



AFRICA LEGAL AID (AFLA)

In cooperation with the Kenya Section of the International Commission of Jurists (ICJ-Kenya) and the Division for Internationalisation of the University of Johannesburg

PRESENTS A CONFERENCE ON

AFRICA AND THE INTERNATIONAL CRIMINAL COURT (ICC): LESSONS LEARNED AND SYNERGIES AHEAD

Webber Wentzel Auditorium
10 Fricker Road, Ilovo Boulevard
Johannesburg, South Africa

9-10 September 2014

PROGRAM



WEBBER WENTZEL
in alliance with > **Linklaters**



Day 1

Registration, Coffee/Tea

8.30 - 9.15

**Clarifying the Mandates of Courts, Tribunals, and Legal Institutions in
The Hague**

9.15 - 10.15

CHAIR

H.E. Navanethem Pillay

Immediate Past United Nations High
Commissioner for Human Rights

H.E. Judge Sang-Hyun Song

President, International Criminal Court (ICC),
The Hague

The ICC: the New International Legal Order

H.E. Judge Abdulqawi Ahmed Yusuf

International Court of Justice (ICJ), The Hague
*The ICJ: Its Mandate, and its Contribution to
International Criminal Justice*

H.E. Judge Bakone Moloto

International Criminal Tribunal for the
Former Yugoslavia (ICTY)

*Contribution of the ICTY and ICTR to
International Criminal Law*

H.E. Hugo Hans Siblesz

Secretary-General, Permanent Court of
Arbitration (PCA)

*The Permanent Court of Arbitration: Its
Contribution to International Legal Order*

H.E. Dr. Christophe Bernasconi

Secretary-General, Hague Conference on
Private International Law (HcCH)

*The Role of the HcCH in Progressive
Development of International Law*

Africa and the ICC: One Decade On

10.15 – 11:30

CHAIR

Professor Shadrack Gutto

Centre for African Renaissance Studies,
University of South Africa, Chair, Governing
Council of AFLA

Evelyn Ankumah

Executive Director, Africa Legal Aid (AFLA)
Africa and the ICC: Lessons Learned, Synergies Ahead

H.E. Tiina Intelmann

President, Assembly of State Parties (ASP) to the International Criminal Court (ICC)
Statement

H.E. Fatou Bensouda

Prosecutor, International Criminal Court (ICC)
Statement

Honorable Mogoeng Mogoeng

Chief Justice and President of the Constitutional Court of South Africa
Opening of Conference

H.E. Navanethem Pillay

Immediate Past United Nations High Commissioner for Human Rights
Keynote

Coffee/Tea Break	11.30 - 11.45
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Theme 1 Complementarity in Practice 11.45 - 13.15

CHAIR

Justice Florence Mumba

Former Vice President, International Criminal Tribunal for the Former Yugoslavia (ICTY)

Honourable Justice Moses Mukiibi

Head of Department, International Crimes Division of the High Court of Uganda
The Work of the International Crimes Division of the High Court of Uganda

Reed Brody

Spokesperson, Human Rights Watch
The Hissene Habre Saga: Challenges to Prosecution of International Crimes in Africa

Dr. Ahmed El Gehani

Libya Focal Point for ICC Requests
The Libya Experience

FLOOR DISCUSSION

Lunch	13.15 - 14.15
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Theme 2 Intensifying ICC Cooperation in Africa 14.15 - 15.45

CHAIR:

Ambassador Anniken Krutnes

Ambassador of Norway to The Netherlands,
Facilitator of the Hague Working Group on
Cooperation

George Kegoro

Executive Director, Kenya Section of the
International Commission of Jurists (ICJ
Kenya)

*National Law as an Enabler or Impediment to
Cooperation*

H.E. Elisabeth Rehn

Minister of State, Finland, Board Member of
ICC Trust Fund for Victims, Former U.N.
Under Secretary- General, as SRSG in Bosnia
and Herzegovina

*The Victim in Focus: the Experience of the
Trust Fund for Victims*

Roland Amoussouga

Head of Office/Coordinator, UN International
Commission of Inquiry on Central African
Republic (CAR), Former Chief of Strategic
Planning and External Relations,
International Criminal Tribunal for Rwanda
(ICTR)

*Protection of Victims and Witnesses: The
African Experience*

Xavier-Jean Keïta

Principal Counsel, Office of Public Counsel for
Defense, International Criminal Court (ICC)

