



INTERNATIONAL  
NUREMBERG  
PRINCIPLES  
ACADEMY

# Annual Report

International Nuremberg Principles Academy



2011

## Imprint

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# Foreword



We proudly present the second edition of the Annual Report of the International Nuremberg Principles Academy. It reflects the activities and the achievements of the Nuremberg Academy throughout the year of 2018.

It was another year of growth for the Nuremberg Academy with an increased number of events and activities at a peak level.

Important anniversaries such as the 70th anniversary of the judgment of the International Military Tribunal for the Far East in Tokyo and the 20th anniversary of the adoption of the Rome Statute have been reflected in the Academy's work and activities. Major international conferences – as far as we can see the largest of their kind, dedicated to these important dates worldwide – were held in Nuremberg in May and in October.

Events organized by the Nuremberg Academy took place not only in Nuremberg but also in The Hague. Thanks to an increased recognition of the Academy and its products and work, we have enjoyed a variety of invitations to international conferences, which enables the Nuremberg Academy to actually reach out to practitioners in the field of international criminal law in Europe and in Asia.

With the international conference dedicated to the 70th anniversary of the judgment in the Tokyo Trial the Nuremberg Academy organized the largest event worldwide related to this historic date. By conducting the Nuremberg Forum 2018, commemorating the 20th anniversary of the Rome Statute, the Nuremberg Academy offered a platform for experts, practitioners, and major stakeholders in the field of international criminal law.

Focusing on pivotal topics in the field of international criminal law, the Nuremberg Academy has again strengthened its profile and its recognition in the field. This would not have been possible without the ongoing engagement of the three founders of the Nuremberg Academy. The support of the Foundation Board and of the Advisory Council remains invaluable for the Nuremberg Academy and its work and we remain most grateful for the dedication and commitment of their members.

As in the previous years, we had the privilege and the pleasure of working together with recognized professional partners. Without their contributions, our success would not have been possible. We particularly thank the City of Nuremberg, the Free State of Bavaria and the Higher Regional Court of Nuremberg, the Friedrich-Alexander-Universität Erlangen-Nürnberg, the Wayamo Foundation, the Centre of International Law Research and Policy, and the Strathmore Institute for Advanced Studies in International Criminal Justice.

To be prepared in the best possible way to meet current and present challenges and tasks, the Nuremberg Academy has also strengthened its internal capacity and organization. A team retreat was held in spring and a study visit to The Hague took place, allowing all staff members to meet and exchange with key actors in the field of international criminal law and judicial cooperation like the International Criminal Court, Europol, Eurojust, and the International Court of Justice.

Despite so many efforts worldwide, we all had to witness in 2018 again an increase of armed conflicts around the world with millions of people fleeing, unspeakable atrocities committed, and huge suffering among the civilian population. This evidences that the Nuremberg Principles have not lost any of their importance, on the contrary, their relevance is continuously increasing. The International Nuremberg Principles Academy remains committed to the promotion of peace through justice, to giving dignity to the victims of the crimes, to the promotion and strengthening of the rule of law, and to the fight against impunity.

Klaus Rackwitz  
Director

Dr. Viviane Dittrich  
Deputy Director

International Nuremberg Principles Academy





# About us

The International Nuremberg Principles Academy (Nuremberg Academy) is a non-profit foundation dedicated to the promotion of international criminal law and human rights. It was established by the Federal Republic of Germany, the Free State of Bavaria, and the City of Nuremberg in 2014.

The Nuremberg Academy is located in Nuremberg, the birthplace of modern international criminal law, where the Nuremberg Trials against the major war criminals were held by the International Military Tribunal from 1945 to 1949. For the first time in history, an international tribunal was authorized to hold leading representatives of a state personally accountable for crimes under international law.

The foundation carries forward the legacy of the Nuremberg Trials and the “Nuremberg Principles”, principles of international law recognized in the Charter of the Nuremberg Tribunal and in the judgment of the Tribunal and formulated by the International Law Commission of the United Nations General Assembly in 1950.

Conscious of this historic heritage, the Nuremberg Academy supports the fight against impunity for universally recognized international core crimes: genocide, crimes against humanity, war crimes, and the crime of aggression. Its main fields of activity include providing a forum for dialogue by convening conferences and expert meetings, conducting interdisciplinary and applied research, engaging in specialized capacity building for practitioners of international criminal law, and human rights education. Dedicated to supporting the worldwide enforcement of international criminal law, the Nuremberg Academy promotes the Nuremberg Principles and the rule of law with a vision of sustainable peace through justice, furthering knowledge, and building capacities of those involved in the judicial process in relation to these crimes.



## The Nuremberg Principles

Under UN General Assembly Resolution 177 (II), paragraph (a), the International Law Commission was directed to “formulate the principles of international law recognized in the Charter of the Nuremberg Tribunal and in the judgment of the Tribunal.” In order to fulfill this mandate, the International Law Commission duly codified seven principles, listed below, and adopted them on July 29, 1950.

### Principle I

Any person who commits an act which constitutes a crime under international law is responsible therefore and liable to punishment.

### Principle II

The fact that internal law does not impose a penalty for an act which constitutes a crime under international law does not relieve the person who committed the act from responsibility under international law.

### Principle III

The fact that a person who committed an act which constitutes a crime under international law acted as Head of State or responsible government official does not relieve him from responsibility under international law.

### Principle IV

The fact that a person acted pursuant to order of his Government or of a superior does not relieve him from responsibility under international law, provided a moral choice was in fact possible to him.

### Principle V

Any person charged with a crime under international law has the right to a fair trial on the facts and law.

### Principle VI

The crimes hereinafter set out are punishable as crimes under international law:

#### (a) Crimes against peace:

(i) Planning, preparation, initiation or waging of a war of aggression or a war in violation of international treaties, agreements or assurances;

(ii) Participation in a common plan or conspiracy for the accomplishment of any of the acts mentioned under (i).

#### (b) War crimes:

Violations of the laws or customs of war which include, but are not limited to, murder, ill-treatment or deportation to slave labor or for any other purpose of civilian population of or in occupied territory; murder or ill-treatment of prisoners of war or persons on the Seas, killing of hostages, plunder of public or private property, wanton destruction of cities, towns, or villages, or devastation not justified by military necessity.

#### (c) Crimes against humanity:

Murder, extermination, enslavement, deportation and other inhumane acts done against any civilian population, or persecutions on political, racial, or religious grounds, when such acts are done or such persecutions are carried on in execution of or in connection with any crime against peace or any war crime.

### Principle VII

Complicity in the commission of a crime against peace, a war crime, or a crime against humanity set forth in Principle VI is a crime under international law.





## A Forum for Dialogue

With Nuremberg being the birthplace of modern international criminal law, the International Nuremberg Principles Academy is uniquely placed to offer a platform for open dialogue and, where appropriate, critical exchange. The Nuremberg Principles, whose “custodian” the Nuremberg Academy is, were adopted unanimously at the first General Assembly of the United Nations. Today, they are an integral part of the charters, statutes, and governing laws of all international courts and tribunals. However, their implementation and interpretation differs and it is the Nuremberg Academy that offers the neutral platform for the necessary dialogue.

Bringing scholars, practitioners, and civil society together is a core task for the Nuremberg Academy and a centerpiece of its activities. In 2018, conferences and meetings span from major events like the expert conference on the 70th anniversary of the judgment of the International Military Tribunal for the Far East in Tokyo held in May and the Academy’s main annual event, the Nuremberg Forum 2018 held in October. Both conferences were certainly among the largest gatherings worldwide on these two topics. The Nuremberg Forum 2018 was dedicated to the 20th anniversary of the adoption of the Rome Statute. Federal Foreign Minister of Germany, Heiko Maas, and the Chief Prosecutor of the International Criminal Court, Fatou Bensouda, delivered the keynote addresses. The conference in May assembled scholars and experts as well as practitioners from Asia, Australia, Europe, and America. Both events attracted hundreds of participants and attendees and received international media coverage.

The bi-annual Review Symposium on Atrocity Crimes Litigation assembled all chief prosecutors from the international courts and tribunals, defense representatives, and distinguished academics.

While these events take place in the open, the sometimes delicate field of international criminal justice requires also less publicly visible exchanges. Some of the activities of the Nuremberg Academy therefore are not as publicly visible however equally important. The Nuremberg Academy convenes retreats and behind-the-scenes discussions encouraging specialist exchange and addressing sensitive issues, which warrant a non-public discussion under Chatham House Rules. In 2018, the Nuremberg Academy organized a retreat for the senior staff and executive leadership of the Office of the Prosecutor of the ICC. The Nuremberg Academy also hosted an expert round table discussing the increasing impact of privately organized investigations of core international crimes, in particular in countries and regions where no international jurisdiction has been established yet.

The Nuremberg Academy explored new grounds in December 2018: In cooperation with the Centre for International Law Research and Policy, the Nuremberg Academy held a two-day international conference in the Peace Palace in The Hague, the first major event organized outside Nuremberg.

