

A conference presented by the IBA War Crimes Committee



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IBA War Crimes Committee Conference 2023: *Pursuing justice in a world on fire*



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**18 March 2023,
Leiden University Campus Wijnhaven, The Hague,
Netherlands**

We are delighted to announce that the IBA War Crimes Committee Conference 2023: Pursuing justice in a world on fire will take place on 18 March at Leiden University Campus Wijnhaven in The Hague, Netherlands.

This will be our first in-person conference since 2019 and we are looking forward to catching up with you all there!

Topics include:

- Masters of Invention: Innovations in international criminal accountability
- On the Frontlines of Justice: Women in Iran and Afghanistan
- Equality of Arms in the Practice of International Criminal Law
- Progress Toward a Progressive Convention on Crimes against Humanity
- Blindspots in International Criminal Justice: Who don't we see and why?

We look forward to seeing you in the Netherlands.



FOR MORE INFORMATION AND TO BOOK ONLINE VISIT
WWW.IBANET.ORG/CONFERENCE-DETAILS/CONF2320

Programme

Committee Co-Chairs

Sareta Ashraph *Garden Court Chambers, Trinidad; Co-Chair, IBA War Crimes Committee*

Shannon Raj Singh *Guernica 37 International Justice Chambers, San Francisco, California; Co-Chair, IBA War Crimes Committee*

Saturday 18 March

0845 – 1700 **Registration**

0900 – 0930 **Welcome coffee/ tea**

0930 – 0945 **Welcome remarks from the Committee Co-Chairs**

0945 – 1015 **Commission of the Omission: the Slave Trade from the Leiber Code to the Rome Statute**

Keynote speaker

Patricia Viseur-Sellers *Special Advisor for Slavery Crimes to the Office of the Prosecutor, International Criminal Court, Brussels*

1020 – 1120 **Panel one**

Masters of invention: innovations in international criminal accountability

Over the last decade, efforts to clear paths to justice have resulted in what have been described as innovations in the field of international criminal accountability. This has included the establishment of the International, Impartial and Independent Mechanism for Syria in 2016, the establishment of the Independent Investigative Mechanism for Myanmar in 2018, and the national efforts of support for case-building in Ukraine. Increasingly, we see multiple jurisdictions being engaged, more brightly illuminating the justice landscape's multiple co-existing centres of gravity. Among them are domestic cases in third states, International Criminal Court investigations and, in the case of both Ukraine and Myanmar, recourse to the International Court of Justice.

Our speakers, focusing primarily on accountability efforts in and for Ukraine, Syria, and Myanmar, will provide critical insights of efforts thus far. How truly innovative are these new entities and recent approaches been? What is their impact? And what more remains to be done?

Moderator

Federica D'Alessandra *Deputy Director, Institute for Ethics, Law & Armed Conflict, University of Oxford, London; Member, IBA SPPI Council Advisory Board*

Speakers

Carmen Cheung Ka-Man *Executive Director, Center for Justice & Accountability, San Francisco, California*

Leila Sibai *Huquqyat, London*

Nadia Volkova *Director, Ukrainian Legal Advisory Group, Kyiv*

1120 – 1135 **Coffee/tea break**

Headline social event sponsors



1140 – 1240 **Panel two**

On frontlines of justice: women in Iran and Afghanistan

Following the withdrawal of international troops from Afghanistan in August 2021, the Taliban takeover has led to the denial of the fundamental human rights of women and girls, among other marginalised groups. Just over a year later, Mahsa Amini, a 22-year-old Iranian woman, died in the custody of Iran's 'morality police' after she was arrested for allegedly wearing her hijab improperly.

In both countries, women have been at the forefront of the protests that spilled out on the streets at great risk to their lives. Afghan and Iranian women have been met with violence, including killings and sexual violence. Evidence continues to surface of higher levels of brutality being committed against those with intersecting marginalised identities – including, notably, women from the Hazara and Kurdish communities in Afghanistan and Iran, respectively.

In this conversation, the speakers will reflect on both regimes' long history of impunity, including for gender-based persecution and violence against women, and the ongoing violence today. They will seek to shed light on how the violence is impacting women and other marginalised groups, what justice could – or should – look like, and what the international community needs to do to support those who, once again, are under attack.

