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**Preparatory Commission for the International
Criminal Court**

Working Group on Elements of Crimes

New York

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Discussion paper proposed by the Coordinator

Corrigendum

Article 8 (2) (b) (iv)

War crime of excessive incidental death, injury, or damage

Element 3

Add the following footnote to the end of element 3:

This element may have to be re-evaluated to clarify the relevant value judgement in the light of paragraph 4 of the General Introduction.

Article 8 (2) (b) (x)-1

War crime of mutilation

Element 2

Delete footnote 10

Article 8 (2) (b) (xiii)

War crime of destroying or seizing the enemy's property

Element 5

For required *read* justified.

Article 8 (2) (b) (xvi)
War crime of pillaging

Element 2

In footnote 13, insert a comma after the phrase “private or personal use”

Article 8 (2) (e) (xi)-1
War crime of mutilation

Element 2

Delete footnote 32