Moreover, the Nuremberg Academy has continued to participate and made well-received contributions to other high-profile events such as the Assembly of States Parties, the International Nuremberg Human Rights Award jury meeting activities, and various international academic and multidisciplinary conferences throughout the year.

## Events

Nuremberg, 17–19 May

### Conference

#### “70 Years Later: The International Military Tribunal for the Far East”

The international and interdisciplinary conference – the largest event of its kind in Germany and Europe in 2018 – commemorated the 70th anniversary of the verdict of the Tokyo Trial. In order to reflect multidisciplinary perspectives on the Tokyo Trial and its legacies, the Nuremberg Academy invited a wide range of experts, academics, and judges at international criminal courts as speakers – covering in particular international criminal law and history, different countries, and different legal systems.

Professor Yuma Totani from the University of Hawaii delivered the keynote speech and Professor Christoph Safferling from Friedrich-Alexander Universität Erlangen-Nürnberg gave the closing remarks. The panelists from Asia and the western world discussed the trial’s background and context, the similarities and differences of the tribunals in Tokyo and Nuremberg, substantive law and procedural law, obstacles and lessons learned, as well as the lasting impact that the Tokyo trial and judgment have had on current international criminal law issues. Among the specific topics of debate figured for example the development of international research in this field, the importance of an interdisciplinary approach, and the reception of the Tokyo Trial inside and outside Japan. The conference also discussed the influence of the Tokyo Trial on various modern international criminal law doctrines and prominent international tribunals such as the International Criminal Court and the International Criminal Tribunal for the former Yugoslavia.

Nuremberg, 25 May

### Conference

#### “Atrocity Crimes Litigation Bi-Annual Review Symposium”

In cooperation with the Northwestern Pritzker School of Law’s Center for International Human Rights, the Nuremberg Academy hosted the high-level event “Atrocity Crimes Litigation Bi-Annual Review Symposium” in Nuremberg. The in-depth discussions, moderated by Ambassador David Scheffer who also initiated the Review Symposium, examined recent litigation and legal developments at the various courts and tribunals that address atrocity crimes (genocide, war crimes, crimes against humanity, and the crime of aggression). The symposium also covered the progress in terms of practice and jurisprudence since 2016, including novel issues such as the creation of a quasi-investigative mechanism for Syria by the UN General Assembly.



The Hague, 6 June

### II Polyphonic Day of International Justice in The Hague

The Iberoamerican Institute of The Hague for Peace, Human Rights and International Justice joined forces with the Nuremberg Academy and other partners to organize this conference, which represented one of the activities of the VIII Iberoamerican Week of International Justice held at The Hague University of Applied Sciences. Academics and practitioners provided perspectives of international criminal law from around the world. Nuremberg Academy Director Klaus Rackwitz chaired the panel on “The Impact of the Universal Declaration of Human Rights in its 70th Anniversary: Achievements and Failures”, in which Senior Officer Eduardo Toledo participated as a speaker.

Nuremberg, 7 June

### Book Presentation and Discussion – “From Streicher to Šešelj: The Origins and Outlook of Atrocity Speech Law”

The Nuremberg Academy hosted a presentation of the new book “Atrocity Speech Law: Foundation, Fragmentation, Fruition” by Professor Gregory Gordon of the Chinese University of Hong Kong, followed by a discussion. Professor Gordon analyzed the different dimensions of the jurisprudence related to his definition of “Atrocity Speech Law”. The focus was on the legacy of the Nuremberg trials and the relevance of the cases of Julius Streicher and Otto Dietrich in the development of Atrocity speech related jurisprudence. The presentation also focused on the media cases of the International Criminal Tribunal for Rwanda and the recently concluded Šešelj case at the International Criminal Tribunal for the former Yugoslavia/International Residual Mechanism for Criminal Tribunals.

Nairobi, 26–27 July

### 3rd Annual Conference at Strathmore University

“Appraising Capacity of Institutional Responses to Commission of Sexual and Gender-Based Violence in Cyberspace” was the topic of the 2018 conference, which the Nuremberg Academy co-organized in partnership with the Strathmore Institute for Advanced Studies in International Criminal Justice, under the auspices of Strathmore Law School. It brought together experts from international organizations, governments, law enforcement agencies, civil society organizations, academia, and the media. They discussed the identification of systemic impediments, which obstruct investigations, prosecutions, and digital forensics interrogations, as well as judicial capacity in trials of sexual and gender-based violence in cyberspace.





Nuremberg, 19–20 October

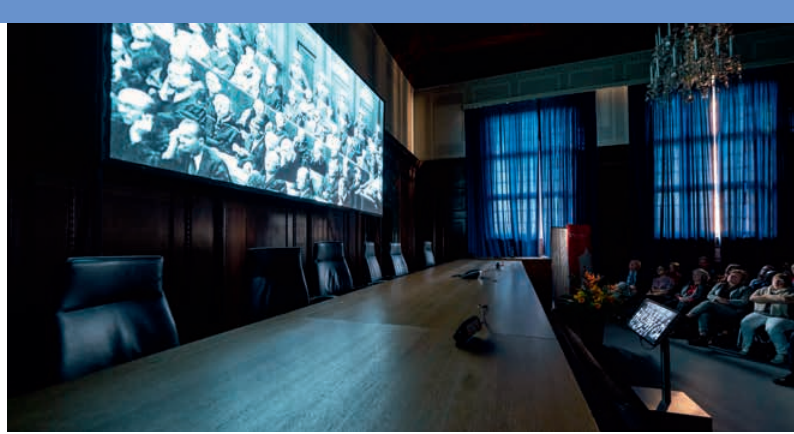
## Nuremberg Forum 2018

The Nuremberg Forum, entitled “20th Anniversary of the Rome Statute: Law, Justice and Politics”, commemorated the 20 years of existence of the Rome Statute. German Federal Minister for Foreign Affairs, Heiko Maas, and the Prosecutor of the International Criminal Court (ICC), Fatou Bensouda, delivered the keynote addresses to the 2018 edition of the major annual international conference of the Nuremberg Academy. Leading practitioners and academics in the fields of international criminal law and international human rights composed the panels, including policymakers whose work and efforts led to the creation of the ICC. The conference covered key topical issues in light of the anniversary: the making of the Rome Statute, criteria relating to case selection and length of proceedings, role of victims participation and reparation in the proceedings of the court, the engagement of states with the court, and the potential future trajectory of the ICC in the next 20 years. The panelists identified a number of needs, such as strengthening of the cooperation between the ICC and regional and national mechanisms; the development of a constructive approach to complementarity; and the enhancement of the role of the Assembly of State Parties for better engagement of the states with the court.

The last living prosecutor of the Nuremberg Trials, Benjamin “Ben” Ferencz, spoke to the participants of the Nuremberg Forum with a specially recorded video message. In his very engaging appeal, he pointed out the importance of the ICC and rule of law systems by urging the audience to never give up working for the principle of “law not war”.

The Free State of Bavaria kindly invited the participants of the Nuremberg Forum to a State Reception at the Nuremberg Castle. The Bavarian State Minister of Justice Professor Winfried Bausback opened the evening with a keynote speech.





Nuremberg, 21 October

### Premiere Screening

#### “Peace Through Justice – The Legacy Of Thomas Buergenthal”

A broad international audience gathered at the historic Courtroom 600 in the Nuremberg Palace of Justice to watch the very first screening of the new documentary in presence of the filmmakers Ilona Kalmbach and Sabine Jainski. The film presents the exemplary life and work of Judge Thomas Buergenthal, Honorary President of the Advisory Council of the Nuremberg Academy. The film also shows the work of the Nuremberg Academy in dealing with crimes against humanity and supporting the fight against impunity for international crimes. The President of the Advisory Council of the Nuremberg Academy, former UN High Commissioner for Human Rights Dr. Navi Pillay, gave the opening remarks.

Nuremberg, 2 November

### Expert meeting on

#### “Private Investigations in International Criminal Justice”

The phenomenon of privately organized investigations in international criminal proceedings, especially in Syria and Iraq, was at the center of an exchange of views by practitioners of international criminal law and academics during an expert meeting convened by the Nuremberg Academy. They identified the need for clear guidelines as to how such collections of evidence are to be carried out in order to ensure the necessary transparency and legal certainty. Under the leadership of the Nuremberg Academy, the experts will thus draft the “Nuremberg Guidelines for Private Investigations” to support practitioners in this field. The project will continue with a second expert meeting in Nuremberg in 2019.





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Nuremberg, 15–17 November

### **Retreat of the ICC Trial Lawyers 2018**

The Prosecution Division of the Office of the Prosecutor of the International Criminal Court (ICC) held its annual retreat of the Senior Trial Attorneys and Trial Lawyers in Nuremberg, hosted by the Nuremberg Academy. Prosecutor Fatou Bensouda and Deputy Prosecutor James Stewart shared two days with the team and analyzed future objectives for the division. Offering a safe environment for discussion, the retreat allowed the lawyers to exchange views about substantive issues of international criminal law and the importance of their role in the system of the ICC.