Moderator

Sareta Ashraph *Garden Court Chambers, Trinidad; Co-Chair, IBA War Crimes Committee*

Speakers

Azadah Raz Mohammad *Co-Founder, Ham Diley Campaign, Melbourne, Victoria*

Shadi Sadr *Executive Director, Justice for Iran, Iran*

1245 – 1400 **Lunch and Film Screening**

'A Living Hell: Crimes Against Humanity in North Korean Detention Centers and the Quest for Accountability' – a 12-minute documentary on crimes against humanity in Democratic People's Republic of Korea to be screened on the quarter hour.

Opening remarks

Kirsty Sutherland *9 Bedford Row Chambers, London; Co-Vice Chair, IBA War Crimes Committee*

1400 – 1420

Presentation: Equality of arms in the practice of international criminal law

Speakers

Kate Gibson *President, Association of Defence Counsel practising before the International Courts and Tribunals, The Hague*

Marie-Hélène Proulx *President, International Criminal Court Bar Association, The Hague*

1425 – 1525 **Panel three**

Progress on a progressive convention on crimes against humanity

After decades of study, debate, drafting and delay, we are at last approaching an opportunity for substantive state discussion on the merits of the draft articles for the first multilateral treaty on the prevention and punishment of crimes against humanity.

Since they were first prosecuted at Nuremberg in 1945, crimes against humanity have never been the subject of a comprehensive international convention, despite the international community's adoption of ground-breaking treaties on genocide and war crimes. This absence introduces enormous practical and legal roadblocks, creating uncertainty for the rights of victims and defendants across jurisdictions, and inhibiting timely, consistent inter-state cooperation on issues such as extradition and mutual legal assistance. Although the International Law Commission adopted a draft text in 2019, the document spent three years stalled in the Sixth Committee, until a resolution helped to break through the impasse this fall.

As we approach the critical spring session in the Sixth Committee, this panel features some of the world's foremost experts on crimes against humanity and invites them to explore opportunities to advance a progressive text in the upcoming negotiations, which accounts for the full spectrum of atrocities that should be addressed by the convention. Our experts will outline the core areas where they will be hoping to focus states' attention in the months ahead and offer remarks on the ways in which the treaty text could help to address sexual and gender-based violence.

Moderator

Shannon Raj Singh *Guernica 37 International Justice Chambers; Co-Chair, IBA War Crimes Committee, San Francisco, California*

Speakers

Priya Gopalan *Member, UN Working Group on Arbitrary Detention, Geneva*

Akila Radhakrishnan *President, Global Justice Center, New York*

Leila Sadat *Special Adviser on Crimes Against Humanity, International Criminal Court Prosecutor, St Louis, Missouri*

Conference luncheon sponsor

Saturday continued

1530 – 1545 **Coffee/tea break**

1545 – 1645 **Panel four**

Blind spots in international criminal justice: who don't we see and why?

Having opened the day by highlighting innovation in international criminal justice, we close with an assessment of some of the pervasive blind spots in the field. While creative paths to accountability are developed for some communities, other atrocity situations persist with an apparent lack of resources, attention, and political will to pursue justice. In this panel, we will explore some of the ongoing crimes that have received relatively little momentum for accountability, such as the situations in Ethiopia, Sri Lanka and Nigeria, as well as communities of victims that are often ignored, such as children.

Our distinguished panel will be invited to not only shed light on the particular blind spots within their area of expertise, but also to discuss commonalities between the types of crimes that go unprosecuted, the types of victims that often deserve greater consideration, and opportunities to push for more consistent, systematic accountability in our profession.

Moderator

Toby Cadman *Guernica 37 International Justice Chambers, London; Secretary, IBA War Crimes Committee*

Speakers

Shyamala Alagendra *Sexual and Gender-Based Crimes Adviser, Office of the United Nations High Commissioner for Human Rights Sri Lanka Accountability Team, Kuala Lumpur*

Cécile Aptel *Professor of Practice of International Law, Fletcher School, Tufts University, Geneva*

Samuel Gebru *Professor of the Practice of Political Science, Tufts University, Boston*

Reade Levinson *Reuters 'Nightmare in Nigeria' team, London*

1650 – 1700 **Closing remarks from the the Committee Co-Chairs**

1730 – 1930 **Closing reception**

Fountain Bar, Foodhallen Den Haag, Haagsche Bluf 40, 2511 CN The Hague

The reception is open to all registered delegates. Transport will not be provided.

