

DRAFT: MAIN HEADLINES OF THE ISSUES TO BE ADDRESSED AT THE TRIBUNAL

1) VIOLATION OF INTERNATIONAL LAW (UN Charter, and other international law instruments)

- a) UN General Assembly and UN Security Council decisions on Iraq and examination of these decisions
- b) Reports submitted by UN inspectors
- c) Violations of IHL, the 1948 Anti-Genocide Convention; Human Rights Declaration; the Geneva Conventions and their additional protocols; other conventions and pacts

2) CONCEPTS OF LEGALITY AND LEGITIMACY IN INTERNATIONAL LAW AND THEIR EVALUATION IN THE CONTEXT OF THE OPERATION AGAINST IRAQ

- a) Evaluation of those articles of the UN Charter concerning use of force and prohibiting use of force.
- b) Evaluation of anti-war meetings and demonstrations in various countries, surveys concerning a potential attack against Iraq in the context of “legitimacy”.
- c) Evaluation of statements and speeches made by the authorities of the attacking powers and their mouthpieces in the press..

3) EVALUATION OF THE “PRE-EMPTIVE” WAR DOCTRINE PROMOTED BY THE US AND ITS ALLIES

- a) What is the pre-emptive war doctrine? Who has created it?
- b) Its validity in the context of international law.

Supporting documents on:

- US goal of global hegemony
- Middle East and Oil Resources
- Military-Industrial Complex (War Industry) and the US
- Previous actions & incidents :
 - In Latin America
 - In Asia
 - In the Middle East
 - In Africa
 - International Court of Justice decisions

4) CRIMES COMMITTED IN IRAQ

- a) Crimes against peace
Actions stipulated as constituting crimes against peace in UN General Assembly decisions, UN Charter and international

treaties. The actions preceding the attack against Iraq, which fall in this framework.

- b) War crimes
What are the crimes that have been committed during the war? Killing and wounding civilian, attacking, bombing civilian targets, arresting civilians, treatment of war prisoners, evaluation in terms of Geneva Treaty, use of banned, illegal weapons, affects of these weapons on civilians. Has depleted uranium been used? Cluster bombs? Their effects..
- c) Crimes against humanity
Intentional destruction of a whole country’s infrastructure; effects of the embargoe; Looting and destruction of Iraqi and world cultural and historical heritage.
- d) Crime of genocide
intentional use of the sanctions to kill large groups of civilians, mainly children; use of dangerous and illegal weapons which kill over generations, such as uranium (DU)
- e) Crimes against nature
The destructive short and/or long term effects of the weapons used on nature and environment. Has a region been rendered uninhabitable? How large a region? For how long?
- f) Crimes against the future of the world and future generations

THINGS TO BE DONE:

CONCERNING HEADLINE (1)

Views of and reports by international law experts from various countries, evaluation of reports submitted by UN inspectors, asking UN inspectors to state their views and evaluations.

CONCERNING HEADLINE (2)

Compiling information and documents on the legitimacy of the attack from various countries.

CONCERNING HEADLINE (3)

Views of and reports by experts in international law and international relations on US doctrines of “pre-emptive war”, “full spectrum dominance” etc. Documentation, information, witnesses on the actual results of the doctrine – in the US and in targeted countries & regions. Contact: Journalists, writers, organizations, individuals.

CONCERNING HEADLINE (4)

Compiling reports, witnesses, information and documentation, visits to Iraq...