

Salzburg Law School

on International Criminal Law
Humanitarian Law and Human Rights Law

**Sixteenth Summer Session of
Salzburg Law School on International Criminal Law,
Humanitarian Law and Human Rights Law**
Sunday 3 – Friday 15 August 2014

**Salzburg Law School on International Criminal Law,
Humanitarian Law and Human Rights Law**

Founded by **Otto Triffterer**

in collaboration with ELSA Salzburg at the Salzburg Law Faculty

Continued by the Salzburg Law Faculty under the
direction of **Astrid Reisinger Coracini**

16th Summer Session, Sunday 3 – Friday 15 August 2014

Academic Programme: Astrid Reisinger Coracini
SLS Team: Brigitte Schuller, Rosanna Vital, Bernhard Zwein

Enforcement of International Criminal Law at the First World War Centenary – From Consolidation Towards Confrontation?

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 4th August at 10 a.m.

Lectures

Law Faculty, Churfürststraße 1, Toskanatrakt, Room HS 209 (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, Toskanatrakt)

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 amended Rome Statute, Elements of Crimes and Rules of Procedure and
Evidence to all sessions!**

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

SUNDAY, 3 August 2014

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

Dinner: 8 p.m., Hotel Kolpinghaus

ACADEMIC PROGRAMME

MONDAY, 4 August 2014

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. Key note address

- ***Africa and the International Criminal Court***

Judge Daniel David Ntanda Nsereko, Judge at the Special Tribunal for Lebanon; Former Judge at the International Criminal Court; Professor of Law, University of Botswana at Gaborone

12.00 a.m. Introduction to the academic programme of SLS 2014

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

Dr. Astrid Reisinger Coracini, Lecturer, Director of the Salzburg Law School on International Criminal Law, Humanitarian Law and Human Rights Law

12.30 a.m. Reception

Lunch: 13.00 - 14.15, Cafeteria

First Session: 14.15 – 17.30, HS 209 (with coffee break and discussion)

- ***The scope, notion and dogmatic foundation of international criminal law***

Prof. Dr. Dr. h.c. mult. Albin Eser, Director emeritus of the Max Planck Institute for Foreign and International Criminal Law, Freiburg; Former Judge at the International Criminal Tribunal for the former Yugoslavia

- ***Procedural structure and features of international criminal justice: Lessons from the ICTY***

Prof. Dr. Dr. h.c. mult. Albin Eser

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

TUESDAY, 5 August 2014

Second Session: 9.30 – 13.00, HS 209 (with coffee break and discussion)

- ***The Kampala compromise on the crime of aggression and the limits of treaty interpretation***
Dr. Astrid Reisinger Coracini
- ***State and individual responsibility in the situation of the Ukraine***
Prof. Noah Weisbord, Associate Professor of Law, Florida International University

Lunch: 13.00 - 14.00, Cafeteria

***Afternoon: FREE, guided city tour available at 2.00 p.m.,
or time at the disposal of participants***

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

WEDNESDAY, 6 August 2014

Third Session: 9.30 – 13.00, HS 209 (with coffee break and discussion)

- ***The future of international criminal law: applying futurist methodologies and scenario planning***
Prof. Noah Weisbord
- ***The role and powers of the pre-trial chamber***
Eleni Chaitidou, Legal Officer at the Pre-Trial Division, ICC

Lunch: 13.00 - 14.15, Cafeteria

Fourth Session: 14.15 – 17.30, HS 209 (with coffee break and discussion)

- ***Workshop on current developments in the jurisprudence of the ICC pre-trial chambers***
Gilbert Bitti, Senior Legal Advisor to the Pre-Trial Division, ICC
Eleni Chaitidou

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

THURSDAY, 7 August 2014

Fifth Session: 9.30 – 13.00, HS 209 (with coffee break and discussion)

- ***Prosecutorial policies and the selection of situations at the ICC***
Prof. William Schabas, OC MRIA, Professor of International Law, School of Law, Middlesex University, Professor of International Criminal Law and Human Rights, Leiden University
- ***The application of Article 53 of the Rome Statute: the failure of judicial scrutiny over prosecutorial discretion at the ICC***
Gilbert Bitti

