



ICLN 3rd Annual Conference 2004

# INTERNATIONAL AND NATIONAL IMPACT OF THE ICC

*On National Legislation, Multilateral Relations and  
International Justice*

6-7 DECEMBER 2004

THE NETHERLANDS CONGRESS CENTRE

*The Hague, The Netherlands*



*International Criminal  
Defence Attorney Association*



*International Association  
of Prosecutors*

Supported by the Municipality of The Hague

6 - 7 DECEMBER 2004, THE HAGUE

ICLN ANNUAL CONFERENCE 2004

INTERNATIONAL AND NATIONAL IMPACT OF THE ICC



*"The EU's responsibility as a major international actor (25 member states and over 450 million inhabitants) is a statement of fact. The EU has to use this potential to create a safer and more prosperous world. The development of a stronger international society, well functioning international institutions and rule based international legal order is our objective. The EU must continue to give its full backing to the ICJ and ICC".*

**Javier Solana**, EU High Representative

6 December 2004

Multilateral Relations  
National Consequences of the Rome Statute  
ICC and International Justice



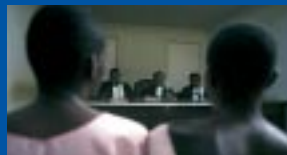
*Final meeting of a commission preparing for the operation of the ICC*

*"Crimes covered by the Rome Statute are of extreme gravity. They have terrible consequences on people and communities, and on national and regional stability. As such, international criminal justice is of the utmost relevance to the international community as a whole. That is why we need the ICC. However, the Court can not act alone. We need the cooperation and support of States and other international institutions. In doing so, we can work together towards our common goals of a secure world in which accountability, rather than impunity is the norm."*

**Philippe Kirsch**, President of the International Criminal Court

7 December 2004

National Impact



*Hearing of eight Hutus accused of genocide against the Tutsis, ICTR*

*"I'm against the International Court... I didn't join the International Criminal Court because I don't want to put our troops in the hands of prosecutors from other nations. Look, if somebody has done some wrong in our military, we'll take care of it. We got plenty of capability of dealing with justice".*

**George W. Bush**, President of the United States of America

7 December 2004

Break-out Sessions:

- 1) Impact of the ICC in practice; Uganda and the DRC
- 2) Impact and Challenges of the ICC



*Woman Peace March, DRC*

Monday 6 December 2004

MULTILATERAL RELATIONS

8.30 *Registration and Coffee*

9.00 **Welcome note to the Conference**

**Wim Deetman**, *Mayor of The Hague*

9.10 **Introduction of the Conference**

**Chair: M. Cherif Bassiouni**, *Professor at DePaul University College of Law; President of the International Association of Penal Law*

9.20 **Opening of the Conference, The Role of the ICC in International Justice**

**Philippe Kirsch**, *President of the International Criminal Court*

9.30 **The ICC and Current Operational Challenges**

**Edmond Wellenstein**, *Director-General of Task Force ICC*

9.55 **The ICC and the EU, The Rule of Equitable Burden Sharing**

**Emma Bonino**, *Former European Commissioner for Humanitarian Affairs; Member of the European Parliament*

10.20 **The ICC and the U.S.A.**

**Pierre Richard Prosper**, *US Ambassador at Large for War Crimes*

10.45 *Questions and Answers*

10.55 *Break, Coffee & Tea*



*Holding up the Rome Statute*

NATIONAL CONSEQUENCES OF THE ROME STATUTE

11.10 **Essential National and International Support for the ICC**

**Hans-Peter Kaul**, *Judge of the International Criminal Court*

11.35 **Government Referrals to the ICC**

**Lucien Tibaruha**, *Solicitor General of Uganda*

12.00 **Legal and Political Issues Involved in Managing Internal Armed Conflicts, Focusing on the Democratic Republic of the Congo (DRC), Uganda and the Lords Resistance Army (LRA)**

