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Joint Conference of the European Society of International Law, the Ukrainian Helsinki Union for Human Rights and the Ukrainian Association of International Law:

‘Post-Conflict Justice in Ukraine’

Kyiv
25-27 May 2017

Draft programme

▪ **Thursday 25 MAY**

16:45 – 17:45	Pre-conference event: Screening of the Peabody Award-winning film: “Soft Vengeance: Albie Sachs and the New South Africa”	Opening remarks by Judge Ganna Yudkivska
18:00 – 19:00	Philippe Sands: Introductory talk on the book “East West Street” and the film “My Nazi Legacy” Questions and Answers: Philippe Sands, Judge Ganna Yudkivska, Judge Ksenija Turković, Arkadiy Bushchenko	Moderated by Mykola Gnatovskyy
19:00 – 20:30	Screening of the film “My Nazi Legacy”	
20:30	Cocktail (Dinner)	

▪ **Friday 26 MAY**

9:00 – 9:30	<p>Opening ceremony: <i>(Video) Greeting by President of Ukraine, Petro Poroshenko</i> André Nollkaemper (President of ESIL; University of Amsterdam) Pavlo Klimkin (Minister of Foreign Affairs of Ukraine) Arkadiy Bushchenko (Executive Director of the Ukrainian Helsinki Human Rights Union) <i>(TBD), Representative of the US Embassy in Ukraine/ U.S. Agency for International Development</i> Ganna Yudkivska (Judge, Section President of ECtHR, Academy of Advocacy of Ukraine) Mykola Gnatovskyy (President of the European Committee for the Prevention of Torture, Taras Shevchenko National University of Kyiv)</p>	
9:30 – 10:45	<p>Opening lecture by Judge Albie Sachs “Meeting the Man Who Put the Bomb in my Car: Former Constitutional Court Justice Albie Sachs speaks about transitional justice in South Africa and Kenya”</p>	<p>Moderated by Judge Ganna Yudkivska</p>
10:45 – 11:15	<p>Coffee break</p>	
11:15 – 13:00	<p>Plenary Session: “Contemporary Challenges for Transitional Justice”</p> <p><i>Taking stock of transitional justice: view by the Special Rapporteur on the Promotion of Truth, Justice, Reparations and Guarantees of Non-Recurrence</i></p> <p><i>Justice in conflict-affected situations -- changing and charging the narrative</i></p> <p><i>The Challenges of Transitional Justice during Conflict</i></p> <p><i>Courting Failure: When are International Criminal Courts Likely to Be Believed by Local Audiences?</i></p>	<p>Moderated by André Nollkaemper</p> <p>Pablo de Greiff (UN Special Rapporteur, New York University)</p> <p>Mark Kersten (London School of Economics)</p> <p>Sarah Nouwen (University of Cambridge)</p> <p>Marko Milanovic (University of Nottingham)</p>
13:00 – 14:00	<p>Lunch</p>	
14:00 – 15:30	<p>Parallel Workshops</p>	
	<p>Workshop 1: “Can the International Criminal Court Play a Constructive Role for the Post-Conflict Settlement in Ukraine?”</p> <p><i>What Can the International Criminal Court Do to Address the Conflict in Ukraine?</i></p>	<p>Moderated by Gleb Bogush</p> <p>Iryna Marchuk</p>

	<i>The Eleventh Dimension of the International Criminal Courts: Collective Memory and Social Systems</i>	Dmytro Koval
	<i>How, When and Why: the ICC's Competence to Review Completed Domestic Proceedings</i>	Gaiane Nuridzhanian
	<i>Acceptance of International Criminal Justice in Ukraine</i>	Valentyna Polunina
	Workshop 2: <i>"A truth commission for Ukraine: Establishing the historical truth and fighting today's propaganda?"</i>	<i>Moderated by</i> Mark Kersten
	<i>Post-conflict justice in Ukraine: Between accountability and social reconstruction</i>	Mindia Vashakmadze
	<i>Turning to Truth: The Value of a Truth Commission in Ukraine's Post-Conflict</i>	Ilya Nuzov
	<i>Ukrainian Memory Laws from the European Legal Perspective</i>	Uladzislau Belavusau
	<i>Truth Commissions and National NGOs: Establishing the Truth Together</i>	Oleg Martynenko
	<i>Internationalized Justice in Ukraine</i>	Eric A.Witte Christian De Vos
15:30 – 16:00	Coffee break	
16:00 – 17:00	Book presentation by Sergey Sayapin <i>"The Situation in Ukraine since 2014: jus ad bellum, jus in bello, jus post bellum"</i>	<i>Moderated by Judge</i> Ksenia Turković
17:15 – 18:30	Keynote lecture by Prof. M. Cherif Bassiouni <i>"The Future of Post-Conflict Justice in Light of Contemporary Low Level Conflicts and the Use of Automatic Weapons Systems"</i> and Q&A session (Skype)	<i>Moderated by Judge</i> Ganna Yudkivska and Marko Milanovic
19:00	Dinner	

