



21th Congress (Lisbon, 15-19 May 2018)

Peace, War & the Law

Draft programme for participants

Ref: ISMLLW 897 N E 9

Tuesday 15 May 2018

Arrival of Participants

- 10.00 – 12.30 **Meeting of the Managing Board (Managing Board members only)**
14.00 – 17.00 **Meeting of the Board of Directors (Members of the Board of Directors only)**
14.00 – 18.00 *Registration*
18.30 – 20.30 **Welcome Reception (Open to accompanying persons)**

Wednesday 16 May 2018

Plenary session

- 08.00 – 08.45 *Registration*
09.00 – 09:30 **Opening Ceremony (Open to accompanying persons)**
Opening speeches by:

High Representative of the Portuguese Republic

Brigadier General (ret.) Jan Peter SPIJK, President of the Society

09:30 – 10:00 **Keynote speech (Open to accompanying persons) – A Strategic Analysis of the Legal Challenges in the Domain of Military Operations**
Lieutenant General Charles N. PEDE, U.S. Army, The Judge Advocate General, U.S.

10:00 – 10:30 Coffee/tea

10.30 – 12.00 **General Discussion**
The Use of Armed Forces in Domestic Situations
Chair:
Brigadier-General Darren STEWART, Head Operational Law, Army Headquarters, U.K.
Presenters:
Prof. Dr. Vaios KOUTROULIS, Université Libre de Bruxelles (TBC)
Magistrat colonel Aurore CHAUVELOT, Chef de la division des affaires pénales militaires,
Ministère de la Défense, France
ICRC Representative (TBC)

12.00 – 13.15 Lunch

- 13.15 – 14.45 **General Discussion**
Accountability and Responsibility in Peace Operations
 Chair:
 Mr. Steven HILL, Director of the Office of Legal Affairs at NATO Headquarters
- Presenters:
 Dr. Aurel SARI, University of Exeter
 Dr. Marten ZWANENBURG, Senior legal Advisor, Ministry of Foreign Affairs, the Netherlands
 Mr. Moritz P. MOELLE, Legal Advisor, Federal Foreign Office, Germany (TBC)
- 14.45 – 15.15 Coffee/tea
- 15.15 – 16.30 **General Discussion**
Protection of Civilians in Peace Operations
 Chair:
 Colonel Dr. Joop VOETELINK, National Defence College, the Netherlands
- Presenters:
 Mr. Remy JORRITSMA, Researcher, Max Planck Institute for Procedural Law – Luxembourg
 Speaker from the International Humanitarian Fact-Finding Commission (IHFFC)
- 16.30 – 17.00 **Presentation of the International Society for Military Law and the Law of War, and its Projects**
 Presenter: Mr. Alfons VANHEUSDEN, Director, Legal Advisory Division, Ministry of Defence, Belgium & Assistant Secretary General of the Society
- 17.00 – 18.00 **General Assembly (Members of the Society only)**
Free Evening

Thursday 17 May 2018

Parallel Specialised Sessions

- 08.30 – 10.00 **Committee for the Law of Maritime and Air Operations**
Aerial and Maritime Dimensions of Peace Operations
 Chair:
 Captain (N) Gianmatteo BREDA, Italian Navy
- Presenters:
 Prof. Dr. Wolff HEINTSCHEL von HEINEGG, Europa-Universität Viadrina Frankfurt (Oder) & Vice-President of the Society
- Committee for Military Justice**
International Criminal Responsibility and International Criminal Justice in Relation to Peace Operations
 Chair:
 Mr. Eugene R. FIDELL, Senior Research Scholar in Law and Florence Rogatz Visiting Lecturer in Law, Yale Law School
- Presenters:
 Mr. B. Richard BELL, Chief Justice of the Court Martial Appeal Court of Canada
 Christopher GRIGGS, Barrister, New Zealand & List of Counsel, International Criminal Court
 Dr. Roberta ARNOLD (TBC)
 Lieutenant-Colonel Frank ROSENBLATT, Deputy Chief U.S. Army Trial Defense Service
 Mr. Eric IVERSON, Trial Lawyer, Office of the Prosecutor, International Criminal Court