Lunch: 13.00 - 14.15, Cafeteria

Sixth Session: 14.15 – 17.30, HS 209 (with coffee break and discussion)

- ***The relations between the International Criminal Court and the United Nations: Where law and politics collide***

Dr. Stefan Barriga, Minister, Deputy Permanent Representative of the Principality of Liechtenstein to the United Nations

- ***The role and practice of international investigation commissions***

Prof. Charles Garraway, Fellow, Human Rights Centre, University of Essex; Vice President of the International Humanitarian Fact-Finding Commission

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

FRIDAY, 8 August 2014

Seventh Session: 9.30 – 13.00, HS 209 (with coffee break and discussion)

- ***Towards a uniform framework for the classification of conflicts in international law?***

Prof. Charles Garraway

- ***The crime of genocide in the jurisprudence of international courts and tribunals***

Prof. William Schabas

Lunch: 13.00 - 14.15, Cafeteria

Eighth Session: 14.15 – 17.30, HS 209 (with coffee break and discussion)

- ***Screening of the documentary “Law not War” portraying the life of Benjamin Ferencz, directed by Ullabritt Horn***

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

SATURDAY, 9 August 2014

FREE, time at the disposal of participants

SUNDAY, 10 August 2014

FREE, social programme or time at the disposal of participants

MONDAY, 11 August 2014

Ninth Session: 9.30 – 13.00, HS 209 (with coffee break and discussion)

- ***Irrelevance of official capacity under international treaty and customary law***

Prof. Paola Gaeta, Professor, Law Faculty, University of Geneva; Adjunct Professor, Graduate Institute of International and Development Studies; Director, Geneva Academy of International Humanitarian Law and Human Rights

- ***Obligations of States and practical challenges of the evolving law on immunities***

Ambassador Dr. Helmut Tichy, Legal Adviser, Austrian Ministry for Europe, Integration and Foreign Affairs

Lunch: 13.00 - 14.15; Foyer HS 209

Tenth Session: 14.15 – 17.30, HS 209 (with coffee break and discussion)

- ***Workshop on immunities***

Prof. Paola Gaeta

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

TUESDAY, 12 August 2014

Eleventh Session: 9.30 – 13.00, HS 209 (with coffee break and discussion)

- ***The politics of international criminal justice***
 - (a) ***General principles of law contained in Part III of the Rome Statute and in the Nuremberg Tribunal Charter as part of customary international law and as founding norms differentiating the regime applicable to crimes under international law from the one relating to transnational crimes: Unacceptability of any proposed amendments to the Rome Statute that would depart from these general principles***
 - (b) ***The challenge of universality of the Rome Statute system***

Dr. David Donat Cattin, Secretary-General, Parliamentarians for Global Action; Adjunct Assistant Professor of International Law, Centre for Global Affairs, New York University

- ***Heads of State at the ICC: Complementarity and democracy***

Steven W. Kay Q.C., International criminal lawyer, Defence counsel before international courts and tribunals including in the case *The Prosecutor v. Uhuru Muigai Kenyatta* before the ICC

Kirsty Sutherland, Barrister at 9 Bedford Row Chambers; Member of the defence team representing Uhuru Muigai Kenyatta before the International Criminal Court

Lunch: 13.00 - 14.15, Foyer HS 209

Twelfth Session: 14.15 – 17.30, HS 209 (with coffee break and discussion)

- ***Kenya 2 and the ICC: A case study of flawed outcomes***

Steven W. Kay Q.C.
Kirsty Sutherland

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

WEDNESDAY, 13 August 2014

Thirteenth Session: 9.30 – 13.00, HS 209 (with coffee break and discussion)

- ***Leipzig, Nuremberg to now: 100 Years of transitional justice***
Steven W. Kay Q.C.
Kirsty Sutherland
- ***The principle of complementarity in practice: The exercise of domestic jurisdiction for core international crimes in situation countries and the obligation to cooperate with the Court***
Dr. David Donat Cattin

