

**Salzburg Law School**

**on International Criminal Law  
Humanitarian Law and Human Rights Law**

**Fifteenth Summer Session of  
Salzburg Law School on International Criminal Law,  
Humanitarian Law and Human Rights Law  
Sunday 4 – Friday 16 August 2013**

## 15<sup>th</sup> Summer Session, Sunday 4 – Friday 16 August 2013

Academic Programme: Prof. Dr. Otto Triffterer (em.), Astrid Reisinger Coracini  
SLS Team: Brigitte Schuller, Rosanna Vital

### **Africa's Recent Efforts to Enforce the Complementarity Regime Along the Consensus of Kampala**

**– International Criminal Justice in Situation Countries and the  
Global Challenge to Contribute to the Prevention of Abuse of Power:  
Investigations Without Tensions?**

#### **Points of contacts and venues**

##### SLS Hotline

xxxx, Brigitte Schuller  
xxxx, Rosanna Vital

##### Accommodation

Hotel Kolpinghaus, Adolf-Kolping-Straße 10, 5020 Salzburg, Phone: xxxx

##### Opening Ceremony

'Alte Aula', Library of the University of Salzburg, Hofstallgasse 2-4 (just across the 'Festspielhaus'),  
Monday 5<sup>th</sup> August at 10 a.m.

##### Lectures

Institute for Social and Economic Sciences HS 2.04, Kapitelgasse 5-7 (in the Old Town)

##### Lunch

Cafeteria of the Faculty of Law of the University of Salzburg located in the courtyard at  
Churfürststraße 1 (Faculty of Law, Toskana Trakt)

##### Announcements

Kindly check our flip charts outside the lecture room and in the lobby of Hotel Kolpinghaus for announcements concerning changes of the academic programme, further activities and the social programme

**Please bring your Rome Statute, Elements of Crimes and Rules of Procedure and Evidence as well as the Kampala consensus resolutions to all sessions!**

*The following timetable may be subject to change on short notice*

#### **SUNDAY, 4 August 2013**

**Welcome and registration** of participants at Hotel Kolpinghaus starts at 4 p.m.

**Dinner:** 8 p.m., Hotel Kolpinghaus

## ACADEMIC PROGRAMME

### MONDAY, 5 August 2013

#### **10.00 a.m. Opening Ceremony**

Welcome: Vice-Rector of the University of Salzburg, Prof. Dr. Rudolf Feik  
Vice-Dean of the Faculty of Law, Prof. Dr. Kirsten Schmalenbach

#### **10.30 a.m. Keynote address of the Fifteenth Summer Session of Salzburg Law School on International Criminal Law, Humanitarian Law and Human Rights Law**

**Judge Sanji Mmasenono Monageng**, First Vice-President of the International Criminal Court and Judge assigned to the Appeals Division of the International Criminal Court

#### **12.00 a.m. Introduction into the structure and context of the Fifteenth Summer Session**

**Prof. Otto Triffterer**, Professor Emeritus for Austrian and International Criminal Law and Procedure, University of Salzburg; Director of the Salzburg Law School on International Criminal Law, Humanitarian Law and Human Rights Law

#### **12.30 a.m. Reception**

Lunch: 13.00 - 14.30, Cafeteria

#### **First Session: 14.30 – 17.30, HS 2.04 (with coffee break and discussion)**

Chair: Astrid Reisinger Coracini

- ***The duty to prosecute crimes under international law, concurrent jurisdictional bases and protection of the individual***

**Prof. Roger Clark**, Board of Governors Professor, Rutgers University School of Law

Dinner: 18.00 - 19.30, Hotel Kolpinghaus

### TUESDAY, 6 August 2013

#### **Second Session: 9.00 – 13.00, HS 2.04 (with coffee break and discussion)**

Chair: Astrid Reisinger Coracini

- ***A provision on the crime of aggression – the Kampala compromise revisited***

**Prof. Roger Clark**, Board of Governors Professor, Rutgers University School of Law

- ***Anatomy of the negotiation process in Kampala and where to go from there – enforcing the crime of aggression as a challenge for national and international jurisdictions***

**Stefan Barriga**, Deputy Permanent Representative of the Principality of Liechtenstein to the United Nations

Lunch: 13.00 - 14.30, Cafeteria

**Afternoon: FREE**, guided city tour available at 2.30 p.m.,  
or time at the disposal of participants

Dinner: 18.00 - 19.30, Hotel Kolpinghaus

## **WEDNESDAY, 7 August 2013**

**Third Session: 9.00 – 13.00, HS 2.04 (with coffee break and discussion)**

**Chair:** Prof. Roger Clark

- ***Realising the potential of the International Criminal Court's complementarity jurisdiction: The African Experience***

**Prof. Olympia Bekou**, Professor of Public International Law and Head, International Criminal Justice at Human Rights Law Centre, School of Law, University of Nottingham

- ***Is the regional the answer? The legal framework and political potential of the proposed Criminal Chamber at the African Court of Justice and Human Rights***

**Astrid Reisinger Coracini**, Lecturer, Executive Director Salzburg Law School on International Criminal Law, Humanitarian Law and Human Rights Law; Visiting Researcher, New York University

Lunch: 13.00 - 14.30, Cafeteria

**Fourth Session: 14.30 – 17.30, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***“Irrelevance of official capacity” – responsibility for “Jedermann” independent of any rule of immunity***

**Prof. Otto Triffterer**  
**Astrid Reisinger Coracini**

- ***Legal issues related to the second ICC judgement, modes of participation and Regulation 55***

