



## Diploma Thesis Evaluation Form

Author: **Vlad MIHAI**

Title: **The Role of the UN Security Council in front of the ICC**

Programme/year: [MAIN] / [2017/2018]

Author of Evaluation (external assessor): JUDr. Miroslav Pulgret, Ph.D.

Criteria	Definition	Maximum	Points
<b>Major Criteria</b>			
	Research question, definition of objectives	<b>10</b>	10
	Theoretical/conceptual framework	<b>30</b>	28
	Methodology, analysis, argument	<b>40</b>	36
<i>Total</i>		<b>80</b>	74
<b>Minor Criteria</b>			
	Sources	<b>10</b>	10
	Style	<b>5</b>	5
	Formal requirements	<b>5</b>	5
<i>Total</i>		<b>20</b>	20
<b>TOTAL</b>		<b>100</b>	94



## Evaluation

### Major criteria:

The author has chosen a very current topic for the thesis. The author analyses relationship between the United Nations Security Council (UNSC) and their permanent members on the one hand and the International Criminal Court (ICC) on the other hand. In the historical part of the thesis he analyses development of the international criminal law and (only) briefly comments some of the international criminal tribunals established ad hoc. The analysis of the International Criminal Tribunal for Rwanda (ICTR) and the International Criminal Tribunal for the former Yugoslavia (ICTY) could be more detailed, because these tribunals have an important place in the development of the international criminal law. The author forgot to mention the Mechanism for International Criminal Tribunals (MICT) in the thesis. The UNSC established the MICT with the mandate to take over essential continuing functions of the ICTR and the ICTY [resolution of the UNSC: S/RES/1966 (2010)]. The ICTR closed on 31<sup>st</sup> Dec. 2015 and the ICTY closed on 31<sup>st</sup> Dec. 2017. In the main part of the thesis related to the Rome Statute of the ICC the author analyses relevant provisions on jurisdiction of the Rome Statute and relevant resolutions of the UNSC concerning the jurisdiction of the ICC in detail. In the main part of the thesis is also discussed the role of the UNSC in front of the ICC and the relationship of the permanent members of the UNSC to the ICC as an international institution.

### Minor criteria:

The author wrote a high standard thesis and he also used a wide list of sources including a sufficient number of references and citations.

### Overall evaluation:

The thesis is a comprehensive and clear excursion into the issue. The author demonstrated deep knowledge of the issue and ability of good argumentation. The thesis is an original and logically structured professional text.

The thesis meets the requirements of the diploma thesis and I recommend it for the defense.

**Suggested grade:** 94 points = A

**Signature:** Prague, 29<sup>st</sup> May 2018, JUDr. Miroslav Pulgret, Ph.D.