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LEGAL TOOLS
OUTSOURCING
PARTNERS' NETWORK

Knowledge Transfer and Criminal Justice for Atrocities:

The Legal Tools Project of the International Criminal Court

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Shifting focus from the international to the national level

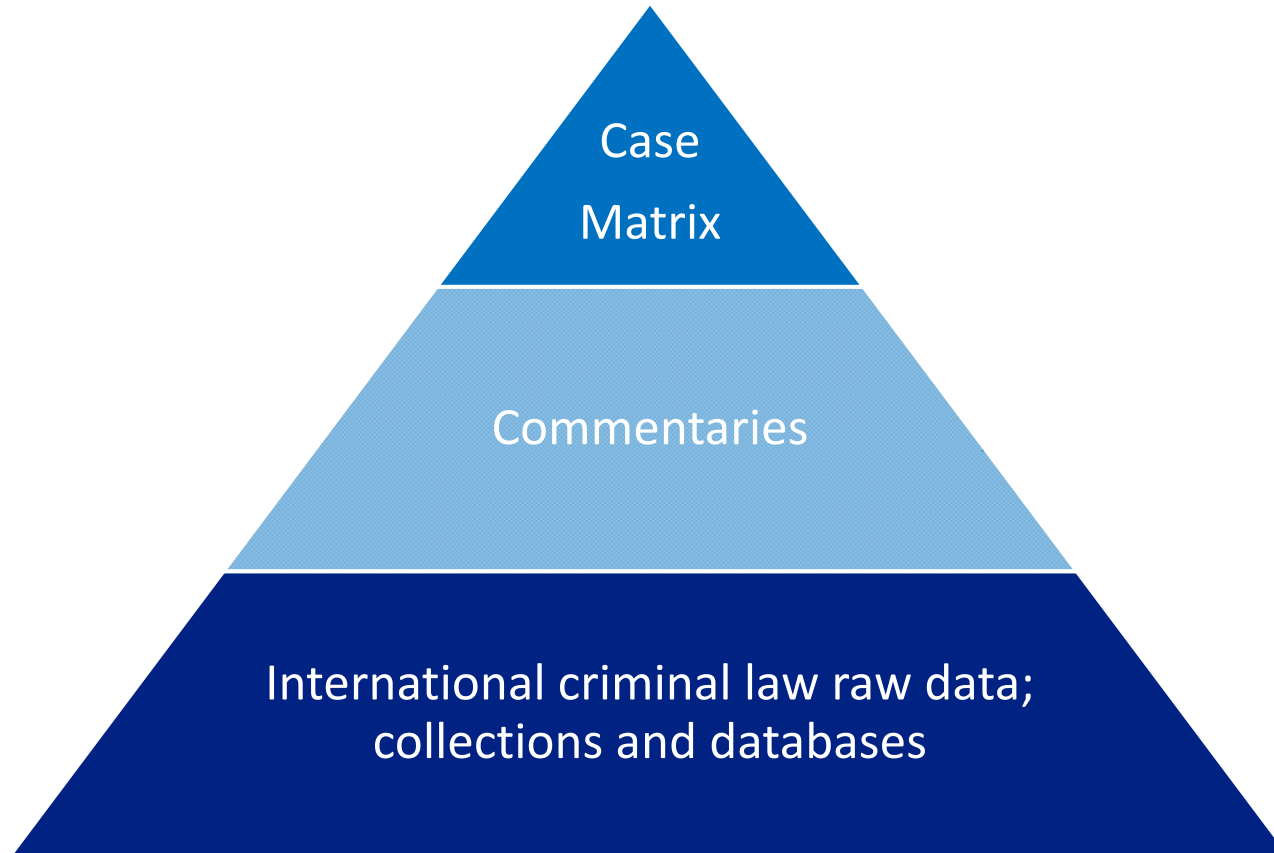
1. Closing down of international and national tribunals – resistance against establishing new international institutions
2. National immigration politics
3. “Sovereignty costs” of international prosecutions
4. The principle of complementarity:
 - ▶ The ICC can only take on cases when national jurisdictions are unable or unwilling to do so genuinely (ICC Statute article 17).
5. The success of the new regime largely depends on the extent of *legislative and institutional preparedness* to investigate and prosecute core international crimes cases at the national level.
6. The state of such national preparedness is therefore in many ways *a new frontline issue* in the discourse on criminal justice for atrocities.



The 4 pillars of the Legal Tools Project

- ▶ Providing free access to legal raw data:
 - ▶ The Legal Tools Database
- ▶ Commentaries/digests on the law and evidence of international crimes and modes of liability:
 - ▶ The Elements and Means of Proof Digests
- ▶ A database structure for the organisation and structuring of evidence in core international crimes cases:
 - ▶ The Case Matrix
- ▶ Free training and coaching in the use of the tools:
 - ▶ The Case Matrix Network





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1. The Legal Tools Database

▶ **Objective:**

A fully searchable database of all legal sources in international criminal law; updated; quality controlled; freely available; on effective platform; public platform; sustainable.

▶ **Status:**

- An outsourcing scheme has been carefully implemented by use of formal co operation agreements
- The new *Legal Tools Database* and *Website* have been launched, searchable, browsable, with more than 40,000 documents.

www.legal-tools.org



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2. The *Digests*

- ▶ **Objective**: Fully searchable commentaries/digests on elements of crimes and legal requirements of modes of liability and means of proof; updated; quality controlled; available through the *Case Matrix*; sustainable.
- ▶ **Status**:
 - The *Elements Commentary* and *Means of Proof Document* are completed, reviewed and fully implemented in the *Case Matrix*.
 - Responsibility for assisting with the updating of both instruments has been given to outsourcing partners.



3. The *Case Matrix*

▶ **Objective:**

Application with essential legal information services in international criminal law (ICL) and database structure for facts/evidence in ICL cases; open source components; unlicensed use, based on agreement with the ICC; dynamic instrument with new functions to be added.

▶ **Status:**

- Legal information services and database structure fully functional.
- Technical development outsourced, and updating of all parts of legal information content covered by outsourcing arrangements.
- English, and partial French, Khmer and Indonesian versions already available.
- Katanga and Bemba decisions



4. The Case Matrix Network

▶ **Objective:**

To provide a platform for capacity building activities in two categories:

- a) services linked to installing and training in use of the Case Matrix and the Legal Tools Database and
- b) technical advise and training by a pool of Case Matrix Advisers

▶ **Status:**

- Network operational with activities in 5 continents. Number of advisors increasing rapidly.
- Advisory Board established

www.casematrixnetwork.org