**Prof. Roger Clark**

Dinner: 18.00 - 19.30, Hotel Kolpinghaus

## **THURSDAY, 8 August 2013**

**Fifth Session: 9.00 – 13.00, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***Strengthening national ability to investigate and prosecute core international crimes – challenges to capacity building in affected communities***

**Prof. Olympia Bekou**

- ***Paying tribute to justice by bringing Hissène Habré to justice? National enforcement of international criminal law before the Extraordinary African Chambers***

**Henri Thulliez, LL.M.**, Associate and Habré Project Coordinator, Human Rights Watch, Brussels

Lunch: 13.00 - 14.30, Cafeteria

**Sixth Session: 14.30 – 17.30, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***Children in international criminal law and in the focus of the International Criminal Court***

**Prof. Diane Marie Amann**, Emily and Ernest Woodruff Chair in International Law at the University of Georgia School of Law; International Criminal Court Prosecutor's Special Adviser on Children in Armed Conflict

**Dinner:** 18.00 - 19.30, Hotel Kolpinghaus

**FRIDAY, 9 August 2013**

**Seventh Session: 9.00 – 13.00, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***Prosecutorial discretion in the selection of situations at the ICC***

**Prof. William Schabas**, Professor of International Law, School of Law, Middlesex University, Chair of International Criminal Law, Leiden University

**Lunch:** 13.00 - 14.30, Cafeteria

**Eighth Session: 14.30 – 17.30, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***Workshop on children in international criminal law***  
**Prof. Diane Marie Amann**
- ***Screening of the documentary "The Court" (2013; directed by Marcus Vetter and Michele Gentile)***

**Dinner:** 18.00 - 19.30, Hotel Kolpinghaus

**SATURDAY, 10 August 2013**

FREE, time at the disposal of participants

**SUNDAY, 11 August 2013**

FREE, social programme or time at the disposal of participants

## **MONDAY, 12 August 2013**

### **Ninth Session: 9.00 – 13.00, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***Victims' Participation in the "Kenya Trials": The first and only ultra-vires decision in ten years of ICC jurisprudence***

**Dr. David Donat Cattin**, Senior Director International Law and Human Rights Programme, Parliamentarians for Global Action

- ***Principles of reparation and their enforcement after the Lubanga landmark decision on reparations***

**Dr. Philipp Ambach**, Special Assistant to the President, Presidency, International Criminal Court

**Lunch:** 13.00 - 14.30, Cafeteria

### **Tenth Session: 14.30 – 17.30, HS 2.04 (with coffee break and discussion)**

**Chair:** David Donat Cattin

- ***ICC case study: From the commission of crimes to a final judgement***

**Dr. Philipp Ambach**

- ***Coordinating multiple jurisdictions within one situation: lessons learnt from Rwanda***

**Prof. Jennifer Trahan**, Associate Clinical Professor of Global Affairs, New York University; Chair, American Branch of the International Law Association, ICC Committee; American Bar Association, ICC Task Force

**Dinner:** 18.00 - 19.30, Hotel Kolpinghaus

## **TUESDAY, 13 August 2013**

### **Eleventh Session: 9.00 – 13.00, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***Legal basis and policy considerations for the selection of situations and cases, Article 53 Rome Statute***

**Gilbert Bitti**, Senior Legal Advisor to the Pre-Trial Division, ICC

- ***The functions of the Pre-Trial Chamber under the amended Rome Statute***

**Eleni Chaitidou**, Legal Officer at the Pre-Trial Division, ICC

**Lunch:** 13.00 - 14.30, Cafeteria

**Twelfth Session: 14.30 – 17.30, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***Workshop on current developments in the jurisprudence of the ICC pre-trial chambers***

**Gilbert Bitti  
Eleni Chaitidou**

Dinner: 18.00 - 19.30, Hotel Kolpinghaus

**WEDNESDAY, 14 August 2013**

**Thirteenth Session: 9.00 – 13.00, HS 2.04 (with coffee break and discussion)**

**Chair:** Astrid Reisinger Coracini

- ***For better or for worse. Shared responsibility of the ICC and the Security Council within a system of international criminal justice***

**Prof. Jennifer Trahan**

- ***The politics of international criminal jurisdictions and the Rome Statute system***

**Dr. David Donat Cattin**

Lunch: 13.00 - 14.30, Cafeteria

**Fourteenth Session: 14.30 - 17.30, HS 2.04**

**Chair:** David Donat Cattin

- ***Ending the "war against terrorism" and the United States' role in the developing international law with regard to targeting and detention***

**Col. William Lietzau**, Deputy Assistant Secretary of Defense (Rule of Law & Detainee Policy)

- ***Time for Exams***

Dinner: 18.00 - 19.30, Hotel Kolpinghaus

**THURSDAY, 15 August 2013**

**Fifteenth Session: 9.00 – 13.00, HS 2.04 (with coffee break and discussion)**

**Chair:** Prof. Otto Triffterer

- ***Observe and broadly support Africa's endeavours for justice!***

**Prof. Otto Triffterer**

- ***Toward cooperation. United States interests and engagement with the ICC***

**Col. William Lietzau**

Lunch: 13.00 - 14.30, Zirkelwirt, Pfeifergasse 14, 5020 Salzburg

**Closing Session: 14.30 – 16.00, HS 2.04**

**Chair:** Prof. Otto Triffterer

- ***Final discussion with all speakers: The ICC between deterrence and adjudication, expectations and perceptions in situation countries and beyond***

**Dr. David Donat Cattin**

**Col. William Lietzau**

**Prof. Jennifer Trahan**

Evaluation of the Salzburg Law School 2013

Future plans

Distribution of Certificates

Closing reception

**Dinner:** 18.00 - 19.30, Hotel Kolpinghaus

**FRIDAY, 16 August 2013**

Departure of participants