The IBA, its officers and staff accept no responsibility for any views expressed, presentations or materials produced by delegates or speakers at the Conference.

The organisers may at any time, with or without giving notice, in their absolute discretion and without giving any reason, cancel or postpone the Conference, change its venue or any of the other published particulars, or withdraw any invitation to attend. In any case, neither the organisers nor any of their officers, employees, agents, members or representatives shall be liable for any loss, liability, damage or expense suffered or incurred by any person, nor will they return any money paid to them in connection with the Conference unless they are satisfied not only that the money in question remains under their control but also that the person who paid it has been unfairly prejudiced (as to which, decision shall be in their sole and unfettered discretion and, when announced, final and conclusive).

Continuing Professional Development/Continuing Legal Education

For Conference delegates from jurisdictions where CPD/CLE is mandatory, the IBA will provide a Certificate of Attendance for the Conference. Subject to CPD/CLE requirements, Conference delegates can use this to obtain the relevant number of hours' accreditation. The number of CPD/CLE hours available may vary depending on the rules applied by the members' bar association/law society on time recording criteria.

A Certificate of Attendance is available to Conference delegates on request. Please ask at the IBA Conference registration desk for information on how to obtain the certificate.

IBA Harassment Policy

IBA conferences provide unrivalled professional development and network-building opportunities for international legal practitioners and their professional associates. The IBA values the participation of every delegate and member of the IBA and wants all attendees to have an enjoyable and fulfilling experience. Accordingly, all Conference attendees are expected to show respect and courtesy to other attendees, IBA staff and those involved with hosting the events throughout the Conference and at all Conference events, receptions, and parties, whether officially organised by the IBA or others. All delegates, guests, attendees, speakers, exhibitors, staff and volunteers at any IBA event are required to conform to the IBA Harassment Policy.

See www.ibanet.org/iba-harassment-policy

Information

Date

18 March 2023

Venue

Leiden University Wijnhaven Campus
Wijnhaven 99
2511 DP, The Hague
Netherlands

Language

All working sessions and Conference materials will be in English.

By registering for the conference you agree to the following delegate code of conduct, the host country's local and/or national requirements and venues restrictions and precautions :

- You will not attend the conference if you are displaying any Covid symptoms
 - Should you develop any Covid symptoms during your attendance at the conference you inform a member of IBA staff by email (confs@int-bar.org) and you agree not to attend any further conference sessions or related events
 - comply with all local and national restrictions
- You travel at your own risk and you agree that the IBA cannot be held responsible if you contract Covid during the conference or after returning from the conference
- You agree to the extent permitted by law that you shall not hold IBA responsible for: any travel costs incurred for travelling to and from the conference; any travel costs that may be irrecoverable due to the cancellation or postponement of the conference; any losses or liabilities associated with contracting Covid whether on the way to, during or after the conference.
- You agree that, if asked by the relevant local or national authorities, the IBA has permission to pass on your personal information and contact details to those authorities should contact tracing be required.

Fees

	on or before 10 March 2023
IBA member	€110
Non-member	€110
Student*	€60

After 10 March 2023 registrations must be received in hard copy at the IBA office.

* Subject to availability student registrations must be received in hard copy to confs@int-bar.org with a student email address to benefit from the reduced fee.

Full payment must be received in order to obtain your Conference documentation.

Fees include:

- * Attendance at all working sessions
- * Access to the Conference materials from the IBA website (www.ibanet.org), including any available speakers' papers submitted to the IBA before 10 March.
- * Access to live delegate search
- * Lunch on Saturday
- * Tea and coffee during breaks

Please note that registrations are not transferable.

How to register

Register online by 10 March 2023 at www.ibanet.org/conference-details/CONF2320 and make payment by credit card or complete the attached registration form and return it to the Conference Department at the IBA together with your proof of bank transfer payment. You should receive an email confirmation of your registration within five days; if you do not, please contact confs@int-bar.org.

All conference delegates must provide full and accurate information regarding their identity and contact information. Failure to do so will result in their conference registration being cancelled.

