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**CONFERENCE PROGRAMME**

3 December 2022

**ADC at 20:**

Two Decades of International  
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# CONFERENCE PROGRAMME

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- 09:25 – 09:30 **WELCOME**  
**Marie O'Leary**, President, ADC-ICT
- 09:30 – 11:00 **THE LESSER HEARD VOICES**  
**Sarah Bafadhel**, Moderator  
**Dr. Priya Pillai**, International Lawyer/Head – Asia Justice Coalition  
*Challenges of Culture and Diversity in International Criminal Law*  
**Cécile Lecolle**, Case Manager and Legal Assistant  
*Managing a Case at the International Courts and Tribunals*  
**Anna Katulu**, Legal Officer, UN-OHCHR and Former Investigator  
*Defence Investigations at the International Courts and Tribunals*  
**José Kukulú**, Interpreter, ICC  
*The Role of the (Field/Court) Interpreter at the International Criminal Court*
- 11:00 – 11:30 **BREAK - SIDE EVENT ON EARLY RELEASE**  
**Dragan Ivetic**, Defence Counsel, IRMCT and ICTY  
**Marie O'Leary**, President, ADC-ICT
- 11:30 – 13:00 **MOVING THE VANTAGE POINT**  
**Annie O'Reilly**, Moderator  
**Judge Solomy Balungi Bossa**, ICC Judge and Former ICTR and IRMCT Judge  
*Perspectives of the Defence from the Judiciary*  
**Mame Mandiaye Niang**, Deputy Prosecutor, ICC  
*Perspectives of the Defence from the Prosecution*  
**Kristina Carey**, Former Chief of Victims Participation Unit, STL  
*Perspectives of the Defence from Representatives of Victims*  
**Prof. Gentian Zyberi**, Norwegian Centre for Human Rights  
*Perspectives of the Defence from Academia*
- 13:00 – 14:30 **LUNCH**
- 13:45 – 14:30 **SIDE EVENT ON RELOCATED PERSONS**  
**Kate Gibson**, Defence Counsel, IRMCT, ICC, ICTR and SCSL  
**Philippe Larochelle**, Defence Counsel, IRMCT, ICC and STL
- 14:30 – 16:00 **THE COUNSEL'S CONCERNS**  
**Dragan Ivetic**, Moderator  
**Anta Guissé**, Defence Counsel, ICTR, ICC, ECCC and STL  
*Fighting the loneliness of the Defence : How advocating on our work and challenges is paramount to our clients' rights.*  
**Prof. Geert-Jan Knoops**, Defence Counsel, ICC and ICTY  
*The position of the acquitted persons at the ICC: a legal vacuum pursuant to article 85?*  
**Kate Gibson**, Defence Counsel, ICC, ICTR, IRMCT and SCSL  
*Carving a meaningful role for Defence Counsel in the field of preventing impunity*  
**Geoff Roberts**, Defence Counsel, ICTY, IRMCT, KSC  
*One step forward, two steps back. Twenty years of interim release before International Tribunals*
- 16:00 – 16:05 **CLOSING REMARKS**
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# SPEAKER BIOGRAPHIES



## **Sarah Bafadhel**

Sarah Bafadhel is member of the Bar of England and Wales with fifteen years' experience specialising in international criminal law, public international law and human rights law.

Sarah has defended clients in international and national institutions including the International Criminal Court, International Residual Mechanism for Criminal Tribunals, Special Tribunal for Lebanon and the International Criminal Tribunal for the former Yugoslavia as well as the European Court of Justice.

She is regularly instructed to provide legal consultation and advice to governments and NGOs across Europe, Africa and the Middle East in relation to the implementation, enforcement and consequences of international obligations arising from treaties, judicial decisions and regulatory measures.

Sarah has an LLM specialising in public international law from King's College London and is fluent in Arabic.



