

Events 2014

Overview of events:

- Asser International Sports Law Centre (AISLC)
- Centre for the Law of EU External Relations (CLEER)
- Hague Environmental Law Facility (HELF) Lecture Series
- International Centre for Counter-Terrorism (ICCT) – The Hague
- International Humanitarian Law/International Criminal Law
- Supranational Criminal Law (SCL) and Hague Initiative for Law and Armed Conflict (HILAC) Lecture Series
- Other

Asser International Sports Law Centre (AISLC)

The Asser Sports Law ‘Lunch & Learn’ lecture series, organised by the Asser International Sports Law Centre, aims to introduce and update participants on the most pressing questions in the field of international sports law, by giving the floor to outstanding academics and practitioners.

Lunch & Learn and Book Launch ‘International and Comparative Sports Justice’

22 January 2014

Speaker: Michele Colucci, *Attorney and Professor International & European Sports Law, Sports Law and Policy Centre, European College of Parma, ISDE Madrid/Former member FIFA Dispute Resolution Chamber and Arbitrator, ECA of the European Handball Federation* and Karen L. Jones, *Researcher, T.M.C. Asser Instituut.*

Lunch & Learn ‘Eligibility of football players for representative teams under FIFA regulations: current legal issues ahead of the 2014 World Cup’

3 June 2014

Speaker: Yann Hafner, *University of Neuchatel.*

Lunch & Learn ‘The new FIFA Regulations for players’ agents: De-regulation or Re-regulation?’ *An analysis of the new FIFA Regulations on working with intermediaries*

19 November 2014

Speaker: Dr. Roberto Branco Martins, *lecturer in Labour Law and Sport; and International Sports Law at the University of Amsterdam.*

Lunch & Learn ‘Introducing the Council of Europe Convention on the Manipulation of Sports Competition’

10 December 2014

Speaker: Stanislas Frossard, *Executive Secretary of EPAS, Council of Europe.*

Other Sports Law events:

Keynote Address by Professor Weatherill, University of Oxford, 'Keeping the judges out! Three strategies for defending 'sporting autonomy''

10 April 2014

The Asser Sports Law Centre had the honour of welcoming Prof. Weatherill (Oxford University) for a thought-provoking lecture. In his lecture, Prof. Weatherill outlined to what extent the rules of Sports Governing Bodies enjoy legal autonomy (the so-called *lex sportiva*) and to what extent this autonomy could be limited by other fields of law such as EU Law.

Weatherill's presentation touched upon three main strategies used in different contexts (National, European or International) by the *lex sportiva* to secure its autonomy. The first strategy, "The contractual solution", relies on arbitration to escape the purview of national and European law. The second strategy is to have recourse to "The legislative solution", i.e. to use the medium of national legislations to impose *lex sportiva*'s autonomy. The third and last strategy – "The interpretative or adjudicative solution"- relies on the use of interpretation in front of courts to secure an autonomous realm to the *lex sportiva*.

Debate on the Study on Sports Organisers' Rights in the EU: *More legal protection for sports events: a safe bet?*

14 May 2014

The Asser International Sports Law Centre and the Institute for Information Law officially presented the final report and hosted a lively debate on the findings between the main authors of the report and various stakeholders, including representatives of the Sports Rights Owners Coalition, the European Gaming and Betting Association, Premier League, Bundesliga, the European Sports Security Association (ESSA), European Lotteries, and many others.

Centre for the Law of EU External Relations (CLEER)

CLEER Presidency Lecture series

The EU Council Presidency lecture series focuses on a specific segment of EU external actions and spotlights the role of the incumbent presidencies and the challenge they faced and their achievements in coordination, negotiation and leadership in regional and global issues, whilst at the helm of the EU Council. The Presidency lecture series has, to date, reviewed the experiences of the Hungarian (2011), Polish (2012), Danish (2012), Cyprus (2013) and Irish (2013) presidencies of the EU Council in the area of EU external relations.

In 2014 we welcomed both H.E. Mr. Darius Jonas Semaška, Ambassador of Lithuania to the Kingdom of the Netherlands (20 February 2014) and H.E. Ms. Teresa Angelatou, Ambassador of the Hellenic Republic to the Netherlands (18 September 2014) to the institute who reviewed the Lithuanian and Greek experiences, respectively.



