The Legitimacy and Effectiveness of International Criminal Tribunals

PluriCourts, University of Oslo
28-29 August 2014
Introduction

With its establishment just over twenty years ago, in 1993, the International Criminal Tribunal for the Former Yugoslavia triggered a veritable Cambrian Explosion of international, hybrid, and special domestic criminal jurisdictions. They include the Rwanda Tribunal, the International Criminal Court, the Special Court for Sierra Leone, East Timor’s Special Panel for Serious Crimes and Serious Crimes Unit, the so-called “Regulation 64 Panels” in Kosovo, the War Crimes Chambers in the State Court of Bosnia and Herzegovina, the Extraordinary Chambers in the Courts of Cambodia, the International Criminal Tribunal in Bangladesh, the Special Tribunal for Lebanon, and Senegal’s Extraordinary African Chambers. To this already long list, one may add initiatives currently proposed or under consideration, such as a criminal jurisdiction within the African Court of Justice and Human Rights, an EU-sponsored tribunal for the prosecution of alleged organ trafficking in Kosovo, and a UN tribunal for South Sudan.

This development is often hailed as a major advancement in international criminal justice and, indeed, international law generally. Proponents claim that these institutions bring peace, reconciliation and accountability to communities ravaged by violence, hatred and impunity; that they successfully punish and deter war crimes, crimes against humanity, and genocide; and that they not only clarify but also develop substantive norms, both on the ground and in the courtroom. Critics counter that there is no consistent evidence that international crimes trials promote peace, justice or deterrence. Detractors also point to flaws in institutional designs, vulnerabilities to political expediencies, and a lack of transparency in the discovery and application of substantive as well as procedural rules. These difficulties, in turn, undermine the legitimacy and effectiveness of individual tribunals, as well as the very regime of international criminal justice as a whole.

PluriCourts’ International Criminal Law cluster is proud to organise this conference where participants from a wide variety of backgrounds and perspectives debate the legitimacy and effectiveness of international criminal tribunals. Over the course of two days, we will tackle framework issues such as theory and perceptions of legitimacy, normative development, truths and narratives, and complementarity and regionalism; our reflections will also encompass various shapers of the tribunals’ legitimacy, including judges, prosecutors, accused persons, victims, states and NGOs. The gathering may not conclude with the last word on all questions of legitimacy and effectiveness. Nevertheless, we are confident that the conference’s findings will provide much food for thought, valuable guidance on future work at PluriCourts, and inspiration to all participants with further research.

Nobuo Hayashi
Researcher, PluriCourts
Thursday, 28 August: Structure of Legitimacy and Effectiveness

We dedicate the first day of our conference to broad, structural and thematic issues surrounding the legitimacy and effectiveness of international criminal tribunals (ICTs). Four major subjects are covered: (a) theories and perceptions of ICT legitimacy and effectiveness; (b) norms and institutions developed through the works of ICTs; (c) truths and narratives through which ICTs are said to contribute to reconciliation; and (d) the increasing importance attached to the local ownership of international criminal justice and its proximity to the affected communities.

08:15-08:45	Registration

08:45-09:00	Welcome
Cecilia M. Bailliet, PluriCourts, University of Oslo

09:00-09:45	Keynote Address: The Negative Impact of the Security Council on the Legitimacy of the International Criminal Court
Charles Chernor Jalloh, Florida International University College of Law

09:45-11:15	Panel I: Theories and Perceptions
Moderator: Andreas Føllesdal, PluriCourts, University of Oslo

Between International Criminal Justice and Injustice: Towards a Methodology of Legitimacy
Sergey Vasiliev, Free University of Amsterdam

The Legitimacy and Effectiveness of International Criminal Tribunals: A Criminal Policy Perspective
Athanasios Chouliaras, Panteion University of Political and Social Sciences

The Antinomies of Legitimacy: The International Criminal Court in Sudan
Asad Kiyani, University of British Columbia

11:15-11:30	Coffee break

11:30-13:00	Panel II: Normative Development
Moderator: Cecilie Hellestveit, International Law and Policy Institute

Judicial Law-Making and General Principles of Law
Neha Jain, University of Minnesota Law School

Legitimacy and ICC Jurisdiction Following Security Council Referrals: A Case Study of the Crime of Attacking Peacekeepers in Non-Member States
Rogier Bartels, International Criminal Court/The Netherlands Defence Academy