## **Dr. Priya Pillai**

Priya Pillai is an international lawyer, with two decades of expertise in the areas of public international law, international human rights, transitional justice, peace and conflict, and humanitarian issues.

Dr. Pillai has worked in national and international institutions, including at the United Nations International Criminal Tribunal for the Former Yugoslavia (ICTY) relating to trials in the aftermath of the conflict in the Balkans, and on various humanitarian issues globally while at the International Federation of Red Cross and Red Crescent Societies (IFRC) headquarters in Geneva. She has been involved in different aspects of peace and transitional justice initiatives, in South and South-East Asia, and has written and advocated on these issues regularly. She is a contributing editor at the international law blog *Opinio Juris*, and is on the editorial board of the *Indian Society of International Law Yearbook of International Humanitarian and Refugee Law*. She currently heads the Asia Justice Coalition secretariat, which is focused on justice and accountability in Asia.

Dr. Pillai holds a PhD in international law from the Graduate Institute, Geneva, an LLM from New York University School of Law as a Global Public Service Scholar, and obtained her first law degree from the National Law School of India University, Bangalore.



## Cécile Lecolle

Cécile is currently Legal Assistant in the Defence team of Mr. Al Hassan before the International Criminal Court. She previously worked as a case manager and legal assistant in the Defence Team of Mr. Jean-Pierre Bemba at the ICC from 2013, until his acquittal in 2018, and in the Defence Team of Mr. Ndagijimana in the Nzabonimpa et al. case at the UN-IRMCT from 2019 to 2021. She was also an associate legal officer at the OPCD in 2021 and a consultant for IDLO from 2017 to 2021. She obtained a Masters from the Université La Sorbonne (France) as well as a LL.M from Leiden University.



## Anna Katulu

Anna N. Katulu is currently with the Office of the High Commissioner for Human Rights (OHCHR) as a Legal Advisor to the OHCHR Sri Lanka accountability project.

Previously, she worked in OHCHR's Rule of Law and Democracy Section covering human rights in armed conflict, the safety of journalists and accountability, as well as at the ECCC / UNAKRT in the office of the International Co-Investigating Judge as legal officer and sub-team leader in two investigations, before the ICC in the defence teams for Mr. Banda and Mr. Jerbo, conducting legal and investigative work, and at the ICTY in defence on the Plić et al. case. During her time in The Hague, Anna also took up consultancies as legal adviser and investigator, including with Civitas Maxima in Geneva and supporting the United Nations Special Rapporteur on the Promotion and Protection of Human Rights while Countering Terrorism as they appeared as a third party in the Al Nashiri case before the European Court of Human Rights.

Anna holds a LL.M in International Humanitarian Law from the Academy of International Humanitarian Law and Human Rights in Geneva. After her studies, she worked in Geneva for TRIAL International and on projects in Burundi supported by the Swiss Department of Foreign Affairs.

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## **José Kukulu**

José Kukulu Kapinga Luwa is a Court Interpreter at the International Criminal Court (“The Court”). After graduating in Education and reaching out to Youth with learning challenges, he worked in Curriculum development projects as School Administration Officer for few years before going back to school and start learning interpretation and translation. In 2006, one year after he graduated he received an offer from the Court as African languages interpreter and grabbed the opportunity to interpret for the first trial ever at the Court, The Prosecutor vs Thomas Lubanga Dyilo. Other trials in which he worked are: Ngudjolo and Katanga, Ruto and Sang, Kenyatta, Bemba and Ntaganda. Today José is also a speaker in conferences for various universities and organizations on interpretation and translation in International Criminal Justice settings. At the Court, he now puts his 17 years’ experience in recruiting, training and deploying free-lance field interpreters working with languages relevant to the situations before the ICC.



## **Mame Mandiaye Niang**

Mr Mame Mandiaye Niang was elected Deputy Prosecutor of the International Criminal Court on 10 December 2021 by the Assembly of States Parties to the Rome Statute at its twentieth session. He was sworn in on 7 March 2022.

