



# War Crimes: Retrospectives and Prospects

Thursday 19 February – Saturday 21 February 2009  
Venue: Institute of Advanced Legal Studies, University of London

Organised by:  
SOLON (an academic consortium of Nottingham Trent University, Oxford Brookes University, Plymouth University and Liverpool John Moores University);  
Institute of Advanced Legal Studies, School of Advanced Study, University of London;  
Centre for Contemporary British History, IHR, School of Advanced Study, University of London  
Institute of Commonwealth Studies, School of Advanced Study, University of London

## REVISED PROGRAMME

*(Note: the Programme remains subject to alteration)*

<b>THURSDAY 19 FEBRUARY</b>	
10.00-11.00	Registration and Coffee
11.00-12.15	<p><b>Opening Plenary Session</b></p> <p style="text-align: right;"><i>Chair: Judith Rowbotham, NTU</i></p> <p><b>Lesley Abdela,</b> <i>After the War is Over.....</i></p>
12.15-1.30	Lunch
1.30-3.30	<p><b>Session - 1A: Historical Contexts, WWII</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>André Hertrich,</b> Center for Conflict Studies, Marburg; International Graduate School Halle-Tokyo <i>The Batavia Trials in the Context of the "Comfort Women" Issue</i></p> <p><b>Effie Pedaliu,</b> University of the West of England, <i>Lessons from the Past? Britain and Italy's Guilty Secret</i></p> <p><b>Lorie Charlesworth,</b> Liverpool John Moores University <i>Is This How To Do It? The Belsen and Auschwitz Trial, the first British Investigation and Prosecution in Occupied Germany, 1945</i></p>
	<p><b>Session - 1B:</b></p> <p><b>Arzoo Syeddah</b> <i>Roles for the Media? The Example of Rwanda</i></p> <p><b>Lawrence Dulu Adrawa,</b> African Development and Peace Initiative (ADPI) <i>The ICC in Uganda and the dynamics surrounding the Juba Peace Talks</i></p> <p><b>Kate Wright,</b> Roehampton University <i>How Do We Get Audience to Give A Damn About the Congo? What Sort of Damn Do We Want Them To Give?</i></p>

This Conference is accredited with 6 Solicitors Regulation Authority CPD hours per day or 18 CPD hours for all three days

For further information and registrations fees contact: Belinda Crothers, Institute of Advanced Legal Studies, 17 Russell Square, London WC1B 5DR, UK. Fax: +44 (0)20 7862 5841. Email: Belinda.Crothers@sas.ac.uk  
Website: [www.sas.ac.uk/events/view/5565](http://www.sas.ac.uk/events/view/5565)

3.30-4.00	Tea
4.00-5.30	<p><b>Parallel Session - 2a: Ad Hoc Tribunals</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Timothy W. Waters</b>, Indiana University, USA <i>Death Comes for the Tribunal: Legal and Moral Hierarchies in Bagaragazai</i></p> <p><b>Valerie Arnould</b>, King's College London <i>The politics of transitional justice processes in the Democratic Republic of the Congo</i></p> <p><b>Iryna Marchuk</b>, University of Copenhagen <i>Prosecution for War Crimes in the Special Court for Sierra Leone</i></p>
	<p><b>Parallel Session - 2b: Historical Contexts 2: The Wider Vision?</b></p> <p><b>Judith Rowbotham</b>, Nottingham Trent University <i>The Issue for Historians: Do We Recategorise the Past?</i></p> <p><b>Shirley Whitfield</b>, London Metropolitan University <i>The Problem of the 'franc tireur': German War Crimes in 1914</i></p> <p><b>Frank Macdonough</b>, Liverpool John Moores University <i>How the Nazis dealt with a German family who Opposed It: a case study of 3 Gestapo investigations and trials</i></p>
5.30-6.30	<p><b>Plenary Session</b></p> <p style="text-align: right;"><i>Chair:</i> Lorie Charlesworth, LJMU</p> <p><b>Konrad Kweit</b>, University of Sydney, Australia <i>A Historian's View: The War Crimes Debate Down Under</i></p>
6.30 -7.30	<p><b>Opening Round Table and Wine Reception: Themes and Issues for the Conference</b> (Chair: )</p>
8pm	Dinner
<p><b>FRIDAY 20 FEBRUARY</b></p>	
9.00-10.30	<p><b>Parallel Session - 3a: War Crimes Tribunals 1: Bosnia</b></p> <p style="text-align: right;"><i>Chair:</i> Hon Shireen Fisher</p> <p><b>Toby Cadman</b>, 9 Bedford Row Chambers <i>The Bosnian 'model' for War Crimes Prosecutions</i></p> <p><b>Iva Vukušić</b>, Prosecutor's Office, Special War Crimes Department <i>Challenges to national efforts in war crimes prosecution: the example of Bosnia and Herzegovina</i></p> <p><b>Alma Dedic</b>, UNDP <i>International vs. National Tribunals – Consequences and/or Standards Set: Case of Bosnia and Herzegovina</i></p>
	<p><b>Parallel Session – 3b: War Crimes Tribunals 2: Wider Implications</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Gillian Wigglesworth</b> <i>Trial of Charles Taylor</i></p> <p><b>Artur Appazov</b>, Copenhagen University <i>Expert Evidence: Expert Witnesses or Experts for International Criminal Procedure?</i></p>
10.30-11.00	Coffee

