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## **Reports**

Government of Kenya *Report of the Independent Review Commission on the General Elections Held in Kenya on 27 December 2007* (2008).

Government of Kenya *Report of the Commission of Inquiry into the Post-Election Violence of Kenya* (2008).

Government of Kenya *Report of the Committee of the Judicial Service Commission on the Establishment of an International Crimes Division in the High Court of Kenya* (2012).

Human Rights Watch *Ballots to Bullets: Organized Political Violence and Kenya's Crisis of Governance* (2008).

Human Rights Watch *The case against Hissène Habré, an 'African Pinochet'* (2009).

Human Rights Watch *High Stakes: Political Violence and the 2013 Elections in Kenya* (2013).

Judicial Service Commission *Report of the Committee of the Judicial Service Commission on the establishment of an International Crimes Division in The High Court of Kenya* (2012).

Kenyan for Peace with Truth and Justice *Securing Justice: Establishing a Domestic Mechanism for the 2007/8 Post-Election violence in Kenya* (2013).

Kenya National Commission on Human Rights *on the Brink of the Precipice: A Human Rights Account of Kenya's Post-2007 Election Violence* (2008).

*KPTJ A Real Option for Justice: The International Crimes Division of the High Court of Kenya*  
(2014).

Mutuku M 'Towards National Dialogue, Healing and Reconciliation in Kenya' Policy Brief No. 5  
(2013).

### **Monographs**

Machakanja, P *National Healing and Reconciliation in Zimbabwe: Challenges and Opportunities*  
(2010) Zimbabwe Monograph Series Institute for Justice and Reconciliation: Cape Town,

### **Primary Sources:**

#### **International Treaties and Conventions**

Convention on the Non-Applicability of Statutory Limitations to War Crimes and Crimes against  
Humanity, 1968 United Nations General Assembly Resolution 2391 (XXIII) (1968).

Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, 1984  
United Nations General Assembly Resolution 39/46 (1984).

International Covenant on Civil and Political Rights, 1966 United Nations General Assembly  
Resolution 2200A (XXI) (1966).

International Covenant on Economic Social and Cultural Rights, 1966 United Nations General  
Assembly Resolution 2200A (XXI) (1966).

Rome Statute of the International Criminal Court, 2002.

## **Domestic legislation**

Constitution of Kenya, 2010.

Criminal Procedure Code, Chapter 75, Laws of Kenya.

Interpretation and General Provisions Act, 2008.

Judicial Service Act No. 1 of 2011.

Kenya International Crimes Act, 2008.

Merchant Shipping Act, No. 4 of 2009.

National Dialogue and Reconciliation Act, No. 4 of 2008.

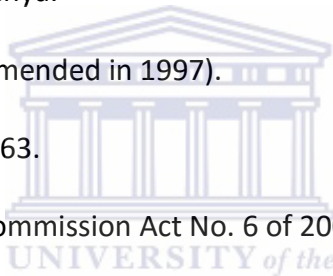
Penal Code, Chapter 63, Laws of Kenya.

Public Order Act of Kenya, 1950 (Amended in 1997).

Repealed constitution of Kenya, 1963.

Truth, Justice and Reconciliation Commission Act No. 6 of 2008.

Truth, Justice and Reconciliation Commission (Amendment) Act, 2013.



## **Internet References**

Kegoro G A *General Update on Kenya's Search for Accountability for the Post-Election Violence*

available at <http://www.asf.be/wp-content/uploads/2012/10/Kenya-Situtation-Analysis.pdf>

(accessed 20 March 2015).

Kenya Election Violence: ICC names suspects' available at [http://www.bbc.com/news/world-](http://www.bbc.com/news/world-africa-11996652)

[africa-11996652](http://www.bbc.com/news/world-africa-11996652) (accessed 29 March 2008).

Koech B 'Fresh Doubts about Mandate of Kenya's Special Court' available at

<https://iwpr.net/global-voices/fresh-doubts-about-mandate-kenyas-special-court> (accessed 29 March 2015).

