

# The Khmer Rouge And The Crime Of Genocide Issues Of Genocidal Intent With Regard To The Khmer Rouge Mass Atrocities International Criminal Law

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## **The Falcon Thief** - Joshua Hammer 2021-02-16

A “well-written, engaging detective story” (Kirkus Reviews, starred review) about a rogue who trades in rare birds and their eggs—and the wildlife detective determined to stop him. On May 3, 2010, an Irish national named Jeffrey Lendrum was apprehended at Britain’s Birmingham International Airport with a suspicious parcel strapped to his stomach. Inside were fourteen rare peregrine falcon eggs snatched from a remote cliffside in Wales. So begins a “vivid tale of obsession and international derring-do” (Publishers Weekly), following the parallel lives of a globe-trotting smuggler who spent two decades capturing endangered raptors worth millions of dollars as race champions—and Detective Andy McWilliam of the United Kingdom’s National Wildlife Crime Unit, who’s hell bent on protecting the world’s birds of prey. “Masterfully constructed” (The New York Times) and “entertaining and illuminating” (The Washington Post), The Falcon Thief will whisk you

away from the volcanoes of Patagonia to Zimbabwe’s Matobo National Park, and from the frigid tundra near the Arctic Circle to luxurious aviaries in the deserts of Dubai, all in pursuit of a man who is reckless, arrogant, and gripped by a destructive compulsion to make the most beautiful creatures in nature his own. It’s a story that’s part true-crime narrative, part epic adventure—and wholly unputdownable until the very last page.

## Facing the Torturer - Francois Bizot 2012-10-23

The author of the acclaimed memoir The Gate now gives us a mesmerizing account of his personal relationship with one of the most infamous torturers of the twentieth century, and of his transformative experience observing and participating in that man’s recent trial for war crimes. In 1971, François Bizot was researching Khmer pottery and Buddhist ritual in rural Cambodia when, along with two Cambodian assistants, he was arrested by Communist guerrillas on suspicion of

being an American spy. In captivity, Bizot would establish an unlikely rapport with his interrogator, Comrade Duch, a twenty-nine-year-old former math teacher, now commander of the jungle encampment. After many long conversations, Duch would become convinced of Bizot's innocence, finally deciding to release his prisoner against the wishes of his superiors, including one Saloth Sar—the future Pol Pot. And so it was on Christmas Day 1971 that Bizot was allowed to depart the camp but obliged to leave his assistants behind. In 1999, Bizot would hear of the arrest of the “butcher of Tuol Sleng.” This was the nom de guerre that Comrade Duch had earned after releasing Bizot and proceeding to exterminate some ten thousand Cambodians, including Bizot's assistants, Lay and Son. Duch's unexpected capture after years in hiding presented François Bizot with his first opportunity to confront the man who'd held him captive for three months and whose strange sense of justice had resulted in Bizot's being the only Westerner to survive imprisonment by the Khmer Rouge. The arrest also forced Bizot to confront a paradox: How could the man who'd been his savior have become one of the most monstrous perpetrators of the Cambodian genocide? Taking part in the trial as a witness, with Duch the sole defendant, would return Bizot to the heart of darkness. This is the testimony of what he discovered—about the torturer and about himself—on that harrowing journey.

*Man or Monster?* - Alexander Laban Hinton 2016-10-07

During the Khmer Rouge's brutal reign in Cambodia during the mid-to-late 1970s, a former math teacher named Duch served as the commandant of the S-21 security center, where as many as 20,000 victims were interrogated, tortured, and executed. In 2009 Duch stood trial for these crimes against humanity. While the prosecution painted Duch as evil, his defense lawyers claimed he simply followed orders. In *Man or Monster?* Alexander Hinton uses creative ethnographic writing, extensive fieldwork, hundreds of interviews, and his experience attending Duch's trial to create a nuanced analysis of Duch, the tribunal, the Khmer Rouge, and the after-effects of Cambodia's genocide. Interested in how a person becomes a torturer and executioner as well as the law's ability to grapple with crimes against humanity, Hinton adapts

Hannah Arendt's notion of the "banality of evil" to consider how the potential for violence is embedded in the everyday ways people articulate meaning and comprehend the world. *Man or Monster?* provides novel ways to consider justice, terror, genocide, memory, truth, and humanity.