List of participants

In order for your name to appear in the list of participants, your registration form must be received by 10 March 2023 at the latest.

Live delegate search

Delegates are able to use the live delegate search via the IBA website, in order to use this function delegates will need to be logged into their MyIBA. This will allow search access to up-to-date attendance lists.

Registration confirmation

Upon receipt of your payment for the Conference a confirmation email will be sent to you which contains information regarding your attendance at the Conference. You will also be able to view and download your payment information and manage your registration via your My IBA profile on the IBA website.

Book with confidence

- If the IBA needs to reschedule the event, your registration will be automatically transferred to the new date and no additional fees will be charged. If this date is not convenient for a delegate, a refund of the cost of the conference place will be available on request to the IBA.
- If the IBA is unable to reschedule the conference within 12 months of the original scheduled date, a full refund of the cost of the conference place will automatically be made to all delegates.
- Please note that the IBA will not provide refunds for any costs incurred including any travel costs.

Please note, these terms are subject to any more restrictive or different local requirements, and may be altered and amended from time to time to reflect any changes to restrictions or government requirements.

Photography and filming

Certain sessions and/or social functions may be photographed and/or filmed and some of this content may be used for future IBA marketing materials, member communications, products or services. Should you have any concerns with regard to this, or do not wish to be featured in any of these materials please contact the IBA Marketing Department at ibamarketing@int-bar.org.

Promotional literature

Please note that no individual or organisation may display or distribute publicity material or other printed matter during the Conference, unless by prior arrangement with the IBA. Organisations and companies wishing to discuss promotional opportunities should contact the IBA Sponsorship Department at sponsorship@int-bar.org.



Payment of registration fees by bank transfer or BACS payment
Registration forms received without proof of payment will NOT be processed until proof of payment has been received.

Euro: by bank transfer to the IBA account at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom.

SWIFT address NWBKGB2L, IBAN GB58NWBK60721106570631

Please ensure that a copy of the bank transfer details is attached to your registration form.

[[Use the exchange rate prevailing at the time of registration.]]

Online credit card payments: by Visa, MasterCard or American Express. **No other cards are accepted.**

PLEASE ENSURE THAT YOUR NAME AND '[CONF2320]' APPEAR ON ANY TRANSFER OR DRAFT.

No deductions or withholdings

All fees payable to us by you in accordance with the terms contained in this 'Information' section shall be paid free and clear of all deductions or withholdings whatsoever.

Cancellation of registration or social functions

If cancellation is received in writing at the IBA office by 3 March 2023 fees will be refunded less a 25 per cent administration charge. Refunds will be made minus any monies owed to the IBA.

We regret that no refunds can be made after this date. Registrations or social function bookings received after 3 March 2023 will not be eligible for any refund of fees.

Should you have difficulties in obtaining your visa and are not able to attend the Conference this cancellation policy will still apply.

Upon submission of your completed Conference registration form to the IBA you are considered 'registered' pending payment. Please note that the cancellation terms and conditions as indicated will apply as soon as your registration is received.

Provided you have cancelled your registration to attend an IBA Conference in accordance with the terms of the 'cancellation of registration' clause included in the 'Information' section of the relevant Conference programme, you must then confirm to us in writing at the IBA office as soon as possible, but in no event later than one year (12 calendar months) from the date of any such Conference, all necessary details to enable any reimbursement owed to you to be paid. We regret that no refunds will be made after the date that is one year (12 calendar months) after the date of the relevant Conference.

Travel arrangements and visas

Participants are responsible for making their own travel arrangements. It is recommended that you check your visa requirements with your local embassy or consulate. **We are unable to dispatch visa invitation letters to support your visa application prior to receipt of your registration form and full payment of registration fees.**

Please apply for your visa in good time.

If any deductions or withholdings are required by law to be made from any fees payable to us by you under the terms contained in this 'Information' section you shall pay such sum as will, after the deduction or withholding has been made, leave us with the same amount as we would have been entitled to receive in the absence of any such requirement to make a deduction or withholding.

If we obtain the benefit of any tax credit or other relief by reference to any such deductions or withholdings, then we shall repay to you such amount as, after such repayment has been made, will leave us in no worse position than we would have been had no such deductions or withholdings been required.