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The Hague, 1–2 December

### **International Conference “Integrity in International Justice”**

With this event, organized in cooperation with the Centre for International Law Research and Policy (CILRAP), the Nuremberg Academy convened an international conference for the first time at the very heart of international law, in the Peace Palace in The Hague. The framework conditions in international justice and the individual commitment of each actor are crucial criteria for the fair application, the advancement and universal acceptance of international criminal law. The timely topic of integrity in international justice attracted a large international audience. The conference brought together more than 40 internationally renowned experts, practitioners and scholars, debating on the role of the individual in international justice institutions. Nuremberg Academy Director Klaus Rackwitz, James Stewart (Deputy Prosecutor of the International Criminal Court), Erik Møse (Judge of the Supreme Court of Norway), Marc Perrin de Brichambaut (Vice President of the International Criminal Court), and Morten Bergsmo (Director of CILRAP) opened the conference with their addresses.



The panels covered the normative perspective and the practical impact of integrity on the role of the States, on international justice institutions, as well as in cases and proceedings. The conference also analyzed the relation between independence and integrity in international justice. Specific topics of debate included, among others, different concepts of integrity, integrity and the political exposure of international criminal justice, the role of communication and empathy, sexual harassment, ethics standards setting and mechanisms in international justice institutions, and measuring of integrity.

The Hague, 10 December

#### **Side Event at the 17th Assembly of States Parties to the Rome Statute**

The Nuremberg Academy was present for the full session of the 17th Assembly of States Parties to the Rome Statute, which took place in The Hague from 5–12 December, and contributed with a side event. The event consisted of the launch of the book “Islam and International Criminal Law and Justice” and a thematic panel discussion on this subject. Dr. Tallyn Gray, editor of this second volume published in the *Nuremberg Academy Series*, presented the book. The panelists addressed the parallels between civilizations and legal traditions, demonstrating how the Islamic “legal family” finds common ground with international criminal law and gave insights in decisions rendered by the International Criminal Court concerning the application of Islamic legal principles or thoughts.

The Hague, 10 December

#### **Film Screening “Peace Through Justice – The Legacy Of Thomas Buergenthal”**

After its premiere in Nuremberg in October 2018, the documentary was now presented for the second time in The Hague. The screening at the Omniversum took place during the 17th Assembly of States Parties to the Rome Statute. A large number of international guests attended the screening of the film depicting the life and work of Judge Thomas Buergenthal, Holocaust survivor and pioneer in the field of international human rights law.



## Network and Cooperation



Nuremberg, 18 January **Visit by a Delegation from Sri Lanka**

The Nuremberg Academy welcomed a delegation from Sri Lanka during their study visit “The role and importance of archives for transitional justice and reconciliation processes – sharing of country experiences”, organized by the Office of the United Nations High Commissioner for Human Rights and swisspeace. The delegation included representatives of the Sri Lankan Department of National Archives, the (former) Consultation Task Force on Reconciliation Mechanisms, and the Human Rights Commission, and UNDP. Deputy Director Dr. Viviane Dittrich presented the work of the Nuremberg Academy and discussed with participants about the Nuremberg legacy, accountability processes, and developments in Germany and Sri Lanka.

The Hague, 15–16 February **Commemoration of the 20th Anniversary of the Rome Statute**

Director Klaus Rackwitz participated as a panelist in the session on “The Future of the Rome Statute system, the International Criminal Court, and International Justice” at this event. The Coalition for the International Criminal Court launched the year of commemorations of the 20th anniversary of the Rome Statute with this high-level forum. Klaus Rackwitz and Deputy Director Dr. Viviane Dittrich attended both the Opening Forum and the Interactive Forums.

Madrid, 16–18 April **International Criminal Law Lectures at the Universidad Alfonso X el Sabio**

On invitation of the Universidad Alfonso X el Sabio, Senior Officer Eduardo Toledo gave the lectures in the module on International Criminal Law of the Master program in Dynamics of Cooperation, Conflict and Negotiation in International Relations and Diplomacy. He also gave a lecture to undergraduate law students on the importance of the Nuremberg Principles for the evolution of the international criminal law system and the work of the Nuremberg Academy.

Nuremberg, 25 April **Visit from Student Group from Israel**

An Israeli student group from Radzyner Law School in Herzliya visited the Nuremberg Academy as part of their study trip to Nuremberg. Deputy Director Dr. Viviane Dittrich gave a presentation on the work of the Nuremberg Academy. In the following exchange, the students discussed about dealing with the past in Germany, the acceptance of international criminal law in various countries worldwide, and the prevention and accountability for hate speech.

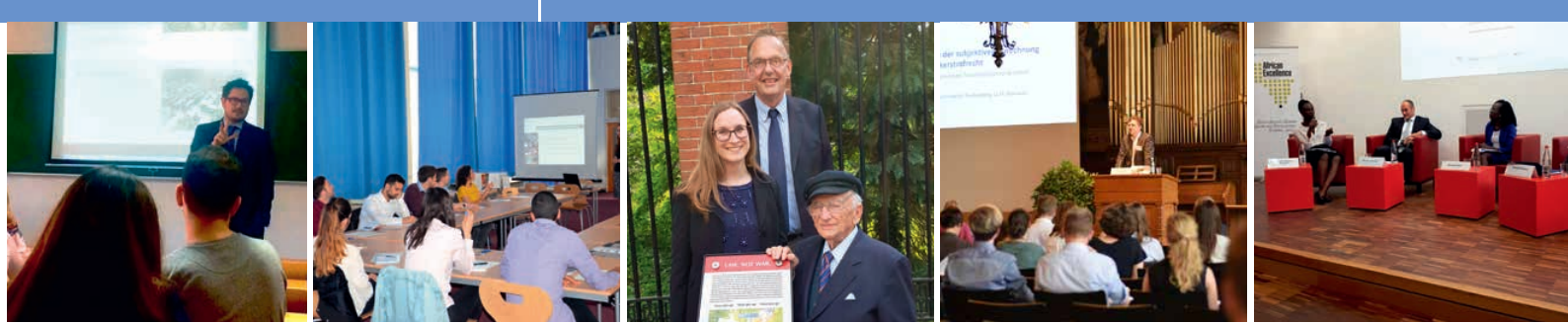
Nuremberg, 15 and 17 May **The Nuremberg Academy participated in the German Day of Foundations**

In 2018, the Federal Association of German Foundations (Bundesverband Deutscher Stiftungen) organized the annual German Day of Foundations (Deutscher Stiftertag) in Nuremberg. This convention on foundations attracted around 2,000 participants and offered more than 130 events. The Nuremberg Academy presented an information desk at the Opening Reception by the City of Nuremberg and Head of Administration Petra Härtel participated in a roundtable discussion on “Foundations and Human Rights”.

The Hague, 27 May **Inauguration of Bench in Presence of Benjamin Ferencz at the Peace Palace**

The two members of the Executive Board attended the inauguration ceremony of the bench donated by the sole surviving prosecutor from the Nuremberg Trials Benjamin “Ben” Ferencz. The inauguration in presence of Ben Ferencz included a reception and moving ceremony at the Peace Palace. The bench bears the inscription “Law. Not War.” and has been set up just outside the Peace Palace.





The Hague, 31 May–1 June

### Workshop “The International Criminal Court in Turbulent Times”

This expert workshop was co-organized by Professor Gerhard Werle (Humboldt-Universität zu Berlin) and Professor Andreas Zimmermann (Universität Potsdam). Director Klaus Rackwitz and Deputy Director Dr. Viviane Dittrich participated in the event. Judge Bertram Schmitt (International Criminal Court and member of the Advisory Council of the Nuremberg Academy) gave the keynote speech. The invited scholars and practitioners analyzed and evaluated the current and future challenges faced by the International Criminal Court.

Marburg, 8–9 June

### Annual Meeting of the *Arbeitskreis Völkerstrafrecht*

The two members of the Executive Board attended the 14th Annual Meeting of the *Arbeitskreis Völkerstrafrecht*, a gathering of German-speaking international criminal law experts. Around 100 scholars and practitioners discussed relevant questions and recent developments in international criminal law. Key topics covered in 2018 included subjective imputation (*mens rea*), contemporary theory and practice of transitional justice, and the activation of the crime of aggression.

Karlsruhe, 15 June

### Meeting with German Federal Prosecutor General in Karlsruhe

The Federal Prosecutor General of Germany, Dr. Peter Frank, and the Head of the War Crimes Unit, Christian Ritscher, invited the Executive Board of the Nuremberg Academy for an exchange of views. They discussed, among other topics, about capacity building and strengthening national prosecutions and the role of refugees as potential witnesses of international crimes. All agreed on enhancing further dialogue and consultation.

Nuremberg, 18 June

### Director Klaus Rackwitz delivered a Lecture for Students in the Human Rights Master Program

Director Klaus Rackwitz gave a lecture on “Complementarity and Cooperation – The Role of Territorial States in Proceedings before the International Criminal Court (ICC)” to international students of the Human Rights Master Program of the Friedrich-Alexander Universität Erlangen-Nürnberg. It was part of the module on International Criminal Law. Topics covered included the cooperation of the States Parties in proceedings before the ICC and the duality of proceedings before the ICC and the national courts of the States Parties.

