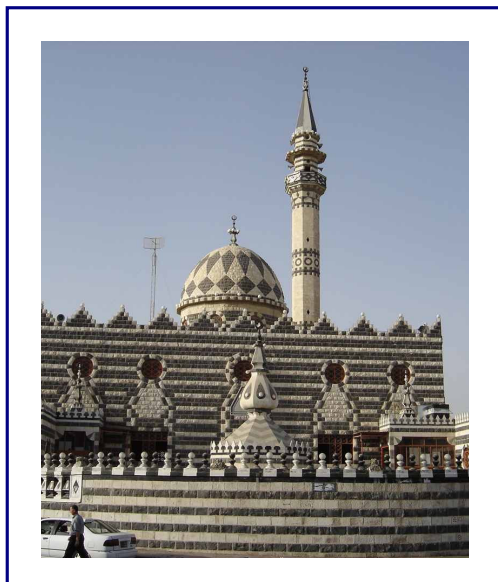


Seminar
**The International Criminal Court
&
Arab National Systems**



Radisson SAS Hotel
Amman, Jordan
13-15 February 2006

*Organized by
The International Criminal Law Network &
The Jordanian Center for Dispute Resolution
In cooperation with the United Nations Institute for Training and Research*

Supported by the Ministries of Foreign Affairs of
the United Kingdom, Ireland, Norway, Switzerland
and the Belgium Ministry of Justice

DAY 1 – PLENARY DEBATE

Chair: **Prof. Cherif Bassiouni**, Distinguished Research Professor of Law, DePaul University College of Law President, International Human Rights Law Institute

Opening of the seminar

- 8.30 *Word of welcome*
Prof. Michail Wladimiroff, President of the International Criminal Law Network
- 8.40 *Opening Remarks by:*
Ra'ed Qaqish, Member of Parliament, Jordan and Head of Delegation of the MENA-region Parliamentarians for Global Action
- 9.00 *Reception*

General Issues

- 9.30 *The role of the ICC in ending Impunity - the latest developments*
Fatou Bensouda, ICC Office of the Prosecutor
- 10.00 *Legal and political responses to the ICC*
Prof. Cherif Bassiouni, Distinguished Research Professor of Law, DePaul University College of Law President, International Human Rights Law Institute
- 10.30 Questions and comments
- 11.00 *Break*

The court's jurisdiction

- 11.15 *Reflections on the complementarity regime*
Prof. Michail Wladimiroff, international lawyer, President of ICLN, The Hague
- 11.45 *Prospects for the functioning of the ICC in light of complementarity*
Prof. Ibraheem Mashour AlJazy, member in the national committee for studying the Rome Statute of the ICC, Jordan and Senior Partner, Jordanian Center for Dispute Resolution
- 12.15 Questions and comments
- 12.45 *Lunch*

Chair: **Prof. Michail Wladimiroff**, international lawyer, President of ICLN

Consequences at the National Level

- 13.45 *Implementation of the Rome Statute: Making the national criminal justice system able in-law*
Nasser Amin, Arab Coalition for the ICC, Arab Centre for the Independence of the Judiciary and the Legal Profession, Egypt
- 14.15 *Complementarity in practice; "Room to manoeuvre between 'able and willing' on the one hand and mock trials on the other hand"*
Prof. Mohammed Olwan, Dean, Faculty of Law, Yarmouk University, Jordan
- 14.45 Questions and comments
- 15.15 *Break*
- 15.30 *Cooperation and judicial assistance and the importance of the privileges and immunities agreement*
Abboud el Serraj, Dean Faculty of Law, Professor of Criminal Law, Syrian representative at the United Nations Crime and Justice and Information Network
- 16.00 *Overview of the challenges for the prosecution relevant to complementarity*
Colonel Muhamad Ma'amoon Eid Abu Roman, General Prosecutor, High Criminal Court, Jordan
- 16.30 *Preparing participants for the third day simulation exercise*
Prof. Amal Yazji, Professor of International Law, Kalamoon University, Syria
Briefing on the simulation exercise and dividing the participants into three teams: Judges, Prosecutors and Defence Lawyers
- 17.45 *Closure*
- 18.00 Reception at the King Hussein Club, hosted by the Jordanian Center for Dispute Resolution
- 20.0 *Dinner at the Hotel Restaurant*

