The definition of aggression and the icc. *American Society of International Law*. Proceedings of the Annual Meeting. Washington.
84. Reus Smit, Christian. (1997). The Constitutional Structure of International Society and the Nature of fundamental Institutions. *International Organization*. Vol. 51. No. 4.
85. Roach, Steven. (2008). Courting the Rule of Law? The International Criminal Court and Global Terrorism. *Global Governance*. 14, 1.
86. Rodley N. y Cali B. (2007). Kosovo Revisited: Humanitarian Intervention on the Fault Lines of International Law. *Human Rights Law Review* 7:2.
87. Roht-Arriaza, Naomi. (1999). Institutions of international justice. *Journal of International Affairs*, 52, 2.
88. Roper, S. y Barria, L. (2008). State Co-operation and International Criminal Court Bargaining Influence in the Arrest and the Surrender of Suspects. *Leiden Journal of International Law*.
89. Rudolph, Christopher. (2001). Constructing an Atrocities Regime: The Politics of War Crimes Tribunals. *International Organization*. Vol. 55. No. 3.
90. Salih, Kamal. (2008). The internationalization of the communal conflict in Darfur and its regional ramifications. *Arab Studies Quarterly*, 30, 3.

91. Sayapin, Sergey. (2008). The definition of the crime of aggression for the purpose of the international criminal court: problems and perspectives. *Journal of Conflict & Security Law*. Oxford: Tomo 13, Nº 3.
92. Schabas, William. (2001). *Introduction to the International Criminal Court*. Cambridge University Press. Oxford, Reino Unido.
93. Scharf, M. y Dowd, P. (2009). No Way Out? The Question of Unilateral Withdrawals or Referrals to the ICC and Human Rights Courts. *Chicago Journal of International Law*, 9, 2.
94. Scharf, Michael P. Mesko, Jennifer. (2009). Report of the cleveland experts meeting: the international criminal court and the crime of aggression. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 41. No. 2/3.
95. Scharf, Michael P. Mesko, Jennifer. (2009). Report of the cleveland experts meeting: the international criminal court and the crime of aggression. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 41. No. 2/3.
96. Scheffer, D. y Cox, A. (2008). The Constitutionality of the Rome Statute of the International Criminal Court. *Journal of Criminal Law & Criminology*, 98, 3.
97. Scheffer, David. (2009). A pragmatic approach to jurisdictional and definitional requirements for the crime of aggression in the rome statute. *Case Western Reserve Journal of International Law*. Cleveland: Tomo 41. No. 2/3.
98. Schuster, Matthias. (2003). The Rome Statute and the crime of aggression: a gordian knot in search of a sword. *Criminal Law Forum*. Dordrecht: Tomo 14. No. 1.
99. Shelton, Dinah. (2009). Form, Function, and the Powers of International Courts. *Chicago Journal of International Law*, 9, 2.
100. Simmons B. y Danner A. (2008). Credible Commitments and the International Criminal Court. Annual meeting of the International Science Association. Working paper of the 49th annual convention "Bridging multiple divides".
101. Spoorri, Marlene. (2008). Freyberg-inan, Annette. From prosecution to persecution: perceptions of the international criminal tribunal for the former yugoslavia (icty) in serbian domestic politics. *Journal of International Relations and Development*. Ljubljana: Vol. 11, Iss. 4.
102. Stork, Joe. (1998). Constructing an International Criminal Court. *Middle East Report*, No. 207, Who Paid the Price? 50 Years of Israel.
103. Strapatsas, Nicolaos. (2005). The crime of aggression. *Criminal Law Forum*. Dordrecht: Tomo 16. No. 1.
104. Sutter, Daniel. (2006). The Deterrent Effects of the International Criminal Court. *Conferences on New Political Economy*. Vol. 23. No. 1.
105. Tochilovsky, Vladimir. (2003). Globalizing criminal justice: Challenges for the International Criminal Court. *Global Governance*, 9, 3.
106. Voeten, Erik. (2009). The Politics of International Judicial Appointments. *Chicago Journal of International Law*, 9, 2.
107. Weller, Mark. (2002). Undoing the Global Constitution: UN Security Council Action on the International Criminal Court. *International Affairs*. Vol. 78. No. 4.
108. Williams, Paul. (2008). Keeping the Peace in Africa: Why "African" Solutions Are Not Enough. *Ethics & International Affairs*, 22, 3.
109. Williamson, Jamie. (2006). An overview of the international criminal jurisdictions operating in Africa. *international review of the Red Cross*. Vol. 88, 861.
110. Young, Oran R. (1980). International Regimes: Problems of Concept Formation. *World Politics*, Vol. 32, No. 3.
111. Young, Oran R. (1982). Regime Dynamics: The Rise and Fall of International Regimes. *International Organization*. Vol. 36. No. 2, International Regimes.
112. Zhou, Han-Ru. (2006). The Enforcement of Arrest Warrants by International Forces: From the ICTY to the ICC. *Journal of International Criminal Justice*. Vol. 4. No. 2.
113. Zompetti, J. y Zompetti S. International Criminal Court: Global Politics and the Quest for Justice. ■



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