Lunch: 13.00 - 14.15, Foyer HS 209

Fourteenth Session: 14.15 - 17.30, HS 209

- ***Is Regulation 55 at the ICC consistent with the right to a fair trial?***
Prof. Kevin Heller, Professor of Criminal Law, SOAS, University of London; Principal Fellow, Melbourne Law School
- ***Time for exams***

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

THURSDAY, 14 August 2014

Fifteenth Session: 9.30 – 13.00, HS 209 (with coffee break and discussion)

- ***Controversy at the ICTY: Does aiding and abetting require a specific-direction element — and should it?***
Prof. Kevin Heller
- ***The tainted relationship between the International Criminal Court and the African Union and possible scenarios for improvement***
Prof. Mia Swart, Professor of International Law, University of Johannesburg

Lunch: 13.00 - 14.15, Hotel Elefant, Sigmund-Haffner-Gasse 4

Closing Session: 14.15 – 16.00, HS 209

Final Discussion with speakers
Evaluation of the outcome of the Salzburg Law School 2014
Future plans
Distribution of Certificates
Closing reception

Dinner: 19.00 - 20.00, Hotel Kolpinghaus

FRIDAY, 15 August 2014

Departure of participants

SLS 2014 Faculty

Mr. Stefan Barriga

Mr. Stefan Barriga is Minister and Deputy Permanent Representative at the Permanent Mission of Liechtenstein to the United Nations in New York. Since 2002, Mr. Barriga has represented Liechtenstein in various negotiation processes relating to international law, international criminal justice, rule of law and human rights. He served as Vice-Chairperson of the General Assembly's Sixth (Legal) Committee in 2006-2007 and regularly co-facilitates the Committee's negotiations under the agenda item "The rule of law at the national and international levels" (together with Mexico). From 2003 to 2010, he acted as the principal legal advisor to the Chairs of the negotiations leading to the adoption of amendments to the Rome Statute of the International Criminal Court on the crime of aggression, Ambassador Christian Wenaweser (Liechtenstein) and Prince Zeid Ra'ad Zeid Al-Husseini (Jordan). From February 2007 to November 2008, he coordinated the group of "Friends of the International Criminal Court", an informal group of States supporting the ICC in New York. In 2006, he served as Chair of the technical Drafting Committee that finalized the text of the UN Convention on the Rights of Persons with Disabilities. He holds an LL.M. degree from Columbia University and a Doctor Juris from Vienna University, Austria. Recent publications include "The Travaux Préparatoires of the Crime of Aggression" (co-edited with Claus Kreß/Cambridge University Press) and "A historic breakthrough on the Crime of Aggression", 3 AJIL 105, 517-533.

Mr. Gilbert Bitti

Gilbert Bitti is Senior Legal Adviser to the Pre-Trial Division of the International Criminal Court (ICC). He has been a member of the French Delegation during the ICC negotiations in the Ad Hoc Committee (1995), Preparatory Committee (1996-1998), Rome Conference (1998) and Preparatory Commission (1999-2002). Before that, he was Counsel to the French Government at the European Court of Human Rights (1993-2002). He is also a former Assistant Professor at the Faculty of Law in Paris. Bitti is the author of numerous publications on the ICC and he speaks regularly at academic conferences on international criminal justice.

Ms. Eleni Chatiaido

Eleni Chaitidou studied law in Germany where she passed both State Examinations in Law. She worked for several years at the Law Faculty of the University of Munich in the field of Public International and European Community Law. In 2006 she joined the Pre-Trial Division of the International Criminal Court where she works as a Legal Officer. Ms Chaitidou has published on selected issues of international (criminal) law and is the assistant editor of the Commentary on the UN-Charter (OUP, 2nd edition).

Mr. David Donat Cattin

David Donat Cattin (Ph.D Law, Italy) is the Secretary General of Parliamentarians for Global Action (PGA). Over the last 14 years, Dr. Donat Cattin worked with PGA's International Law & Human Rights Programme to promote the universality and effectiveness of the International Criminal Court (ICC) Statute in more than 100 countries. With his assistance, PGA Members contributed to the ratification process of 76 out of the current 122 States Parties to the Rome Statute, including the ratifications/accessions by Japan (2007), The Philippines, The Maldives, Cape Verde and Vanuatu (2011), as well as Cote d'Ivoire (2013).