Is the Yugoslav Tribunal Really Guilty of “Hyper”-Humanising International Humanitarian Law?
Nobuo Hayashi, PluriCourts, University of Oslo

13:00-14:30	Lunch
Friday, 29 August: Shapers of Legitimacy and Effectiveness

As we enter the second day of our conference, we delve deeper into the various actors who shape and evaluate ICTs’ legitimacy and effectiveness. They include, among others: judges, prosecutors, accused persons, victims, states, and non-governmental organizations (NGOs). Their conduct, experience and perceptions are all vital ingredients in understanding questions of ICT legitimacy and effectiveness.

09:00-09:45  Keynote Address: The Child as Shaper of International Criminal Justice
Diane Marie Amann, University of Georgia School of Law/International Criminal Court

09:45-11:45  Panel V: Judges, Prosecutors and Convicted Persons
Moderator: Geir Ulfstein, PluriCourts, University of Oslo

Decisional Legitimacy in International Criminal Law: Striking the Balance Between Judicial Restraint and Freedom of Expression
Dov Jacobs and Joeseph Powderly, Leiden University

Positive Complementarity and Legitimacy: Is the International Criminal Court Shifting from Judicial Restraint Towards Interventionism?
Ignaz Stegmiller, Justus Liebig University Giessen

Prosecutors’ Opening Statements: The Rhetoric of Law, Politics, and War
Damien Rogers, Massey University

Life After Conviction at International Criminal Tribunals
Barbora Hola and Joris van Wijk, Free University of Amsterdam

14:30-15:30  Panel III: Truths and Narratives
Moderator: Milena Sterio, Cleveland State University

The Truth, the Whole Truth and Nothing But the Truth? On the Epistemology of International Criminal Tribunals and Its Significance in Legitimization Debates
Jakob v. H. Holtermann, iCourts, University of Copenhagen

Hidden Legitimacy: Writing Judicial Narratives in the Shadow of Secrecy at a War Crimes Tribunal
Timothy William Waters, University of Indiana Maurer School of Law

15:30-15:45  Coffee break

15:45-17:15  Panel IV: Complementarity and Regionalism
Moderator: Cecilia M. Bailliet, PluriCourts, University of Oslo

Legitimacy Defects and Legal Flaws of the Special Tribunal for Lebanon: Challenging the “Peace Through Justice” Theorem
Martin Wählisch, American University Beirut/European University Viadrina

The Internationalization of Criminal Justice Through “International Standards”: A Comparison of Cambodia and Bangladesh
Nina H. B. Jørgensen, The Chinese University of Hong Kong

Regional or International Criminal Justice in Africa: The International Criminal Court and Africa Which Way Forward?
Matiangai Sirleaf, University of Pennsylvania Law School

19:00  Dinner
Tjuvholmen Sjømagasin, Tjuvholmen allé 14
11:45-13:00  Lunch

13:00-14:30  **Panel VI: Victims**
Moderator: Kjetil Mujezinović Larsen, Norwegian Centre for Human Rights, University of Oslo

**Justice for Victims? Representation and Inclusion in International Criminal Justice**
Chris Tenove, University of British Columbia

**Effectiveness of Victim Participation at the International Criminal Court**
Stephen Smith Cody, University of California at Berkeley

**Gender Justice at the International Criminal Court: Obstacles and Opportunities?**
Susana Sá Couto, American University

14:30-14:50  Coffee break

14:50-16:10  **Panel VII: States and NGOs**
Moderator: Simon O’Connor, Norwegian Red Cross

**Things Fall Apart: Battles of Legitimation and the Politics of Noncompliance and African Sovereignty from the Rwanda Tribunal to the ICC**
Victor Peskin, Arizona State University

**Financing Lady Justice: How the Funding Systems of Ad Hoc Tribunals Could Lend Themselves to Judicial Bias**
Mistale Taylor, Public International Law and Policy Group

**Claiming Authority in the Name of the Other: Human Rights NGOs and the International Criminal Court**
Kjersti Lohne, University of Oslo

16:10-16:15  Short break

16:15-16:30  **Closing remarks**
Cecilia M. Bailliet and Nobuo Hayashi, PluriCourts, University of Oslo