Mr Niang is a graduate of the École nationale d’Administration et de Magistrature in Dakar, Senegal. He has held senior positions in the Senegalese judicial system. He has been Prosecutor general of the Appeals Court of Saint Louis, in Senegal, Director of Criminal Affairs and Pardons at the Senegalese Ministry of Justice, “Auditeur” at the Senegalese Supreme Court, attached to the Prosecutor General, Trial Attorney at the Regional Tribunal of Dakar, and Magistrate at the Regional Tribunal of Dakar.

He has extensive international experience within the United Nations system, having served in various positions at the International Criminal Tribunal for Rwanda (ICTR), including Legal Officer, Senior Legal Officer and Chief of Staff of the Registrar, Regional Representative of the United Nations Office on Drugs and Crime (UNODC) in Southern Africa, with jurisdiction over the countries of SADEC, and Judge at the Appeals Chamber of the International Criminal Tribunal for the former Yugoslavia and the ICTR.

Mr Niang has published dozens of articles in law reviews in French and English, and co-authored several books on international humanitarian law and criminal procedure. He was a visiting lecturer in many institutes and academic institutions including the “Ecole nationale des Assistants sociaux et Educateurs spécialisés”, the Dakar “Centre de Formation judiciaire”, the University of Rwanda, and the Institute of International Law attached to Makerere University in Uganda.

M. Niang is a member of the “Union des Magistrats sénégalais” and the Senegalese Section of the International Association of Criminal Law.



## **Dragan Ivetić**

Dragan Dan Ivetić is currently Lead Counsel for Ratko Mladić before the Mechanism, a member of the ADC-ICT Training Committee, and vice-president/director of the International Innocence Project, a not-for-profit that works to prevent wrongful convictions, free the innocent and create fair, compassionate, and equitable systems of justice for everyone. He maintains his own law practice in Chicago and has previously defended several persons before the ICTY and IRMCT, in addition to being a Past President of the ADC-ICT.



## **Marie O'Leary**

Marie O'Leary is currently President of the ADC-ICT and Counsel for the Office of Public Counsel for the Defence (OPCD) at the ICC. She was previously part of the Defence teams of Naser Orić, Vlastimir Đorđević, Milan Lukić (Lukić & Lukić) and Dragomir Pećanac at the ICTY. She has also worked for the Amicus Prosecutor for contempt proceedings on appeal in the case against Vojislav Šešelj and as an Associate Legal Officer with ICTY Trial Chamber II. In 2010, O'Leary served as a Legal Consultant for the Defence Office at the STL. She was the Head of Office of the ADC-ICTY between 2006 and 2007 and is a former Vice-President of the Association and member of the Training Committee. Ms O'Leary is also a lecturer in the Seminar on International Criminal Defence at the United Nations Interregional Crime and Justice Research Institute and has lectured for the Summer School on International Criminal Law of the Grotius Centre of Leiden University.

Ms O'Leary holds a Bachelor of Arts (Journalism) degree from the University of St. Thomas. She has worked as an editor and as a marketing director prior to attending the University of St. Thomas School of Law. She graduated with a Juris Doctor in 2006, is licensed to practice in Minnesota and possesses experience with both the Minneapolis City Attorney and Minnesota Public Defenders' offices.



## **Annie O'Reilly**

Annie O'Reilly is co-counsel for Mr Kadri Veseli, who is due to stand trial at the Kosovo Specialist Chambers in 2023. Prior to this, she spent more than a decade working in ICL: first at the ICTY, where she was a defence team members, and later at the ICC where she occupied various positions in the Office of the Prosecutor. Ms O'Reilly is a member of the New York Bar.