*Children of Cambodia's Killing Fields* - Kim DePaul 1999-01-01

Publisher Fact Sheet This extraordinary collection of eyewitness accounts by Cambodian survivors of Pol Pot's genocidal Khmer Rouge regime in the 1970s offers searing testimony to an era of brutality, brainwashing, betrayals, starvation, & gruesome executions.

**Genocide, State Crime and the Law** - Jennifer Balint 2011-10-28

"Focusing on seven instances of state crime - the genocide of the Armenians by the Ottoman state, the Holocaust and Nazi Germany, Cambodia under the Khmer Rouge, apartheid South Africa, Ethiopia under Mengistu and the Dergue, the genocide in Rwanda, and the conflict in the former Yugoslavia - and drawing on others, the book shows how law is companion and collaborator in these acts of nation-building by the state, and the limits and potentials of law's constitutive role in post-conflict reconstruction. It considers how law can be a partner in destruction yet also provide a space for justice.

**The Elgar Companion to the Extraordinary Chambers in the Courts of Cambodia** - Nina H.B. Jørgensen 2018-04-27

This Companion is a one-stop reference resource on the Phnom Penh based 'Khmer Rouge tribunal'. It serves as an introduction to the Extraordinary Chambers in the Courts of Cambodia, while also exploring some of the Court's practical and jurisprudential challenges and outcomes. Written by Nina Jørgensen, who has worked as senior adviser in the tribunal's Pre-Trial and Supreme Court Chambers, the Companion offers both direct insights and academic analysis organized around six themes: legality, structure, proceedings, jurisprudence, legitimacy and legacy. This comprehensive Companion will provide a platform for interested sectors of domestic and international society, to assess the value of the Extraordinary Chambers, both during the tribunal's lifespan and after it has closed its doors.

**From Discrimination to Death** - Melanie O'Brien 2022-11-18

From Discrimination to Death studies the process of genocide through the human rights violations that occur during genocide. Using individual testimonies and in-depth field research from the Armenian Genocide, Holocaust and Cambodian Genocide, this book demonstrates that a pattern of specific escalating human rights abuses takes place in genocide. Offering an analysis of all these particular human rights as they are violated in genocide, the author intricately brings together genocide studies and human rights, demonstrating how the 'crime of crimes' and the human rights law regime correlate. The book applies the pattern of rights violations to the Rohingya Genocide, revealing that this pattern could have been used to prevent the violence against the Rohingya, before advocating for a greater role for human rights oversight bodies in genocide prevention. The pattern ascertained through the research in this book offers a resource for governments and human rights practitioners as a mid-stream indicator for genocide prevention. It can also be used by lawyers and judges in genocide trials to help determine whether genocide took place. Undergraduate and postgraduate students, particularly of genocide studies, will also greatly benefit from this book.

**Why Did They Kill?** - Alexander Laban Hinton 2005

This is an ethnographic examination and an appraisal of the Cambodian genocide under Pol Pot based on the author's long fieldwork in the area.

Perpetrator Cinema - Raya Morag 2020-03-17

Perpetrator Cinema explores a new trend in the cinematic depiction of genocide that has emerged in Cambodian documentary in the late twentieth- and early twenty-first centuries. While past films documenting the Holocaust and genocides in Yugoslavia, Rwanda, and elsewhere have focused on collecting and foregrounding the testimony of survivors and victims, the intimate horror of the autogenocide enables post-Khmer Rouge Cambodian documentarians to propose a direct confrontation between the first-generation survivor and the perpetrator of genocide. These films break with Western tradition and disrupt the political view that reconciliation is the only legitimate response to atrocities of the past. Rather, transcending the perpetrator's typical denial or partial

confession, this extraordinary form of "duel" documentary creates confrontational tension and opens up the possibility of a transformation in power relations, allowing viewers to access feelings of moral resentment. Raya Morag examines works by Rithy Panh, Rob Lemkin and Thet Sambath, and Lida Chan and Guillaume Suon, among others, to uncover the ways in which filmmakers endeavor to allow the survivors' moral status and courage to guide viewers to a new, more complete understanding of the processes of coming to terms with the past. These documentaries show how moral resentment becomes a way to experience, symbolize, judge, and finally incorporate evil into a system of ethics. Morag's analysis reveals how perpetrator cinema provides new epistemic tools and propels the recent social-cultural-psychological shift from the era of the witness to the era of the perpetrator.

