

# AFRICAN JOURNAL

---

## OF LEGAL STUDIES

**Vol. 1**

**May 2005**

**No 2**

### **CONTENTS**

#### **EDITORIAL**

#### **ARTICLES**

Ending Impunity: The Case for War Crimes Trials in Liberia 53  
*Chernor Jalloh and Alhaji Marong*

United Nations Resolutions and the Struggle to Curb the Illicit Trade in Conflict  
Diamonds in Sub-Saharan Africa 80  
*Mungbalemwe Koyame*

L'Envers et l'endroit de l'interprétation islamiste du concept de jihad  
en droit islamique 102  
*Bruce Mabley*

#### **NOTES AND COMMENTS**

The African Commission on Human and Peoples' Rights and the Demystification  
of Second and Third Generation Rights under the African Charter 129  
*Justice C. Nwobike*

# AFRICAN JOURNAL OF LEGAL STUDIES

## EDITORIAL BOARD

### *Founding Executive Editor*

CHEMNOR JALLOH, B.A., LL.B., B.C.L.

### *Associate Editors*

ALHAJI BAH, B.A., M.P.A., Ph.D.  
BENEDICT JALLOH, B.A., LL.B.  
AMARKAI LARYEA, LL.B., B.C.L.  
ALHAJI MARONG, LL.B., LL.M., D.C.L.  
MARK SEARL, B.A., LL.B., B.C.L., LL.M.

### *French Editors*

NADIA MARSAN, B.A., LL.B.  
RENÉ ROBERT, B.A., LL.B., B.C.L.

## CONSULTATIVE BOARD

OBIOFOR AGINAM, LL.B., LL.M., Ph.D.  
ALEX AMANKWAH, B.A., LL.B., LL.M., S.J.D.  
ABDUL BANGURA, B.A., M.A., M.S., Ph.D., Ph.D., Ph.D.  
UCHE EWELUKWA, B.S., LL.M., LL.M., S.J.D.  
EDWINI KESSIE, LL.B., LL.M., LL.M., Ph.D.  
EDWARD KWAKWA, LL.B., LL.M., LL.M., J.S.D.  
RITA KOYAME, B.A., MSc., Ph.D.  
RAMA MANI, B.A., M.A., Ph.D.  
PACIFIQUE MANIRAKIZA, LL.L., LL.M., LL.D.  
IKECHI MGBEOGJI, LL.B., LL.M., J.S.D.  
VINCENT NMEHIELLE, LL.B., LL.M., S.J.D.  
KOFI QUASHIGAH, LL.B., LL.M., Ph.D.

---

© 2005 by The Africa Law Institute  
*African Journal of Legal Studies* | ISSN: 1708-7384  
<<http://www.africalawinstitute.org/ajls>>

Indexed in CIAO Net, HeinOnline, Lexis-Nexis, ProQuest, Quicklaw and Westlaw.

## **About the Journal**

The *African Journal of Legal Studies* (“AJLS”) is a new peer-reviewed and interdisciplinary e-journal published by The Africa Law Institute (“ALawI”). ALawI's mission is to engage in policy-oriented research that promotes good governance, democracy and the rule of law in Africa. The views expressed in the articles and other contributions to the AJLS are those of the authors and should not be taken as representing the views of our Editorial and Consultative Boards or ALawI.

## **Submissions of Articles, Notes and Book Reviews**

AJLS welcomes unsolicited articles, notes and book reviews related to human rights and the rule of law in Africa. The focus of the journal is on the interplay between law, public policy and social change in Africa. Although manuscripts are published in two major issues each year (Spring and Fall), to ensure timely commentary on legal developments with significant implications for Africa, we hope to periodically publish one or two shorter articles in a supplement. There are no deadlines for submissions given our flexible publication schedule.

Articles should normally range between 8,000 and 11,000 words and should be prefaced by an abstract of not more than 200 words highlighting the central arguments, findings and conclusions of the submission. Book reviews and Notes should in general not exceed 2,000 words. All authors are required to submit a short bibliographic note (no more than 100 words) outlining educational qualifications, institutional affiliation, current research interests, and where applicable, major publications and conference presentations.

All manuscripts should be in the Times New Roman 12 point font, doubled-spaced, with footnotes numbered consecutively. The document must be formatted with one-inch margins throughout. Authors are responsible for ensuring the accuracy of their footnotes as our editors cannot undertake to verify them.

To ensure consistency, all submissions must conform to the *Oxford Standard Citation of Legal Authorities*. This citation and style guide is available online at no cost in a full and abbreviated version. Both can be downloaded in PDF at <http://denning.law.ox.ac.uk/published/oscola.shtml>.

We are always pleased to hear from new authors so please e-mail us at us at [ajls@africalawinstitute.org](mailto:ajls@africalawinstitute.org) for further information or visit our website at <http://www.africalawinstitute.org/ajls/submissions.htm>.