## Judge Solomy Balungi Bossa

Prior to joining the ICC in 2018, Judge Solomy Balungi Bossa held positions as a Judge at the United Nations Mechanism for the International Criminal Tribunals (2012-2018), the African Court of Human and Peoples' Rights (2014-2018) and the Court of Appeal of Uganda (2013-2018). Before that she served as Judge with the United Nations International Criminal Tribunal for Rwanda (2003-2013), the East African Court of Justice (2001-2006) and the High Court of Uganda (1997-2013).

Before joining the bench, she served as an attorney in private legal practice (1988-1997) and lectured at the Law Development Centre of Uganda (1980-1997). During the same period, she served as a human rights activist and represented indigent women in courts of law. She also founded or chaired many non-governmental organizations that address legal and human rights issues. These especially include NGOs committed to helping people with HIV and AIDS.

Judge Bossa also served as Vice Chairperson of the International Bar Association Human Rights Institute (1993-1999), as Chairperson of the Legal Aid Clinics of the Law Development Centre (1999-2001), as President of the Uganda Law Society (1993-1995) and as Chairperson of Government bodies including the Uganda Law Council (1998-2003) and the National Steering Committee on Community Service (1997-2000).

She is a member of the International Association of Women Judges, the African Centre for Democracy and Human Rights and an Honorary Member of the International Commission of Jurists.



## Prof. Gentian Zyberi

Gentian Zyberi is a Professor of International Law and Human Rights at the Norwegian Centre for Human Rights, Faculty of Law of the University of Oslo, Norway. Professor Zyberi has been a member of the UN Human Rights Committee (2019-2022) and a member of the Permanent Court of Arbitration, The Hague, the Netherlands (2016-2028). Over the last two decades, he has done research, published and taught in the areas of international human rights, international humanitarian law, international criminal law and public international law at various universities in the Netherlands, Albania, China, the US, Kosovo, and Norway.

His practice of international criminal law includes working for the Defence at the International Criminal Tribunal for the former Yugoslavia (ICTY) for eight years (2004-2012) in two cases, namely Prosecutor v. Limaj et al and Prosecutor v. Haradinaj et al. From May 2008 to December 2012, he also acted as pro bono co-counsel before the ICTY for post-conviction matters on behalf of Mr Haradin Bala.

His research interests include the role of international courts and tribunals in developing international law; the protection of community interests in international law; and, transitional justice processes, especially in the Balkans.



## Kristina Carey

Kristina Carey is the former Chief of the Victims' Participation Unit at the Special Tribunal for Lebanon and is currently a Senior Legal Officer at the Organisation for the Prohibition of Chemical Weapons. Kristina previously worked as Appeals Counsel at the ICTY and was the Interim Head of the Independent Oversight Mechanism at the ICC.



## Kate Gibson

Kate Gibson has been representing accused before the international criminal courts and tribunals since 2005, including as Co-Counsel of Jean-Pierre Bemba and Bosco Ntaganda before the ICC, Co-Counsel of Charles Taylor before the SCSL, Co-Counsel of Radovan Karadžić before the IRMCT. At the ICTR, she was Lead Counsel of Justin Mugenzi and Co-Counsel of Jean-Baptiste Gatete. Currently, Kate is the Lead Counsel of Paul Rusesabagina, detained in Rwanda, and is part of the legal team of former Kosovo President Hashim Thaçi before the KSC. She also represents a group of Rohingya victims in the Myanmar/Bangladesh pre-trial proceedings before the ICC, and is Lead Counsel of Prosper Mugiraneza, detained Niger. Kate is an Associate Tenant of Doughty Street Chambers, holds an LLM in International Law from Cambridge University, and loves fair trials.



## Philippe Larochelle

Mr Larochelle is one of the founding partners of Larochelle Avocats, a firm specializing in litigation based in Montreal, Canada. ([www.larochelleavocats.com](http://www.larochelleavocats.com))

Since 1998, Mr Larochelle has developed a private practice focusing on civil and criminal law before the Superior Courts, Courts of Appeal and the Supreme Court of Canada.