Dr. Donat Cattin holds a Ph.D in Public International Law (2000) from the University of Teramo (Italy), Faculty of Law, and a 'magna cum laude' law degree (1994) from the LUISS-Guido Carli University (Rome, Italy). His writings on international criminal law appeared on well known scholarly works, such as Triffterer's "Commentary on the Rome Statute of the ICC" (I ed. 1999; II ed. 2008; upcoming III ed. 2014/15) and Lattanzi/Schabas "Essays on the Rome Statute of the ICC" (vol. I, 1999; vol. II, 2004). Since May 2012, he is an "Adjunct Assistant

Professor” of International Law at New York University (NYU), Center for Global Affairs. Since August 1999, he is a lecturer at the summer programme of the Salzburg Law School on Int. Criminal Law, Faculty of Law, University of Salzburg (Austria).

Among the academic institutions in which he gave presentations and lectures, it is noteworthy to mention the University of Botswana in Gaborone, the Brazilian Institute of Criminal Sciences (IBCCRIM) in Sao Paulo, the Royal Institute for Foreign Affairs “Chatham House” in London, Frei Univ. and Humboldt Univ. in Berlin (Germany), the Italian Society of International Organisation (SIOI), the TMC Asser Institute for International Law in The Hague and the Hague Academy of International Law (The Netherlands), the Faculty of Law of Cambridge University, the City University of New York and NYU School of Law. He has been heard as expert-witness on the ICC and its impact on conflicts in Africa by the German Bundestag, Committee on Human Rights and Humanitarian Affairs (Sept. 2007) and on the situation in Darfur by the Italian Chamber of Deputies, Sub-Committee on Human Rights (Dec. 2008 and Feb. 2009). He also intervened on the ICC and the fight against impunity and on the Kampala Amendments in the European Parliament, Sub-Committee on Human Rights (April 2010 and February 2014 respectively) and in the plenary of the Africa-Caribbean-Pacific—European Union Joint Parliamentary Assembly (March 2008).

Dr. Donat Cattin has been intervened in a number of international media on international criminal justice issues. These media include: BBC World Service, Reuters, Al-Jazeera (Eng), Deutsche Welle, Radio Netherlands Worldwide (RNW), Sky TG 24, Radiotelevisione Svizzera Italiana (RSI), Inter-Press Service, Institute for War and Peace Reporting, WBS (Uganda).

Prof. Albin Eser

Professor Eser was born in Leidersbach/Bavaria on January 26, 1935. After graduating from secondary school (Abitur) in Miltenberg/Main, he studied law at the Universities of Würzburg and Tübingen and the Free University of Berlin from 1954 to 1958. He sat the first state bar examination in Würzburg, where he also earned his doctorate (Dr. iur. utr.) in 1962. He holds a Master of Comparative Jurisprudence (M.C.J.) from New York University, where he spent a year at the Institute of Comparative Law. After having worked as a research assistant in the field of civil law at the University of Würzburg before sitting his second state bar examination in 1964, he transferred to the University of Tübingen, where he earned his qualification as a university lecturer for the subjects criminal law, criminal procedure, and comparative criminal law in 1969 with a Habilitation on penal sanctions involving the deprivation of money or property (Die strafrechtlichen Sanktionen gegen das Eigentum). Following temporary faculty positions at the Universities of Hamburg, Mainz, and Mannheim, he was appointed a full professor at the University of Bielefeld in June of 1970, where he held the positions of dean and vice-president. Professor Eser returned to the University of Tübingen in 1974 before accepting a position at the University of Freiburg in 1982 where, in addition to his professorship, he was appointed director at the Max Planck Institute for Foreign and International Criminal Law. In addition to his academic positions, he was a higher state court judge from 1971 to 1988, first in Hamm/Westphalia, then in Stuttgart. In 1986/87, he was dean of the law faculty of the University of Freiburg; from 1989 to 1992, he was vice-president of the German Research Foundation (Deutsche Forschungsgemeinschaft); and from 1994 to 1997, he was chairperson of the Humanities Section of the Max Planck Society. In 1981, he was a visiting professor at the University of California in Los Angeles, in 1986 and 2003 at Columbia University Law School in New York, and in 2002 at the University of Texas at Galveston. He has been awarded honorary doctorates from Jagiellonian University in Krakow (Poland) in 1991, Universidad Peruana Los Andes in Huancayo (Peru) in 1997, and Waseda University in Tokyo (Japan) in 2001. Since 1993, he has been an honorary member of the Hungarian Academy of Sciences in Budapest. In 2001, Professor Eser was awarded the University Medal of the University of Freiburg; in 2004, he was decorated with the Federal Cross of Merit (Officer's Cross). After retiring from his academic positions in 2003, Professor Eser served on