11.00-12.30	<p><b>Parallel Session – 4a: Theoretical Conceptions I</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Dewi Williams</b>, Staffordshire University <i>Challenging ‘The Crime of Crimes’</i></p> <p><b>Alejandro Chehtman</b>, University College London <i>Drawing the Line: A Jurisdictional Theory of International Crimes.</i></p> <p><b>Gregory Kent</b>, University of Roehampton <i>Why Srebrenica? International Tribunals and the Disparate Interpretation of the Genocide Convention</i></p>
	<p><b>Parallel Session – 4b: Exploring the Issues: Making Sense of War Crimes</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Alan Norrie</b>, King’s College London <i>Justice on the Slaughter-Bench: the Problem of War Guilt in Arendt and Jaspers</i></p> <p><b>Norman Erwin</b>, University of Waterloo, Canada <i>Making Sense of Mass Murder: Torontonians, Media, and the Liberation of the Concentration Camps</i></p>
12.30-1.30	Lunch
1.30-3.00	<p><b>Parallel Session – 5a: Regulating the ‘evils’ of War Crime</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Daniela De Vito</b>, Roehampton University <i>Rape as Genocide</i></p> <p><b>Douglas Guilfoyle</b>, University College London <i>Trying Cain; International War Crimes, Due Process and Collective Evil</i></p> <p><b>Regina Rauxloh</b>, University of Surrey <i>Private Military Firms and the ICC</i></p>
	<p><b>Parallel Session 5b – Historical contexts 4: Theory and Human Rights</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>David Seymour</b>, University of Lancaster <i>From Jerusalem to Gaza: Law, Ethics and Holocaust</i></p> <p><b>Silke Studzinsky</b>, DED/ADHOC <i>Victims as Civil Parties before the Extraordinary Chambers of the Courts of Cambodia (ECCC)- Challenge or mission impossible?</i></p> <p><b>Jose Pablo Baraybar</b>, Equipo Peruano de Antropologia Forense (EPAF), Lima, Peru <i>Analysis of the Relationship between International or National Justice and the Search for the Missing, namely the Conflict between the Judicial and Humanitarian Needs of the Relatives</i></p>
3.00-3.30	Tea
3.30-4.30	<p><b>Plenary Session</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>David Fraser</b>, University of Nottingham <i>Indiana Steinberg and the Shoah at Gnivan. History, Alibis and Australian War Crimes Trials</i></p>
4.30-6.30	<p><b>Parallel Sessions - 6a: Gendering victims? Perspectives on war crimes</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Bonita Meyersfeld</b>, Legal and Parliamentary Advisor, Houses of Lords <i>Deficiencies in the Prosecution of Gender-Specific War Crimes</i></p> <p><b>Rirhandu Mageza-Barthel</b>, Goethe University, Frankfurt, Germany <i>Lobbying for Justice: Sexual Violence as a War Crime in post-1994 Rwanda</i></p>

