



Grotius Centre
Campus Den Haag



Reparations before the International Criminal Court: Issues and Challenges

Conference

Peace Palace, The Hague, 12 May 2011

Agenda

9.00 Registration / Coffee

9.30 Welcome : Prof. Carsten Stahn, Leiden University; Miia Aro-Sanchez, The Hague Working Group facilitator for Victims Issues and Trust Fund for Victims; Carla Ferstman, REDRESS.

Opening Remarks: *President of the International Criminal Court, Sang-Hyun Song*

10.15 The Scope of Reparations: who is entitled, who is eligible?

Discussant: *Fiona McKay, ICC Victims Participation and Reparations Section (current jurisprudence before ICC in relation to victim participation)*

- *Gilbert Bitti, Senior Legal Adviser, ICC Pre-Trial Division: Reparations Principles*
- *Luc Walley, Victims' Legal Representative: National practice on defining scope*
- *Mia Swart, Leiden University: Who is entitled vs. manageability*

11.45 Tea / coffee

12.00 Issues surrounding the assessment of harm / collective approaches

Discussant: *Cynthia Chamberlain, Legal Officer, Trial Division, ICC (key issues in relation to the ICC's framework)*

- *Paolina Massidda, National evidential standards*
- *Liesbeth Zegveld: National practice on assessment of harm for reparations claims*
- *Susanne Sehlbach, EVZ Legal Adviser, Assessment of harm in German forced labour compensation programme & the use of presumptions*
- *Silke Studzinsky, Reparations at the Extraordinary Chambers in Courts of Cambodia*

13.30 Lunch provided at the venue

14.30 Implementation of reparations awards: forms of reparation / expertise

Discussant: Pieter de Baan, Executive Director, ICC Trust Fund for Victims

- *Heike Niebergall, IOM, Implementation of reparations: from outreach to distribution of benefits in difficult environments*
- *Laurence André, UN Trust Fund for Victims of Torture, OHCHR*
- *Tshepo Madlingozi, University of Pretoria, Khulumani Support Group*

15.45 Tea / Coffee

16.00 Cooperation of States: Investigating financial aspects and implementation of reparations

Chair: Ambassador Mary Whelan, Ireland

*Discussant: summary of issues in relation to ICC Cooperation on Reparations**

- *Miriam Spittler / Brendan Rook, Investigations, Prosecutor's Office, ICC*
- *Sandrine Giroud, Solicitor, Board member of TRIAL, Asset tracing in Switzerland*
- *Gerard Dive, Ministry of Justice Belgium, expertise on identifying / freezing assets*

17.30

Closing Remarks: Silvana Arbia, ICC Registrar

Conclusion: Carla Ferstman, Director, REDRESS

* to be confirmed

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