



Beyond the Charter:
**Peace,
Security
and the Role
of Justice**

FROM PEACE TO JUSTICE

ANNUAL CONFERENCE OF THE HAGUE ACADEMIC COALITION

5 April 2006

Reception

Sociëteit 'de Witte' - The Hague

6 April 2006

Plenary Sessions

World Forum Convention Center - The Hague

7 April 2006

Parallel Sessions

T.M.C. Asser Instituut
Carnegie Foundation, Peace Palace
Netherlands Institute for International Relations
Clingendael
Grotius Centre (Campus The Hague/Leiden University)
Institute of Social Studies

Further information and registration:

www.haguejusticeportal.net



FROM PEACE TO JUSTICE



THE HAGUE ACADEMIC COALITION

The Conference

Beyond the Charter: Peace, Security and the Role of Justice

Each year the Hague Academic Coalition (HAC) hosts a Conference in the 'From Peace to Justice' Series. HAC is a consortium of six academic institutions based in The Hague, The Netherlands, all working in the field of international relations, international law and/or international development. The six HAC members are the T.M.C. Asser Instituut, the Carnegie Foundation, the Grotius Centre for International Legal Studies (Leiden University. Campus The Hague), the Institute of Social Studies, the Netherlands Institute of International Relations Clingendael and the Hague Institute for the Internationalization of Law. The Coalition seeks to promote research, education and debate on relevant topics. One of its activities is an annual interdisciplinary conference on aspects of peace and justice.

The theme for the 2006 Conference is 'Beyond the Charter: Peace, Security and the Role of Justice'. The United Nations Organizations stands at a crossroads. For the 60 years of its existence, its founding document, the UN Charter, has been the lodestar in determining whether threats to international peace and security crossed the rubicon to warrant forcible responses by the Security Council or threatened states.

Today, it is clear that the main threat to international peace and security foreseen by the drafters of the Charter has receded, but the world is hardly more secure or peaceful. Instead, new threats and potential threats to international peace and security have emerged, in particular from non-state actors, which, while no less grave, are not easy or possible to address within the existing legal framework, or existing institutions.

In recent years the idea that international peace and security is inextricably linked to protection of fundamental human rights and international justice has increasingly taken root. It is no longer only the concern of states or of the UN Security Council. The creation of a plethora of international and internationalised criminal courts is a testament to the belief that without punishment of serious international crimes and justice for their victims, peace and security can never be achieved in transitional societies. Peace and security have moved from being a concern merely of states to one of the individual and civil society. Still, the jurisdiction of such courts is limited to individuals, and does not cover states or non-state entities.

The Third Annual Conference of The Hague Academic Coalition in the From Peace to Justice Series focuses on current and emerging threats to international peace and security. It aims to identify some of the most urgent new non-traditional threats to international peace and security and examine whether these can be addressed within the Charter framework. To the extent that they cannot, it will discuss how the UN Organization could reform in order to address non-traditional threats, and will analyse the role of new international organizations in contributing to international peace, security and justice and their relationship with the United Nations, particularly, the Security Council.

Venue

Opening ceremony: Sociëteit 'de Witte', The Hague, The Netherlands

Plenary sessions: World Forum Convention Center, The Hague, The Netherlands

Parallel sessions: T.M.C. Asser Instituut, Peace Palace, Institute of Social Studies and the Netherlands Institute of International Relations 'Clingendael'

Language: English and French

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Conference Sessions

5 April 2006

Welcome

17.00 – 19.00

Opening ceremony and cocktail and welcome address by the Mayor of The Hague and Mr Luis Moreno Ocampo, Chief Prosecutor of the International Criminal Court

6 April 2006

Plenary session

08.00 – 09.00

Registration and coffee

09.00 – 09.30

Welcoming speeches by the various organisers

09.30 – 10.15

Opening keynote speech

Peace, Security and the Role of Justice

Philippe Sands, University of London

10.15 – 10.45

Responding to new threats to peace and security within the Charter Framework

Yves Daudet, Académie de Droit International de La Haye

10.45 – 11.00

Coffee

11.00 – 11.30

Responding to threats to international peace and security outside the Charter Framework

Ruth Wedgwood, Yale University

11.30 – 12.00

The Role of the International Criminal Court in an Emerging System of International Justice

Judge Navi Pillay, International Criminal Court

12.00 – 12.30

The impact on international peace and security of refugees and internally displaced persons

Ruud Lubbers, former UN High Commissioner for Refugees

12.30 – 13.00

Reform or irrelevance of the UN Security Council?