**Pol Pot** - Philip Short 2013-04-25

Pol Pot was an idealistic, reclusive figure with great charisma and personal charm. He initiated a revolution whose radical egalitarianism exceeded any other in history. But in the process, Cambodia descended into madness and his name became a byword for oppression. In the three-and-a-half years of his rule, more than a million people, a fifth of Cambodia's population, were executed or died from hunger and disease. A supposedly gentle, carefree land of slumbering temples and smiling peasants became a concentration camp of the mind, a slave state in which absolute obedience was enforced on the 'killing fields'. Why did it happen? How did an idealistic dream of justice and prosperity mutate into one of humanity's worst nightmares? Philip Short, the biographer of Mao, has spent four years travelling the length of Cambodia, interviewing surviving leaders of Pol Pot's Khmer Rouge movement and sifting through previously closed archives. Here, the former Khmer Rouge Head of State, Pol's brother-in-law and scores of lesser figures speak for the first time at length about their beliefs and motives.

**Figuring Victims in International Criminal Justice** - Maria Elander 2018

Based on author's thesis (doctoral - University of Melbourne, Melbourne Law School, 2015) issued under title: The figure of the victim in

international criminal justice.

**A Rhetorical Crime** - Anton Weiss-Wendt 2018

A Rhetorical Crime shows how, over the course of the Cold War era, genocide morphed from a legal concept into a political discourse used in international propaganda battles. Through a unique comparative analysis of U.S. and Soviet statements on genocide, Weiss-Wendt investigates why their moral posturing far exceeded their humanitarian action.

**The Lost Executioner** - Nic Dunlop 2011-03-29

In Cambodia, between 1975 and 1979, some two million people died at the hands of the Khmer Rouge. Twenty years later, not one member had been held accountable for the genocide. Haunted by an image of one of them, Comrade Duch, photographer Nic Dunlop set out to bring him to life, and thereby to account. "I needed to understand how a movement that laid claim to a vision of a better world could instead produce a revolution of unparalleled ferocity; how a seemingly ordinary man from one of the poorer parts of Cambodia could turn into one of the worst mass murderers of the twentieth century:" Weaving seamlessly between past and present, Dunlop unfolds the history of Cambodia as a lens through which to understand its tragic last forty years. He makes clear how much responsibility the United States must share, through failed political alliances and the illegal bombing of Cambodia, for the bloodshed that followed. Guided by witnesses, Dunlop teases out the details of Duch's transformation from sensitive schoolchild and dedicated teacher to the revolutionary killer who later slipped quietly back into village life. From the temples of Angkor to the prisons of Pol Pot's regime, to his unexpected meeting with Duch himself, Dunlop's special vision as a photographer enlarges our own. The Lost Executioner is a blend of history and testimony-and a reminder that, whether in the killing fields of Cambodia or the deserts of Darfur, if we turn our backs on genocide, we must bear a collective guilt.

*The Khmer Rouge and the Crime of Genocide* - Thomas Karl Forster 2012  
More than one million people died in Cambodia from 1975 to 1979 under the regime of the Khmer Rouge. Thirty years later, a Cambodian court, supported by the UN, seeks to hold legally accountable those most

responsible for the crimes committed. This study presents some of the major legal issues relevant to possible genocide charges against the Khmer Rouge at the Extraordinary Chambers in the Courts of Cambodia. The first part of the book examines the basic structure and elements of the crime of genocide under international criminal law, with a focus on the particular intent requirement and the issue of groups as targets of genocidal intent. The second part looks at the specific case of the Khmer Rouge mass atrocities - based on the legal framework elaborated - discussing the questions involved in the legal characterization of Khmer Rouge policies. These questions include the auto-genocide debate, the distinction between discriminatory mass killings and genocidal intent, as well as the legal relevance of motives for group targeting. (Series: International Criminal Law - Vol. 2)

*The Master of Confessions* - Thierry Cruvellier 2015-01-27

The Eichmann in Jerusalem for the Khmer Rouge, The Master of Confessions is a harrowing yet humane account of the trial of Duch, a Khmer Rouge operative and the director of the regime's most brutal prison. A renowned war-crime journalist, Cruvellier captures the intense drama of the trial as it unfolds and delves into the Khmer Rouge's rule of terror, offering a psychologically penetrating and devastating look at the victims, the torturers, and the regime itself. By offering us a unique view into the mind of a mass murderer, The Master of Confessions sheds light on one of the most storied genocides of our time.