	<p><b>Parallel Session - 6B: Guantanamo and the American System</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Michel Paradis</b>, Department of Defence, Washington <i>Defending People and the Rule of Law at Guantanamo Bay</i></p> <p><b>Joseph McMillan</b>, Perkins Coie LLP, USA <i>War Crimes Prosecution Under the United States Military Commissions Act: The Trial of Salim Hamdan by Military Commission at the Guantanamo Bay Naval Station</i></p> <p><b>Melissa Epstein Mills</b>, Gibson, Dunn &amp; Crutcher LLP, Los Angeles <i>A Hamdaniyah: A Case Study of the American System of War Crimes Prosecution</i></p>
6.30	<p>Reception</p> <p>Accompanying Event: 6.45-7.15 <i>Performance in IALS Council Chamber: Anniversary – An Act of Memory (60<sup>th</sup> anniversary of the Universal Declaration of Human Rights)</i>, <b>Monica Ross</b></p>
7.30	Conference Dinner
<p><b>SATURDAY 21 FEBRUARY</b></p>	
9.30-10.30	<p><b>Session 7b - Different Conceptualisations of ‘War Crime’</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Peter Rushton &amp; Gwenda Morgan</b>, Sunderland University <i>War, Crime and Rebellion; The Problem of Legal Order in the American Revolution</i></p> <p><b>Andrew Rudyk</b>, John Jay College of Criminal Justice, CUNY, USA <i>Hostes Humani Generi: Pirates, Slave Traders: American Torturers and Their Government Attorneys</i></p> <p><b>Edward Philips</b>, Greenwich University <i>Crimes against Humanity: War Crimes and Cultural Property</i></p>
10.30-11.00	Coffee
11.00-1.00	<p><b>Parallel Session - 8a: War Crimes Trials – the challenges</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>Sari Wastell &amp; Kirsten Campbell</b>, Goldsmiths, University of London <i>The Scales of Crisis and Conciliation: From the International Criminal Tribunal for the Former Yugoslavia to the Bosnian War Crimes Section, State Court</i></p> <p><b>Maria Varaki</b>, Irish Human Rights Centre, Galway <i>Law, Politics and the ICC</i></p> <p><b>H. Candace Gorman</b>, Law Firm of H Candace Gorman, Chicago, USA <i>Representing Victims before the ICC</i></p>
	<p><b>Parallel Session - 8b: War Crimes in national jurisdictions</b></p> <p style="text-align: right;"><i>Chair:)</i></p> <p><b>Jo-Marie Burt</b>, George Mason University, USA <i>A President on Trial: Peru's Efforts to Achieve Justice After Atrocity</i></p> <p><b>Juan Santos Vara</b>, University of Salamanca, Spain <i>The Contribution of the Spanish Courts to Prosecuting War Crimes</i></p> <p><b>Dawn Sedman</b>, Oxford Brookes University <i>The Transfer of Defendants to the Rwandese National Jurisdiction for Prosecution under the Tribunal's Rule II bis powers</i></p>
1.00-1.45	Lunch

1.45-3.15	<p><b>Session – 9: Who should be prosecuted? Theoretical conceptions, 2</b></p> <p style="text-align: right;"><i>Chair</i></p> <p><b>Cissa Wa Numbe</b>, UNA-DRC  <i>Issues of Legality and Justification: the Binding Legal Framework and the Bi-Partisan Role of the ICC</i></p> <p><b>Andrew Sanger</b>, London School of Economics  <i>Corporate Civil Liability for Post-hoc Complicity in Breaches of the Fourth Geneva Convention in Occupied Territories</i></p> <p><b>Sandeep Gopalan</b>, University of Reading  <i>Bush and Co: War Criminals?</i></p>
3.15-4.15	<p><b>Plenary Session</b></p> <p style="text-align: right;"><i>Chair:</i></p> <p><b>David Sugarman</b>, University of Lancaster  <i>A Battleground of Memory and Justice. Chile Since the 1973 Coup</i></p>
4.15-5.15	<p><b>Tea and Closing Round Table Discussion: Policies and Practices – Ways Forward?</b></p>