Nuremberg, 22 June

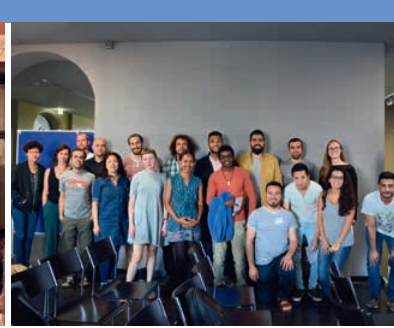
### The Nuremberg Academy hosted Human Rights Program of the Berg Institute

The Nuremberg Academy hosted the last session of the program “Derechos Humanos en el Terreno 2018” (“Human Rights in the Field 2018”) organized by the Berg Institute. The participants received the course certificates in Courtroom 600. Deputy Director Dr. Viviane Dittrich presented the Nuremberg Academy and the significance of the legacy of the Nuremberg Principles. Senior Officer Eduardo Toledo spoke about Courtroom 600 and the future of international criminal law.

Berlin, 22 June

### Participation in the Conference “Current Debates in International Criminal Justice”

The South African-German Centre for Transnational Criminal Justice organized this conference at the Humboldt-Universität zu Berlin. Project Officer Marian Yankson-Mensah represented the Nuremberg Academy in a panel on “Victims’ Roles in International Criminal Justice”. Her contribution entitled “Transitional Justice and Victims’ Rights: A focus on Ghana” concentrated on how past human rights violations were addressed in Ghana following the country’s transition to democracy.



Nuremberg, 24 July

### **Talk with Director Klaus Rackwitz about “Nuremberg Principles – European Values – Universal Human Rights”**

Director Klaus Rackwitz participated in a public discussion about “Nuremberg Principles – European Values – Universal Human Rights” in the accompanying program of the art installation “UNN (United Nations Nuremberg)” organized by the City of Nuremberg and the Neues Museum Nuremberg. Interviewed by Professor Hans-Joachim Wagner of the City of Nuremberg, Klaus Rackwitz gave an insight into the developments of international criminal law, the United Nations related institutions, and proceedings before international courts today.

Ljubljana, 14 September

### **Director Klaus Rackwitz participated in International Conference “Nuremberg Trials and Conference Interpreting: The End of the Regime, the Beginning of the Profession”**

Director Klaus Rackwitz contributed as panelist to this conference speaking on “Language, Understanding and Fair Trials”. The conference was one of a series of events to celebrate the 45th anniversary of the Slovene Association of Conference Interpreters. In addition, Klaus Rackwitz also held an Expert Lecture at the Faculty of Law of the University of Ljubljana that highlighted the relevance of the Nuremberg Principles for all currently operating courts and tribunals.

Nuremberg, 17 September

### **Visit from International Fellows and Alumni of the Heinrich-Böll-Stiftung**

The Nuremberg Academy welcomed international fellows and alumni of the Heinrich-Böll-Stiftung in Courtroom 600. As part of their one-week study visit on human rights in Nuremberg, Deputy Director Dr. Viviane Dittrich presented the Nuremberg Academy highlighting recent activities in the areas of research, capacity building, and human rights education. The students and graduates discussed, *inter alia*, the Nuremberg legacy and current developments at the International Criminal Court.

Nuremberg, 22–23 September

### **The Nuremberg Academy participated in “Stadt(ver)führungen”**

The Nuremberg Academy took part in a three-day cultural program of educational tours organized by the City of Nuremberg called “Stadt(ver)führungen”. It offered two presentations on “Fighting against international crimes today – The Nuremberg Principles” addressed to the general public and held in Courtroom 600 of the Nuremberg Palace of Justice. Deputy Director Dr. Viviane Dittrich gave the German presentation and Senior Officer Jolana Makraiová presented in English.

Nuremberg, 20 October

### **Participation in Celebrations of 25 Years of Way of Human Rights of the City of Nuremberg**

On the occasion of the 25th anniversary of the inauguration of the Way of Human Rights (“Straße der Menschenrechte”), a public street in Nuremberg designed by the Israeli artist Dani Karavan, and the jury meeting for the city’s International Human Rights Award, the City of Nuremberg organized a festive Peace Banquet in the historic saloon of the City Hall building. Approximately 200 guests, among them almost all Advisory Council members of the Nuremberg Academy, attended. Director Klaus Rackwitz moderated a discussion between the representative of the prizewinner of 2017, Ms. Garance le Caisne and Dr. Patrick Kroker, a human rights lawyer. The discussion addressed the situation in Syria and the impact of the work of the 2017 prizewinner, the photographer “Caesar” and his team. The prizewinner himself lives as a protected witness abroad.

On the occasion of the anniversary, the President of the Nuremberg Academy’s Advisory Council, Dr. Navi Pillay and Advisory Council member Cecilia Medina Quiroga, participated in an expert roundtable discussion on “The future of Human Rights in a world of conflicts”.



The Hague, 8–9 November

### **Director Klaus Rackwitz participated in the 6th International Meetings of the Defense**

Director Klaus Rackwitz attended the 6th meetings of the Defence Lawyers, held at the seat of the Special Tribunal for Lebanon (STL). He continued the dialogue between the Academy and representatives of the various defense lawyer’s organizations (ICCBA, IBA, ADC-ICT) and used the meeting to introduce the Nuremberg Academy and its work to the new he Head of Defence Office of the STL, Ms. Dorothée Le Fraper du Hellen. In the margins of the conference, the Director met with the President of the STL, the Director of Prosecutions of the STL, and with judges serving at the tribunal.

Shanghai, 11–13 November

### **The Nuremberg Academy participated in International Symposium on the 70th Anniversary of the Judgement of the Tokyo Trial**

Deputy Director Dr. Viviane Dittrich participated in the symposium organized by the Center for the Tokyo Trial Studies at Shanghai Jiao Tong University. She gave a talk on “The Ongoing Significance of Nuremberg and Tokyo” focusing in particular on the legacies of the Nuremberg trial, the Nuremberg Principles, and the work of the Nuremberg Academy today. The symposium brought together more than 20 scholars and experts from institutions in China, Japan, Israel, the United Kingdom, and Germany.

Tokyo, 17 November

### **The Nuremberg Academy participated in Anniversary Event on the Tokyo Trial “The Present-Day Significance of Nuremberg and Tokyo in Modern International Law”**

The anniversary event, hosted by the Center for German and European Studies at the University of Tokyo, marked the 70th anniversary of the Tokyo Judgment and the 20th anniversary of the Rome Statute of the International Criminal Court. Deputy Director Dr. Viviane Dittrich spoke on “The Legacies of Nuremberg and Tokyo”, focusing in particular on the legacies of the Nuremberg trial, the Nuremberg Principles, and the work of the Nuremberg Academy today.

Hong Kong, 21 November

### **Talk on Legacies of International Criminal Tribunals by Dr. Viviane Dittrich**

Deputy Director Dr. Viviane Dittrich was invited to speak at the Chinese University of Hong Kong. As part of the Faculty of Law Research Seminar Series, she gave a talk on the topic “From Nuremberg to Rome and 20 Years On: Legacies of International Criminal Tribunals”. Against the backdrop of the closure of the ad hoc tribunals and hybrid courts, Dr. Dittrich explained how the question of legacy has become increasingly topical at the international criminal tribunals.

Nuremberg, 5 December

### **Visit from Judges and Academics from Brazil**

A delegation consisting of military and civil judges as well as academics from Brazil visited the Nuremberg Academy as part of a program promoted by the Judiciary and Military School of the state of São Paulo. Project Officer Marian Yankson-Mensah introduced the mandate, the work, and current projects of the Nuremberg Academy. Senior Officer Eduardo Toledo delivered a presentation on the IG Farben Case. Project Officer Kiran Mohandas Menon presented the “Refugees as potential witnesses of international crimes” project of the Nuremberg Academy.

Nuremberg, 7 December

### **Meeting with official Delegation from South Korea**

Project Officers Kiran Mohandas Menon and Marian Yankson-Mensah presented the Nuremberg Academy to an official delegation of representatives from the South Korean city of Gwangju visiting the City of Nuremberg. The presentation, a part of the official program at the Human Rights Office of the City of Nuremberg, introduced the mandate, current and future projects of the Nuremberg Academy and discussed current challenges in international criminal law.



Building capacity to investigate and prosecute core international crimes has again been one of the main activities of the International Nuremberg Principles Academy in the last year. The few international courts and tribunals will never be able to investigate and prosecute all cases of core international crimes – everyone who is engaged in the fight against impunity knows this fact, hence strengthening individual and institutional capacities for the prosecution of international crimes at the domestic level is key.

## Capacity Building

Likewise, capacity is required for a proper representation of the interests of the victims of these crimes. And last but not least, the affected communities and relevant actors require capacity to adequately report on the judicial activities combatting the crimes and explaining to the population the course of justice, in particular when the proceedings are held far away from the territory where the crimes had been committed.

