

International Society for Military Law and the Law of War alis.b.l.

## International Conference

# Dealing with tensions, crisis and war in accordance with international law and humanitarian principles

Aix-en-Provence, 12-16 May 2020

Organised in cooperation with the Institute for International Humanitarian Studies of Aix-en-Provence Law School





with support of

the University of Exeter (United Kingdom), the Pontificia Universidad Javeriana (Colombia), the Stockton Center for International Law, US Naval War College the TMC Asser Institute (the Netherlands), the British Institute of International and Comparative Law & the European Centre for Space Law

### Programme

Ref: ISMLLW 1021 N E 40

### Tuesday, 12 May 2020

Arrival of the participants

Wednesday, 13 May 2020		
18:00 - 20:00	Icebreaker	
16:00 - 17:45	Registration of participants	
14:00 - 16:00	Meeting of the Board of Directors (members of the Board of Directors only)	
12:00 - 13:30	Lunch (Managing Board members only)	
10:00 - 12:00	Meeting of the Managing Board (Managing Board members only)	

08:00 – 08:45 Registration of participants

### 09:00 – 09:20 **Opening Ceremony**

Opening speeches by:

- Professor Dr. Ludovic HENNEBEL, Director, Institute for International Humanitarian Studies, Aix-en-Provence Law School
- Professor Dr. Wolff HEINTSCHEL von HEINEGG, Chair of Public International Law, European Law and Foreign Constitutional Law, Europa-Universität Viadrina, Frankfurt (Oder) & President, International Society for Military Law and the Law of War

### 09:20 – 09:50 Keynote speech

*How does international law protect the right to life during tensions, crisis and war?* (Working title) by

Mr. David TURNS, Senior Lecturer, Defence Academy of the United Kingdom (Cranfield University)

09:50 – 10:45 Group photo & Coffee/tea

### 10:45 – 12:45 <u>General Discussion</u>

Fighting Non-State Actors

- Military interventions in non-international armed conflicts on invitation of the government
- The extra-territorial use of combat drones against non-State actors
- Measures in counter-terrorism: What are the limits under international law?

#### Chair:

Professor Dr. Ludovic HENNEBEL, Director, Institute for International Humanitarian Studies, Aix-en-Provence Law School

Presenters:

Dr. Chiara REDAELLI, Research Fellow, Geneva Academy of International Humanitarian Law and Human Rights Law

Lieutenant-Colonel (US Marine Corps) John R. CHERRY, Associate Director and Military Professor, Stockton Center for International Law, US Naval War College

Mrs. Rebecca MIGNOT-MAHDAVI, Researcher in International Law, TMC Asser Institute & PhD Candidate in International Law, European University Institute

Dr. Rumyana van ARK (née GROZDANOVA), Researcher in Terrorism, Counter-Terrorism and International Law, TMC Asser Institute

### 12:45 – 13:45 Standing lunch

### 13:45 - 15:30General DiscussionSpace Law Limits to Military Presence or Activities in Outer Space

Chair:

Brigadier-General (ret.) Jan Peter SPIJK, Honorary President, International Society for Military Law and the Law of War

Presenters:

Mrs. Chehineze BOUAFIA, Executive Secretary, European Centre for Space Law Professor Dr. Hitoshi NASU, Exeter Law School Squadron Leader Kieran TINKLER, Royal Air Force, Associate Director for the Law of Coalition Air and Space Warfare, Stockton Center for International Law, US Naval War College

### 16:15 – 22:30 Excursion, Networking & Conference Dinner (informal)

### Thursday, 14 May 2020

### 08:45 – 10:30 <u>General Discussion</u>

Dealing with Non-State Actors – a Colombian case study

- Legitimation by non-State actors
- Challenges in transitional justice

### Chair:

Professor Dr. Javier RINCON, Pontificia Universidad Javeriana

Presenters:

Dr. Alex PHELAN, Post-doctoral Fellow, Peace and Security Centre, Monash University Dr. Natalia SILVA, Lecturer and Researcher, Universidad Externado de Colombia (TBC) Mr. Daniel ARBOLEDA, PhD Candidate, Institute for International Humanitarian Studies, Aixen-Provence Law School

### 10:30 - 11:00 Coffee/tea

### 11.00 – 12.30 <u>General Discussion</u>

Hybrid Threats to Maritime Security and the Law of the Sea

#### Chair:

Mr. Chris KREMIDAS-COURTNEY, Multinational Cooperative Engagement Coordinator, US European Command (EUCOM)

Presenters:

Mr. Sanjeet RUHAL, The Nippon Foundation Lecturer in International Maritime Security Law, International Maritime Law Institute

Professor Dr. Wolff HEINTSCHEL von HEINEGG, Chair of Public International Law, European Law and Foreign Constitutional Law, Europa-Universität Viadrina, Frankfurt (Oder) & President, International Society for Military Law and the Law of War