Defense Perspectives

FLOOR DISCUSSION

Participants will be transported to the University of Johannesburg, Council Chambers, Madibeng Building, APK Campus for the late afternoon Panel Discussion

Theme 3
Panel Discussion
Ending Impunity for Massive Crimes
17.30 - 19.00

CHAIR

Professor Mia Swart

Professor of International law, University of Johannesburg

H.E. Fatou Bensouda

Prosecutor, International Criminal Court
*Ending Impunity for Massive Crimes:
Prosecutorial Strategies*

H.E. Justice Hassan Jallow

Prosecutor, United Nations Mechanism for International Criminal Tribunals (MICT)
Represented by Cheickh Bangoura Policy Coordinator, Office of the Prosecutor (OTP), ICTR
Role of MICT

Ambassador Anniken Krutnes

Ambassador of Norway to the Netherlands, Facilitator of the Hague Working Group on Cooperation
Perspectives from a State Party

19.00- 20.30

NETWORKING RECEPTION

DAY 2

Theme 4
Implementing the Rome Statute in Africa
9.00-10.45

CHAIR

Ambassador Jan Lucas van Hoorn

Netherlands Ambassador to the ICC and OPCW (Organization for the Prohibition of Chemical Weapons)

Honourable Joe Ghartey (MP)

Second Deputy Speaker of the Parliament of Ghana, Former Attorney General and Minister of Justice, Ghana
Challenges to Domesticating the ICC Statute in Africa

Honourable Salih Mahmoud Osman
Human Rights Advocate and Defender,
Former Member of the National Parliament of
Sudan
Sudan as a Case Study

Yolande Dwarika
Principal State Law Adviser (International
Law), Republic of South Africa
Lessons from South Africa

Wafa Ben Haj Omar
Director of International Programs, Al
Kawabiki Democracy Transition Centre
*Domesticating the Rome Statue in
Tunisia*

**Reinford Mwangonde & Makhumbo
Raymond Munthali**
Executive Director, Citizens for Justice,
Malawi; Human Rights Advocacy and
Resource Mobilisation Coordinator, Centre
for Human Rights and Rehabilitation
Malawi's Way Forward

Stella Ndirangu
Programme Manager for International
Cooperation, Kenya Section of the
International Commission of Jurists (ICJ
Kenya)
The Kenya Experience

FLOOR DISCUSSION

Coffee/Tea Break	10.45 -11.00
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<p>Theme 5 Accountability for International Crimes and High Level State Officials: an African Perspective 11.00 -12.30</p>

CHAIR

Professor Shadrack Gutto
Centre for African Renaissance Studies,
University of South Africa, Chair, Governing
Council of AFLA

Tiseke Kasambala
Southern Africa Director, Human Rights
Watch
Perspectives from Civil Society

Professor Vincent O. Nmehielle
Legal Counsel and Director of Legal Affairs
African Union (AU) Commission
Perspectives from the African Union

Joseph Akwenyu
Uganda Victims Foundation
Victims' Perspectives

FLOOR DISCUSSION

LUNCH	12.45 -14.00
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Theme 6 The Gender Dimension 14.00 -15.30

CHAIR

Dr. Pinkie Mekgwe
Executive Director, Division of
Internationalization, University of
Johannesburg, South Africa

Professor Mia Swart
Professor of International law, University of
Johannesburg
*Are Prosecutions for Gender Crimes at the
International Level Having Impact at the
Domestic Level?*

Caritas Niyonzima
Attorney at Law, Expert on Gender and
Development, Burundi
*Adopting a Holistic Approach to Gender based
Violence*

Marie Henriette Patricia Elonga
Gender/Sexual Violence Focal Point,
MONUSCO (UN Mission in the DRC)
*Mainstreaming Gender Perspectives in the
Evolving Regime of International Justice*

FLOOR DISCUSSION

Coffee/Tea	15.30-15:45
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Theme 7 A Holistic Approach to International Criminal Justice 15.45-17.15

CHAIR

Moray Hathorn
Pro Bono Partner, Webber Wentzel

Angela Mudukuti

International Criminal Justice Project Lawyer,
Southern Africa Litigation Centre (SALC)
Aspects of Universality

Don Ferencz

Convenor, The Global Institute for
the Prevention of Aggression, Visiting
Professor, Middlesex University School of
Law
*Criminalizing the Illegal Use of Force: Where
Things Stand Today*

Professor Kamari M. Clarke

University of Pennsylvania
*The Limitations of International Criminal
Justice*

FLOOR DISCUSSION

CLOSING DINNER