Record Nr. UNINA9910811217603321 Autore Kaye David (David A.) Titolo Justice beyond The Hague: supporting the prosecution of international crimes in national courts / / David A. Kaye New York,: Council on Foreign Relations, 2011 Pubbl/distr/stampa **ISBN** 0-87609-444-2 Edizione [1st ed.] Descrizione fisica 1 online resource (56 p.) Collana Council special report;; no. 61 Disciplina 341.55 Soggetti International crimes International criminal courts International criminal law Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali "June 2011". Nota di bibliografia Includes bibliographical references. Nota di contenuto Introduction -- The universe of international justice -- What domestic systems need to succeed -- Global support for international justice --Recommendations for U.S. strategy -- Conclusion. When the International Criminal Tribunal for the former Yugoslavia Sommario/riassunto (ICTY) was established more than twenty years ago, the international community had little experience prosecuting the perpetrators of genocide, war crimes, and other atrocities. Unfortunately, there has been ample opportunity to build expertise in the intervening decades; ad hoc tribunals have been established to address past crimes in Cambodia and Sierra Leone, and a formal International Criminal Tribunal for Rwanda (ICTR) was convened in the aftermath of Rwanda's 1994 genocide. Since 2002, the International Criminal Court (ICC) has assumed responsibility for new prosecutions, pursuing war criminals in countries unable or unwilling to bring them to justice domestically. Yet, after more than two decades of experience, the limits of these courts' capabilities are becoming clear. While they have brought some senior leaders to justice, the scope of the courts' budgets and their enquiries can never reach all -- or even most -- perpetrators of atrocities. They are physically far removed from the scenes of the crimes they are

prosecuting, cannot compel evidence or conduct independent investigations, and are vulnerable to changes in funding and

international political support. This book provides important insights into the strengths and limitations of current international justice mechanisms. It makes a clear case for increasing support to national legal systems and outlines a variety of ways that the U.S. government can improve and coordinate its aid with others. While there will always be a place for international courts in countries that cannot or will not prosecute perpetrators themselves, this report successfully argues that domestic systems can and should play a more meaningful role.