Conference sell-outs

The IBA places its conferences in venues of a suitable size for each event; however, there are times when our conferences may sell out. Should this happen, prospective delegates will be informed and a waiting list will operate. The waiting list will function on a 'first come, first served' basis, subject to receiving registered delegate cancellations. The waiting list for a conference will close once it has reached ten per cent of the conference venue capacity, as it is very unlikely a place will become available. The IBA will not be liable for any travel or accommodation expenses incurred by an individual who travels to a conference without a confirmed place at the event.

Disabled access

Leiden University is wheelchair accessible. Please notify us if you require special assistance.

Hotel accommodation

Below is a list of hotels located near Leiden University Campus Wijnhaven. Please contact the hotel of your choice directly to find out rates, availability and to make your reservation.

Mercure Hotel Den Haag Central

Spui 180, 2511 BW Den Haag, Netherlands

Tel: +31703636700

https://all.accor.com/lien_externe.svlt?goto=fiche_hotel&code_hotel=1317&merchantid=seo-maps-NL-1317&sourceid=aw-cen&utm_medium=seo+maps&utm_source=google+Maps&utm_campaign=seo+maps&y_source=1_MTI2NDg2ODctNzE1LWxvY2F0aW9uLndiYnNpdGU%3D

Moxy The Hague

Muzentoren, Wijnhaven 6, 2511 GA Den Haag, Netherlands

Tel: +31702051500

<https://www.marriott.com/hotels/travel/rtmox-moxy-the-hague-city-center/?scid=f2ae0541-1279-4f24-b197-a979c79310b0>

Unauthorised accommodation agents

It has been brought to our attention that there are multiple companies contacting past attendees, claiming to represent the IBA, offering 'assistance' with registration and hotel bookings.

They are operating by cold-calling and spamming companies whose names have appeared on previous List of Participants, Programmes and Sponsorship recognition. The **only** Accommodation Agent the IBA works with is Judy Lane ICS. Judy Lane ICS do not contact delegates on behalf of the IBA without delegates making initial contact. Please ignore any communication that does not come directly from the IBA or Judy Lane ICS.

Registration form

IBA War Crimes Committee Conference 2023: Pursuing justice in a world on fire



18 March 2023, Leiden University Campus Wijnhaven, The Hague, Netherlands

Please read the 'Information' section before completing this form and return it together with your bank transfer/cheque to the Conference Department at the address below.

REGISTER ONLINE AT WWW.IBANET.ORG/CONFERENCE-DETAILS/CONF2320 TO MAKE IMMEDIATE AND SECURE PAYMENT BY CREDIT CARD AND OBTAIN A TEN PER CENT DISCOUNT ON THE FEES BELOW

PERSONAL DETAILS *(Please attach your business card or write in block capitals)*

Title _____ Given name _____ Family name _____

Name and country to be shown on badge *(if different from above)* _____

IBA Membership number *(if applicable)* _____ Date of birth _____

Firm/company/organisation _____

Address _____

_____ Country _____

Tel _____ Email _____

SPECIAL DIETARY REQUIREMENTS

If you have special dietary requirements, due to allergen intolerances, medical, religious reasons or a life choice, please specify the requirement below. The IBA is unable to cater for dietary requirements other than for the above reasons.

Please tick box if you have allergen intolerances and specify _____

Please state all other dietary requirements clearly, i.e. I am a vegetarian.

Disclosure of dietary information denotes you have agreed to the IBA sharing this information with relevant third parties who are providing catering on our behalf.

HARD COPY REGISTRATION FORMS AND FEES RECEIVED:	on or before 10 March	amount payable
IBA member	€110	€
Non-member	€110	€
Student*	€60	€
TOTAL AMOUNT PAYABLE		€

* SUBJECT TO AVAILABILITY STUDENT REGISTRATIONS MUST BE RECEIVED IN HARD COPY TO CONFES@INT-BAR.ORG WITH A STUDENT EMAIL ADDRESS TO BENEFIT FROM THE REDUCED FEE.

METHODS OF PAYMENT

By credit card

Register online at www.ibanet.org/conference-details/CONF2320 and make immediate and secure payment by credit card

Note: please do not send your credit card details on the registration form or within an email or fax.