The Nuremberg Academy is taking a lead role in offering specifically designed and tailored capacity building and training for legal and non-legal practitioners. In line with its mandate, the aspiration is to build and strengthen capacities at the individual, institutional, and societal level, with a focus on national and international institutions advancing the fight against impunity for core international crimes.

The Nuremberg Academy designs and implements its training programs not only in Nuremberg but also worldwide. Emphasis is put on addressing young talent and the next generation of legal practitioners as demonstrated by its two flagship activities, which were held in Nuremberg again in the summer of 2018: the Nuremberg Moot Court and the Nuremberg Summer Academy for Young Professionals. Together with the International Criminal Law Research Unit of the Friedrich-Alexander-Universität Erlangen-Nürnberg, the Nuremberg Academy hosted more than 50 teams competing in the Nuremberg Moot Court 2018, a record number of participants. The Nuremberg Summer Academy for Young Professionals is an annual two-week intensive course that allows young professionals from conflict or post-conflict related countries to acquire or deepen their knowledge of substantive and procedural aspects of international criminal law. The participants, including young lawyers, prosecutors, judges, and academics, are carefully selected from a pool of several hundred applicants with a clear focus on young lawyers from crisis or conflict countries and regions.

In addition to these activities and in cooperation with partners, capacity building seminars were organized, in English and in French, *inter alia*, for military and civil prosecutors in Nigeria, for judges and prosecutors from Western African countries and for legal and law enforcement practitioners from East African countries. The Nuremberg Academy also was engaged in giving lectures at universities in Europe and Asia, received groups of students and young academics, and organized a specialized media training for journalists from Kosovo to prepare them for their work regarding the newly established Specialist Chambers for Kosovo in The Hague.



The Hague, 5–9 February

### International and Transnational Criminal Law Seminar in The Hague

The Nuremberg Academy partnered with the Asser Institute and the Antonio Cassese Initiative for a seminar on international and transnational criminal law (ICL and TCL) conducted in French. Judges and prosecutors from francophone African countries attended the high-level course, entitled “Strengthening Domestic Capacity to Prosecute International and Transnational Crimes in Africa”. Participants included judges and prosecutors from Burkina Faso, Côte d’Ivoire, Congo, Democratic Republic of the Congo, Mali, and Niger. The participants learned more about issues such as the elements of crimes, the implementation of customary and treaty law in national contexts, international standards of due process, and cooperation with international courts and tribunals. Expert speakers came from a wide range of backgrounds: international courts and tribunals, academic and professional institutions and organizations focusing on ICL and TCL, international humanitarian law, as well as international human rights law. Deputy Director Dr. Viviane Dittrich gave a lecture in French on domestic prosecutions of international crimes.



Abuja, 2–23 May; Lagos, 1–3 November

### Workshops “Strengthening Justice and Accountability in Nigeria”

The ongoing series of capacity building workshops for Nigerian military and civil prosecutors runs since 2016. The Nuremberg Academy offers these seminars in cooperation with the Wayamo Foundation. The overall aim of the sessions is to equip Nigerian prosecutors and investigators with the necessary expertise and skills to address serious and complex international, transnational and terrorism-related crimes under Nigerian criminal law. This also includes crimes that may potentially fall under the jurisdiction of the International Criminal Court. In 2018, the two partners conducted a workshop in Abuja in May and two workshops in Lagos in November.

The fifth and sixth sessions of the series in Abuja and Lagos were purpose-designed to impart joint capacity building for senior military and civil investigators and prosecutors. The three-day programs provided academic and theoretical knowledge on fundamental elements of international criminal law (ICL), international humanitarian law (IHL), preliminary examinations of the International Criminal Court, and investigating and prosecuting sexual violence. They also focused on practical aspects and combined explanations with group exercises.

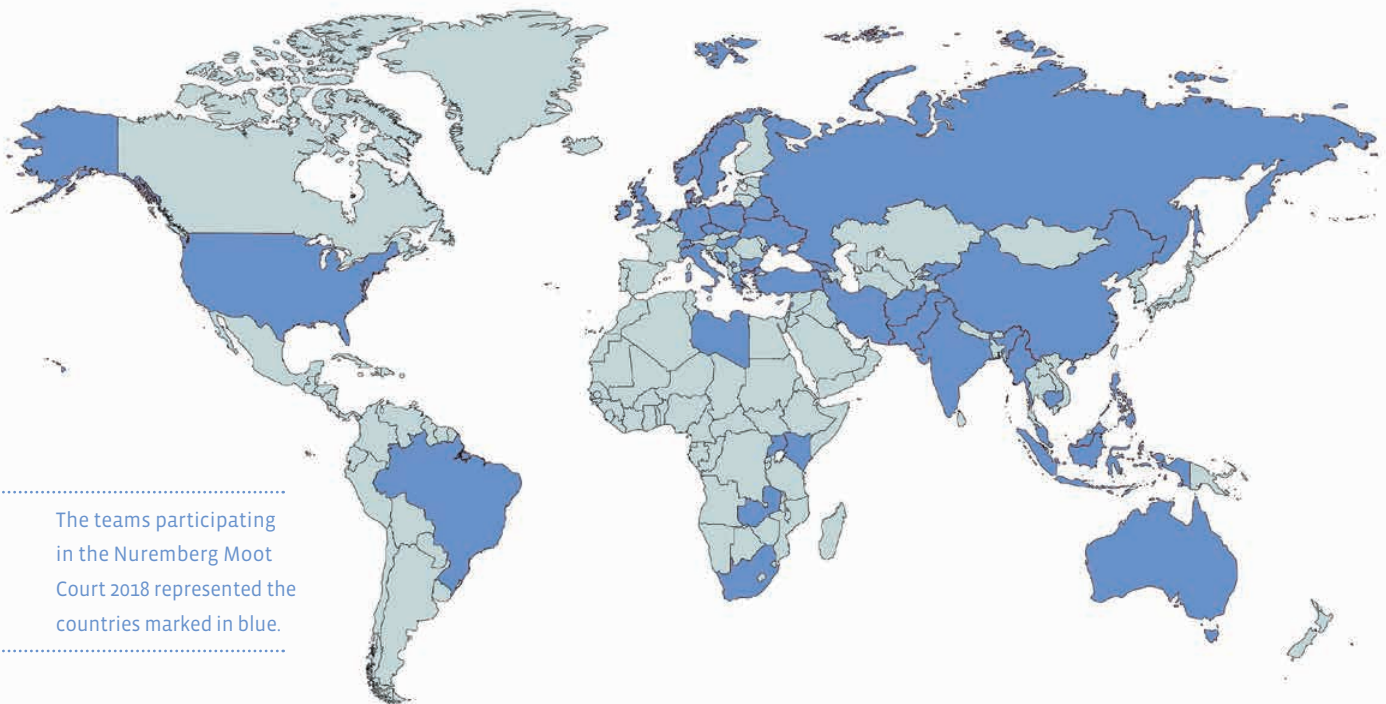
The second workshop in Lagos, entitled “Train-the-Trainer program”, enabled four professors of the Nigerian Institute for Advanced Legal Studies and one from the National Judicial Institute to take part in the first two days of the capacity building workshop, which covered the theoretical aspects of ICL and IHL. The following separate sessions addressed their particular needs as trainers, empowering them to plan future training programs.

### Nuremberg, 25–28 July **Nuremberg Moot Court 2018**

The Nuremberg Moot Court is organized annually together with the Friedrich-Alexander-Universität Erlangen-Nürnberg. It gives students the unique opportunity to argue and dissect substantive and procedural issues related to international criminal law in the historic Courtroom 600. Students from all over the world come to Nuremberg to plead a fictitious case in international criminal law in a realistic setting. The judging panel consists of current and former judges, experts, and practitioners in the field of international criminal law, with the final round chaired by Judge Bertram Schmitt of the International Criminal Court.



Since 2015, the interest in the Nuremberg Moot Court has grown steadily. 119 university teams applied for the Nuremberg Moot Court 2018, ultimately 56 teams were selected. The student team from Maastricht University, the Netherlands, won the Nuremberg Moot Court 2018. As already in 2017, the team from National University of Kyiv-Mohyla Academy, Ukraine, came second. Sponsoring was granted to three non-European teams and thanks to the sponsoring from the NH Collection Hotel Nuremberg City three European teams benefited from additional funding. Accommodation, catering and the cultural program were generously facilitated by the other sponsors, the law firm Salleck + Partner, the Kolping House Nuremberg, and the Museums of the City of Nuremberg.



The teams participating in the Nuremberg Moot Court 2018 represented the countries marked in blue.