*Mr. Darius Jonas Semaška,
Ambassador of Lithuania to the
Kingdom of the Netherlands*



*Ms. Teresa Angelatou, Ambassador of the
Hellenic Republic to the Kingdom of the
Netherlands*

The lecture series, initiated in 2011, engages the diplomatic contingent of incumbent Presidencies posted in The Hague, giving them the opportunity to share their experiences with the broad networks of the T.M.C. Asser Instituut and CLEER. www.cleer.eu

CLEER Conference ‘Using Human Security as a legal framework to analyse the Common European Asylum System’

4 July 2014

The [Centre for the Law of EU External Relations](http://www.cleer.eu) (CLEER) convened the second conference relating to its research project “Human Security: a new framework for enhanced human rights in the EU’s foreign security and migration policies”.

This expert conference went beyond traditional approaches to refugee protection in the Common European Asylum System (CEAS) and triggered an inter-disciplinary debate on the prospects of incorporating “Human Security” in the application of the EU asylum acquis and border control policies.

Hague Environmental Law Facility (HELFF) Lecture Series

The Hague Environmental Law Facility (HELFF) is a joint initiative of the T.M.C. Asser Instituut, the Institute for Environmental Security (IES) and its European Environmental Law (EEL) network. HELFF is active in contributing to the sphere of international and European environmental law by bringing together those involved in research, education, policy advice and practice in this field to discuss concrete challenges regarding the development and implementation of environmental law.

One instrument to support this mission is The Hague Environmental Law Facility Lecture Series. These lectures are delivered in The Hague by renowned speakers in the field of international and European environmental law and focus on environmental law issues, especially in the area of enforcement, compliance and implementation.

‘Whaling in the Antarctic: Observations on the ICJ Judgment in the Case Australia v. Japan’

4 April 2014

The first HELFF lecture on “Whaling in the Antarctic: Observations on the ICJ Judgment in the Case Australia v. Japan, New Zealand intervening” took place on Friday 4 April 2014 at the Asser Institute. A few days before the event, on 31 March 2014, the International Court of Justice pronounced its judgment in this case. Australia had claimed that Japan’s continued pursuit of a large-scale programme of whaling under its research programme is in breach of that countries’ obligations under the International Convention for the Regulation of Whaling.

‘The European Aarhus Space: The Role of the Aarhus Convention Compliance Committee, the ECHR and the CJEU’

1 May 2014

‘The Environmental Legacy of Sochi: Time to Take the Olympic Charter Seriously’

16 May 2014

International Centre for Counter-Terrorism (ICCT) – The Hague

High Level Panel: The Use of Military Evidence in Counter-Terrorism

29 August 2014

The International Centre for Counter-Terrorism (ICCT) in cooperation with the T.M.C. Asser Instituut convened a high-level panel on the use of evidence collected by military for use in terrorism-related cases in civilian courts. This expert panel looks at some of the scenarios and challenges faced by the military, prosecutors and judges in gathering and using such evidence collected on the battlefield.

International Humanitarian Law/International Criminal Law

3rd Annual PhD Day International Humanitarian and Criminal Law (IHCL) Platform

15 May 2014

The Asser Institute once again organised the annual PhD Day of the International Humanitarian and Criminal Law (IHCL) Platform. This Platform, created in 2010, enables PhD candidates from many institutions, to present their research or simply ask questions about research-related issues they would like to have feedback on, in a very informal setting.

The platform is central to establishing an academic network fostering research in the area of international criminal law (ICL) and international humanitarian law (IHL). It provides an academic podium for discussion of relevant contemporary issues and legal questions for which there is, as yet, no fixed jurisprudential position. The current participating institutions are the University of Amsterdam, the VU University Amsterdam, Leiden University, the University of Groningen, the Netherlands Defence Academy and the T.M.C. Asser Instituut.

Book Launch ‘Applying International Humanitarian Law in Judicial and Quasi-Judicial Bodies: International and Domestic Aspects’

25 November 2014

This event was organised by the [International Humanitarian and Criminal Law \(IHCL\) Platform](#) hosted by the T.M.C. Asser Instituut, in cooperation with the [Kalshoven-Gieskes Forum on International Humanitarian Law](#) of the Grotius Centre for International Legal Studies of Leiden University.