By bank transfer or BACs payment

Registration forms received without proof of payment will NOT be processed until proof of payment has been received.

Euro: by bank transfer to the IBA account at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom.

SWIFT address NWBKGB2L, IBAN GB58NWBK60721106570631

Please ensure that a copy of the bank transfer details is attached to your registration form.



WHERE DID YOU FIRST HEAR ABOUT THIS CONFERENCE?

- IBA CONFERENCE OTHER CONFERENCE DIRECT MAIL INTERNET ADVERTISEMENT
 EMAIL EDITORIAL RECOMMENDATION OTHER

Please provide further details, quoting code (if applicable)

The International Bar Association would like to keep in touch with you about relevant news, events, publications and membership. You can opt out of receiving information at any time by emailing member@int-bar.org or by logging into My IBA and updating your preferences. Your details will be included in the list of participants. If you do not want your details to be included in the list, please email confs@int-bar.org.

For further details on how your data is used and stored: www.ibanet.org/privacy-policy

PLEASE SEND THE COMPLETED FORM TO INTERNATIONAL BAR ASSOCIATION:

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Three Raymond Buildings is proud to support the IBA War Crimes Committee Conference 2023.

Described as “*a leading set for international crime matters*” with “*an astonishing array of talent*” by the Legal 500, Three Raymond Buildings is an internationally recognised set of UK-based specialist lawyers offering direct access to the highest level of national and international expertise and advocacy in criminal and regulatory law.

Members of chambers have unrivalled experience of universal jurisdiction cases brought within the UK.

In addition, our members are regularly instructed in extradition cases, mutual legal assistance requests and sanctions work where matters of international criminal law and humanitarian law arise.

Notable examples of cases we have appeared in include:

- The successful defence at the Old Bailey of a Nepalese Colonel accused of torture during the Nepalese civil war;
- The successful prosecution at the Old Bailey of an Afghan warlord for crimes against humanity and torture;
- The successful prosecution at the Old Bailey of a former police commandant and SS officer for murdering Jews during the second World War;
- The extradition of the former President of Chile, Augusto Pinochet. Members of chambers acted for both the requesting state and the requested person in this seminal case;
- The Baha Mousa Inquiry into the death of an Iraqi citizen whilst in the custody of UK armed forces.

Members of Chambers have also appeared before the International Criminal Tribunal for the Former Yugoslavia, and have advised in investigations and prosecutions before the International Criminal Court and the International Criminal Tribunal for Rwanda.

For more information please visit our website at www.3rblaw.com



International Bar Association

the global voice of the legal profession

The International Bar Association (IBA), established in 1947, is the world's leading organisation of international legal practitioners, bar associations, law firms and law societies.

The IBA influences the development of international law reform and shapes the future of the legal profession throughout the world. It has a membership of more than 80,000 individual lawyers and more than 190 bar associations and law societies spanning over 170 countries.

Inspired by the vision of the United Nations, the IBA was founded in the same spirit, just before the Universal Declaration of Human Rights was proclaimed in 1948.

The IBA covers all practice areas and professional interests, providing members with access to leading experts and up-to date information, enabling them to better represent their clients' interests.

Through its various committees, fora and task forces, the IBA facilitates the exchange of information and views among its members as to laws, practices and professional responsibilities relating to the practice of law around the globe.

War Crimes Committee Overview

The IBA's War Crimes Committee is the only IBA committee of its kind focused specifically on atrocity crimes, and international criminal law and practice. Over the past fifteen years there has been tremendous growth and development in this field of law. This new committee provides a forum for the very diverse group of practitioners and scholars involved in this area of law.

The committee endeavours to provide IBA members with comprehensive and reliable information and resources on international criminal law. It also provides lawyers, international agencies and tribunals with an unparalleled and easily accessible network of contacts and, in turn, is directly involved with the IBA's ongoing programme in support of international, ad hoc and domestic war crimes tribunals.

The committee works alongside the IBA Human Rights Institute and the IBA Human Rights Law Committee to promote justice around the world, and uphold the principle of accountability.

Contact information

International Bar Association

5 Chancery Lane
London WC2A 1LG
United Kingdom

Tel: +44 (0)20 7842 0090

Email: member@int-bar.org

www.ibanet.org