

# Preparatory Commission for the International Criminal Court

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Working Group on the Rules of Procedure and Evidence New York, 16–26 February 1999 26 July–13 August 1999 29 November–17 December 1999

# **Report on the international seminar on victims' access to the International Criminal Court**

# Annex II

International seminar on victims' access to the International Criminal Court, Paris, 27–29 April 1999. List of experts.

## Bureau

Mr. Stéphane Hessel, Ambassador of France, Chair

Mr. Philippe Kirsch, President of the International Criminal Court Preparatory Commission, honorary member of the Bureau

Mr. Ronny Abraham, Director of Legal Affairs, Ministry of Foreign Affairs

Professor Medard Rwelamira, Adviser, the Ministry of Justice, Head of the South African delegation for the International Criminal Court, *Chair of workshop 1* 

Ms. Sylvia Fernandez de Gurmendi, Head of the Argentine delegation for the International Criminal Court, Chair of the Working Group on Procedure, *Chair of workshop 2* 

Ms. Maymoune Diop, Director of Legal and Consular Affairs of Senegal, Chair of workshop 3

Ms. Fiona McKay (United Kingdom of Great Britain and Northern Ireland) Secretary-General of Redress — seeking reparations for victims of torture, *Chair of workshop 4* 

Mr. Bill Pace, President of the International Coalition of NGOs for the International Criminal Court

Mr. Jean Folana, President of the French coalition of NGOs for the International Criminal Court

**General Rapporteur**: Mr. Roger-Vincent Calatayud, President of the Bar, President of the Commission des Libertés et Droits de l'Homme, Conseil National des Barreaux

#### **Rapporteurs**

Mr. Fabrizio Guariglia, Lawyer, International Tribunal for the Former Yugoslavia (Argentina), Rapporteur, workshop 1

Mr. Peter Lewis, Crown Prosecution Service (United Kingdom of Great Britain and Northern Ireland), Rapporteur, workshop 2

Ms. Libby Arcel, Psychologist (Denmark), Rapporteur, workshop 3

Mr. Gilbert Bitti, Academic (France), Rapporteur, workshop 4

#### **Representatives of the Secretary-General of the United Nations**

Mr. Vaclav Mikulka, Director of the Codification Office, United Nations

Mr. Renan Villacis, Codification Office

### French reception group<sup>1</sup>

#### Workshop 1 — Victims, Referral, Admissibility

Professor Medard Rwelamira, Adviser, the Ministry of Justice, Chair (South Africa)

Mr. Fabrizio Guariglia, Legal Adviser, Office of the Prosecutor, International Tribunal for the Former Yugoslavia, Rapporteur (Argentina)

Ms. Barbara Bedont, International Centre for Human Rights and Democratic Development (Canada)

Mr. François Cantier, President, Avocats sans frontières (France)

Mr. Xavier Charvet, Conseil de l'Ordre des avocats de Paris (France)

Professor Roger S. Clark, Professor, Rutgers University

Ms. Sara Criscitelli, Department of Justice (United States of America)

Ms. Yael Danieli, International Society for Traumatic Stress Studies

Mr. Isaac Fayomi, Technical Adviser, Ministry of Justice (Benin)

Ms. Socorro Flores Liera, Legal Counsel, New York (Mexico)

Ms. Lamia Mekhemar, Legal Counsel, New York (Egypt)

Professor Mauro Politi, Legal Counsel, New York (Italy)

Ms. Caroline Ravaud, Registrar, European Court of Human Rights (France)

Mr. François Rubio, Legal Director, Médecins du Monde (France)

#### Workshop 2 — Participation

Ms. Sylvia Fernandez de Gurmendi, Chair (Argentina)

Mr. Peter Lewis, Crown Prosecution Service, Rapporteur (United Kingdom of Great Britain and Northern Ireland)

Mr. William Bourdon, International Federation of Human Rights (France)

<sup>&</sup>lt;sup>1</sup> Ms. Anne Claude Advenier, Ms. Gwenaelle Bouille, Ms. Marie Chauvel, Ms. Marie-Paule De Clerck, Mr. Pierre André Lageze, Mr. Ronan Le Clerc, Ms. Béatrice le Fraper du Hellen, Ms. Sarah Moghaddassi, Ms. Joanna Scott.