Mr. Solon Solomon provided a brief description of the publication, in which he appraised the volume being a comprehensive document investigating the way international and domestic courts and tribunals deal with international humanitarian law (IHL). He also touched upon a number of issues that would be addressed in greater detail by the panellists, such as the *Srebrenica* case before the Dutch courts and the psychological aspects of warfare.

Judge Christopher Greenwood of the International Court of Justice (ICJ), Judge Silvia Alejandra Fernández de Gurmendi of the International Criminal Court (ICC) and Professor Cedric Ryngaert of Utrecht University then provided their opinions on the evolution and application of IHL from the perspective of the ICJ, ICC and the academic world.

Conference ‘The Cyber Warfare Manual: A Detailed Assessment’

3 December 2014

The conference ‘The Cyber Warfare Manual: A Detailed Assessment’ was organised by the International Humanitarian and Criminal Law (IHCL) Platform, coordinated by the T.M.C. Asser

Instituut, in cooperation with Gerda Henkel Stiftung, the Dutch Ministry of Defence and the University of Amsterdam.

The aim of the conference was to bring together legal and military experts to critically assess the law applicable to cyber warfare, in particular the Tallinn Manual on the International Law Applicable to Cyber Warfare, a publication prepared by the International Group of Experts at the invitation of the NATO Cooperative Cyber Defence Centre of Excellence in Tallinn, Estonia.

Book Launch 'Nuclear Weapons Under International Law' (at Campus The Hague)

17 December 2014

The International Humanitarian and Criminal Law (IHCL) Platform of the T.M.C. Asser Instituut and the Kalshoven-Gieskes Forum of the Grotius Centre for International Legal Studies of Leiden University organised the book launch of *Nuclear Weapons Under International Law* by Nystuen, Casey-Maslen and Bersagel (eds.) at Leiden University Campus The Hague. Contributors to this volume explored the topics of nuclear weapons in *jus ad bellum* (Mr. Hayashi), the protection of the environment under international law (Dr. Koppe) and the nuclear-weapon-free zones (Dr. Mekonnen). Dr. Fleck provided some reflections on these issues and addressed also issues relating to the upcoming 2015 NPT Review Conference.

Supranational Criminal Law (SCL) and Hague Initiative for Law and Armed Conflict (HILAC) Lecture Series

Asser's SCL and HILAC lecture series enable (PhD) students, diplomats, scholars and practitioners from international organisations and tribunals to discuss current developments in a very informal way and with the biggest names in the field of international humanitarian law and international criminal law (lecture series HILAC & SCL).

In the course of our Supranational Criminal Law lecture series, a long running collaboration with the Coalition for the International Criminal Court and the Grotius Centre at the University of Leiden, and which has now completed its 10th season, we welcomed many distinguished speakers to the institute.

'ICC Kenyatta Case: Where Now for Kenya's Post-Election Violence Victims?'

6 February 2014

Speaker: Fergal Gaynor, *Legal Representative for Victims in the ICC case against Uhuru Kenyatta, discusses reaction among victims of Kenya's 2007-08 post-election violence to the postponement of the Kenyan President's trial.*

'First Reflections on the ICC Katanga Judgement'

12 March 2014

Speakers:

Brigid Inder, *Executive Director of Women's Initiatives for Gender Justice;*

Jennifer Easterday, *Researcher at the Grotius Centre for International Legal Studies of Leiden University and consultant and Trial Monitor for Open Society Justice Initiative;*

Dov Jacobs, *Assistant Professor in International Law at the Grotius Centre for International Legal Studies.*

'Genocide Prosecution in a National Court'

9 April 2014

Speaker: Prof. Naomi Roht-Arriaza, *Distinguished Professor of Law at University of California, Hastings College of the Law*

The video of this lecture can be viewed [here](#).

‘Addressing Crimes Against the Environment under the Rome Statute’

23 April 2014

On Wednesday 24 April 2014, Steven Freeland, *Professor of International Law at the University of Western Sydney, Australia, ‘Marie Curie, Visiting Professor’ at the iCourts Centre of Excellence for International Courts, Denmark, and a Visiting Professor in International Law at the University of Copenhagen and University of Vienna*, provided a lecture entitled: “Addressing Crimes against the Environment under the Rome Statute”. The video of this lecture can be viewed [here](#).