Kampala, 30 July–3 August

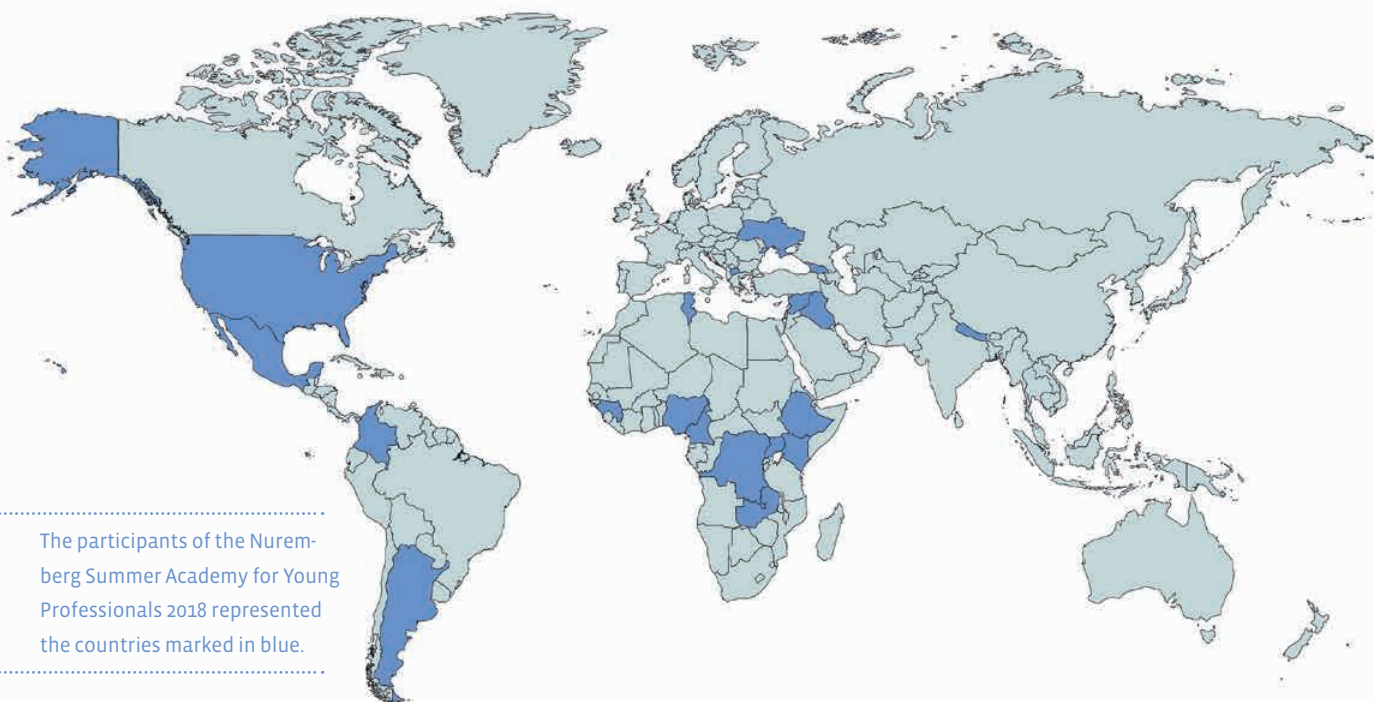
**Intensive Course for East African Prosecutors**

A cooperation of the Nuremberg Academy with the Office of the Prosecutor of the United Nations International Residual Mechanism for Criminal Tribunals, the Belgian Ministry of Foreign Affairs, and the Strathmore Institute for Advanced Studies in International Criminal Justice generated the co-organized five-day intensive course “Advanced Training on the Prosecution of International Crimes”. The course provided regional prosecutors from East Africa with an integrated capacity building. It addressed a broad range of investigative, evidentiary and practical issues as well as skills that commonly feature in international and complex criminal cases. The course primarily focused on imparting and developing specific advanced skills through lecture-based modules and practical exercises. In addition, the participants learned about the application of strategic approaches to investigations, trials and appeals in the context of an international criminal case. The participants came from Kenya, Rwanda, South Sudan, Tanzania, and Uganda.

Nuremberg, 6–17 August

**Nuremberg Summer Academy for Young Professionals 2018**

Since four years, the Nuremberg Academy conducts annually the two-week course Nuremberg Summer Academy for Young Professionals. It brings together young professionals from different conflict and post-conflict countries offering them an opportunity to deepen their knowledge on international criminal law. For the 4th edition of the Nuremberg Summer Academy for Young Professionals in 2018, the Nuremberg Academy received 450 applications from all continents. The selected 24 participants came from 19 countries and represented wide and diverse professional backgrounds. The faculty comprising international experts and practitioners from international courts and renowned universities offered interactive sessions on theoretical and practical issues faced by modern international criminal law. The participants acquired practical knowledge on all aspects relating to the investigation, prosecution and adjudication of core international crimes. The Nuremberg Summer Academy also fostered exchange on lessons learned.



The participants of the Nuremberg Summer Academy for Young Professionals 2018 represented the countries marked in blue.



Nuremberg, 19–22 November

### Seminar on “Journalism and Trial Reporting”

The Nuremberg Academy and the Kosovo Specialist Chambers co-organized the seminar “Journalism and Trial Reporting” for journalists from Kosovo. Journalism and criminal trial reporting are significant aspects of national and international outreach by the Court. Good knowledge of procedural regulations, fundamentals of international criminal law, and respective parties to a trial, helps journalists to deliver accurate information to the public whilst maintaining impartiality.



The one-week seminar included three modules dealing with basic elements of international criminal law, journalism and international criminal tribunals, and reporting on international criminal tribunals. International scholars, experts and practitioners from the fields of journalism and international criminal law shared their experiences and their knowledge on journalism and trial reporting with the participants. The seminar was deliberately designed in an interactive format – providing many opportunities for the journalists to actively participate, make contributions and exchange views.





## Research

As already described in the Feasibility Study for the establishment of the International Nuremberg Principles Academy, one of its core tasks is to undertake multidisciplinary research, drawing on law, social science and history, as well as further disciplines, as relevant. The research shall concentrate on issues concerning the prosecution of violations of international criminal law, taking into account both the guidelines of international law and foundations of legal history as well as concrete political and socio-cultural framework conditions.

The research focuses on addressing topical issues and solving relevant problems in order to help translate theoretical insights into better practice. The emphasis lies on applied and interdisciplinary research as a key consideration in line with the mandate and origins of the Nuremberg Academy to allow a more holistic view of the development of international criminal law and international, hybrid and national jurisdictions. Special attention is given to newly emerging phenomena and cutting-edge developments, like the rapid progression of social media and the distribution of information through the internet or private investigations of international crimes.

The activities of the Nuremberg Academy during 2018 in the field of research prioritized the completion or continuation of ongoing projects as well as the initiation of activities covering new elements. Research topics in 2018 have included the deterrent effect of international courts and tribunals, the relation between Islam and international criminal justice, hate speech, and complementarity. With an interdisciplinary research project on electronic media used as evidence in criminal trials, the Nuremberg Academy has launched its largest project so far. Through careful monitoring and detailed assessments of the state of play, the Nuremberg Academy aims to ensure no duplication with other research projects. Equally important for the choice of research topic is its practical relevance and the fact that is under-researched.

As its own activities unfold and projects grow, the Nuremberg Academy is dedicated to disseminating and sharing its research as widely as possible. The Nuremberg Academy has decided to ensure open access and free availability of all its publications. This includes creating open-access online resources, databases and publications, which allow everyone everywhere to access the content. In light of sustainability, the Nuremberg Academy aims to ensure that materials are well documented and preserved, including training materials and databases for useful and accurate reference.

### The Deterrent Effect of International Criminal Justice

Deterrent effects of international criminal courts and tribunals remains a timely and much debated topic. In 2017, the Nuremberg Academy published the book „Two Steps Forward, One Step Back: The Deterrent Effect of International Criminal Tribunals“ as the first volume of its *Nuremberg Academy Series*. The project worked with country experts who reviewed relevant factors to ensure that deterrence is preventive of future crimes like the adoption of national legislation on core international crimes, and, in a wider sense, through social deterrence. The studies covered the Democratic Republic of the Congo, Cote d'Ivoire, Kenya, Kosovo, Mali, Rwanda, Serbia, Sierra Leone, Sudan, and Uganda.

In 2018, the Nuremberg Academy decided to undertake a follow up project that focuses on gaining a practical guide or toolkit that directly supports practitioners in the field and could be used as a tool for future capacity building purposes. It aims to reach an audience who could use this toolkit in practice and who is interested in studying and/or further undertaking research or looking at the (potential) deterrent effect in the context of criminal law and procedure. A first draft of the guidelines was prepared by the end of 2018; the project continues in 2019 with the validation of the draft guidelines and practical tests to verify their feasibility.

### Complementarity

The ability of crisis and situation countries to investigate and prosecute core international crimes is a key element in the determination whether a case is admissible before the International Criminal Court or not. The project which started in 2016 aims to develop reliable assessment methodology regarding the ability to conduct domestic proceedings as well as an online repository where the findings per assessed country can be found for future perusal. During 2018, the planning for the finalization of the project together with the Nuremberg Academy's project partner, the Grotius Centre for International Legal Studies advanced further. The final steps for the project are planned for 2019.

**Hate Speech** The use of hate speech, which might incite violence up to large-scale crimes against humanity remains a problem that urgently begs a solution, given the ease of disseminating information via the internet. After the finalization of the pilot project studies in 2017, further activities to advance the project took place in 2018. Two meetings were held to internally evaluate and decide next steps. Activities towards the end of the year covered the preparation of the next steps, which envisage, *inter alia*, a plan of action for a more effective legal response to hate speech possibly leading to the commission of international crimes.