Committee for History of Military Law and the Law of War

The History & Future of Peace Operations Explained to Lawyers

Chair:

Prof. Dr. Stefan OETER, University of Hamburg, Germany

Presenters:

Dr. Dieter FLECK, Former Director of International Agreements and Policy, Federal Ministry of Defence, Germany; Member of the Advisory Board, Amsterdam Centre for International Law & Honorary President of the Society

Mr. Tobias VESTNER, Cluster Leader Security and Law Programme, Geneva Centre for Security Policy

10.00 – 10.30

Coffee/tea

10.30 – 12.00

Committee for the Law of Maritime and Air Operations

The Duty to Rescue at Sea

Chair:

Captain (N) Gianmatteo BREDA, Italian Navy

Presenters:

Dr. Irini PAPANICOLOPULU, Università degli Studi di Milano-Bicocca

LT(N) Freek MARCHAL, Legal Adviser, Royal Netherlands Navy

Captain Susan McGARVEY, Force Judge Advocate for Naval Special Warfare Command (TBC)

Committee for Military Justice

Monitoring Compliance in the Field of Conduct and Discipline, and Combating Sexual Exploitation and Abuse in Peace Operations

Chair:

Mr. Eugene R. FIDELL, Senior Research Scholar in Law and Florence Rogatz Visiting Lecturer in Law, Yale Law School

Presenters:

Brigadier General Jerónimo DOMINGUEZ BASCOY, General Auditor, Military Legal Corps, Spain (TBC)

Mr. Lars STEVNSBORG, Military Prosecutor General, Denmark

Colonel (Ret.) Ben F. KLAPPE, former Senior Military Adviser, Office of the Special Coordinator on improving UN response to sexual exploitation and abuse, UNHQ

Committee for History of Military Law and the Law of War

Third Party Claims in Peace Operations: History & Future

Chair:

Prof. Dr. Stefan OETER, University of Hamburg, Germany

Presenters:

Mrs. Cathérine BAELE, Legal Advisor at the Claims Office of the Belgian Ministry of Defence

Dr. Gerhard SCHERHAUFER, Defence Staff of the Austrian Federal Ministry of Defence

- 12.00 – 12.30 **Launch and Introduction of the Handbook of the Law of Visiting Forces, 2nd revised edition (Oxford University Press, 2018)**
 Status of Forces, Status of Mission, Immunity and the Importance of Host State Law and Sending State Law.
 Chair: Dr. Dieter FLECK, Former Director of International Agreements and Policy, Federal Ministry of Defence, Germany; Member of the Advisory Board, Amsterdam Centre for International Law; & Honorary President of the Society
 Presenters:
 N.N. Oxford University Press (TBC)
 Mr. Steven HILL, Director of the Office of Legal Affairs at NATO Headquarters
 Colonel Dr. Joop VOETELINK, National Defence College, the Netherlands
- 12.30 – 13.30 Lunch
- 13.30 – 15.00 **Committee for General Affairs**
The Soldier's Right to Life and the Soldier's Individual Right to Self-Defence
 Chair:
 Dr. Petra DITRICOVA-OCHMANNOVA, Legal Advisor at the Ministry of Defence of the Czech Republic
 Presenters:
 Lieutenant-Colonel Mark DAKERS, Legal Adviser, U.K. Army
 Dr. Gloria GAGLIOLI, Assistant professor, University of Geneva
- Committee for International Humanitarian Law**
The Applicability of IHL in Peace Operations
 Chair:
 Dr. Agnieszka JACHEC NEALE, University of Exeter
 Presenters:
 Dr. Marten ZWANENBURG, Senior legal Advisor, Ministry of Foreign Affairs, the Netherlands
 Dr. Tristan FERRARO, Senior Legal Advisor, International Committee of the Red Cross
 Captain Suzanne APPELMAN, the Netherlands Army, former Legal adviser 1(NLD) CONTCO MINUSMA
- 15.00 – 15.30 Coffee/tea
- 15.30 – 17.00 **Committee for General Affairs**
The Applicability of International Human Rights Law in Peace Operations
 Chair:
 Dr. Petra DITRICOVA-OCHMANNOVA, Legal Advisor at the Ministry of Defence of the Czech Republic
 Presenters:
 Prof. Dr. Kjetil MUJEZINOVIC LARSEN, Law Faculty, University of Oslo
 Daryl A. MUNDIS, Registrar at the Special Tribunal for Lebanon
- Committee for International Humanitarian Law**
The Future of Warfare and the Associated Legal Dimensions
 Chair:
 Dr. Agnieszka JACHEC NEALE, University of Exeter
 Presenters:
 Dr. Laurent GISEL, Legal Adviser, International Committee of the Red Cross
 Dr. Heather HARRISON DINNISS, Swedish Defence University
 Brigadier-General Prof. Dr. Paul DUCHEINE, Netherlands Defence Academy