The Criminal Law of Genocide - Dr Paul Behrens 2013-02-28

This collection of essays presents a contextual view of genocide. The authors, who are academic authorities and practitioners in the field, explore the legal treatment, but also the social and political concepts and historical dimensions of the crime. They also suggest alternative justice solutions to the phenomenon of genocide. Divided into five parts, the first section offers an historical perspective of genocide. The second consists of case studies examining recent atrocities. The third section examines differences between legal and social concepts of genocide. Part four discusses the treatment of genocide in courts and tribunals throughout the world. The final section covers alternatives to trial justice and

questions of prevention and sentencing.

**Hope for Cambodia** - United States. Congress. House. Committee on Foreign Affairs. Subcommittee on Asian and Pacific Affairs 1989

**The Extraordinary Chambers in the Courts of Cambodia** - Simon M. Meisenberg 2016-03-30

This book is the first comprehensive study on the work and functioning of the Extraordinary Chambers in the Courts of Cambodia (ECCC). The ECCC were established in 2006 to bring to trial senior leaders and those most responsible for serious crimes committed under the notorious Khmer Rouge regime. Established by domestic law following an agreement in 2003 between the Kingdom of Cambodia and the UN, the ECCC's hybrid features provide a unique approach of accountability for mass atrocities. The book entails an analysis of the work and jurisprudence of the ECCC, providing a detailed assessment of their legacies and contribution to international criminal law. The collection, containing 20 chapters from leading scholars and practitioners with inside knowledge of the ECCC, discuss the most pressing topics and its implications for international criminal law. These include the establishment of the ECCC, subject matter crimes, joint criminal enterprise and procedural aspects, including questions regarding the trying of frail accused persons and the admission of torture statements into evidence. Simon M. Meisenberg is an Attorney-at-Law in Germany, formerly he was a Legal Advisor to the ECCC and a Senior Legal Officer at the Special Court for Sierra Leone. Ignaz Stegmiller is Coordinator for the International Programs of the Faculty of Law at the Franz von Liszt Institute for International and Comparative Law, Giessen, Germany.

**Massacres and Morality** - Alex J. Bellamy 2012-09-27

Most cultural and legal codes agree that the intentional killing of civilians, whether in peacetime or war, is prohibited. Yet despite this fact, the deliberate killing of large numbers of civilians remains a persistent feature of global political life.

*Voices from S-21* - David Chandler 2000-01-07

The horrific torture and execution of hundreds of thousands of

Cambodians by Pol Pot's Khmer Rouge during the 1970s is one of the century's major human disasters. David Chandler, a world-renowned historian of Cambodia, examines the Khmer Rouge phenomenon by focusing on one of its key institutions, the secret prison outside Phnom Penh known by the code name "S-21." The facility was an interrogation center where more than 14,000 "enemies" were questioned, tortured, and made to confess to counterrevolutionary crimes. Fewer than a dozen prisoners left S-21 alive. During the Democratic Kampuchea (DK) era, the existence of S-21 was known only to those inside it and a few high-ranking Khmer Rouge officials. When invading Vietnamese troops discovered the prison in 1979, murdered bodies lay strewn about and instruments of torture were still in place. An extensive archive containing photographs of victims, cadre notebooks, and DK publications was also found. Chandler utilizes evidence from the S-21 archive as well as materials that have surfaced elsewhere in Phnom Penh. He also interviews survivors of S-21 and former workers from the prison. Documenting the violence and terror that took place within S-21 is only part of Chandler's story. Equally important is his attempt to understand what happened there in terms that might be useful to survivors, historians, and the rest of us. Chandler discusses the "culture of obedience" and its attendant dehumanization, citing parallels between the Khmer Rouge executions and the Moscow Show Trials of the 1930s, Nazi genocide, Indonesian massacres in 1965-66, the Argentine military's use of torture in the 1970s, and the recent mass killings in Bosnia and Rwanda. In each of these instances, Chandler shows how turning victims into "others" in a manner that was systematically devaluing and racist made it easier to mistreat and kill them. More than a chronicle of Khmer Rouge barbarism, *Voices from S-21* is also a judicious examination of the psychological dimensions of state-sponsored terrorism that conditions human beings to commit acts of unspeakable brutality.