Since 2001, he has also practiced in international criminal law, representing clients before the International Criminal Tribunal for Rwanda, the International Criminal Court and the Special Tribunal for Lebanon.

Mr Larochelle has extensive experience in civil, criminal and aboriginal law, both before Canadian and international courts, including the following cases:

- Acquittal before the Supreme Court of Canada in 2006 (Déry v. The Queen).
- Representing the interests of the Algonquin Makwanini First Nation since 2008.
- Acquittal of the Minister of Foreign Affairs of Rwanda at the International Criminal Tribunal for Rwanda in 2011 (The Prosecutor v. Bicomumpaka).
- Condemnation of Canada by the Committee against Torture in 2012 (Régent Boily v. Canada).



- Confirmation of the decision not to confirm the charges, before the Appeals Chamber of the International Criminal Court in 2012 (The Prosecutor v. Mbarushimana).
- Acquittal in R. v. Mungwarere, genocide trial before a Canadian court in 2013.
- Conviction of the Minister of Youth Affairs and Cooperatives by the International Criminal Tribunal for Rwanda in 2014 (Prosecutor v. Nzabonimana).
- Member of Narcisse Arido Defence team before the International Criminal Court in 2015.
- Defence Counsel for the interests of Hussein Hassan Oneissi before the Special Tribunal for Lebanon 2014-2016 (Acquittal in 2020).
- Revision case for Éliezer Niyitegeka before the IRMCT in 2015-2017.
- Condemnation of Canada by the Committee against Torture in 2018 (Léon Mugesera v. Canada)
- Representation of the Assembly of First Nations of Quebec before the Canadian National inquiry into Missing and Murdered Indigenous Women and Girls, acknowledgement by the Inquiry that the situation amounted to Genocide in 2018-2019.
- Representation of the Assembly of First Nations of Quebec before the Viens Commission, in Quebec, in 2019.
- Defence of Jean-de-Dieu Ndagijimana, facing contempt charges before the IRMCT 2019-2021
- Condemnation of Rwanda by the African Court of Human Rights in 2020 (Léon Mugesera v. Rwanda)
- Member of the Defence team of Paul Rusesabagina in Rwanda since August 2020.



### **Prof. Geert-Jan Knoops**

Geert-Jan Alexander Knoops (b.1960) is professor by special appointment of Politics of International Law at the University of Amsterdam, visiting Professor of International Criminal Law at Shandong University (Jinan, China) and a research fellow at the Institute of International Law of Wuhan University; from 2003 to 2013 he was professor of International Criminal Law at Utrecht University. He holds two PhD degrees. One in criminal law (duress) from the University of Leiden (The Netherlands) and one in international criminal law from the University of Ireland, at the Irish Centre for Human Rights in Galway. He also holds a LL.M degree in public international law and international criminal law from the University of Leiden (the Netherlands)

As of 1994 Professor Knoops practises international criminal law as an attorney at the law firm Knoops' International Lawyers in Amsterdam. He has appeared as defence counsel before several international courts such as the European Court of Human Rights (ECHR) in Strasbourg, the International Criminal Tribunal for Rwanda (ICTR), the International Criminal Tribunal for the former Yugoslavia (ICTY), the Special Court for Sierra Leone (SCSL) and the International Criminal Court (ICC). Knoops is also admitted as defence counsel before the Cambodia Tribunal (ECCC). He was appointed by the ICTY as duty counsel in the case of Prosecutor v. A. Gotovina and he was appointed as legal consultant for the defence in the ICTY appeals proceedings of Prosecutor v. Lukic.

In October 2005 he was appointed as expert consultant in Hamdan v. Rumsfeld (Military Commissions/Guantanamo Bay) which case led to the landmark U.S. Supreme Court judgement.