the International Criminal Tribunal for the former Yugoslavia in The Hague as an ad litem judge. From April to July 2008, he taught at Ritsumeikan University in Kyoto/Japan as a visiting professor and, in the fall semester 2009, at Saint Louis University in Missouri (USA).

Prof. Paola Gaeta

Paola Gaeta (PhD in Law, European University Institute) is a Professor of International Criminal Law at the Law Faculty of the University of Geneva and Adjunct Professor of International Criminal Law at the Graduate Institute for International and Development Studies. Since 2007, she is Director of the LL.M. and Training Programmes of the Geneva Academy of International Humanitarian Law and Human Rights and since 2011 Director of the Academy itself. Before joining Geneva, she was a Professor of International Law at the University of Florence.



She is a Member of the Editorial Board of the Journal of International Criminal Justice and was a member of the Editorial Board of the European Journal of International Law. (2010-12). Her publications include the Oxford Handbook of International Law in Armed Conflict (co-editor with Andrew Clapham) (2014); the third and updated edition of Cassese's International Criminal Law (2013), The UN Genocide Convention: A Commentary (ed.) (2009), and The Statute of the International Criminal Court: A Commentary (co-editor with A. Cassese and J. R.W D. Jones) (2001).

Prof. Charles H B Garraway CBE

Professor Garraway served for thirty years as a legal officer in the United Kingdom Army Legal Services, initially as a criminal prosecutor but latterly as an adviser in the law of armed conflict and operational law. He represented the Ministry of Defence at numerous international conferences and was part of the UK delegations to the First Review Conference for the 1981 Conventional Weapons Convention, the negotiations on the establishment of an International Criminal Court, and the Diplomatic Conference that led to the 1999 Second Protocol to the 1954 Hague Convention on Cultural Property. He was also the senior Army lawyer deployed to the Gulf during the 1990/91 Gulf Conflict. Whilst still serving, he taught international humanitarian law at King's College, London as well as acting as Course Director on the military courses run by the International Institute of Humanitarian Law, San Remo, Italy.

On retirement, he spent three months in Baghdad working for the Foreign Office on transitional justice issues and six months as a Senior Research Fellow at the British Institute of International and Comparative Law before taking up the Stockton Chair in International Law at the United States Naval War College, Newport, Rhode Island in August 2004 for the year 2004/5. He was a Visiting Professor at King's College London from 2002 to 2008, teaching the Law of Armed Conflict, and an Associate Fellow at Chatham House from 2005 to 2012. He is currently a Fellow at the Human Rights Centre, University of Essex and was awarded an Honorary Doctorate by the University in 2012. In December 2006, he was elected to the International Humanitarian Fact Finding Commission under Article 90 of Additional Protocol I to the Geneva Conventions of 1949, of which he is now a Vice-President. He worked for the British Red Cross from 2007 to 2011 and now works as an independent consultant. He was appointed CBE in 2002.

He has worked on a number of expert groups including the ICRC projects on "Direct Participation in Hostilities" and "Occupation" as well as the Harvard Program on Humanitarian Policy and Conflict Research project on air and missile warfare. He is currently the General Editor of the United Kingdom Manual on the Law of Armed Conflict and carries out a number of consultancies for Government and international organisations, including the Commonwealth Secretariat. In 2011, he chaired the Commonwealth Working Group that updated the Commonwealth Model Law on the International Criminal Court.