*After Mass Crime* - Béatrice Pouligny 2007

"A project of the Center for International Studies and Research (CERI-Sciences Po/CNRS), the International Peace Academy, Swisspeace and the United Nations University."--Page [iv].

Internationalized Criminal Courts and Tribunals - Cesare P. R. Romano 2004

A conference held in Amsterdam on 25-26 January 2002.

Managing Transitional Justice - Ray Nickson 2018-04-09

This book examines expectations for justice in transitional societies and how stakeholder expectations are ignored, marginalized and co-opted by institutions in the wake of conflict. Focusing on institutions that have adopted international criminal trials, the authors encourage us to ask not only whether expectations are appropriate to institutions, but whether institutions are appropriate expectations. Drawing upon a wide variety of sources, this volume demonstrates that a profound 'expectation gap' - the gap between anticipated and likely outcomes of justice - exists in transitional justice systems and processes. This 'expectation gap' requires that the justice goals of local communities be managed accordingly. In proposing a perspective of enhanced engagement, the authors argue for greater compromise in the expectations, goals and design of transitional justice. This book will constitute an important and valuable resource for students of scholars of transitional justice as well as practitioners, particularly with regards to the design of transitional justice responses.

**Pol Pot's Khmer Rouge & The Social Fabric of Cambodia** - Lea Mestermann

*The Crime of All Crimes* - Nicole Rafter 2016-03-29

Cambodia. Rwanda. Armenia. Nazi Germany. History remembers these places as the sites of unspeakable crimes against humanity, and indisputably, of genocide. Yet, throughout the twentieth century, the world has seen many instances of violence committed by states against certain groups within their borders—from the colonial ethnic cleansing the Germans committed against the Herero tribe in Africa, to the Katyn Forest Massacre, in which the Soviets shot over 20,000 Poles, to anti-communist mass murders in 1960s Indonesia. Are mass crimes against humanity like these still genocide? And how can an understanding of crime and criminals shed new light on how genocide—the “crime of all

crimes”—transpires? In *The Crime of All Crimes*, criminologist Nicole Rafter takes an innovative approach to the study of genocide by comparing eight diverse genocides—large-scale and small; well-known and obscure—through the lens of criminal behavior. Rafter explores different models of genocidal activity, reflecting on the popular use of the Holocaust as a model for genocide and ways in which other genocides conform to different patterns. For instance, Rafter questions the assumption that only ethnic groups are targeted for genocidal “cleansing,” and she also urges that actions such as genocidal rape be considered alongside traditional instances of genocidal violence. Further, by examining the causes of genocide on different levels, Rafter is able to construct profiles of typical victims and perpetrators and discuss means of preventing genocide, in addition to delving into the social psychology of genocidal behavior and the ways in which genocides are brought to an end. A sweeping and innovative investigation into the most tragic of events in the modern world, *The Crime of All Crimes* will fundamentally change how we think about genocide in the present day.

**Cambodia After the Khmer Rouge** - Evan Gottesman 2003-01-01

Reviewing a shadowy period in Cambodia's recent history ... as the legacy of the Khmer Rouge regime continues its influence today.

*Impediments to the Prevention and Intervention of Genocide* - Samuel Totten 2017-09-08

Academics, NGOs, the United Nations, and individual nations are focused on the prevention and intervention of genocide. Traditionally, missions to prevent or intervene in genocide have been sporadic and under-resourced. The contributors to this volume consider some of the major stumbling blocks to the avoidance of genocide. Bartrop and Totten argue that realpolitik is the major impediment to the elimination of genocide. Campbell examines the lack of political will to confront genocide, and Theriault describes how denial becomes an obstacle to intervention against genocide. Loyle and Davenport discuss how intervention is impeded by a lack of reliable data on genocide violence, and Macgregor presents an overview of the influence of the media. Totten examines how the UN Convention on Genocide actually impedes anti-genocide efforts;

and how the institutional configuration of the UN is itself often a stumbling block. Addressing an issue that is often overlooked, Travis examines the impact of global arms trade on genocide. Finally, Hiebert examines how international criminal prosecution of atrocities can impede preventive efforts, and Hirsch provides an analysis of the strengths, weaknesses, and effectiveness of major international and national prescriptions developed over the last decade. The result is a distinguished addition to Transaction's prestigious Genocide Studies series.