Daily Nation 'PEV victims get Sh10bn fund' available at [http://www.nation.co.ke/news/PEV-](http://www.nation.co.ke/news/PEV-victims-get-Sh10bn-fund/-/1056/2667062/-/114lb3g/-/index.html)

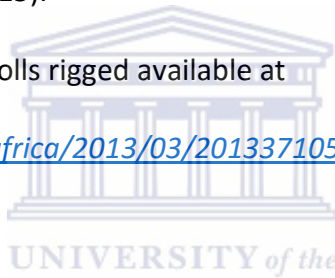
[victims-get-Sh10bn-fund/-/1056/2667062/-/114lb3g/-/index.html](http://www.nation.co.ke/news/PEV-victims-get-Sh10bn-fund/-/1056/2667062/-/114lb3g/-/index.html) (accessed on 22 September 2015).

Kenyan President and Chief Justice apologise for Past Injustices available at

<https://thehaquetrials.co.ke/article/kenyan-president-and-chief-justice-apologize-past-injustices-0> (accessed 29 March 2015).

Kenyan candidate's party alleges polls rigged available at

<http://www.aljazeera.com/news/africa/2013/03/201337105449692445.html> (accessed on 6 May 2015).



Kenya's dubious election available at <http://news.bbc.co.uk/2/hi/africa/7175694.stm> (accessed on 6 May 2015).

Law Society of Kenya (2008) Kenyan electoral crisis. Press statement available at

<http://www.Marsgroupkenya.org/pdfs/2008/jan08/LSKSTATEMENT.pdf> (accessed on 6 May 2015)

IRIN News, "Kenya: Armed and Dangerous," available at

[www.irinnews.org/Report.aspx?ReportId=76896](http://www.irinnews.org/Report.aspx?ReportId=76896) (accessed on 11 June 2015).

KNDR Annotated Agenda and Timetable available at

<http://www.dialoguekenya.org/Agreements/1%20February%202008%20Annotated%20Agenda>

[%20for%20the%20Kenya%20Dialogue%20and%20Reconciliation.pdf](#) (accessed on 16 June 2015).

International Criminal Court 'Understanding the International Court' available at [www.icc-cpi.int/iccdocs/PIDS/publications/UICCEng.pdf](http://www.icc-cpi.int/iccdocs/PIDS/publications/UICCEng.pdf) (accessed on 17 September, 2015).

Most PEV cases cannot be prosecuted – Tobiko' *The Star Newspaper* 6 February 2014 available at <http://www.the-star.co.ke/news/article-153986/most-pev-cases-cannot-be-prosecuted-tobiko> (accessed on 30 March 2015).

Daily Nation 'Jubilee leaders plot to clear their names from TJRC report' available at <http://www.nation.co.ke/news/politics/Jubilee+leaders+plot+to+clear+their+names+from++TJRC+C+report+/-/1064/1958078/-/569dhn/-/index.html> (accessed on 22 September 2015).

Capital News 'Uhuru apologises for past atrocities much to Kiplagat's delight' available at <http://www.capitalfm.co.ke/news/2015/03/uhuru-apologises-for-past-atrocities-much-to-kiplagats-delight-2/> (accessed on 24 September 2015).

Daily Nation 'PEV victims get Sh10bn fund' available at <http://www.nation.co.ke/news/PEV-victims-get-Sh10bn-fund/-/1056/2667062/-/114lb3g/-/index.html> (accessed on 22 September 2015).

Sanam NA, Conaway CP & Kays L 'Transitional Justice and Reconciliation' available at [www.huntalternatives.org/download/49\\_transitional\\_justice.pdf](http://www.huntalternatives.org/download/49_transitional_justice.pdf) (accessed 1 October 2015).

Wayamo 'International and Organised Crimes Division (ICD) of the Kenyan High Court' available at <http://www.wayamo.com/?q=projects/international-and-organised-crimes-division-icd-kenyan-high-court> (accessed on 11 October, 2015).