



## 20th Congress (Prague, 14-18 April 2015)

### *Current International Crises and the Rule of Law*

#### **Programme for participants**

Ref: ISMLLW 556 N E 24

#### **Tuesday 14 April 2015**

##### *Arrival of the Participants*

- 09.00 – 12.00      **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)
- 15.30 – 18.00      *Registration*
- 19.00 – 21.00      **Welcome Reception** at Hotel Corinthia. Musical performance by the Military Artistic Unit of the Czech Armed Forces.  
(Open to accompanying persons)



**Wednesday 15 April 2015**

- 08.00 – 08.45      *Registration*
- 09.00 - 10.00      **Opening Ceremony** (Open to accompanying persons)  
Opening speeches by
- Mr. Daniel KOŠTOVAL, Head of the Defence and Strategy Division, Ministry of Defence of the Czech Republic
  - Major-General KOCIÁN, Head of Inspection of Czech Armed Forces
  - Brigadier General (ret.) Jan Peter SPIJK, President of the International Society for Military Law and the Law of War
- 10.00 – 10.10      Group photo
- 10.10 – 10.30      Coffee/tea
- 10.30 – 12.00      **Keynote Presentations**
- ***Will Current International Crises result in Structural Shifts in International Law?***  
Prof. em. Dr. Michael BOTHE, Goethe University, Frankfurt am Main
  - ***Status of Foreign Fighters under International and National Law***  
Ms. Sandra KRAEHENMANN (PhD), Research fellow of the Geneva Academy of International Humanitarian Law and Human Rights
- 12.00 – 13.45      Lunch
- 13.45 – 15.30      **General Report and Discussion**  
*The Challenges in the Implementation of International Humanitarian Law*  
General Rapporteurs:
- Air Commodore Peter HEBLY, Head of Military Legal Services, The Netherlands
  - LCol Jean-Michel CAMBRON, Judge Advocate General Corps, Canada
- 15.30 – 16.00      Coffee/tea
- 16.00 – 16.15      **The Swiss-ICRC Initiative on Strengthening Compliance with IHL**  
H.E. François VOEFFRAY, Ambassador-at-Large, Federal Department of Foreign Affairs, Switzerland

16.15 – 16.30

**In memoriam Brigadier-General E. DAHINDEN**

Colonel Carl MARCHAND, Director IHL, Army Staff, Swiss Armed Forces

16.30 – 17.00

**Presentation of the International Society for Military Law and the Law of War**

Mr Ludwig Van Der VEKEN, Secretary General of the International Society for Military Law and the Law of War

17.00 – 17.45

**General Assembly (Members of the Society only)**



**Thursday 16 April 2015**

**Parallel Sessions of the Specialised Committee**

08.30 – 10.45

**Committee for Military Justice**

- *Jaloud v. The Netherlands – An In-Depth Analysis*

**Chair:** Prof. Eugene FIDELL, Florence Rogatz Visiting Lecturer in Law, Yale Law School, New Haven (Conn.), USA

**Speakers:**

Professor Elizabeth HILLMAN, Professor of Law and Provost & Academic Dean, UC Hastings, San Francisco (Cal.), USA

Colonel Charles BARNETT, Army Legal Service, UK

Mr Bas van HOEK, Expertise Centre on Military Criminal Law, Public Prosecutors Office, The Netherlands

**Defence Procurement Law**

- *How Defence Procurement & Critical Infrastructure can fall Victim to the Cyber Threat*

**Chair:** Mr Roland TROPE, Partner, Trope and Schramm LLP; Adjunct Professor, Department of Law, U.S. Military Academy, USA

**Speaker:** Mr. Daniel P. BAGGE, Head of Strategy and Policy, National Cyber Security Center, National Security Authority, Czech Republic - *Protecting strategic assets: national cyber security framework of the Czech Republic - the legal and organizational perspectives,*

10.45 – 11.15

Coffee/tea

11.15 – 12.15

**Committee for the Law of Maritime and Air Operations (Part I)**

- *Persons in distress at sea: legal implications for Navies and enforcement agencies // Use of force against pirates: operational and legal challenges*

**Chair:** Commander Gianmatteo BREDA, Italian Navy

**Speakers:** Commodore (Royal Navy) Neil BROWN, Strategy, Government Relations and International Law Specialist seconded to UK Cabinet Office, London, United Kingdom –

*Can we please stop talking about Somali pirates? The strategic lessons from the Horn of Africa.*

Professor Dr. Irini PAPANICOLOPULU, Associate Professor of International Law, University of Milan Bicocca, Italy - *Saving lives and enforcing the law: legal and operational challenges of irregular migration by sea.*

**Committee for International Humanitarian Law (Part I)**

- *IHL in Current International Crises*

Chair: Colonel Ben F. KLAPPE, Director of the Seminar for Legal Advisors

Speaker:

Lieutenant-Colonel Otakar FOLTÝN, Legal Adviser, Joint Operational Centre, General Staff, Czech Republic

Lieutenant-Colonel Frank Rosenblatt, Legal Advisor at Special Operations Command, Pacific, USA, *Responsibility for Crimes of Surrogates - Status and self-policing by advisory teams'*

