

## **Road to the International Criminal Court and Gender Integration in International Law**

### **1945**

- At end of WWII, Allied Powers insist on int'l military tribunals to prosecute war crimes by Nazis (Nuremberg) and Japanese military (Far East)
- Statutes of Nuremberg and Far East tribunals fail to include rape

### **1946**

- Nuremberg Judgment issued
- Int'l community calls for an international criminal code & court

*[1946-1948: Widespread sexual violence in Europe and Japanese military's widespread practice of sexual slavery of "comfort women" not addressed by IMTs]*

### **1948**

- UNDHR & Genocide Convention adopted
- Convention calls for int'l tribunal

### **1949**

- Int'l Law Commission drafts statute for an ICC but Cold War prevents serious efforts to create one
- The four Geneva Conventions adopted
- Geneva Conventions adopted with references to sexual violence in terms of honor and dignity; not listed among grave breaches

### **1977**

- Additional Protocols (I & II) to the Geneva Conventions adopted

### **1989**

- End of Cold War clears the way for an int'l court again

### **1990**

- Former "comfort woman" breaks nearly 50 years of silence about her sexual enslavement by Japanese military in WWII, sparking int'l movement seeking accountability and reparations

### **1993-94**

- (1993) Vienna World Conf. on Human Rights recognizes need to address grave violations of women's human rights as part of UN agenda
- Security Council establishes ICTY & ICTR, providing more impetus to develop a permanent court

### ***1995***

- GA sets up Preparatory Committee to prepare draft text of a treaty to establish an ICC
- 4th World Conf. on Women in Beijing adopts Platform for Action affirming rape as a war crime

### ***1998***

- ICTR issues Akayesu judgment finding rape a form of genocide; ICTY follows with Celebici & Furundzija judgments finding rape a form of torture
- July 17, 1998: "Rome Statute" of the ICC adopted by a vote of 120-7. Codifies rape, sexual slavery, enforced prostitution, forced pregnancy, enforced sterilization, sexual violence as war crimes and crimes against humanity for the first time in history.