

Subject Index

- academia 42, 100
- accountability 94, 159, 161, 173, 175, 176, 181, 189, 191, 205, 268
- Allied Control Council 16, 55–57, 69, 76
- anti-fascism 49
- Auschwitz Trial 47
- Austria 71–73, 77, 96
- Belgium 79, 162
- Berlin Document Center 242
- Bosnia 185, 186
- Briand-Kellogg Pact 14
- Cambodia 190, 227, 238
- Celebici Case 217
- ChGK, (Soviet Commission for the Investigation of Nazi War Crimes) 25–27, 35–39
- civilians, crimes against 6, 86, 196, 199, 207–209, 213, 217, 262, 267
- ‘comfort stations’ 205
- complementarity 18, 53, 148, 161, 172–177, 182, 189–191, 262–264
- concentration camps 62–64, 66, 76, 81, 168, 184, 202, 249, 252
- constitution(s) 45, 166, 235
- Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW) 210
- Convention on the Prevention and Punishment of Genocide 212
- Czechoslovakia 71, 162, 171, 243, 246
- Dachau 66, 68, 164, 169
- Darfur 149, 232, 233
- detention 170, 218, 231
- ethics 143
- ‘ethnic cleansing’ 51, 146, 211, 216
- fascism 24, 32, 34, 39, 49, 104, 106, 115
- Fedorov (Antifascist Youth) 34
- formalism 106–108, 113, 143
- Furundzija Judgment 222
- genocide 6, 18, 51, 53, 78, 160, 167, 184, 185, 194–196, 200, 203, 211–216, 219–225, 228–231, 233, 236–238, 261
- Harvard Law School 18, 19, 105, 106, 111, 239, 246, 249
- historiography 23, 48, 91
- ICTR for Rwanda 190, 191, 195, 216, 219, 224, 225, 228, 230, 231, 233–235, 237
- idealism 5, 10, 15
- immunity 7
- Inter-Allied Joint Declaration on the Punishment for War Crimes 84
- International Criminal Court 7, 10, 17, 18, 41, 135, 173, 195, 225, 259, 261, 268
- International Humanitarian Law 262
- International Military Tribunal for the Far East (IMTFE) 83–85, 87–92, 94–101, 137, 200, 204
- Japan 17, 83, 88, 96, 98, 162, 204, 206
- JCS Directive 1067 55
- Jews, persecution of 46, 62, 63, 66–68, 159, 167–169
- Jurisdiction, universal 149
- Jurisprudence, international 103, 117
- Katyn Case 37, 38
- Kellogg-Briand Pact 14
- Kosovo 146, 185
- law 6, 9, 10, 15–17, 19, 24, 29, 35, 41, 42, 45, 47, 50–60, 63, 65–70, 72, 74, 76–78, 80, 87–90, 92, 94–96, 99, 101, 103–113, 115, 117–129, 131, 139, 140, 142–145, 148–150, 153,