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**More information**
For the latest updates and more information on the conference, please see the conference website at: http://www.jus.uio.no/pluricourts/english/news-and-events/events/2014/ict-conference/ or scan the QR-code for a direct link.
Biographies

Diane Marie Amann

Diane Marie Amann is the Emily and Ernest Woodruff Chair in International Law at the University of Georgia School of Law, and has served since 2012 as the International Criminal Court Prosecutor’s Special Adviser on Children in and affected by Armed Conflict. Her scholarship examines the interaction of national, regional, and international legal efforts to combat atrocity and cross-border crime. She has taught law at the Berkeley, Davis, and Los Angeles campuses of the University of California, been a visiting scholar at universities in Paris and Galway, and given lectures in North America, Europe, China, and South Africa. A former vice president of the American Society of International Law, Amann is editor-in-chief of the Society’s Benchbook on International Law (2014).

Cecilia M. Bailliet

Cecilia M. Bailliet is Professor Dr. Jur., Coordinator for the International Criminal Law pillar at PluriCourts, Centre of Excellence for the Study of the Legitimate Roles of the Judiciary in the Global Order, and Director of the Master’s Program in Public International Law at the University of Oslo. She has a doctoral degree in law from the University of Oslo and combined JD/MA (honours) degree from the George Washington University Law School & Elliott School of International Affairs. She has published widely within the cross fields of international public law, human rights, women’s law, refugee law, humanitarian law, and counter-terrorism. Among her publications are: Promoting Peace through International Law (co-edited with Kjetil M. Larsen, forthcoming Oxford 2015), Non-State Actors, Soft Law and Protective Regimes (Cambridge 2012), Cosmopolitan Justice and Its Discontents (co-edited with Katja Franko Aas Routledge 2011), and Security: A Multidisciplinary Normative Approach (Brill 2009).

Rogier Bartels

Rogier Bartels is a legal officer in Chambers at the International Criminal Court and a research fellow at the Military Law Section of the Netherlands Defence Academy. He previously worked, e.g., as an associate legal officer at the ICTY, as an assistant-prosecutor at the Dutch national prosecutor’s office, and as a legal adviser on international humanitarian law at the Red Cross. His PhD research at the University of Amsterdam concerns the legal regime applicable to conflicts involving non-State actors that take place across borders. His recent publications focus on the interplay between international humanitarian law and (international) criminal law.

Athanasios Chouliaras

Athanasios Chouliaras is post-doctoral researcher at Panteion University of Political and Social Sciences, Greece. After completing his graduate studies in law (Democritus University of Thrace, Greece) he studied at post-graduate level criminology (University of Barcelona, Spain), philosophy and sociology of law (both at National and Kapodistrian University of Athens, Greece) and attended various specialization courses in international criminal law. He concluded his PhD thesis on the emergence of an international criminal justice system, combining both criminological and criminal law approaches (Democritus University of Thrace, Greece), for which he was awarded a research grant from Alexander S. Onassis Public Benefit Foundation. He has published various articles in Greek and English on human rights protection, criminology, victimology and (international) criminal law.

Stephen Smith Cody

Stephen Smith Cody is director of the Atrocity Response Program at the Human Rights Center at the University of California, Berkeley School of Law. He is currently working on a comparative study of victim participation at the International Criminal Court in Cote d’Ivoire, Democratic Republic of Congo, Kenya, and Uganda. This year he co-authored the reports Bearing Witness At The International Criminal Court: An Interview Survey of 109 Witnesses and Digital Fingerprints: Using Electronic Evidence to Advance Prosecutions at the International Criminal Court. He holds a PhD in sociology from the University of California, Berkeley, a JD from Berkeley Law School, and an MPhil in social anthropology from Cambridge University.
Andreas Føllesdal

Andreas Føllesdal is Professor of Political Philosophy at the Faculty of Law, University of Oslo. He is the Director of PluriCourts, Centre of Excellence for the Study of the Legitimate Roles of the Judiciary in the Global Order. Føllesdal is also head of MultiRights, a five year research project funded by the European Research Council on the Legitimacy of our Multi-Level Human Rights Judiciary. He publishes in the field of political philosophy, mainly on issues of international political theory, globalisation/Europeanisation, Human Rights, and Socially Responsible Investing. Føllesdal holds a PhD in Philosophy from Harvard University, and has been a professor of political philosophy at the University of Oslo since 1999.

