

SUMMARY OF CONTENTS

Foreword by Lutz DIWELL V
Acknowledgements IX
Table of Contents XIII
Abbreviations XIX

Introduction

The Genocide Convention Sixty Years After its Adoption 3
 Christoph SAFFERLING and Eckart CONZE

Part One: Historical Development

Genocide in International Law and International Relations Prior to 1948 19
 William A. SCHABAS

Raphael Lemkin and ‘Genocide’ at Nuremberg, 1945-1946 35
 John Q. BARRETT

The United Nations and the Origins of the Genocide Convention 1946-1948 55
 Jost DÜLFFER

Strategies for ‘Genocide Trials’ after World War II – How the Allied Powers Dealt with the Phenomenon of Genocide in Occupied Germany 69
 Wolfgang FORM

The Holocaust and the Genocide Convention of 1948 83
 Herbert REGINBOGIN

Part Two: Public Policy Considerations

Genocide Prevention and the Dynamics of Conflict 99
 Ulrich WAGNER and Thorsten BONACKER

War Crimes, Genocide Trials and *Vergangenheitspolitik* – the German Case 109
 Annette WEINKE

Genocide and the Genocide Convention in Israel 125
 Moshe ZIMMERMANN

| | |
|---|-----|
| Part Three: Interpretation of the Crime of Genocide | |
| The Policy Element in Genocide: When is it Required by International Rules? | 133 |
| Antonio CASSESE | |
| The Two Notions of Genocide: Distinguishing Macro Phenomena and Individual Misconduct | 141 |
| Stefan KIRSCH | |
| Different Forms of Participation in Genocide | 153 |
| Henning RADTKE | |
| The Special Intent Requirement in the Crime of Genocide | 163 |
| Christoph SAFFERLING | |
| Part Four: Case Studies | |
| The Challenges of Genocide Trials: ‘The Cambodian Situation’ | 183 |
| Jürgen ABMANN | |
| The International Criminal Court and the Crime of Genocide | 195 |
| Hans-Peter KAUL | |
| The Crime of Genocide Applied in Practice – Selected Aspects of the Jurisprudence of the <i>ad hoc</i> Tribunals’ Appeals Chambers | 213 |
| Matthias SCHUSTER | |
| International Genocide Trials: Three Case Studies | 235 |
| Inés Mónica WEINBERG DE ROCA and Margaret PATTEN KNOWLAN | |
| Part Five: Genocide and the International Court of Justice | |
| The ICJ Judgment in the Bosnian Genocide case and Beyond: A Need to Reconceptualise? | 245 |
| Anja SEIBERT-FOHR | |
| Genocide and the International Court of Justice | 259 |
| Bruno SIMMA | |
| Part Six: Historic Cases | |
| The Trial of Adolf Eichmann and Other Genocide Trials | 275 |
| Justice Gabriel BACH | |
| The Auschwitz Trial at the Landgericht Frankfurt and its Importance for the Prohibition of Genocide | 287 |
| Heinz DÜX | |
| The Nuremberg Trial 1945-1946 | 299 |
| Whitney R. HARRIS | |
| List of Contributors | 305 |
| Index | 309 |