*Sideshow* - William Shawcross 2002

In *Sideshow*, journalist Shawcross presents the first full-scale investigation of the secret and illegal war the United States fought with Cambodia from 1969 to 1973, paving the way for the Khmer Rouge massacres of the mid-70s.

**Exiled** - Katya Cengel 2018-09-01

San Tran Croucher's earliest memories are of fleeing ethnic attacks in her Vietnamese village, only to be later tortured in Cambodia by the Khmer Rouge. Katya Cengel met San when San was seventy-five years old and living in California, having miraculously survived the Cambodian genocide with her three daughters, Sithy, Sithea, and Jennifer. But San's family's troubles didn't end after their resettlement in California. As a teenager under the Khmer Rouge, San's daughter Sithy had been the family's savior, the strong one who learned how to steal food to keep them alive. In the United States, Sithy's survival skills were best suited for a life of crime, and she was eventually jailed for drug possession. U.S. immigration law enforces deportation of any immigrant or refugee who is found guilty of certain illegal activities, and San has hired a lawyer to fight Sithy's deportation case. Only time will tell if they are successful. In *Exiled* Cengel follows the stories of four Cambodian families, including San's, as they confront criminal deportation forty years after their resettlement in the United States. Weaving together these stories into a single narrative, Cengel finds that violence comes in many forms and that trauma is passed down through generations. With no easy answers, Cengel reveals a cycle of violence, followed by safety, and then loss.

**Angkor and Cambodia in the Sixteenth Century** - BERNARD PHILIPPE. GROSLIER 2018-02

Groslier's seminal study of the accounts of early Spanish and Portuguese missionaries and adventurers in Cambodia was published in French in 1958, and is translated here into English for the first time. The reports of the Europeans record the earliest surviving first-hand accounts of Angkor, following the 'rediscovery' of the site by the Khmers, over a hundred years after its abandonment in 1432 CE, and four hundred years prior to the colonization of Cambodia by the French. While the accounts are fascinating in their own right, Groslier employs some of their key observations on the structure of Angkor in the 16th century to embark on further exploration of his own into the nature of Khmer civilization. Complementing his studies of the early accounts with the first aerial surveys of the site, Groslier reconstructs a broad picture of Angkorian civilization, its economy, the genius of its engineers and planners, its unique religious foundations and the pivotal humanitarian role of its god-kings. *Angkor and Cambodia in the Sixteenth Century* represents one of the major breakthroughs in our understanding of this rich and complex medieval Asian culture, and is a pillar on which all subsequent studies have been built. Essential for all readers, both scholarly and lay, who seek to further understand the society responsible for the construction of the great monuments of ancient Angkor.

**A Rhetorical Crime** - Anton Weiss-Wendt 2018-05-10

The Genocide Convention was drafted by the United Nations in the late 1940s, as a response to the horrors of the Second World War. But was the Genocide Convention truly effective at achieving its humanitarian aims, or did it merely exacerbate the divisive rhetoric of Cold War geopolitics? *A Rhetorical Crime* shows how genocide morphed from a legal concept into a political discourse used in propaganda battles between the United States and the Soviet Union. Over the course of the Cold War era, nearly eighty countries were accused of genocide, and yet there were few real-time interventions to stop the atrocities committed by genocidal regimes like the Cambodian Khmer Rouge. Renowned genocide scholar Anton Weiss-Wendt employs a unique comparative

approach, analyzing the statements of Soviet and American politicians, historians, and legal scholars in order to deduce why their moral posturing far exceeded their humanitarian action.

International Cooperation in Dealing with International Crimes under International Criminal Law: The Case of the Khmer Rouge Tribunal - Sopheada Phy 2010-04-22

Research paper from the year 2009 in the subject Politics - International Politics - Topic: Peace and Conflict Studies, Security, grade: A, University for Peace (United Nations-mandated University for Peace), language: English, abstract: Traditional international law considered the sovereignty of state as the core principle and state cannot be interfered by other states or international community even though it is failed to protect its people. The modern international law developed when the Peace of Westphalia was signed in 1648. With this development, the principle of sovereignty of state has been gradually replaced with the principle of international community as every state more or less is dependent, particularly in terms of economics and politics, in order to survive in the world community. In this regard, each state came into agreement on trade, diplomacy and so on with the others. So each is bound by international law either treaty, customary international law, or other sources of international law. Regarding the international crimes under international criminal law such as genocide, crimes against humanity, and war crimes, most of the states more or less are bound by them, significantly under the 1948-Convention on the Prevention and Punishment of the Crime of Genocide, 1968-Convention on the Non-Applicability of Statutory Limitations to War Crimes and Crimes against Humanity, and the 2002-Rome Statute of the International Criminal Court (ICC). Throughout the history, a number of genocide, crimes against humanity and war crimes happened, but only were four ad hoc tribunals right away created to prosecute the criminals before the ICC came into being in 2002. Those are the 1945-Nuremberg Tribunal, the 1946- Tokyo Tribunal, the 1993-International Criminal Tribunal for the Former Yugoslavia, and the 1994-International Criminal Tribunal for Rwanda. However, such a thing was not undertaken in Cambodia after