Nobuo Hayashi

Nobuo Hayashi is a Researcher at PluriCourts, University of Oslo Law Faculty. He specialises in international criminal law, especially war crimes and modes of liability; international humanitarian law (jus in bello), particularly the fundamental principles, conduct of hostilities, and protection of victims; and public international law, including recourse to force (jus ad bellum) and state responsibility. He regularly teaches postgraduate students in law and political science, as well as commissioned officers, military lawyers, judges, prosecutors, defence counsel, diplomats, government officials, humanitarian relief specialists, and NGO representatives. He previously worked, inter alia, at the Peace Research Institute Oslo, the Norwegian Centre for Human Rights, and the Office of the Prosecutor, International Criminal Tribunal for the Former Yugoslavia.

Cecilie Hellestveit

Cecilie Hellestveit holds a PhD on Humanitarian Law and Non-international armed conflict at the Faculty of Law at the University of Oslo. Her PhD-dissertation at the Faculty of Law, University of Oslo (2014) concerned the rules of conduct of hostilities in non-international armed conflict. Hellestveit has previously worked at Peace Research Institute, Oslo (PRIO), and Norwegian Centre for Human Rights. For the past two years she has been a part of the Gulf Research Unit at the University of Oslo, with a particular focus on Saudi Arabia and Iraq. Hellestveit served as the special rapporteur on conduct of hostilities in military operations to the International Society for Military Law and the Laws of War 2008-2009. She is a board member of the Norwegian Refugee Council (since 2011).

Barbora Hola

Barbora Hola works as Assistant Professor at the Department of Criminal Law and Criminology, VU University Amsterdam. She is a fellow at the Center for International Criminal Justice and a member of the steering committee of the Africa-Low Countries Network. In her research Hola focuses on issues of transitional justice, in particular (international) criminal trials, sentencing of international crimes and enforcement of international sentences.

Jakob v. H. Holtermann

Jakob v. H. Holtermann is Associate Professor in jurisprudence at the Danish Centre of Excellence for International Courts (iCourts), University of Copenhagen. He holds a PhD in philosophy. He has written extensively on i) the philosophy of legal science, in particular parallels between Scandinavian legal realism and the ongoing empirical turn in legal scholarship; and ii) the philosophy of international criminal tribunals (ICTs), in particular in the light of challenges from proponents of restorative justice/truth and reconciliation commission. Holtermann's current research focuses on the role of truth in legitimization debates about ICTs, and explores, among other things, the ambiguity among proponents of ICTs with regard to embracing epistemic goals alongside more traditional criminal justice goals like crime prevention or just deserts.

Dov Jacobs

Dov Jacobs is Assistant Professor in International Law at the Grotius Centre. Previously, he was a postdoctoral researcher at the University of Amsterdam, a PhD Researcher at the European University Institute in Florence and a lecturer in Public International Law at the University Roma Tre. He is currently a member of the editorial board of the Leiden Journal of International Law and the senior editor of international law of the European Journal of Legal Studies. Dov Jacobs regularly comments on international law issues on his blog, Spreading the Jam. He has published extensively in the field of international law and international criminal law. His current research interests cover international criminal law, public international law (particularly State Responsibility) and legal theory.
Neha Jain

Neha Jain is an Associate Professor of Law at the University of Minnesota Law School. Previously, she worked as a research fellow at Georgetown University Law Center and at the Max Planck Institute for Foreign and International Criminal Law in Freiburg, Germany. Professor Jain completed her B.C.L. and D.Phil. in law from Oxford University, where she was a Rhodes scholar and Jowett Senior Scholar at Balliol College. She served as a law clerk to a former Chief Justice of the Supreme Court of India and has interned with the Office of the Prosecutor at the Extraordinary Chambers in the Courts of Cambodia and with the Legal and Treaties Division of India’s Ministry of External Affairs.

Charles Chernor Jalloh

Charles Chernor Jalloh is a tenured Associate Professor, Florida International University College of Law. He is a renowned expert in the field of International Criminal Law, particularly with respect to the tense relations between Africa and the International Criminal Court. Before joining academia, he practiced law at the Canadian Department of Justice, the International Criminal Tribunal for Rwanda and the Special Court for Sierra Leone, where he was the Legal Advisor to the Defence Office and duty counsel to former Liberian President Charles Taylor. His most recent books are *The Sierra Leone Special Court and Its Legacy: The Impact for Africa and International Criminal Law* (CUP, 2014) and as lead editor *The Law Reports of the Special Court for Sierra Leone: Volume II - The CDF Case* (Martinus Nijhoff, 2014).