‘Rethinking Culpability through the Impunity Gap: Proximity, Legal Time, and the Challenge with Historical Time’

22 May 2014

Speaker: Kamari Maxine Clarke, *Professor of Anthropology and Law, The University of Pennsylvania*

‘The ICC in the Chinese Context: Perceptions and Prospects’

18 June 2014

Speaker: Michael Y. Liu, *Secretary-General of the Chinese Initiative on International Criminal Justice*

‘Where next for the ICC?’

25 June 2014

Speakers:

Olexandra Matviychuk, *Chairwoman of the Board, Center for Civil Liberties, Ukraine*
Andreas Schueller, *Program Director for International Crimes and Accountability, European Center for Constitutional and Human Rights*
Paulina Vega, *Mexican Commission for the Defense and Promotion of Human Rights*

‘Palestine: Peace, Justice and Accountability’ (The Hague Institute for Global Justice)

3 July 2014

Speakers:

HE Dr. Nabil Abuznaid, *Ambassador of Palestine to the Kingdom of the Netherlands*
Nada Kiswanson, *EU Advocacy Officer/Legal Researcher, Al Haq*
Ata Hindi, *Communications Officer, Human Rights and International Humanitarian Law Secretariat (Palestine); Researcher, Institute of Law-Birzeit University*

‘Key outcomes of the Global Summit to End Sexual Violence in Conflict’

9 July 2014

Interesting presentations were given by Shehzad Charania, *Legal Advisor and Head of the International Law Team at the British Embassy in The Hague*, Brigid Inder, *Executive Director of Women’s Initiatives for Gender Justice*, and Stephanie Barbour, *Head of Office Amnesty International Centre for International Justice*.

'Illegal armed force as a Crime against Humanity'

2 September 2014

It was a great honour for the institute to welcome Mr. Benjamin Ferencz, the only surviving Nuremberg war crimes prosecutor, to deliver the first Supranational Criminal Law (SCL) lecture of the autumn series. Mr. Ferencz, who served as a combat soldier in World War II and who has devoted his life trying to deter illegal war by holding responsible leaders to account in national or international criminal courts, enthralled a very large audience with his dynamic and thought provoking lecture.

Ferencz concluded by noting that whilst we are making progress in developing a more humane world, it will take a long time to change the way people think about the use of armed force and that there is also still a long way to go in the evolution of international law. The lecture can already be viewed online at the Asser Institute's International Crimes Database, see <http://www.internationalcrimesdatabase.org/Commentary/VideoAndAudio>.

'Gbagbo, Katanga and Three Theories of Crimes against Humanity'

17 September 2014

On Wednesday 17 September 2014, Darryl Robinson, *Associate Professor at the Faculty of Law of Queen's University (Canada)*, gave a lecture in the context of the Supranational Criminal Law Lecture Series, entitled: "Gbagbo, Katanga and Three Theories of Crimes Against Humanity". The video of this lecture can be viewed [here](#).

Other

Visit of Deans Participating Universities 'Inter-University Programme on International Criminal Law and Procedure' to the T.M.C. Asser Instituut

15 January 2014

On 15 January 2014, the institute hosted a delegation of Deans and Professors from some eight Lebanese universities. The purpose of the visit was for the Deans and Professors to further brainstorm on their idea to possibly establish an institute in Beirut that would mirror the T.M.C. Asser Instituut with respect to the latter institute's role as a hub for inter-university support and knowledge creation and dissemination, community organising and publications.

HAC Lecture 'Assessing developments in the Israeli military juvenile courts'

7 February 2014



THE HAGUE ACADEMIC COALITION

With our Hague Academic Coalition (HAC) partners, and in cooperation with Gate48 and A Different Jewish Voice, The Asser Institute hosted the lecture and debate which focused on UNICEF's 2013 report "Palestinian children in Israeli detention", the arrest and prosecution of alleged Palestinian stone-throwing children by Israeli military authorities, and both current and proposed improvements in order to make the process more fair and child-friendly.