12.15 – 14.00

Lunch

14.00 – 15.15

**Committee for the Law of Maritime and Air Operations (Part II)**

- *Current Air and Joint Operations in Syria and Iraq*

Chair: Commander Gianmatteo BREDA, Italian Navy

Speakers:

Professor Natalino RONZITTI, Professor of International Law,

Libera Università degli Studi Sociali Guido Carli of Rome –

*“Jus ad bellum, Jus in bello and Jus post bellum: the Practice of Recent and Current Air Operations”*

Dr. Petra OCHMANNOVA, Senior Legal Advisor, Legal Office, Ministry of Defence, Prague, Czech Republic - *Use of Drones and Legal Challenges,*

**Committee for International Humanitarian Law (Part II)**

- *IHL in Current International Crises*

Chair: Colonel Ben F. KLAPPE, Director of the Seminar for Legal Advisors

Speaker: Dr. Veronika BILKOVA, Associate Professor in International Law, Charles University, Prague, Czech Republic

15.15 – 15.45

Coffee/tea

15.45 – 18.00

**Committee for History of Military Law and the Law of War**

- *Non-State Actors and the Laws of Armed Conflict*

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

Speakers:

Mr. Christian GOSSIAUX, senior legal advisor, Ministry of Defence, Belgium

Dr. Stephanie HAUMER, legal advisor, international law division, German Red Cross  
Ms. Anne DIENELT, International Affairs Department, University of Hamburg, Germany

**Committee for General Affairs**

*- Military orders, military superiors and military subordinates - a contribution to legal interoperability*

Chair: Dr. Alexander PORETSCHKIN, Legal Advisor (ret.), Germany

**Speakers:**

Commander Christopher GRIGGS RNZN (ret.), barrister, New Zealand: "*Obedience to superior orders as a defence in common law jurisdictions*".

Mr. Lars Morten BJØRKHOLT, Head of the Military Prosecution Authority, Norway:  
"*The Norwegian Approach*".

Discussion and question period

**Chair:** Dr. Petra OCHMANNOVA, MoD Czech Republic



**Friday 17 April 2015**

**Plenary Session**

08.30 – 09.45      **Panel discussion on International Principles Governing the Administration of Justice Through Military Tribunals**

Chair: Brigadier General Dimitrios ZAFEIROPOULOS, Senior Vice-President of the International Society for Military Law and the Law of War

**Speakers:**

Dr. Elizabeth Guimarães Teixeira ROCHA, President, Superior Tribunal Militar, Brazil

Maj Gen Nilendra KUMAR, Director, Amity Law School, Noida, India

Colonel Rob HOLMAN, Deputy Judge Advocate general for Military Justice, Canada

Mr. Christopher GRIGGS, barrister, Wellington, New Zealand

Colonel Pierre Desire Mvienna, President of Douala Military Tribunal, Cameroon

09.45 – 10.15      Coffee/tea

10.15 – 11.20      **Challenges to Domestic Prosecution of War Crimes**

Chair: Colonel Ben F. Klappe, Director of Seminars

**Speakers:**

JUDr. Anna RICHTEROVÁ, Deputy National Member of the Czech Republic in EUROJUST, The Netherlands

Colonel James A.E. JOHNSTON, Managing Prosecutor, Service Prosecuting Authority, United Kingdom

Colonel Eli Bar-On, Deputy Military Advocate General of the Israel Defense Forces, Israel -  
*“Challenges Investigating Complaints and Claims of Violations of the Laws of Armed Conflict”*

11.20 - 11.40      Dr. Nelly SALVO Ilabel, Ministry of Justice, Santiago de Chile, Chile

Changes to the Military Justice System in Chile

11.45 - 12.20      **Presentation on the Manual of International Law in Peace Operations**

Prof. Dr. T.D. GILL, University of Amsterdam, Netherlands Defence Academy, the Netherlands

- 12.20 – 13.45 Lunch
- 13.45 – 14.45 **The Importance of Cyber Warfare in Current International Crises**  
Prof. Dr. W. HEINTSCHEL VON HEINEGG, Europa University Viadrina, Frankfurt (Oder),  
Germany  
**Speakers:**  
Air Commodore (Ret) Dr. William BOOTHBY, UK  
Brigadier General Prof. Dr. Paul DUCHEINE, Netherlands Defence Academy, University of  
Amsterdam, The Netherlands
- 14.45 - 15.15 Coffee/tea
- 15.15 – 15.45 **Award of the Ciardi Prize 2015**
- 15.45 – 16.15 **Closing Session** (Open to accompanying persons)  
**Closing speeches by**  
- Colonel Tomáš ANDREJSEK, Head of International Department, Ministry of Defence,  
Czech Republic  
- Brigadier General (ret.) Jan Peter SPIJK, President of the International Society for Military  
Law and the Law of War
- 16.15 – 17.00 **Joint meeting of the Managing Board and the Board of Directors**  
(Members of the newly elected Boards only)
- 19.00 – 22.00 **Closing Dinner** at Chateau Štiřín. The Chateau is located 20 km from Prague; transportation  
will be arranged. (Open to accompanying persons)

Société Internationale de Droit Militaire  
et de Droit de la Guerre a.i.s.b.l.



International Society for Military Law  
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**Sunday 19 April 2015**

*Departure of the Participants*