Prof. Kevin Heller

Kevin Jon Heller is Professor of Criminal Law at SOAS, University of London. Until 2014, he was Associate Professor & Reader at Melbourne Law School, where he also served as Project Director for International Criminal Law at the Asia Pacific Centre for Military Law, a joint project of Melbourne Law School and the Australian Defence Force. He holds a PhD in law from Leiden University, a JD with distinction from Stanford Law School, an MA with honours in literature from Duke University, and an MA and BA in sociology, both with honours, from the New School for Social Research. Kevin's academic writing has appeared in a variety of journals, including the *European Journal of International Law*, the *American Journal of International Law*, the *Journal of International Criminal Justice*, the *Harvard International Law Journal*, the *Michigan Law Review*, the *Leiden Journal of International Law*, the *Journal of Criminal Law & Criminology*, *Criminal Law Forum*, and the *Georgetown International Environmental Law Review*. His books include *The Nuremberg Military Tribunals and the Origins of International Criminal Law* (Oxford University Press, 2011); *The Hidden Histories of War Crimes Trials* (Oxford University Press, 2013) (edited with Gerry Simpson); and *The Handbook of Comparative Criminal Law* (Stanford University Press, 2011) (edited with Markus Dubber). He is currently writing a book entitled *A Genealogy of International Criminal Law*, which will be published by Oxford University Press in 2015. For the past eight years, Kevin has also been a permanent member of the international-law blog *Opinio Juris*. On the practical side, Kevin has been involved in the International Criminal Court's negotiations over the crime of aggression, served as Human Rights Watch's external legal advisor on the trial of Saddam Hussein, and served from December 2008 until February 2011 as one of Radovan Karadzic's formally-appointed legal associates. He consults regularly with a variety of UN organisations (such as the United Nations Assistance Mission in Afghanistan — UNAMA) and human rights groups (such as Gisha and Human Rights First) and is a core trainer for Professionals in Humanitarian Assistance and Protection, a Brussels-based NGO that conducts IHL trainings in various locations around the world.



Mr. Steven Kay QC

Steven Kay QC of 9 Bedford Row Chambers, London is a leading international criminal lawyer. He was called to the Bar in 1977, appointed Queen's Counsel in 1997 and appointed a Recorder of the Crown Court the same year. At the ICTY he served as Defence Counsel in the first trial, being that of Dusko Tadic (1996-1997), was amicus curiae and assigned Defence Counsel in the trial of Slobodan Milosevic (2001-2006), and finally Defence counsel to General Ivan Cermak (2007-2011). At the ICTR he was Defence counsel to Alfred Musema (1998-2001). He is currently representing at the ICC the President of Kenya, Uhuru Kenyatta (2010-date). Since 2010 he has also led the international Defence team representing members of Jamaat e Islami charged with crimes arising from the 1971 war of liberation at the Bangladesh International Crimes Tribunal. Recent human rights involvement has been as the representative of 450 applicants in the case "Beslan Victims Complaint v. Russia" before the European Court of Human Rights. He has also advised the governments of Syria and Sudan on international criminal law issues. In 2012 he wrote with David Hammond the 100 Series Rules for the Use of Force at Sea which has since been adopted by the IMO for an ISO. Steven is a founder member of the European Criminal Bar Association and of the International Criminal Law Bureau. He currently co-chairs the International Bar Association's War Crimes Committee.



Judge Daniel D. N. Nsereko

Daniel David Ntanda Nsereko is a Judge of the Special Tribunal for Lebanon (STL), Appeals Chamber, since March 2012. Prior to his appointment to the STL, Judge Nsereko served for four years at the International Criminal Court (ICC), Appeals Division; and served as the Division's President between April 2009 and April 2010. Before his election to the ICC, Judge Nsereko was Professor of Law at the University of Botswana and served as Head of the Department of Law for eight years. He has also taught at the Faculty of Law of Makerere University in Uganda and at the University of British Columbia in Vancouver, British Columbia, Canada. As a professor and scholar he specialized in the areas of Public International Law, International Criminal Law, International Human Rights Law and International Humanitarian. He has published extensively in these areas. He is a member of the editorial boards of several international legal periodicals. He is an advocate and has practiced law in Uganda. Before his election as Judge he was included on the List of Counsel eligible to represent accused persons and victims before the ICC. He also served on the Advisory Committee of the War Research Office of the American University Law School in Washington DC. He also served on the Delegation of the Government of Uganda to sessions of the Assembly of States Parties to the Rome Statute and to meetings of the Special Working Group on the Crime of Aggression. He currently serves on the Advisory Committee on Nominations of Judges of the International Criminal Court. He holds the LLB degree from the University of East Africa, MJC in Comparative Jurisprudence from Howard University and LLM and JSD from New York University.