**Roy Lee**, *Professor at Columbia Law School, former Executive Secretary of the Rome Conference*

12.25 *Questions and Answers*

12.40 *Lunch*

Monday 6 December 2004

ICC AND INTERNATIONAL JUSTICE

- 14.00 *Introduction by the Chair,*  
**M. Cherif Bassiouni**
- 14.10 **The Role of NGOs in Initiating and Supporting ICC Investigations**  
**Dragan Simeunovic**, *President of the Yugoslav Coalition for an International Criminal Court (YCICC)*
- 14.35 **ICC Jurisdiction and Private Corporations in Armed Conflict**  
**John Holmes**, *Director of Erinys International Security Services*
- 15.00 *Questions and Answers*
- 15.15 *Break, Coffee & Tea*
- 15.30 **The ICRC; Implementation and Enforcement of International Humanitarian Law**  
**Horst Fischer**, *Academic Director of the Insititute for International Law of Peace and Armed Conflict (IFHV), Advisor on International Affairs for both the German and the Netherlands Red Cross*
- 15.55 **Challenges and Solutions to National Legislation Implementation, A view from the OPCW**  
**Santiago Onate**, *Legal Advisor for the Organisation for the Prohibition of Chemical Weapons (OPCW)*
- 16.20 **NGOs and Conflict Mapping**  
**Alison Smith**, *Legal Counsel for No Peace Without Justice*
- 16.45 *Questions and Answers*
- 17.00 *Forum Discussion on Future Perspectives*
- 17.45 *Closure*



*Refugees flee Ituri*



*Applause for the entry into force of the Rome Statute*

NATIONAL IMPACT

8.30 *Registration and Coffee*

9.00 *Introduction by the Chair*  
**M. Cherif Bassiouni**

9.10 **Investigations, Arrest and Enforcement in the ICC Regime**  
**Serge Brammertz**, *Deputy Prosecutor of the ICC dealing with Investigations*

9.30 **Problems of Asylum and Surrendering Accused, the Taylor Case**  
**Robin Vincent**, *Registrar of the Special Court of Sierra Leone*

9.50 **Unwillingness to Prosecute**  
**Christine van den Wyngaert**, *Professor of International Criminal Law at the University of Antwerp, ad litem judge of the International Criminal Tribunal for the Former Yugoslavia (ICTY)*

10.10 **Inability to Prosecute**  
**Mauro Politi**, *Judge of the International Criminal Court*

10.30 *Questions and Answers*

10.50 *Break, Coffee & Tea*



*Jean Paul Akayesu is escorted to the Rwandan War Crimes Tribunal in Arusha*

11.05 **National Implementation of the Rome Statute**  
**Phakiso Mochochoko**, *Senior Legal Advisor of the International Criminal Court*

11.25 **Effects of International Criminal Tribunals on National Legislation**  
**Göran Sluiter**, *Professor of International Law at the University of Amsterdam*

11.45 *Questions and Answers*

12.00 *Lunch*



*Ituri Peace Force*

**BREAK-OUT SESSIONS**

Impact of the ICC in practice; the cases of Uganda and the Democratic Republic of the Congo		Current Challenges of the ICC
<p align="center"><b>Chair: M. Cherif Bassiouni</b></p>	<p align="center">13.20</p>	<p align="center"><b>Chair: Michail Wladimiroff, <i>President of ICLN</i></b></p>
<p align="center"><b>Implementation of the Rome Statute in African Countries</b> <i>Aldo Ajello, EU Special Representative for the Great Lakes Region</i></p>	<p align="center">13.30</p>	<p align="center"><b>Surrender to the ICC, Implementation of the Cooperation Scheme Towards the ICC</b> <i>Annalisa Ciampi, Assistant Professor of International Law at the University of Florence</i></p>
<p align="center">Q &amp; A</p>	<p align="center">13.50</p>	<p align="center">Q &amp; A</p>
<p align="center"><b>Support to African Countries in the Implementation of the Rome Statute</b> <i>Kimberly Prost, Deputy Director of the Criminal Law Section, Commonwealth Secretariat</i></p>	<p align="center">14.00</p>	<p align="center"><b>Necessary Competences at the National Level, Onsite Investigations</b> <i>Gerard Strijards, Professor of International Criminal Law at the University of Groningen</i></p>
<p align="center">Q &amp; A</p>	<p align="center">14.20</p>	<p align="center">Q &amp; A</p>
<p align="center"><b>The Application of the Complementarity Regime in the DRC and Uganda</b> <i>Philip Veerman, General Secretary of Altus Global Alliance</i></p>	<p align="center">14.30</p>	<p align="center"><b>National Prosecution of International Crimes</b> <i>John Dugard, Professor of International Criminal Law at the University of Leiden</i></p>
<p align="center">Q &amp; A</p>	<p align="center">14.50</p>	<p align="center">Q &amp; A</p>
<p align="center"><b>Transitional Societies</b> <i>Hans Jörg Albrecht, Director of the Max Planck Institute</i></p>	<p align="center">15.00</p>	<p align="center"><b>Capacity Building in post-conflict situations</b> <i>Kevin Curtis, Former Head of Investigations in Kosovo and Investigations Team Leader, ICTY</i></p>
<p align="center">Q &amp; A</p>	<p align="center">15.20</p>	<p align="center">Q &amp; A</p>
<p align="center"><i>Break, Coffee and Tea</i></p>	<p align="center">15.30</p>	<p align="center"><i>Break, Coffee and Tea</i></p>

**PLENARY SESSION**

15.45	<b>Forum Discussion</b>
16.45	<b>Plenary Remarks from the Sessions by the Chair, M. Cherif Bassiouni</b>
17.00	<b>Closure and Reception</b>

# Registration Form

## PERSONAL DETAILS

Family Name.....Sex: m/f  
First Name .....Title(s).....  
Organisation .....Position.....  
Telephone.....Fax.....  
E-mail.....  
Address.....  
Postal code.....City.....  
Country.....