the Khmer Rouge regime collapse in 1979. The Khmer Rouge Tribunal is selected to study because it is the only tribunal established very late after the carelessness of the international community and the prolonged and often acrimonious cooperation and negotiation between the Cambodian government and the UN, unlike the others. [...]

**Genocide in Cambodia** - Howard J. De Nike 2012-05-23

The Khmer Rouge held power in Cambodia from 1975 to 1979 and aggressively pursued a policy of radical social reform that resulted in the deaths of hundreds of thousands of Cambodians through mass executions and physical privation. In January 1979, the government was overthrown by former Khmer Rouge functionaries, with substantial backing from the army of Vietnam. In August of that year a special court, the People's Revolutionary Tribunal, was constituted to try two of the Khmer Rouge government's most powerful leaders, Pol Pot and Ieng Sary. The charge against them was genocide as it was defined in the United Nation's genocide convention of 1948. At the time, both men were in the Cambodian jungle leading the Khmer Rouge in a struggle to regain power; they were, therefore, tried in absentia. Genocide in Cambodia assembles documents from this historic trial and contains extensive reports from the People's Revolutionary Tribunal. The book opens with essays that discuss the nature of the primary documents, and places the trial in its historical, legal, and political context. The documents are divided into three parts: those relating to the establishment of the tribunal; those used as evidence, including statements of witnesses, investigative reports of mass grave sites, expert opinions on the social and cultural impact of the actions of Pol Pot and Ieng Sary, and accounts from the foreign press; and finally the record of the trial, beginning with the prosecutor's indictment and ending with the concluding speeches by the attorneys for the defense and prosecution. The trial of Pol Pot and Ieng Sary was the world's first genocide trial based on United Nations's policy as well as the first trial of a head of government on a human rights-related charge. This documentary record is significant for the history of Cambodia, and it will be of the highest importance as well to the international legal and human rights communities.

**Gender in Transitional Justice** - S. Buckley-Zistel 2011-11-30

Based on original empirical research, this book explores retributive and gender justice, the potentials and limits of agency, and the correlation of transitional justice and social change through case studies of current dynamics in post-violence countries such as Rwanda, South Africa, Cambodia, East Timor, Columbia, Chile and Germany.

*The Master of Confessions* - Thierry Cruvellier 2014-03-18

Renowned journalist Thierry Cruvellier takes us into the dark heart of Cambodia's Khmer Rouge with *The Master of Confessions*, a suspenseful account of a Chief Interrogator's trial for war crimes. On April 17, 1975, the communist Khmer Rouge, led by its secretive prime minister Pol Pot, took over Cambodia. Renaming the country Democratic Kampuchea, they cut the nation off from the world and began systematically killing and starving two million of their people. Thirty years after their fall, a man named Duch (pronounced "Doïk"), who had served as Chief Prison officer of S21, the regime's central prison complex, stood trial for war crimes and crimes against humanity. Unlike any other tribunal defendant, Duch acknowledged his personal responsibility, pleaded guilty, and asked for forgiveness from his victims. In *The Master of Confessions*, Thierry Cruvellier uses the trial to tell the horrifying story of this terrible chapter in history. Cruvellier offers a psychologically penetrating, devastating look at the victims, the torturers, and the regime itself, searching to answer crucial questions about culpability. Self-drawing on his knowledge, and experience, Cruvellier delivers a startling work of journalistic history—by turns deeply moving, horrifying, and darkly funny.

