



## 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 BREDÀ, 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)  
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- 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)**

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*