## BREAK OUT SESSION

- Impact of the ICC in Practice  
 Current Challenges of the ICC

## REGISTRATION FEE

### Conference (excl. 19% VAT)

- |                                                    |   |       |
|----------------------------------------------------|---|-------|
| <input type="checkbox"/> ICLN Member               | € | 595,- |
| <input type="checkbox"/> Academic, ICLN Member     | € | 450,- |
| <input type="checkbox"/> IAP Member                | € | 645,- |
| <input type="checkbox"/> Non -ICLN Member          | € | 695,- |
| <input type="checkbox"/> Academic, Non-ICLN Member | € | 550,- |

### If you are not an ICLN Member:

- I want to become a member of ICLN € 95,-

I have read the Information & Conditions as stipulated in the conference brochure, and agree to the terms and conditions.

Date.....Signature.....

**Please fax or send to:** ICLN, Koninginnegracht 22 – 2514 AB – The Hague –  
The Netherlands **fax** +31-70 362 97 68

## Information & Conditions

### Date, Venue & Language

The conference will run from **Monday, December 6<sup>th</sup>** until **Tuesday, December 7<sup>th</sup>** 2004. The venue for the conference will be the **Netherlands Congress Centre in The Hague, The Netherlands**. The conference, as well as all documentation, will be in English.

### Hotels

ICLN has made special arrangements for participants with the Park Hotel \*\*\*\* in the centre of The Hague. A single room costs € 125,- a night, a double room amounts to € 155,-. For bookings please contact the hotel directly, for contact details please visit [www.parkhoteldenhaag.nl](http://www.parkhoteldenhaag.nl). For information on other hotels, please visit [www.accomline.com](http://www.accomline.com).



### Registration procedure

All persons who wish to participate in the conference must register in advance. Participants are requested to complete the enclosed registration form and return it to Science Alliance by fax or regular mail. Each participant should use a separate form. A letter of confirmation and an invoice will be sent upon receipt of the registration form. Registrations can only be made for the complete conference program. Upon registration participants shall indicate their preference with regard to the break-out sessions.

### Registration

The registration fee for participation in the conference is € 595,- for members of ICLN. The registration fee for non-ICLN members is € 695,-. Members of I.A.P have a discounted rate of € 645,-. Academics who are employed full-time at an academic institute have a discounted rate of € 450,- for ICLN Members and € 550,- for non-ICLN Members. (all amounts excluding 19% VAT). The fee includes admittance to the conference and the reception as well as extended conference documents, lunches and refreshments.

### Conditions of registration and payment

The registration form constitutes a legally binding agreement, which obliges persons who register to pay the stated amounts and the non-revocable administration fee of € 95,-. Payment must be made and received in full, prior to the event. Participation in the conference requires payment. The organisation cannot be held responsible for the non-arrival of registration information. If you have not received a confirmation of your registration 14 days after you made the registration, please contact the secretariat. NB: CHEQUES WILL NOT BE ACCEPTED.

### Cancellations and non-attendance

Cancellations made in writing before Monday the 15th of November will be accepted. In this case the obligation to pay is lifted, and if payment has already been made the money will be refunded, albeit minus an administrative charge of € 95,- (excl. 19% VAT). Cancellations made after the 15th of November or non-attendance of the event, for whatever reason, DO NOT revoke the obligation to pay the registration fees, and thus no refunds will be made. However, ICLN welcomes substitute delegates if the secretariat is notified prior to the conference.

### Visa

The organisation does not arrange Visa . We advise you to arrange your Visa at least five weeks prior to departure.

### Insurance

The organisation does not accept any liability for personal injuries or for loss and/or damage to the personal belongings of the participants, either during or as a result of the conference.

### Contact

For logistic organization please contact:  
Science Alliance  
Ms Ancilla Kluin – Conference manager  
Koninginnegracht 22, 2514 AB The Hague  
Tel.: +31-70 3588060  
Fax: +31-70 3584475  
Email: [a.kluin@science-alliance.nl](mailto:a.kluin@science-alliance.nl)



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