Ms. Astrid Reisinger Coracini

Astrid Reisinger Coracini is a Lecturer at the University of Salzburg, Austria, and Director of the Salzburg Law School on International Criminal Law, Humanitarian Law and Human Rights Law (www.salzburglawschool.com). Previously, she was a Visiting Researcher at the New York University, Assistant Professor at the Institute of International Law and International Relations of the University of Graz, Austria, and Research Assistant for international and comparative criminal law at the University of Salzburg (Prof. Otto Triffterer). Ms. Reisinger Coracini was also responsible for the development of an international and interdisciplinary master programme in anti-corruption studies at the International Anti-Corruption Academy and served as Legal Officer at the Austrian Federal Ministry for Foreign Affairs. She holds a master and a doctorate degree in law from the University of Graz.



Ms. Reisinger Coracini participated in the negotiations of the Special Working Group on the Crime of Aggression as an individual expert and was a member of the Austrian delegation at the first Review Conference of the Rome Statute of the International Criminal Court in Kampala. Her research focuses on theory and sources of international law, international criminal law and humanitarian law. Publications on the crime of aggression include i.a. 'The International Criminal Court's Exercise of Jurisdiction Over the Crime of Aggression – at Last ... in Reach ... Over Some', *Göttingen Journal of International Law* 2/2 (August 2010) 745-89; 'Defining the Crime of Aggression for the Rome Statute of the International Criminal Court', in: Carsten Stahn/Larissa van den Herik (eds.), *Future Perspectives on International Criminal Justice* (2010) 425-49; 'National Legislation on Individual Responsibility for Conduct Amounting to Aggression', in: Roberto Bellelli (ed.), *International Criminal Justice. Law and Practice from the Rome Statute to Its Review* (2010) 547-78.

Prof. William A. Schabas OC MRIA

Professor William A. Schabas is professor of international law at Middlesex University in London. He is also professor of international criminal law and human rights at Leiden University, emeritus professor of human rights law at the National University of Ireland Galway and honorary chairman of the Irish Centre for Human Rights.

Professor Schabas holds BA and MA degrees in history from the University of Toronto and LLB, LLM and LLD degrees from the University of Montreal, as well as several honorary doctorates. He is the author of more than twenty books dealing in whole or in part with international human rights law, including *The Universal Declaration of Human Rights: The travaux préparatoires* (Cambridge 2013), *Unimaginable Atrocities* (Oxford, 2012), *The International Criminal Court: A Commentary on the Rome Statute* (Oxford, 2010), *Introduction to the International Criminal Court* (Cambridge, 2011), *Genocide in International Law* (Cambridge, 2009) and *The Abolition of the Death Penalty in International Law* (Cambridge, 2003). Professor Schabas drafted the 2010 report of the Secretary-General on the status of the death penalty (UN Doc. E/2010/10).

Professor Schabas was named an Officer of the Order of Canada in 2006. He was elected a member of the Royal Irish Academy in 2007.



Ms. Kirsty Sutherland

Kirsty Sutherland of 9 Bedford Row Chambers is a barrister specialising in international criminal law. She joined the defence team representing Uhuru Kenyatta at the International Criminal Court at the beginning of 2012. Her work with the team has included several months investigating in Kenya, as well as complex legal drafting and trial preparation. Prior to joining the Kenyatta team, Kirsty worked with defence teams at the Special Tribunal for Lebanon and the Extraordinary Chambers in the Courts of Cambodia.

Over the past two years, Kirsty provided pro bono assistance in the case of R v Marines A, B and C, in which three UK Royal Marines were charged with murder over the shooting of a wounded insurgent in Afghanistan. Kirsty has previously worked researching war crimes in Burma and teaching international humanitarian law. Her recent research has focused on military detention, chemical weapons, and the modern development of international criminal law.