Nina H. B. Jørgensen

Nina H. B. Jørgensen is a Professor in the Faculty of Law at the Chinese University of Hong Kong and Director of the Centre for Rights and Justice (2013-14). She previously worked for eight years in different capacities (prosecution, judges’ chambers, defence) at the Special Court for Sierra Leone in Freetown and The Hague, the Extraordinary Chambers in the Courts of Cambodia in Phnom Penh, and the International Criminal Tribunals for the Former Yugoslavia and Rwanda in The Hague and Arusha respectively. She has a doctorate (D.Phil.) from the University of Oxford and was a post-doctoral research fellow in international criminal law at the University of Leiden. She is a qualified barrister.

Asad Kiyani

Asad Kiyani is a PhD Candidate in Law at the University of British Columbia, and a Visiting Researcher at the Nathanson Centre on Transnational Human Rights, Crime and Security. He is an Alumnus of the Liu Institute for Global Issues. Asad received his LL.B from Osgoode Hall (Toronto), and his LL.M from Cambridge in 2008. In 2010, he was awarded a Vanier Canada Graduate Scholarship by the Social Sciences and Humanities Research Council of Canada. His research interests include: Canadian and international criminal law; Third World Approaches to International Law; and criminal law theory. Prior to starting his PhD, he was a member of Issa Hasan Sesay’s appeals team before the Special Court for Sierra Leone.

Kjetil Mujezinović Larsen

Kjetil Mujezinović Larsen is Professor of Law (PhD), Director of Research, and Deputy Director, at the Norwegian Centre for Human Rights at the University of Oslo, where he does research and teaching in human rights law and international humanitarian law. He is the author of the book *The Human Rights Treaty Obligations of Peacekeepers* (2012) and editor of the anthology *Searching for a Principle of Humanity* in *International Humanitarian Law* (2013), both of which are published by Cambridge University Press. He is the Norwegian editor of the Nordic Journal of Law and Justice (*Retfærd*), and member of the Editorial Board of the Forum for International Criminal and Humanitarian Law.

Kjersti Lohne

Kjersti Lohne is a PhD Research Fellow at the University of Oslo where she works at the Department of Criminology and Sociology of Law. Her primary research focuses on the relationship between humanitarian and penal governance, and specifically the role of NGOs vis-à-vis the International Criminal Court. Lohne has also published on sexual violence in armed conflicts, privacy and data protection, and the implications of drones for humanitarian action. She has been a visiting researcher at the Centre for Criminology at the University of Oxford, the Center for International Criminal Justice at Vrije Universiteit Amsterdam, and is a member of the Research School in Peace and Conflict at the Peace Research Institute Oslo (PRIO).
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Simon O’Connor is a legal adviser specializing in International Humanitarian Law at the Norwegian Red Cross. He is a Barrister and served as a legal officer in the British Army Legal Services in advisory, prosecutorial and operational roles. He holds graduate research degrees from the Universities of Tromsø and St Andrews and lectures regularly for the Law Faculty at the University of Oslo on international law and the use of force. He is a former visiting fellow and current research associate at the Institute for Ethics Law and Armed Conflict at the University of Oxford. He has published across a range of topics including child recruitment and use in armed conflict, nuclear weapons and corporate criminal liability for war crimes.

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Victor Peskin’s scholarship focuses on the politics of the international criminal tribunals and the contentious relationships between these tribunals and states complicit in violations of international humanitarian law. Peskin is currently a tenured Associate Professor in the School of Politics & Global Studies at Arizona State University. Peskin is the author of International Justice in Rwanda and the Balkans: Virtual Trials and the Struggle for State Cooperation. The book was selected as a Choice Outstanding Academic Title. Peskin’s journal articles have been published in Human Rights Quarterly, the Journal of International Criminal Justice, the International Journal of Transitional Justice, and Genocide Studies and Prevention. Peskin, who spent a recent sabbatical year at The Hebrew University Faculty of Law, is currently working on a project that examines the politics of a potential ICC investigation in the context of the Israeli-Palestinian conflict.