Visit delegation of Azerbaijani Academics (professors and assistant professors) in the framework of a CURDEUS – Tempus project

13 March 2014

Closed Expert Meeting on the Report of the ‘Commission of Inquiry on Human Rights in the Democratic People’s Republic of Korea’ and its Recommendations

20 March 2014

The Asser Institute was privileged to welcome the Honorable Michael Kirby to The Hague for the first discussions of his Commission’s report in the presence of practitioners, academics, and representatives of NGOs. Judge Kirby’s Commission was mandated by the United Nations Human Rights Council, to investigate the systematic, widespread and grave violations of human rights in the Democratic People’s Republic of Korea with a view to ensuring full accountability, in particular for violations which may amount to crimes against humanity.

The meeting at Asser examined the possibilities for the realisation of the recommendations made in the Commission’s report. The full report may be viewed at the [website](#) of the Office of the High Commissioner for Human Rights.

Research Day Netherlands School of Human Rights Research

22 May 2014

During the research day, with as theme ‘*Exploring the Synergies between Norms and Institutions of International Criminal Law and Human Rights Law*’, PhD candidates presented synergies and areas of tension, fragmentation and differentiation in ICL and human rights law in their doctoral research. The ensuing panel discussions with senior academics and practitioners explored the interactions of these fields of law in the institutional settings of international criminal proceedings and human rights fact-finding. This event, organised by the T.M.C. Asser Instituut in cooperation with the Working Group on International Criminal Law of the Netherlands School of Human Rights Research, also marked the ‘re-launch’ of the ICL Working Group: an informal platform within the School of Human Rights Research that seeks to enhance academic exchange and build a professional network.

Private International Law – National Meeting

22 May 2014

The institute organised an expert day bringing together private international law academics from the Netherlands universities. This gathering attracted some 20 participants representing most law faculties in the Netherlands. Presentations were given by Prof. Katharina Boele-Woelki, Utrecht University, on the evaluation of the Brussels IIA Regulation and by Marta Pertegas Sender, First Secretary, Permanent Bureau of the Hague Conference, The Hague, on the [work of the Hague Conference for Private International Law](#). Following the presentations, an open discussion took place on further options in respect of private international law research and education in the Netherlands.

Expert meeting on ‘Challenges Raised By the Use of Evidence Collected by the Military in Terrorism Related Cases Prosecuted before Civilian Jurisdictions’

10 – 11 July 2014

The expert meeting, organised by Christophe Paulussen, Senior researcher at the T.M.C. Asser Instituut, was one of the first gatherings on this important topic. The paper will soon come out, but some very basic information can already be found [here](#).

Asser PhD Meeting Private International Law

9 October 2014

To enhance and share knowledge of ongoing research in the field of Private International Law (PIL), the Asser Institute welcomed PhD candidates from both Dutch and Flemish law faculties who are currently engaged in writing their dissertations in this area and provided them with a platform to present and discuss their individual thesis topics amongst colleagues in the field. PhD candidates from the universities of Antwerp, Gent, Leuven and Rotterdam attended the meeting. Presentations concerned a wide variety of issues, including among others recognition and enforcement of foreign judgments; the international aspects of employment contracts in road transport; uniform civil procedure instruments; and PIL aspects of the liability of classification societies, the methodology of European choice-of-law and the maxim of *iura novit curia* in EU PIL. Interesting and enthusiastic discussions, mutual feedback on the research projects and a great networking opportunity were some of the benefits for the participants.

EPPO Book Launch

14 November 2014

T.M.C. Asser Press's publication 'The European Public Prosecutor's Office: An Extended Arm or a Two-Headed Dragon?', edited by L.H. Erkelens, A.W.H. Meij and M. Pawlik was presented at a Book Launch at the T.M.C. Asser Instituut on 14 November 2014. This book reflects on the results of the conference, on the creation of the European Public Prosecutor's Office (EPPO) which was held at the T.M.C. Asser Instituut in September 2013. It provides a concise background of and reasoning for the introduction of this new EU body entrusted with far reaching judicial powers in the area of combatting EU fraud while disclosing important legal and policy implications.

Legal Responses to Transnational and International Crimes: Towards an Integrative Approach?

4 – 5 December 2014

Christophe Paulussen, Senior researcher at the T.M.C. Asser Instituut, co-organised the academic conference on 4 & 5 December, together with Harmen van der Wilt, on 'Legal Responses to Transnational and International Crimes: Towards an Integrative Approach?'. The aim of this conference was to increase academic knowledge of and insight in the concept of transnational crimes, and to gather practical experience in criminal law enforcement in respect of transnational crimes. See [here](#) for more information.