▪ **Saturday 27 MAY**

9:00 – 11:00	Plenary Session: <i>"Positive obligations for the state under international criminal law"</i>	<i>Moderated by</i> Marko Milanovic
	<i>Post-Conflict Justice – Experiences from the ICTR context</i>	Erik Møse (Judge of the ECtHR, former President of ICTR)
	<i>Fighting impunity for gross human rights violations in post-conflict societies – case law of the European Court of Human Rights</i>	Kseniya Turković (Judge of the ECtHR, University of Zagreb)
	<i>The role of parliaments in recognizing and preventing international crimes</i>	Larissa van den Herik (Leiden University)

	<i>National implementation of international criminal law: are Eastern European states able to prosecute international crimes?</i>	Gleb Bogush (Lomonosov Moscow State University)
	<i>Obligations to prevent and punish atrocity crimes under international law: the case of a European State at war in the 21st century</i>	Mykola Gnatovskyy (President of the CPT, Taras Shevchenko National University)
11:00 – 11:30	Coffee break	
11:30 – 13:00	Parallel Workshops	
	Workshop 3: <i>“Reparations for victims of the armed conflict”</i>	<i>Moderated by Judge Kseniya Turković</i>
	<i>The Right to a Remedy and Reparation for Victims of the Armed Conflict in Ukraine: Challenges and Opportunities</i>	Vito Todeschini
	<i>International legal remedies for human rights violations on the Ukrainian territories outside the control of the Ukrainian authorities</i>	Antal Berkes
	<i>Post-Conflict Reparation: Ukrainian remedies of restitution of property in the context of the jurisprudence of the European Court of Human Rights</i>	Tetyana Antsupova
	<i>The Question of Reparations for Damage Caused by the Armed Conflict in the East of Ukraine</i>	Alla Blaga
	Workshop 4: <i>“Is there an existing model of post-conflict justice suitable for Ukraine? (Does the Anna Karenina principle apply to post-conflict justice?)”</i>	<i>Moderated by Arkadiy Bushchenko</i>
	<i>The philosophical foundations of transitional justice</i>	Natalia Satokhina
	<i>The new frontiers of vetting</i>	Jacopo Roberti di Sarsina
	<i>Transitional Justice for post-Putin Russia in the context of legal interests of Ukraine and other affected states</i>	Stanislav Dmitrievsky
	<i>Transitional Justice: Interplay of Stakeholders</i>	Oleksii Plotnikov
	<i>‘Specialist Chambers of Ukraine’ in The Hague; A suitable post-conflict judicial mechanism?</i>	Michail Vagias

13:00 –14:00	Lunch	
14:00 – 15:30	Workshop 5 “Accountability for IHL violations”	<i>Moderated by Olga Butkevych</i>
	<i>Analysis of Accountability Standards Under International Humanitarian Law and Justice Mechanisms in the Government of Ukraine to Prosecute such Violations</i>	Wayne Jordash
	<i>The law and practice of negotiating justice after armed conflicts: A framework for post-conflict justice in eastern Ukraine?</i>	Asli Ozcelik-Olcay
	<i>Accountability for armed conflict violations through the lenses of cultural property</i>	Kateryna Busol
	<i>Total Impunity in the ATO Zone: Investigations into Illegal Detentions and Forced Labour</i>	Nadia Volkova
	Workshop 6 “ECHR and other human rights bodies”	<i>Moderated by Maria Issaeva</i>
	<i>The role of international human rights mechanisms in securing post-conflict justice in relation to the Ukrainian conflict—extraterritoriality issues</i>	Ralph Wilde
	<i>The role of the ECHR and other human rights bodies during the Ukrainian conflict, its eventual settlement and aftermath</i>	Lilian Apostol
	<i>What impact the events in Crimea and Donbas might have on the ECtHR case-law under Article 1 of Protocol 1 to the ECHR</i>	Ivan Lishchyna
	<i>The Impact of European Court of Human Rights’ jurisprudence concerning property rights on the rights of IDPs in Ukraine</i>	Gulara Guliyeva
	<i>Human Rights Law and Humanitarian Law as part of the post-conflict legal framework: a tenable duo?</i>	Alessandra La Vaccara
<i>Human Rights and Times of Crisis: Justice, Terror and the Political Psychology of the Body</i>	John R. Morss	
15:30 – 16:00	Coffee break	

16:00 – 17:00	<p><i>Debriefing on workshops and conclusions</i></p> <p><i>Workshop 1: Gleb Bogush</i></p> <p><i>Workshop 2: Mark Kersten</i></p> <p><i>Workshop 3: Judge Ksenija Turković</i></p> <p><i>Workshop 4: Arkadiy Bushchenko</i></p> <p><i>Workshop 5: Olga Butkevych</i></p> <p><i>Workshop 6: Maria Issaeva</i></p>	<p><i>Moderators: Mykola Gnatovskyy and Judge Ganna Yudkivska</i></p>
17:00 – 17:30	<p><i>Closing plenary session</i></p> <p><i>Pavlo Petrenko (Minister of Justice of Ukraine)</i></p> <p><i>Oleksandr Zadorozhniy (President of Ukrainian Society of International Law, IIR Taras Shevchenko National University)</i></p> <p><i>Valeriia Lutkovska (Ukraine’s Parliamentary Commissioner for Human Rights)</i></p> <p><i>Marko Milanovic</i></p> <p><i>Arkadiy Bushchenko</i></p> <p><i>Judge Ganna Yudkivska</i></p> <p><i>Mykola Gnatovskyy</i></p>	



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