He is also an Advisory consultant at Sunsglow New York (as of 2006), a U.S. based international organisation and think tank on the development of the rule of law in international affairs, and a member of the Sierra Leone Institute of International Law. Professor Knoops has appeared as lead counsel in the ICTR cases of Prosecutor v. Musabyimana and Prosecutor v. Bagaragaza, in the SCSL case of Prosecutor v. Kanu and in the ICTY case of Prosecutor v. Jovica Stanisic (2004-2009). As of January 2015, he acted as lead counsel in the case of the Prosecutor v. Charles Blé Goudé before the ICC, which led to a final acquittal in 2021. He was appointed as lead counsel in a second case before the ICC in February 2019, the case of Patrice-Edouard Ngāïssona.

In his capacity as international criminal law expert, professor Knoops has appeared as an expert witness before the Dutch Parliamentary Commission on the SAF mission (Uruzgan, Afghanistan) in January 2006 as well as December 2007, before the Parliamentary Commission on Combating Piracy in 2009 and 2011, and before the Parliamentary Commission on Foreign Affairs in 2016 concerning the downing of Malaysian Airlines flight 17. Recently, Professor Knoops has provided many legal opinions to Parliamentary Commission on Foreign Affairs amongst which the intervention in Syria. and piracy.

Professor Knoops holds the rank of Lieutenant Colonel (reserve) in the Royal Dutch Marines Corps and is appointed as defence counsel before the (extraordinary) Military Court in 2015. On 29 April 2009 professor Knoops was knighted as an Officer in the Order of Orange-Nassau by Queen Beatrix of the Netherlands for his legal-political services to the country and elected as best lawyer of the Netherlands in 2000-2002 and 2010. He also received the Amsterdam Bar Association Award in 2006.

Professor Knoops' academic books include, inter alia, Defenses in Contemporary International Criminal Law, 2nd ed. (2008), Surrendering to International Criminal Courts: Contemporary Practice and Procedure (2002), An Introduction to the Law of International Criminal Tribunals: A Comparative Study (2003; 2nd ed. 2014). Theory and Practice of International and Internationalized Criminal Proceedings (2005), Redressing Miscarriages of Justice: Practice and Procedures in (inter)national Criminal Cases (2006; 2nd ed. 2013), and Mens Rea at the International Criminal Court (2016). Professor Knoops' forthcoming titles in 2021 include The Law on Documentary, Testimonial and Forensic Evidence before International Criminal Tribunals.

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## Anta Guissé

Anta Guissé has been a practising lawyer at the Paris Bar in France since 1999. Her working language is French, while she also speaks English. As a criminal defence lawyer, she has appeared regularly before national criminal courts.

In addition, Ms Guissé has several years of experience appearing before the international jurisdictions. Between 2002 and 2010, she worked with several different defence teams before the International Criminal Tribunal for Rwanda, firstly as a legal assistant and then as counsel. In 2010, Ms Guissé had an assignment in a team of Legal Representatives of Victims before the International Criminal Court. Since 2012, Ms Guissé has been acting as an international lawyer for former Chairman KHIEU Samphân before the Extraordinary Chambers in the Courts of Cambodia (ECCC). She is part of the collective of lawyers for the family of the late Head of State Thomas Sankara and had participated in the trial of his assassination before the Military Tribunal of Ouagadougou (Burkina Faso). In late 2021, Ms Guissé has joined the defence team of Mr Alfred YEKATOM before the International Criminal Court.

Ms Guissé also regularly presents at training workshops for colleagues on the subject of international criminal justice (Rwanda, Cambodia, CAR etc). She's a member of the Training Committee of the ICC Bar Association (ICCBA).



## Geoff Roberts

Geoff Roberts is currently Co-Counsel representing Rexhep Selimi before the Kosovo Specialist Chambers. He has previously represented Anselme Nzabonimpa before the IRMCT and Assad Sabra before the STL as well as working for the Defence teams of Naser Oric and Rasim Delic at the ICTY, Thomas Lubanga at the ICC and Ieng Sary at the ECCC.



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