Ms. Lea Browning, Women and Men Engaged in Advocacy, Research and Education (WEARE) for Human Rights (United States of America)

Mr. Antoine Buchet, Ministry of Justice (France)

Mr. Trevor Chimimba, Legal Adviser, New York (Malawi)

Ms. Rhonda Copelon, Professor, City University of New York Law School, Women's Caucus for Gender Justice (United States of America)

Mr. David Donat-Catin, Society for the International Criminal Tribunal (Italy)

Ms. Helen Duffy, Consultant, Human Rights Watch (United Kingdom of Great Britain and Northern Ireland)

Mr. Hakan Friman, Magistrate, member of the Swedish delegation for the International Criminal Tribunal (Sweden)

Ms. Irene Gartner, Ministry of Justice (Austria)

Mr. Moussa Haouna, Secretary-General, Ministry of Justice (Niger)

Mr. Christopher Keith Hall, Legal Adviser, Amnesty International (United Kingdom of Great Britain and Northern Ireland)

Mr. Jurg Lindenmann, Ministry of Justice (Switzerland)

Mr. Cheick Sako, President, Juristes sans Frontières (Guinea)

Ms. Cate Steains, Legal Adviser, New York (Australia)

Mr. Franck Terrier, Advocate General, International Criminal Tribunal for the Former Yugoslavia (France)

#### Workshop 3 — Protection

Ms. Maymoune Diop, Director of Legal and Consular Affairs, Chair (Senegal)

Ms. Libby Arcel, Psychologist, Rapporteur (Denmark)

Ms. Fanny Benedetti, Office of the United Nations High Commissioner for Refugees (France)

Ms. Sylvie Bukhari de Ponthual, International Federation of ACAT (Action of Christians for the Abolition of Torture) (France)

Ms. Widney Brown, Women's Rights Division, Human Rights Watch (United States of America)

Ms. Christine Chinkin, Professor, London School of Economics (Australia)

Mr. Jean-Jacques Heinz, Deputy Registrar of the International Tribunal for the Former Yugoslavia (France)

Ms. Li Yanduan, member of the delegation of China to the International Criminal Court (China)

Mr. Paul-Henri Morard, Head of the Paris delegation of the International Committee of the Red Cross (Switzerland)

Ms. Betty Murungi, Women's Human Rights Programme (Kenya)

Dr. Ghassan Obeid, Legal Adviser, New York (Syrian Arab Republic)

Mr. Igor Panin, member of the Russian delegation to the Rome Conference (Russian Federation)

Ms. Catherine Powell, Academic, Columbia University (United States of America)

Mr. Jean-Pierre Soh, Adviser, Office of the President of the Republic (Cameroon)

Ms. Immy Talgreen, Office of Legal Affairs, Ministry of Foreign Affairs (Finland)

Ms. Patricia Viseaur Sellers, Adviser to the Prosecutor, International Tribunal for the Former Yugoslavia (Australia)

#### Workshop 4 — Reparations

Ms. Fiona McKay, Redress (United Kingdom of Great Britain and Northern Ireland), Chair

Mr. Gilbert Bitti, Academic, Rapporteur (France)

Ms. Karine Bonneau, Researcher (France)

Ms. Cristina Rosello Gates, Centre for Restorative Justice in Asia (Philippines)

Mr. Erik Holst, Rehabilitation Centre for Victims of Torture, Copenhagen (Denmark)

Mr. Virgil-Constantin Ivan, Supreme Court (Romania)

Mr. Hiroshi Kawamura, Permanent Mission of Japan to the United Nations (Japan)

Mr. Phakiso Mochochoko, Legal Adviser, New York (Lesotho)

Mr. Christopher Muttukumaru, Co-Chairman, Informal Working Group on Reparations, Rome Conference (United Kingdom)

