

circumstances of this case shall preclude the ICC from prosecuting the crime under the ne bis in idem principle enshrined in Article 20 of the ICC Statute.



judgment that over 1,000 pages of documents and witness testimony w

three-year contracts with the Westeros shrimp operators. Nevertheless, this Court finds the arrangement to constitute a form of human trafficking due to the unequal bargaining position of the parties, the high number of required weekly hours of work, and the fact that the laborers are not free to leave during the three-year period of the contract.

Para. 8: About sixty percent of the Westeros shrimp are purchased by the Defendant, a seafood export Little Fingers Inc. which then sends the shrimp to restaurant- and supermarket-chains across the globe pursuant to lucrative purchasing agreements. Little Fingers only source of business is Westeros shrimp exports. Because of the low cost of Westeros labor which is factored into the price of shrimp, Little shrimp in other countries, giving Little Fingers a comparative advantage in the international shrimp market.

Para 9: This Court finds that Little Fingers the Westeros shrimp-peeling shed operators, with knowledge of their abusive labor practices, and the fact that Little Fingers derives a substantial comparative advantage by doing business with them, implicates Little Fingers in their widespread acts of human trafficking. The Court, therefore, finds in favor of the plaintiffs and orders Little Fingers to pay \$20 million (US) in compensation and punitive damages to the class action plaintiffs.

5. Also relevant is a 7 May 2017 Decision of the Northeros District Court (Trial Division II), in the case of State of Northeros v. McGregor Klegane, excerpts of which appear below:

The State has charged McGregor Klegane with aiding and abetting crimes against humanity under the Northeros ICC Implementation Act of 2003 and the domestic crime of human trafficking under the Northeros Human Trafficking Act of 2013.

The following was proved at trial: Defendant McGregor Klegane is a national of Northeros with residence in the Northeros capital of Summerfell. For the past eight years, Klegane has been the corporate Chief Executive Officer of Giant Finger, Inc, a multinational seafood distributor incorporated in Northeros with its headquarters in Summerfell. Giant Finger is the sole-owner of Little Fingers, Inc., a subsidiary incorporated in the neighboring country of Westeros. Under Giant Finger structure, Klegane had the ultimate authority to disapprove and block the corporate actions of Little Fingers and supervisory control over Little Fingers executive officers.

Despite public reports of labor abuses in the Westeros Shrimp sector (beginning in April 2015), as described in the 25 February 2017 Judgment of the Westeros Trial Court, Klegane never instructed Little Fingers to suspend purchases from the Westeros shrimp sheds pending implementation of promised reforms by the government of Westeros.

This Court nonetheless finds for the Defendant on two grounds: First, the Court concludes that the acts described in the 25 February 2017 Judgment of the Westeros Court constitute human trafficking but do not constitute crimes against humanity as

humanity merely for failing to exercise proper control over the subsidiary, under either Article 25(3) or Article 28(b) of the ICC Statute.

- c. Third, since the Defendant has already been tried for the same alleged offense and

- c. Third, the Pre-Trial Chamber determines that the ne bis in idem principle, codified in Article 20 of the ICC Statute, does
based on a clear error of law and there are