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Joseph Powderly is Assistant Professor of Public International Law at the Grotius Centre for International Legal Studies, Leiden University. Between September 2008 and January 2010, he was a Doctoral Fellow/Researcher at the Irish Centre for Human Rights, where he worked, among other projects, on a Irish Government-funded investigation and report into the possible perpetration of crimes against humanity against the Rohingya people of North Rakhine State, Burma/Myanmar. Along with Dr. Shane Darcy, he is co-editor of and contributor to the collection Judicial Creativity in International Criminal Tribunals (OUP 2010). He has written over 80 case-reports for the Oxford Reports on International Criminal Law, as well as numerous book chapters and articles on topics ranging from the principle of complementarity to Irish involvement in the drafting of the Geneva Conventions. In December 2010, he was appointed Managing Editor of the peer-reviewed journal Criminal Law Forum.

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Damien Rogers lectures within the Politics Programme at Massey University, New Zealand, and is reading towards a PhD Degree in Law at the University of Waikato. His thesis is provisionally entitled Chief Among the Angels: International Prosecutors of Atrocity Crime and the Modernist Project. He is author of Postinternationalism and Small Arms Control: Theory, Politics, Security (Ashgate, 2009) and holds a PhD degree in Political Science and International Relations from the Australian National University, and postgraduate degrees from the University of Canterbury and Victoria University of Wellington. Before entering the academy, Rogers spent nearly a decade working within New Zealand’s intelligence community, including at the Government Communications Security Bureau, Ministry of Defence, New Zealand Defence Force, and the Border Security Group of Immigration New Zealand.

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Susana SáCouto directs the War Crimes Research Office at the Washington College of Law (WCL), which promotes the development and enforcement of international criminal law (ICL) and humanitarian law (IHL), and WCL’s Summer Law Program in The Hague. SáCouto is also a Professorial Lecturer in Residence at WCL, where she teaches courses on ICL, gender and human rights law, and the responses of international law to conflict-based sexual and gender violence. SáCouto’s background includes extensive practical and academic experience in the fields of human rights law, IHL and ICL. Prior to joining WCL, she directed the Legal Services Program at Women Empowered Against Violence and clerked for the Office of the Prosecutor at the International Criminal Tribunal for the former Yugoslavia, among other positions.
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Matiangai Sirleaf is Assistant Professor of Law at the University of Baltimore Law School. Prior to this she was a visiting assistant professor at the University of Pennsylvania Law School. Her scholarly work asks how institutions can more systematically address the challenges of providing redress for survivors of mass violence in resource-constrained contexts. Her work draws on insights from the fields of international law and human rights, as well as criminal law. She is a graduate of Yale Law School and holds an M.A. in International Affairs from the University of Ghana-Legon. Matiangai’s practice experience includes serving as counsel in the International Human Rights Practice Group at Cohen Milstein, where she assisted with numerous cutting-edge international human rights cases. Prior to this, she clerked on the Constitutional Court for South Africa, taught a course on civic engagement with human rights for the International Human Rights Exchange Programme at the University of Witwatersrand, and worked at the International Center for Transitional Justice in Cape Town, South Africa.

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Ignaz Stegmiller studied law at the Justus Liebig University of Giessen, the Humboldt University of Berlin and the University of X Nanterre – Paris. He graduated in 2005 and holds a law degree (first state exam). During his PhD research period with Professor Kai Abos at the Georg August University of Goettingen, Stegmiller also spent three months in The Hague at the International Criminal Court and one semester at Yale University. In December 2009 he earned his Doctor juris from the Georg August University of Goettingen (summa cum laude). His research topic was “The Pre-Investigation Stage of the International Criminal Court – Criteria for Situation Selection”. Since December 2012 Stegmiller has been working as Coordinator for International Programs of the Faculty of Law at the Franz von Liszt Institute for International and Comparative Law, Department for Public Law, International Law and European Union Law.

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Professor Milena Sterio earned her law degree, magna cum laude, from Cornell Law School in 2002. Before joining the Cleveland-Marshall faculty, she was an associate in the New York City firm of Cleary, Gottlieb, Steen & Hamilton and an Adjunct Law Professor at Cornell, where she taught in the International War Crimes Clinic. Her research interests are in the field of international law, international criminal law, international human rights, law of the seas, and in particular maritime piracy, as well as private international law. In her capacity as expert on maritime piracy law, she has participated in the meetings of the United Nations Contact Group on Piracy off the Coast of Somalia, and has been a member of the Piracy Expert Group, an academic think tank functioning within the auspices of the Public International Law and Policy Group.