Ms. Françoise Ngendahawo, Registry, International Criminal Tribunal for Rwanda (Burundi)

Ms. Dinah Shelton, Academic, Notre Dame Law School (United States of America)

Mr. Francisco Soberon Garrido, President, Asociación por Derechos Humanos (APRODEH) and Latin American Coalition for the International Criminal Court (Peru)

Ms. Pam Spees, International Women's Rights Clinic (United States of America)

Mr. Lyal Sunga, Office of the United Nations High Commissioner for Human Rights (Canada)

Mr. Theo Van Boven, Professor, University of Maastricht, former Special Rapporteur of the United Nations Subcommission on Prevention of Discrimination and Protection of Minorities (Netherlands)

# Annex III

# List of Observers

Mr. Mustafa Abood, Embassy of Yemen, Paris

Ms. Jane Adolphe, Real Women of Canada

Ms. Irune Aguirrezabal Quijera, Coordinator, Spanish Coalition for an International Criminal Court and representative of Movimiento por la Paz, el Desarme y la Libertad to the European Union

Mr. Mohamed Ibn Abdulaziz Al Mhaizeaz, Adviser, Ministry of Justice, Kingdom of Saudi Arabia

Ms. Martha Jean Baker, Women's International League for Peace and Freedom

Ms. Dominique Balas, League for Human Rights (France)

Ms. Frédérique Bannes, Amnesty International, French branch

Ms. Michaela Beati, European Community Humanitarian Office (ECHO)

Mr. G. Roberto Belleli, Ministry of Justice, Italy

Ms. Nicola Bellomo, European Community Humanitarian Office (ECHO)

Mr. Roland Beoroy, Christian Union of Deportees and Internees

Mr. Antoine Bernard, Executive Director, International Federation of Human Rights

Mr. Bernheim, International League Against Racism and Antisemitism

Ms. Ilaria Bottigliero, Institute of International Studies, Geneva

Ms. Florence Bourg, Lawyer

Ms. Séverine Boursin, Director, Women's Rights Section, International Federation of Human Rights

Mr. Walter Brill, Legal Counsellor, Office of the United Nations High Commissioner for Refugees

Mr. Cabouat, French Red Cross

Ms. Dominique Caviatti, Office for international cooperation in criminal matters and conventions, Ministry of Justice, France

Mr. Ian Chisholm, Home Office, United Kingdom of Great Britain and Northern Ireland

Ms. de Chambrun, People's Assistance of France

Dr. Thierry Choubrac, Secretary-General, Médecins du monde

Ms. Marie Jo Cocher, International Federation of ACAT (International Federation of Christians for the Abolition of Torture)

Mr. Gérard Cohen-Jonathan, Professor, University of Paris II-Assas

Mr. Comte, Counsellor, Embassy of Côte d'Ivoire, Paris

Mr. Sven Corthout, Deputy Counsellor, Office of Criminal Legislation and Human Rights, Ministry of Justice, Kingdom of Belgium

Mr. Dago, Counsellor, Embassy of Côte d'Ivoire, Paris

Ms. Dekens, International Federation of ACAT (International Federation of Christians for the Abolition of Torture)

Ms. Nicole Derhy, Lawyer, Amnesty International, French branch

Ms. Michelle Derhy, Amnesty International, French branch

Mr. Djavadian, Embassy of the Islamic Republic of Iran, Paris

Ms. Estelle Drouvin, International Federation of ACAT (International Federation of Christians for the Abolition of Torture)

Ms. Michèle Dubrocard, Assistant Director for Human Rights, Office of Legal Affairs, Ministry of Foreign Affairs (France)

Mr. Dye, Lawyer, Coalition for an International Criminal Court

Ms. Tania Dyson, International Coalition for an International Criminal Court

Mr. El Eriani, Embassy of Yemen, Paris

Ms. Léna Etner, Amnesty International

Mr. Yriex François, National Consultative Commission on Human Rights (France)