Prof. Mia Swart

Prof. Mia Swart coordinates and teaches the LLM programme in international law at the University of Johannesburg. Mia previously worked as Research Fellow at the Bingham Centre for the Rule of Law in London and as Assistant Professor of Public International law and Global Justice at Leiden University, from which she earned her Ph.D. in 2006. Under the supervision of Professor John Dugard and funded by Huygens and Mandela scholarships, she completed a thesis on the topic of Judicial Lawmaking at the ad hoc International Criminal Tribunals. She also holds the title of Honorary Associate Professor at the University of the Witwatersrand in Johannesburg, where she previously worked as Associate Professor. She is a research associate of the South African Institute of Advanced Constitutional, Public and International Law (SAIFAC). Published in the areas of transitional justice, international criminal law, and comparative constitutional law, Mia currently focuses her research on reparations in



international criminal law. In 2007 and 2009, Mia received a Humboldt research fellowship to do research at the Max Planck Institute in Freiburg and at Berlin's Humboldt University, from which she holds an LL.M. She worked as an intern in the Appeals Chamber of the International Criminal Tribunal for the former Yugoslavia in 2001, the same year she was admitted as an attorney. She regularly contributes to the media.

Ambassador Helmut Tichy

Born 1958 in Vienna, law studies at Vienna (Dr. iur. 1980) and Cambridge (England; LL.M. 1982), 1980 - 1983 research assistant at the Institute of Public Law of Vienna University.

Since 1983 Austrian Federal Ministry for Foreign Affairs (now Federal Ministry for Europe, Integration and Foreign Affairs), while in Austria always attached to the Office of the Legal Adviser ("Völkerrechtsbüro") of that ministry, postings abroad in Belgrade (1984), Geneva (1985 - 1988) and Brussels (1993 - 2000), 1988 -1990 deputy head of the Vienna Office of the United Nations High Commissioner for Refugees (UNHCR).

2000 - 2009 head of the "General International Law" unit of the Office of the Legal Adviser, 2007 - 2009 deputy legal adviser, since 2010 legal adviser of the ministry.

Agent of the Austrian Government before the European Court of Human Rights, deputy agent of the Austrian Government in the Kosovo advisory procedure of the International Court of Justice (2009). Austrian delegate in the 6th (Legal) Committee of the UN General Assembly, head or member of numerous Austrian treaty negotiating delegations, head of Austrian delegations to UN human rights treaty bodies, chair of the human rights formation of the Committee of Ministers (deputies) of the Council of Europe (2013), chair or member of various working groups of the Council of the European Union, OSCE and UNESCO.

Member of the Human Rights Advisory Council of the Austrian Ombuds Institution, board member of the Max Planck-Institute of International Law at Heidelberg (Germany).



Prof. Noah Weisbord

Noah Weisbord holds undergraduate degrees in science and social work and law degrees in common and civil law from McGill University, graduating with great distinction in each program. He also holds masters degrees in social work and law (McGill University, Harvard Law School), and a doctorate of juridical science from Harvard Law School. Prior to joining Florida International University, Noah Weisbord was a visiting assistant professor at Duke Law School. His primary research interest is in the field of international criminal law, especially the crime of aggression.

Professor Weisbord participated in the Special Working Group on the Crime of Aggression and the ICC Review Conference in Kampala. He was law clerk and later a visiting professional working in the Immediate Office of the Prosecutor of the ICC. Prior to working at the ICC, he travelled to Rwanda to study gacaca–community-based genocide trials inspired by an indigenous justice tradition.

Professor Weisbord's articles have appeared in the *Harvard International Law Journal*, the *Columbia Journal of Transitional Law* and the *Duke Journal of Comparative and International Law*. His op-ed articles in the *New York Times* and the *International Herald Tribune*, and interviews for the *New York Times*, *The Guardian* and the *BBC* have helped establish his reputation as an original new international criminal law voice. Professor Weisbord has spoken widely on international criminal law, including to audiences at the annual meeting of the American Society of International Law, Harvard, Duke and Oxford.



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