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Mistale Taylor is a Senior Research Associate at the pro bono law firm Public International Law and Policy Group (PILPG). While her work at PILPG involves international criminal law and international human rights law, Mistale currently spends most of her time researching jurisdictional tensions over data protection for a PhD at Utrecht University. Her research focuses on how to regulate and monitor transborder data flows between the EU and third States. Mistale is also Executive Editor of the Utrecht Journal of International and European Law.

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Chris Tenove is a doctoral candidate in Political Science at the University of British Columbia, Canada. His research brings together International Relations and democratic theory to look at the relationship between global governance institutions and their intended beneficiaries. He has conducted extensive research on international criminal justice and victims of international crimes, funded by the Pierre Elliott Trudeau Foundation, the Social Science and Humanities Research Council, the Liu Institute for Global Issues and the Africa Initiative. He has an M.A. in Rhetoric (University of California, Berkeley) and an M.J. in Journalism (University of British Columbia). Before his doctoral studies he worked as a journalist and foreign correspondent for numerous newspapers, magazines and radio programs. For more see http://tenove.com.

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the Legitimate Roles of the Judiciary in the Global Order. He has been Director of the Norwegian Centre for Human Rights, University of Oslo (2004-2008). Ulfstein has published in different areas of international law, including the law of the sea, international environmental law, international human rights and international institutional law. Recent publications include The Legitimacy of international human rights regimes: legal, political and philosophical perspectives (co-edited with A. Follesdal and J. K. Schaffer, CUP 2014), and Constituting Europe: The European Court of Human Rights in a National, European and Global Context (co-edited with A. Follesdal and B. Peters, CUP 2013).

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Timothy William Waters is Professor of Law and Associate Director of the Center for Constitutional Democracy, Indiana University Maurer School of Law. His interests include formation of states, ethnic conflict, and transitional justice. Editor of The Milošević Trial – An Autopsy (Oxford, 2013). Current research involves devising an effective right of secession. He has taught at Boston University, University of Mississippi, Bard College, and Central European University, and worked for OSCE in Bosnia, OSIL, and the ICTY. JD (cum laude), Harvard; M.I.A., Columbia University (Adv. Cert East Central Europe, Harriman Institute/SIPA); B.A. UCLA. Harvard Law School Human Rights Program Visiting Fellow (2002), Reginald F. Lewis Fellow (2003). Alexander von Humboldt Stiftung Experienced Researcher Fellow at the Max-Planck-Institut für ausländisches öffentliches Recht und Völkerrecht (2012-13).

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Joris van Wijk is Associate Professor Criminology at VU University Amsterdam. He is executive director of the Center for International Criminal Justice (CICJ) and director of the master’s program International Crimes and Criminology. Additionally he is one of the conveners of the ESC Research Group on Atrocity Crimes and a board member of the Dutch Society of Criminology. In 2011, van Wijk was a visiting professional at the International Criminal Court’s Office of the Prosecutor. In 2013, he was a visiting scholar at the University of Oslo. His research focuses on international criminal justice, in particular on the consequences of the application of article 1F Refugee Convention and the lives of perpetrators after being acquitted or convicted by international tribunals.

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Martin Wählisch serves as Political Affairs Officer in the Office of the Special Coordinator for Lebanon (UNSCOL). He is an Affiliated Scholar at the Issam Fares Institute for Public Policy and International Affairs (American University of Beirut) and Lecturer at the Center for Peace Mediation and the Institute for Conflict Management (European University Viadrina). Prior to joining the United Nations, he has worked as a legal adviser for the Berghof Foundation in national dialogue support programs (Lebanon, Yemen), the German Foreign Office (Special Task Force Afghanistan, German Embassy Kosovo) and non-governmental organizations (Russia, Kosovo). He holds a PhD (Dr. jur.) in public international law from the Humboldt University of Berlin.
PluriCourts – Centre for the Study of the Legitimate Roles of the Judiciary in the Global Order – is an interdisciplinary Centre of Excellence at the Faculty of Law, University of Oslo.

For more information please visit our website:
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