Ms. Dorothée le Fraper du Hellen, Lawyer, Montpellier Appeals Court

Ms. Emanuela Fronza, Professor, University of Teramo, Italy

Mr. Tristan Gervais de Laffon, Department of Cooperation and Development, Ministry of Foreign Affairs, France

Mr. Goeau-Brissonière, National Consultative Commission on Human Rights (France)

Ms. Mariana Goetz

Mr. Alain Goldmann, Chief Rabbi (France)

Ms. Magali Guerder, Médecins du monde

Ms. Marie Guiraud, International Federation of Human Rights

Ms. Hamel Raoui

Mr. Hamon, National Consultative Commission on Human Rights (France)

Ms. Dominique Jacques, Juristes sans frontières

Ms. Laetitia Janbon, Montpellier Human Rights Institute

Mr. Franck Jarasch, Ministry of Foreign Affairs (Germany)

Mr. Louis Joinet, Solicitor General, Court of Cassation, Rapporteur of the Subcommittee on Human Rights on action to combat impunity

Mr. Claude Katz, Secretary-General, International Federation of Human Rights

Ms. Renée Keller, Christian Union of Deportees and Internees

Mr. Yves Laurin, Lawyer

Ms. Alexa Leblanc, Director for the Americas, International Federation of Human Rights

Ms. Hélène Leblanc, Coalition for an International Criminal Court

Ms. Françoise Lecour, People's Assistance of France

Mr. Fidel Lopez Alvarez, Embassy of Spain, Paris

Mr. Daniel Malgras, National Education Federation, National Consultative Commission on Human Rights (France)

- Ms. Rashida Manjoo, Lawyer (South Africa)
- Mr. Thierry Massis, Lawyer
- Ms. Géraldine Mattioli, Amnesty International
- Ms. Méliné Mavian, Student
- Ms. Mecheri, Department of Public Information (DPI), United Nations
- Mr. Meese, Coalition for an International Criminal Court
- Mr. Frédéric Mégret, Student

Mr. Yves Mignot, International Federation of ACAT (International Federation of Christians for the Abolition of Torture)

Mr. Paul Nemo, Director for the Protection of Human Rights, Union internationale des avocats

Ms. Pacale Norris, Coalition for an International Criminal Court

Mr. François-Xavier Nsansuwera, Secretary-General, International Federation of Human Rights

Mr. José del Carmen Ortega, Embassy of Colombia, Paris

Mr. Alain Ottan, Juristes sans frontières

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Mr. Christophe Pettiti, Human Rights Institute, Parisian Bar Association

Ms. Chantal Poiret, Deputy Director for United Nations Affairs, Ministry of Foreign Affairs, France

Mr. Victor Ponta, Ministry of Justice, Romania

Mr. Jean-Pierre Poulhe, National Consultative Commission on Human Rights (France)

Mr. Patrick Quentin, National Consultative Commission on Human Rights (France)

Ms. Muriel Quentin-Broder, National Consultative Commission on Human Rights (France)

Ms. Emmanuelle Robineau Duverger, International Federation of Human Rights

Mr. Cesare Romano, Professor, Center for International Cooperation, New York University

Mr. François Roux, Lawyer, Montpellier Appeals Court

Ms. Françoise Saulnier, Médecins sans frontières (France)

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Ms. Odile Sidem-Poulain, Secretary-General, International Federation of Human Rights

Mr. Soulez-Larivière, Vice-President, International Criminal Defense Attorneys Association

Ms. Jeanne Sulzer, Director, International Criminal Court Programme, International Federation of Human Rights

Ms. Claudine Thomas, European Community Humanitarian Office (ECHO)

Ms. Sophie Thonon, Lawyer, Paris Bar

Ms. Florence Trintignac, Médecins du monde

Ms. Dona Turk, Embassy of Lebanon, Paris

- Mr. Lars Van Troost, Amnesty International, Netherlands branch
- Mr. Pierre Truche, President, Court of Cassation
- Mr. Michel Wagner, National Consultative Commission on Human Rights (France)