12:30 – 13:30 Standing lunch

13:30 - 14:40	<u>General Discussion</u> New Technologies & International Humanitarian Law
	Chair: Mr. Michael MEIER, Special Assistant for Law of War Matters, National Security Law Division, Office of the Judge Advocate General, Department of the Army, United States
	Presenters: Dr. Agnieszka JACHEC NEALE, Lecturer, Exeter Law School Mr. Robert GHOSN, External Lecturer, Institute for International Humanitarian Studies, Aix- en-Provence Law School
14:40 - 15:15	<b>Special Presentation in French (followed by a summary in English)</b> The French version of the 'Leuven Manual on the International Law Applicable to Peace Operations'
	Chair: Mr. Alfons VANHEUSDEN, Assistant Secretary-General, International Society for Military Law and the Law of War
	Presenter: Mrs. Laurence DE GRAEVE, Legal Advisor, International Law Section, Legal Advisory Division, Belgian Ministry of Defence
15:15 – 15:45	Coffee/tea
15:45 - 16:45	<u>General Discussion</u> The Protection of Cultural Heritage in Peace Operations
	Chair: Dr. Rossitza BARAKOVA, Institute for International Humanitarian Studies, Aix-en-Provence Law School
	Presenter: Mrs. Kristin HAUSLER, Director, Centre for International Law, British Institute of International and Comparative Law
16:45 - 17:30	<u>Special Presentation</u> The updated ICRC Commentary to the Geneva Convention relative to the Treatment of Prisoners of War
	Presenter: Dr. Jean-Marie HENCKAERTS, Legal Advisor and Head of the Project to update the ICRC Commentaries to the Geneva Conventions, International Committee of the Red Cross (TBC)

17:30 - 18:00	Special Presentation The 2019 Yale Draft Principles for Military Summary Proceedings
	Chair: Lieutenant-Colonel (ret.) Franklin D. ROSENBLATT, United States
	Presenters: Mr. Eugene R. FIDELL, Senior Research Scholar in Law and Florence Rogatz Visiting Lecturer in Law, Yale Law School Lieutenant-Commander (ret.) Dr. Pascal LÉVESQUE, Canada Commander Christopher GRIGGS, Naval Reserve, New Zealand Lieutenant-Colonel (ret.) Rachel E. VANLANDINGHAM, Associate Professor of Law, Southwestern Law School
	Free evening
<u>Friday, 15 May 2020</u>	<u>0</u>
08:45 - 10:30	<u>General Discussion</u> The Status of the Military Uniform under International and National Law, and the Associated Obligation/Right to Wear the Uniform, Including in Special Circumstances
	Chair: Brigadier-General Darren STEWART, OBE, Vice-President, International Society for Military Law and the Law of War
	Presenters: Dr. Jean-Marie HENCKAERTS, Legal Advisor and Head of the Project to update the ICRC Commentaries to the Geneva Conventions, International Committee of the Red Cross (TBC) Professor Dr. Aurel SARI, Director, Exeter Centre for International Law, Exeter Law School
10:30 - 11:00	Coffee/tea
11.00 - 12.15	<u>General Discussion</u> Fact-finding and International Crimes
	Chair: Dr. Lena CASIEZ, Institute for International Humanitarian Studies, Aix-en-Provence Law School
	Presenter: Dr. Agnieszka JACHEC NEALE, Lecturer, Exeter Law School
12:15 - 13:30	Standing lunch
13:30 - 15:30	<u>General Discussion</u> Civilians Trapped in Hostilities – What Does the Law Say?
	Chair: Mrs. Anne OSTRUP, Special Advisor on International Humanitarian Law, Office of the Judge Advocate General, Denmark
	Presenters: Professor Dr. Betcy JOSE, University of Colorado Denver Dr. Juliette DEFOND, Institute for International Humanitarian Studies, Aix-en-Provence Law School Dr. Rossitza BARAKOVA, Institute for International Humanitarian Studies, Aix-en-Provence Law School

15:30 - 16:00	Coffee/tea	
16:00 - 17:00	General Discussion Reparations for Victims of International Crimes	
	Chair: Mrs. Antoaneta BOEVA, Director of the Documentation Centre, International Society for Military Law and the Law of War	
	Presenter: Mrs. Niki SIAMPAKOU, PhD Candidate, Institute for International Humanitarian Studies, Aix- en-Provence Law School	
17:00 - 17:20	<u>Special Presentation</u> Legal Advisors Worktop Functional Area System (LAWFAS)	
	Presenter: Mr (CTR) José Maria DA SILVA MIGUEL, Office of the Legal Advisor of Allied Command Operations (ACO) / Supreme Headquarters Allied Powers Europe (SHAPE)	
17:20 – 17:50	<b>Closing Ceremony &amp; Handing Over of the Certificates of Participation</b>	
	Chair: Mr. Ludwig VAN DER VEKEN, Secretary-General, Belgian Ministry of Defence & Secretary- General, International Society for Military Law and the Law of War	
<u>Saturday, 16 May 2020</u>		

Optional group trip (Specific registration required)