**Islam and International Criminal Justice** With the publication of the finally edited anthology on Islam and International Criminal Justice, the project, which started in 2016, was successfully completed. Given the volatile situation in a number of mainly Muslim countries, the issue of the relation between Islamic law and international criminal law remains a highly relevant topic. The final event concluding the project was held in the margins of the Assembly of States Parties to the Rome Statute in The Hague in December 2018. Leading scholars and practitioners discussed the project results and confirmed their high relevance for the emerging discourse on the matter.

**E-Procedure: Evidence in Time of Increased Use of Technology and Digitalization** The Nuremberg Academy started this interdisciplinary research project in September 2018. With the continued advancement of information and communication technology, the increased usage and sophistication of digital evidence have become a topical issue, particularly with respect to criminal justice and human rights violations. New technologies are being developed to accurately document human rights abuses, such as eyewitness projects and different crisis mapping databases. This has inevitably had an impact on usage of digital evidence for trial purposes and judicial and quasi-judicial mechanisms on national, regional and international levels. The project aims to address digital evidence within the realm of the practical guidance and rules that can be used in day-to-day operations of judicial and quasi-judicial mechanisms. This includes but is not limited to the first international and permanent criminal court, the International Criminal Court.

A Concept Note has been drafted and shared with 15 international organizations and institutions in Europe and North America. The project continues in 2019.

# Nuremberg

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## Academy Series



The International Nuremberg Principles Academy continued its engagement in applied and interdisciplinary research, training, education and consulting for particular target groups in the field of international criminal law and related human rights. With its publications and online resources, the Nuremberg Academy contributes to the reciprocity of theory and practice. The results of projects and activities are available through high-quality publications and online tools.

Research results as well as the findings and conclusions arising from its conferences and workshops are regularly published and available on the Nuremberg Academy website. A strict open access policy ensures that all interested persons can use the resources as freely available e-versions. Book publications can also be ordered in hardcopies for which the Nuremberg Academy's publisher only charges the production and handling costs.

The *Nuremberg Academy Series* has continued to develop in the past year. It was established in April 2017 by the Nuremberg Academy, in cooperation with the Centre for International Law Research and Policy (CILRAP), to produce high-quality open access publications on international law published by the Torkel Opsahl Academic EPublisher. The Series seeks to cover relevant and topical areas that are under-researched or require renewed attention. The Series includes work that is inter- or multidisciplinary and brings together academics and practitioners focused on practical and innovative applications of international criminal law.

In 2018, the Nuremberg Academy published the second volume in the *Nuremberg Academy Series*, an anthology entitled "Islam and International Criminal Law and Justice". In terms of forthcoming publications in the *Nuremberg Academy Series*, work on two edited volumes took place in 2018: First, an anthology on the Tokyo Tribunal including original contributions from speakers who participated in the international conference "70 Years Later: The International Military Tribunal for the Far East"; Second, an edited volume on the "The Past, Present and Future of the International Criminal Court". For this publication, the Nuremberg Academy launched its first ever Call for Papers thematically linked to the Nuremberg Forum 2018 and the 20th anniversary of the Rome Statute in July 2018. The response was very positive and we received far more abstracts than we could possibly accommodate. Both edited volumes are planned for publication in 2019.

In terms of other publications, Dr. Viviane Dittrich contributed a book chapter on the significance of the Nuremberg Principles ("La portée des principes de Nuremberg") to a French book publication edited by Philippe Gréciano and Martial Mathieu and published by Éditions Pedone in 2018. The new book *Juger les crimes contre l'humanité : Les leçons de l'histoire* (Judging Crimes Against Humanity: Lessons from History) includes a preface by Silvia Fernández de Gurmendi, former President of the International Criminal Court, and contains overall 20 chapters written by scholars and practitioners of international criminal law.

Next to publications, open access online tools are useful, comprehensive and timely sources of information. The Nuremberg Academy partnered with CILRAP to offer the new online service Lexsitus. This learning and working tool was developed by CILRAP and launched on 31 January 2018. The cost-free use of this online service facilitates the dissemination of international law, proper access to law and thereby access to justice. Lexsitus is freely accessible through the Academy's website.

## Publications and Resources



# Publications



## Islam and International Criminal Law and Justice

“Islam and International Criminal Law and Justice” is the title of the second volume published in the *Nuremberg Academy Series*. This anthology explores international criminal law and justice in Islamic legal, social, philosophical and political contexts. Leading Muslim jurists and scholars discuss how law and justice can operate across cultural and legal plurality. They emphasize parallels between civilizations and legal traditions, demonstrating how the Islamic “legal family” finds common ground with international criminal law. The book analyzes various topics such as the impact of Islamic legal traditions on state practice, the constituting elements of authority and legitimacy, and the universality or Western-centric orientation of international criminal law. This volume shows that scholarship across “legal families” is a two-way street that can enrich both traditions. The book is a rare resource for practitioners dealing with accountability for atrocity crimes, and academics interested in opening debates in legal scholarship across the Muslim and non-Muslim worlds. The book was launched at a side event in December 2018 during the 17th Assembly of the State Parties to the Rome Statute in The Hague. The high number of over 80 participants of the launch event and the subsequent round table discussion evidenced the relevance of the topic. The publication is freely available online.



## Nuremberg Forum 2017 Conference Report

The Nuremberg Academy published the Nuremberg Forum 2017 conference report entitled “10 Years after the Nuremberg Declaration on Peace and Justice, the Fight against Impunity at a Crossroad”. More than 30 participants of the Nuremberg Forum 2017 representing a wide spectrum of professional backgrounds, including practitioners, policy makers, academics and government officials contributed to the report. The conference report captures the discussions related to the 2007 Nuremberg Declaration on Peace and Justice and synergies and tensions between peace and justice. It also includes critical reflections on the progress made by the international community in advancing peace, justice, security and development in conflict and post conflict settings since the adoption of the Declaration and its inclusion into the UN General Assembly’s agenda 10 years ago. The report focuses, *inter alia*, on the promotion of access to justice and the proliferation of justice mechanisms in post-conflict settings, the increasingly prominent role of victims, and transitional justice measures. The report identifies specific needs such as increased dialogue, regional cooperation, and capacity building efforts, and thus encourages future forward-looking discussions on peace and justice. The conference report is freely available online.



## Databases



### Lexsitus Online Service

Lexsitus is an open access online service that assists the learning of, and work with, legal sources in international criminal law. The Nuremberg Academy and the Centre for International Law Research and Policy launched this new platform on 31 January 2018. Users benefit from audio-visual lectures, commentary, case law, preparatory works, and digests, at the level of every article of the Statute of the International Criminal Court. Lexsitus offers more than 230 subtitled lectures (with full-text searchable transcripts) by over 60 international experts, including Klaus Rackwitz, Director of the Nuremberg Academy.

Lexsitus has been academically co-directed by Professors Morten Bergsmo (Peking University Law School) and Mark Klamberg (Stockholm University), and the Lexsitus Project Consortium. The Norwegian Ministry of Foreign Affairs has provided co-funding to this project.

### Sexual Crimes in Conflict Database

The Sexual Crimes in Conflict Database developed by the Nuremberg Academy and fully accessible online allows users to conduct research specifically related to sexual and gender-based violence online. The unique feature of the database is the combination of available data, including relevant both the jurisprudence from international, hybrid, regional and national courts, and other transitional justice mechanisms as well as academic literature and other publications. After the launch in 2017, the activities during the year of 2018 focused on the maintenance of the database, including update of the content and the monitoring of ongoing cases and situations. As in all its activities, the Nuremberg Academy pays particular attention to avoiding duplication with other resources. The database remains an important online resource and will be updated in future years.

The International Nuremberg Principles Academy offers a wide range of events, research projects, trainings, and publications. The Nuremberg Academy's external communications inform about the activities of the Academy and serve a variety of communication channels: from classic press relation, web presence and social media, printed information media to audiovisual formats, and include all materials concerning the public image of the Nuremberg Academy. As a relatively young institution, the Nuremberg Academy is undertaking efforts to increase visibility and recognition, especially among practitioners and scholars in the field of international criminal law, international humanitarian and human rights law as well as national political circles and the media. Throughout 2018, those efforts continued to increase by enhancing existing tools and exploring new ground.

## Communications



The publication of the first Annual Report was an important step forward documenting the work of the Nuremberg Academy, giving detailed insight into its activities and organization. In line with the worldwide reach of the Nuremberg Academy, the report is available in English, German and French and is from now on a regular element of the Academy's external communications.

The website of the Nuremberg Academy remains the most detailed, dynamic and up-to-date source of information about its work and activities ([www.nurembergacademy.org](http://www.nurembergacademy.org)). Since 2018, in addition to the English content, all activity-related parts of the website on events and news, as well as the background content, are available in German. The separate website of the Nuremberg Moot Court was relaunched in 2018. It appears now with an enhanced and improved structure and fresh design, more closely tied to the corporate design of the Nuremberg Academy.