DAY 2 – PANEL DISCUSSION

	Legal	Military and Security
	Experts: Christopher Whomersley Fatou Bensouda Nasser Amin Cherif Bassiouni <u>discussion topics</u>	Experts: Christopher Whomersley Peter Hostettler Mikhail Wladimiroff Cherif Bassiouni <u>discussion topics</u>
08.30-09.30	1. The ICC and the Security Council Christopher Whomersley, Deputy Legal Adviser from the Foreign & Commonwealth Office in London	
09.30-10.30	2. Ins and outs of witness protection Fatou Bensouda (chair), Office of the Prosecutor, ICC	2. Policy implications for military planners Peter Hostettler, Head of Section of the International Law of Armed Conflicts, Federal Dept. of Defense, Switzerland
10.30-11.00	<i>Break</i>	
11.00-12.00	3. Specific issues of relevance to states Nasser Amin, Arab Coalition for the ICC, Arab Center for the Independence of the Judiciary and the Legal Profession	3. Command responsibility Michail Wladimiroff, International Lawyer
12.00-13.00	4. Peacekeepers and the ICC Cherif Bassiouni (chair), Distinguished Research Professor of Law, DePaul University College of Law President, International Human Rights Law Institute	
13.00-14.30	<i>Lunch at the Hotel Restaurant</i>	
14.30-16.00	Plenary discussion chaired by Cherif Bassiouni Briefing and preparation for the simulation exercise next day by Amal Yazji	
20.00	<i>Dinner at the Hotel Restaurant</i>	

DAY 3 – MORNING – SIMULATION EXERCISE

ICLN has a long-standing history of offering simulation exercises to its participants. These simulation exercises have been developed by Professor Roy S. Lee from the United Nations Institute for Training and Research and former executive secretary of the Rome Conference. The exercises have yielded great results both in the distribution of knowledge, and in the expansion of expertise. Moreover, in our training course, the element that was reviewed most positively always has been the simulation exercise.

Goals:

- 1) To familiarize participants with the relevant aspects of the court, with a special focus on the issues that confront the Arabian and Gulf states
- 2) To distribute knowledge on the practical operation of the Court
- 3) To promote knowledge useful in the determination of future policies towards the ICC

Moderator: **Amal Yazji**

In the current setup the participants are divided into three groups to adequately reflect the structure of trial procedure before the ICC:

- | | |
|-------------------|------------------------------------|
| - Judges | Coach: Michail Wladirmiroff |
| - Prosecutors | Coach: Fatou Bensouda |
| - Defence Counsel | Coach: Nasser Amin |

These groups participate under the guidance of coaches, each an expert in his respective field. The moderator will present a fictive situation which warrants ICC action. The simulation exercise will examine the conditions for the exercise of jurisdiction and by doing so will highlight specific issues and the practical operation of the Court. It has become clear that the simulation exercise has the ability to combine viewpoints and integrate various subjects into a better understanding of the procedural functioning of the ICC.

The simulation exercise will take up the first part of the morning. The exercise will start at 9.00 and will end at 14.00.

At 12.45 there will be a concluding session. The purpose of this session is to explore new steps to promote ratification in the region, discussing practical steps that could be taken in the respective countries to advance ratification. This session will end at 14.00h and announces the end of the conference.

9.00-10.30	Simulation Exercise
10.30-11.00	Coffee Break
11.00-12.30	Continuation of Simulation Exercise
12.30-12.45	Coffee Break
12.45-14.00	Closing sessions, Recommendations and Results
14.00	Lunch at the Hotel Restaurant