*Figuring Victims in International Criminal Justice* - Maria Elander 2018-06-12

Most discourses on victims in international criminal justice take the subject of victims for granted, as an identity and category existing exogenously to the judicial process. This book takes a different approach. Through a close reading of the institutional practices of one particular court, it demonstrates how court practices produce the subjectivity of the victim, a subjectivity that is profoundly of law and endogenous to the

enterprise of international criminal justice. Furthermore, by situating these figurations within the larger aspirations of the court, the book shows how victims have come to constitute and represent the link between international criminal law and the enterprise of transitional justice. The book takes as its primary example the Extraordinary Chambers in the Courts of Cambodia (ECCC), or the Khmer Rouge Tribunal as it is also called. Focusing on the representation of victims in crimes against humanity, victim participation and photographic images, the book engages with a range of debates and scholarship in law, feminist theory and cultural legal theory. Furthermore, by paying attention to a broader range of institutional practices, *Figuring Victims* makes an innovative scholarly contribution to the debates on the roles and purposes of international criminal justice.

**After the Killing Fields** - Craig Etcheson 2005

The story of the twenty-five year effort to bring to justice the architects of the Cambodian genocide, this study explains why those who orchestrated the murder of 2.2 million people continue to escape responsibility.

**Extraordinary Justice** - Craig Etcheson 2019-11-19

In just a few short years, the Khmer Rouge presided over one of the twentieth century's cruelest reigns of terror. Since its 1979 overthrow, there have been several attempts to hold the perpetrators accountable, from a People's Revolutionary Tribunal shortly afterward through the early 2000s Extraordinary Chambers in the Courts of Cambodia, also known as the Khmer Rouge Tribunal. *Extraordinary Justice* offers a definitive account of the quest for justice in Cambodia that uses this history to develop a theoretical framework for understanding the interaction between law and politics in war crimes tribunals. Craig Etcheson, one of the world's foremost experts on the Cambodian genocide and its aftermath, draws on decades of experience to trace the evolution of transitional justice in the country from the late 1970s to the present. He considers how war crimes tribunals come into existence, how they operate and unfold, and what happens in their wake. Etcheson argues that the concepts of legality that hold sway in such tribunals

should be understood in terms of their orientation toward politics, both in the Khmer Rouge Tribunal and generally. A magisterial chronicle of the inner workings of postconflict justice, *Extraordinary Justice* challenges understandings of the relationship between politics and the law, with important implications for the future of attempts to seek accountability for crimes against humanity.

*First They Killed My Father* - Loung Ung 2010-10-12

Repackaged in a new tie-in edition to coincide with the Netflix film produced and directed by Angelina Jolie, a moving story of war crimes and desperate actions, the unnerving strength of a small girl and her triumphant spirit as she survived the Cambodian genocide under Pol Pot's brutal regime. Until the age of five, Loung Ung lived in Phnom Penh, one of seven children of a high-ranking government official. She was a precocious child who loved the open city markets, fried crickets, chicken fights, and sassing her parents. While her beautiful mother worried that Loung was a troublemaker—that she stomped around like a thirsty cow—her beloved father knew Loung was a clever girl. When Pol Pot's Khmer Rouge army stormed into Phnom Penh in April 1975, Ung's family fled their home and moved from village to village to hide their identity, their education, their former life of privilege. Eventually, the family dispersed in order to survive. Loung trained as a child soldier in a

work camp for orphans, while other siblings were sent to labor camps. As the Vietnamese penetrated Cambodia, destroying the Khmer Rouge, Loung and her surviving siblings were slowly reunited. Bolstered by the shocking bravery of one brother, the courage and sacrifices of the rest of her family—and sustained by her sister's gentle kindness amid brutality—Loung forged on to create for herself a courageous new life. Harrowing yet hopeful, insightful and compelling, this story is truly unforgettable.

**A Deadly Cambodian Crime Spree** - Shamini Flint 2011

The fourth in the series about the corpulent, chain-smoking, likeable inspector from Singapore's police service is set against the Khmer Rouge Tribunal Inspector Singh is in Cambodia, wishing he wasn't. He has been sent as an observer to the international war crimes tribunal in Phnom Penh in the latest effort by his superiors to ensure that he is anywhere except in Singapore. But for the first time the fat Sikh inspector finds himself on the verge of losing his appetite, when a key member of the tribunal is murdered in cold blood. The authorities are determined to write off the incident as a random act of violence, but Singh thinks otherwise. It isn't long before he finds himself caught up in one of the most terrible murder investigations he's witnessed, the roots of which lie in the dark depths of the Cambodian killing fields.