

Jurisprudence on JCE -- Revisiting a never ending story

On 20 May 2010 the intense debate on the applicability of the doctrine of Joint Criminal Enterprise (JCE) before the ECCC found an interim result in a decision rendered by the Pre-Trial Chamber. This decision is admirable in its thorough analysis of some post WW II decisions. The result is more than welcome after years of dangerous confusion. In its systematic approach regretfully the decision takes it as given from the outset that in International Criminal Law there is such a label called JCE...

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