- 155, 156, 161, 164, 166, 168, 172,
175–177, 181, 187–190, 194–198,
200, 202, 203, 207, 211, 213, 216,
220, 225, 227, 230, 234–239, 250,
251, 261, 262, 266–268
- lawyers 15, 29, 43, 44, 54, 88, 103, 111,
113, 136, 182, 234, 243, 266, 268
- liability 67, 69, 70, 118, 202, 203
- Lieber Code 198, 199
- majority rule 116
- morality 104, 105, 108, 109, 117, 121,
123, 124, 128, 198
- myths 16, 23, 36, 110
- national socialism 76
- Nazi Banning Act 71–73, 75, 81
- ‘Night and Fog Decree’ 252
- ‘Night of Broken Glass’ 60, 81
- non-retroactivity, principle of 44, 45,
52
- Nuremberg Trials Project at Har-
vard 239, 251, 254
- Pearl Harbor, Japanese attack on 96,
98
- pogroms 60
- Poland 6, 162, 171, 178, 243, 246
- positivism 105, 106, 108, 109, 115,
116, 120, 121, 123
- Potsdam Declaration 85
- prisoners 5, 6, 10, 62, 74, 147, 160,
169, 199, 207, 269
- psychiatry and law 108, 110, 112, 114,
119
- rape 18, 85, 167, 193–209, 213–238,
268
- Red Cross 29, 77
- Rome Statute 53, 139, 148–153, 173,
225, 228–231, 237, 238, 260, 263
- rule of law 10, 16, 45, 54, 80, 103, 139,
140, 143, 148, 156
- rules of engagement 264–266
- Rwanda 18, 137, 182, 195, 215, 216,
219, 233
- selective justice 17, 18, 138, 144, 147,
148, 151, 152, 155
- selective prosecution 138, 139, 143
- sexual violence 18, 160, 167, 168, 181,
190, 193–206, 208–211, 213,
215–224, 226–228, 230, 232–238
- socialism 76
- sovereignty 54, 137, 146–149, 167,
263, 270
- Soviet Commission for the Investiga-
tion of Nazi War Crimes 25
- Stalinism 24
- ‘Tanaka Memorial’ 97
- the Balkans 51
- the Cold War 9, 24, 39, 51, 94, 100,
120, 170, 171, 240
- The Hague 52, 72, 200, 210
- the media 13, 42, 48, 91, 92, 95, 100,
250, 269
- Tokyo Trial 17, 18, 83, 90, 91, 95,
98–100, 204
- torture 10, 74, 80, 167, 195, 196, 201,
203, 209, 211, 217–220, 222, 231,
236, 237
- totalitarianism 104–106, 124, 131
- U.S. Constitution 267
- UN Charter 151
- UN Security Council 41, 51, 148
- UN War Crimes Commission 59
- USSR 7–9, 23, 26–33, 35–37, 85, 98,
99, 162, 165, 246
- utilitarian philosophy 121
- vengeance 87, 159
- ‘Wochenschau’ 42
- World War II 5, 8, 14, 23, 39, 50, 55,
81, 84, 90, 101, 103–106, 115, 117,
118, 121, 122, 124, 127, 137, 200,
269
- Yalta Conference 55
- Yugoslavia 18, 41, 51, 146, 161, 162,
182, 186, 187, 191, 195, 215–217,
233

Index of Persons

- Ackerman, Bruce A. 105, 107
Adler, Mortimer 114
Akayesu, Jean-Paul 219–225, 228, 231, 235
Aleksandrov, Georgii Fedorovich 32, 33, 35
Andreeva, Fedorovna 30
Aristotle 142
Astor, Lady Nancy 31
Bakh, Aleksei Nikolaevich 29
Bartlett, Vernon 31
Basu, K.K. 87
Baur, Fritz 47
Beale, Joseph Henry 111
Bernard, Henri 97
Blake, Staff Sergeant Paul 265, 267
Bochkov, V.M. 33
Bogoiavlenskii, Piotr 37
Bogomolets, Aleksandr Alksadrovich 29
Born, Captain Lester 241, 242
Borodin, M. 34
Brown, Brendan F. 88–90, 94, 106, 125, 127–130
Brumlik, Micha 48
Burdenko, Nikolai Nilovich 29, 36
Carter, Jimmy 262
Churchill, Winston 5, 10, 159
Coogan, Major William H. 243
Dekanozov, V.G. 33
Derzhavin, N. 34
Epshtein, S. 34
Ferencz, Ben 53
Fischer, Joschka 53
Frank, Jerome 105, 106, 108, 109
Friedlander, Henry 57
Fuller, Lon 105, 106, 109, 115–118, 120, 121, 123, 131
Gabriadze, Rezo 23
Geiger, Hansjörg 52
Gienow-Hecht, Jessica C.E. 94
Gilligan, Carol 142
Gorbachev, Mikhail 50
Grewe, Wilhelm G. 41
Grizodubova, Valentina S. 34, 35
Gundorov, A. 34
Harris, Whitney R. 53, 249
Hart, H.L.A. 120–123, 131
Hirohito, Emperor 96
Hitler, Adolf 6–8, 17, 35, 56, 59, 63, 71, 74, 83, 96, 117
Holmes, Oliver Wendell, Jr. 107–109, 112, 117, 125
Hutu 137, 219, 220, 224
Iarushevich, Boris Dorofeevich 35
Ireland, Gordon 95
Jackson, Robert H. 5–10, 14, 15, 46, 53, 54, 89, 119, 253, 254
Jodl, Alfred 44
Johnson, Hewlett 30
Johnstone, Samuel V. 146
Kalinin, Mikhail Ivanovich 27
Kant, Immanuel 142
Kapitsa, Piotr Leonidovich 29–32, 34
Kaul, Hans-Peter 41, 53
Keenan, Joseph B. 88–90, 94
Khrushchev, Nikita S. 33
Komarov, V.L. 33
Kress, Claus 52
Krivtsov, Aleksei Nikolaevich 29
Kruif, Paul de 30
Kuroda, Lt. General Shigenori 164
Laurence, Geoffrey 87