Prof. Rachel VANLANDINGHAM, Associate Professor of Law, Southwestern Law School, Los Angeles, U.S.

19.00 – 22.00 *Closing Dinner (Open to accompanying persons)*

Friday 18 May 2018

Plenary Session

08.00 – 09.00 **Extraordinary General Assembly (Spare - Members of the Society only)**

09.00 – 10.15 **General Discussion**

Detention in Peace Operations

Chair: Brigadier-General Darren STEWART, Head Operational Law, Army Headquarters, U.K.

Presenters:

Colonel Christian DE COCK, Legal Adviser, Military Planning and Conduct Capability, European External Action Service (EEAS)

ICRC Repr (TBC)

10.15 – 10.45 Coffee/tea

10.45 – 12.30 **General Discussion**

Implementing a Gender Perspective in Peace Operations

Chair:

Ambassador Dr. Marie JACOBSSON, Principal Legal Adviser on International Law, Ministry for Foreign Affairs, Sweden

Presenters:

Mrs. Antoaneta BOEVA, Legal Advisor at ITER, formerly at NATO Headquarters

Lieutenant-Colonel Keirsten KENNEDY, Regional Defense Counsel, U.S. Army Trial Defense Service, Fort Hood, U.S.

12.30 – 13.30 Lunch

13.30 – 14.30 **General Discussion**

Demining and Removal of Explosive Remnants of War in Peace Operations

Prof. Dr. Kjetil MUJEZINOVIC LARSEN, Law Faculty, University of Oslo

ICRC Commentaries to the Geneva Conventions I and II

Dr. Jean-Marie HENCKAERTS, Legal Adviser, International Committee of the Red Cross

14.30 - 15.00 Coffee/tea

15.00 – 15.30 **Award of the Ciardi Prize 2018**

Jury members:

Dr. Giovanna CIARDI, President of the Fondazione Ciardi

Vice-Admiral Sabino IMPERSCRUTABILE, Italy

Rear-Admiral (upper half) (ret.) Fabio CAFFIO, Italy

Prof. Dr. Wolff HEINTSCHEL von HEINEGG, Europa-Universität Viadrina Frankfurt (Oder) & Vice-President of the Society

Dr. Sigrid Redse JOHANSEN, Department for Military Strategy and Operations, Norwegian Defence Command and Staff College/ Norwegian Defence University College

15.30 – 16.15 **Closing Session (Open to accompanying persons)**

17 March 2018

16.15 – 17.00

Joint meeting of the Managing Board and the Board of Directors
(Members of the newly elected Boards only)

Free Evening

Saturday 19 May 2018

Departure of the Participants

17 March 2018