Speaker to be confirmed

13.00 – 14.00

Luncheon

14.00 – 16.00

Question Time: High Level Panel discussion with the above participants, other available speakers who come for the conference and the audience based on moderated questions from the floor

Moderator: Avril McDonald, T.M.C. Asser Instituut

16.00 – 16.20

Coffee

16.20 – 17.30

Question Time, continued

7 April 2006

Parallel sessions by the different institutions and Closing

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Parallel Sessions

7 April 2006 *Sessions will start at 9.00 hrs*

Identifying and Regulating New Types of Conflicts and Actors (English)

T.M.C. Asser Instituut

The peace and security of our world is threatened not only by traditional threats by states, including those with weapons of mass destruction, but also by new types of conflicts, waged by new types of actors, using both traditional and innovative methods and means of warfare. This session aims at identifying these new types of conflicts and actors and will discuss means of regulating them under international humanitarian law in its current and possibly revised forms, and under international criminal law. It also explores how, in relation to these threats, the lines between war and criminal law enforcement and between combatants and civilians are being blurred, with potential consequences for both national and international peace and security.

International Politics and International Law: Military Intervention as a Legitimate Means (English)

(English)

The Clingendael Institute

The world order as described by the UN Charter has become somewhat outdated, due to new security threats, and state borders are no longer absolute. Military intervention in other states has become a reality. However, how far are the rules and regulations changing and how far do they reflect this growing political will for intervention? And once adopted, how should these rules be transformed into workable policy, which has a strong and justifiable basis amongst the public and what role can non-state actors such as the media play in this respect? Burning questions, due to Iraq and Afghanistan, which will be answered in the Clingendael session.

A Case study of Rwanda (English and French)

Carnegie Foundation and Grotius Centre

The parallel session organised by the Grotius Centre

for International Legal Studies (Leiden University, Campus The Hague) and the Carnegie Foundation (Peace Palace) addresses a case study on Rwanda about the role of the ICTR to re-establish peace and security after the genocide which devastated this country in 1994. In this case study several issues will be touched upon by experts from the ICTR, the Human Rights Foundation with a women organisation in Rwanda. Speakers include the current Prosecutor from the ICTR, Mr. Hassan B. Jallow and a former witness to the Tribunal, Mr. Francois-Xavier Nsanzuwerwa. Judge Navi Pillay from the ICC and former President of the ICTR will chair the session.

Genocide or Terrorism: In which paradigm are we living? (English)

Institute of Social Studies

Is terrorism really the greatest threat the world faces today? Genocide, another major expression of violence, was seen as omnipresent in the nineties. Is that threat no longer with us? Can analysis of genocide increase our understanding of terrorism today? Part 1 compares different understandings of terrorism and state violence, including genocide. It investigates profiles of suspected or convicted terrorists and mass murderers guilty of genocide. Part 2 looks at how human rights may be being sacrificed through the terrorism paradigm. Finally, part 3 assesses how the terrorism paradigm impinges on developing countries, compared to the impact of the age of genocide in the 1990s.

Revert to Plenary

16.00 – 16.45

Presentation of summaries by rapporteurs of the parallel sessions

Closing keynote speech: Balancing the demands of security and humanity. *Speaker to be confirmed*

More details on registration, speakers and topics addressed in the parallel sessions are available through www.haguejusticeportal.net. For further information: conferencemanager@asser.nl.

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