- Lemkin, Raphael 211, 212
Lozovskii, Solomon Abramovich 34, 35
Lucey, Francis E. 117
Lysenko, Trofim Denisovich 36
MacArthur, General Douglas 95, 204
Maga, Tim 91
Maisky, Ivan Mikhailovich 30
Marinin, M. 28
Marrus, Michael 91
Martin, Terry 239
Mignone, Frederick 90
Milosevic, Slobodan 186
Molotov, Viacheslav Mikahilovich 25, 31, 33, 34, 38
Napoleon Bonaparte 14
Nemchinov, V. 33
Nickelson, Harold 5
Niebergall, Fred 243, 245, 247
Nikolai, Metropolitan 29, 35, 36
Northcroft, Erima H. 89, 90
Novikov-Priboi, Aleksei Silych 30
Overy, Richard 91
Pal, Radhabinod 97, 98
Penna, Lucas De 197
Philippe, Xavier 263
Piaget, Jean 110
Piccigallo, Philip 91
Ponomarenko, P.K. 33
Potemkin, V.P. 33
Priestley, John B. 30
Primus, Richard 104, 128
Radbruch, Gustav 45, 51, 67
Reemtsma, Jan Philipp 44
Robinson, Darryl 181, 247
Roosevelt, Franklin D. 6, 33, 159, 160, 163, 172
Rowney, Don K. 13, 19
Schlink, Bernhard 51
Schroeder, Gerhard 53
Schwelb, Egon 162
Sergeev-Tsenski, Sergei Nikolae-
vich 30
Serov, I.A. 33
Shvernik, Nikolai Mikhailovich 35
Simon, John 33
Smith, Bradley F. 91
Stalin, Joseph 5, 24, 25, 27, 28, 30–32, 35, 36, 38, 39
Stalingrad, Battle of 23, 64
Stimson, Henry L. 6, 14, 16
Sutton, Daniel 88
Taft, Robert 9
Tarasova, Alla Konstantinovna 30
Tarle, Evgenii Viktorovich 36
Taylor, Telford 91, 245–249
Tolstoi, Aleksei Nikolaevich 25, 33, 36
Trainin, Ilia Pavlovich 36
Truman, Harry S. 6, 7, 14, 89, 170
Tusa, John 91
Tutsi 137, 215, 219, 220, 224
Umanskii, Konstantin Aleksan-
drovich 33, 35
Varga, E.S. 33
Vedenev, Boris Evgenievich 36
Vyshinskii, Andrei Ianuarievich 25, 38
Webb, Sir William Flood 91
Weber, Max 140, 141
Wechsler, Herbert 105, 106, 124–127, 129–131
Wiecek, William 124
Wittman, Rebecca 48
Woetzel, Robert K. 91
Wright, Quincy 182, 183, 188, 239
Yamashita, General Tomoyuki 206
Zhdanov, Andrei Andreevich 28, 35, 38