Reaching out to interested international and local publics throughout the entire year and informing about the Nuremberg Academy's ongoing work remains crucial. With the quarterly electronic newsletter, the subscribers keep track of the Nuremberg Academy's news and upcoming events. The Academy has intensified its activities on social media channels, i.e. on

Twitter, YouTube and Facebook (Nuremberg Moot Court). The Nuremberg Academy's YouTube channel offers videos that document its main conferences. As a result, the number of newsletter subscribers is increasing continuously, as is the number of followers on Twitter, which doubled throughout the year. In addition, the Nuremberg Academy began exploring the blogosphere and contributed a blog post on the IntLawGrrls blog on the 70th anniversary of the judgment of the Tokyo Tribunal reflecting on discussions resulting from its own conference held in May 2018.

Substantial media coverage took place regarding the two main conferences of the Nuremberg Academy in 2018. Film teams from Shanghai TV and NHK Japan came to Nuremberg to report on the international conference "70 Years Later: The International Military Tribunal for the Far East". Regional, national and international media including the German national daily newspaper *Süddeutsche Zeitung* and *Kurdistan 24* covered the Nuremberg Forum 2018. The law journal *Criminal Law Forum* also featured a review essay written by Dr. Alexander Heinze on the Nuremberg Forum 2018.

The Nuremberg Academy regularly receives media and interview requests. On the occasion of the 20th anniversary of the Rome Statute on 17 July, the Süddeutsche Zeitung published an opinion article by Director Klaus Rackwitz on the current state of and challenges for the International Criminal Court. He further gave a radio interview to the “Mitteldeutscher Rundfunk” (MDR) which was broadcasted on 18 July 2018.

### Documentary “Peace Through Justice – The Legacy of Thomas Buergenthal”

In recognition of the life and work of Judge Thomas Buergenthal, the Honorary President of the Advisory Council of the Nuremberg Academy, we have produced the documentary film “Peace Through Justice – The Legacy of Thomas Buergenthal”. This film depicts his life and his groundbreaking work in the field of international human rights law, his engagement in international justice as well as the Nuremberg Academy and Thomas Buergenthal’s engagement for it. The project started in 2016 and resulted in a 42 min. documentary that is available in English, German and French. The award-winning filmmakers Ilona Kalmbach and Sabine Jainski from competent filmproduktion accompanied Thomas Buergenthal and his family in Nuremberg, in Sachsenhausen, in his hometown Göttingen, and in Washington, D.C., where he taught for decades. The documentary has been realized with the kind support of the Zukunftsstiftung der Sparkasse Nürnberg.

The Nuremberg Academy has presented the film in a premiere screening in Courtroom 600 in October on occasion of the Nuremberg Forum 2018. A second screening took place during the 17th Assembly of States Parties to the Rome Statute in The Hague in December 2018. The Nuremberg Academy intends to show the film at further occasions, including thematically related film festivals and to make it then available for widespread education purposes and public screenings.



#NueForum  
@NurembergAcadem #NueMC  
#NueSumAc



[www.nurembergacademy.org](http://www.nurembergacademy.org)



[www.nuremberg-moot.de](http://www.nuremberg-moot.de)



# Organization

The Foundation Board of the Nuremberg Academy consists of the Adviser to the Federal Government on International Law and Head of the Legal Department of the Foreign Office, on behalf of the Federal Republic of Germany; one representative each appointed by the Free State of Bavaria and the City of Nuremberg; and the President and the two Vice-Presidents of the Advisory Council. The Foundation Board decides on the fundamental strategic matters with regard to the foundation and determines the foundation's basic orientation. It must ensure that the foundation's purpose is lastingly and sustainably fulfilled. § 12 of the Statute of the Nuremberg Academy details the duties of the Foundation Board. In 2018, the Foundation Board met three times, on 23 February, on 15 May, and on 17 October.

The Advisory Council is composed of at least nine and not more than 18 persons of international repute in the scholarship and practice of international law (especially international criminal law) or related scholarly fields according to § 14 of the Statute of the Nuremberg Academy. In addition, one representative of each founder shall attend the meetings and have a vote; this representative may also be a member of the Foundation Board. Currently, the Advisory Council consists of 13 members, including Prof. Thomas Buergethal as Honorary President. The Advisory Council advises the Executive Board and Foundation Board on the foundation's professional focus and ensures the quality of the foundation's scholarly work.

### The team of the Nuremberg Academy consists of the following staff members:

- **Executive Board (Director, Deputy Director)**  
Klaus Rackwitz, Director  
Dr. Viviane Dittrich, Deputy Director
- **Senior Officers (3)**  
Jolana Makraiová, Senior Officer for Interdisciplinary Research  
Eduardo Toledo, Senior Officer for International Criminal Law  
Senior Officer for Training and Capacity Building (vacant in 2018)
- **Project Officers (3)**  
Salim Amin  
Kiran Mohandas Menon  
Marian Yankson-Mensah
- **Head of Administration**  
Petra Härtel
- **Press and Event Management Officer**  
Evelyn Müller
- **Executive Assistant**  
Frauke Selbmann
- **Interns during 2018 (3 months each)**  
Cecilia Grillo, Selen Kazan,  
Gretel Mejía, Calina Mladenova,  
Jean-David Ott, Adriana Carolina  
Torres Bastidas

### The governing bodies of the Academy comprise the following:

- Executive Board
- Foundation Board
- Advisory Council



In 2018, the meetings of the Advisory Council took place on 16–17 May and 17–18 October. In their 9th meeting in October 2018 in Nuremberg, the members of the Advisory Council of the International Nuremberg Principles Academy agreed on a declaration on the occasion of the 20th anniversary of the adoption of the Statute of the International Criminal Court. In this declaration, the members of the Advisory Council express their concern about the growing worldwide disrespect for international criminal law and international human rights, the violent attacks on the integrity of international criminal justice and its institutions, as well as widespread disregard for the rule of law and human rights. The declaration recalls the promise made by the international community in Nuremberg in 1945–46 and calls on all states to end impunity for international crimes by supporting the prosecution of these crimes by international and national courts.

**Members of the Advisory Council**

**Navi Pillay** (President)

Former United Nations High Commissioner for Human Rights

**Christoph Safferling** (Vice-President)

Professor of International Criminal Law, Friedrich-Alexander-Universität Erlangen-Nürnberg

**Serge Brammertz** (Vice-President)

Chief Prosecutor of the International Residual Mechanism for Criminal Tribunals, Former Chief Prosecutor of the International Criminal Tribunal for the former Yugoslavia

**Thomas Buergenthal** (Honorary President)

Former Judge at the International Court of Justice

**Brenda J. Hollis**

Chief Prosecutor of the (Residual) Special Court for Sierra Leone

**Karl Huber**

Former President of the Higher Regional Court of Munich, former President of the Bavarian Constitutional Court

**Cecilia Medina Quiroga**

Former President of the Inter-American Court of Human Rights

**Athaliah Lesiba Molokomme**

Ambassador Extraordinary and Plenipotentiary Permanent Representative at the Permanent Mission of the Republic of Botswana to the United Nations Office in Geneva

**Betty Kaari Murungi**

Lawyer, Co-Founder of “The Urgent Action Fund – Africa”, Former Vice Chairperson of Kenya Truth Justice and Reconciliation Commission

**Stefanie Schmahl**

Professor of Public International Law, Julius-Maximilians-Universität Würzburg

**Bertram Schmitt**

Judge at the International Criminal Court

**Sang-Hyun Song**

Former President of the International Criminal Court

**David Tolbert**

Ford Foundation Fellow and Visiting Scholar, Duke University, former President of the International Center for Transitional Justice



**Declaration on the 20th Anniversary of the Adoption of the ICC-Statute**

We, the Advisory Council of the International Nuremberg Principles Academy, which was established to promote sustainable peace through justice and the rule of law:

ARE FIRMLY CONVINCED that international criminal law upholds respect for human rights, helps to prevent conflicts, and facilitates reconciliation after the fighting ends. To achieve these aims and following the Nuremberg precedent, the international community has developed human rights norms, as set forth in the Universal Declaration of Human Rights and the International Covenants, and has created mechanisms to end impunity for the most serious crimes known to humankind. These mechanisms, including the International Criminal Tribunal for the former Yugoslavia, the International Criminal Tribunal for Rwanda and on July 17, 1998 the creation of the first permanent international criminal court (the International Criminal Court), ensure accountability for the most serious violations of fundamental human rights, support global enforcement of international criminal law, and build national capacity to investigate and prosecute these violations.

ARE DEEPLY CONCERNED by the growing disrespect for international criminal law and international human rights law across the globe, and the unwillingness to fight impunity and uphold international human rights norms.

ARE DEEPLY CONCERNED by vitriolic attacks against the integrity of international criminal justice and its institutions and the widespread disregard for the rule of law and basic respect for human rights.

RECOGNIZE the promise made by the international community at Nuremberg in 1945/46 and call upon all states to end impunity for international crimes by supporting the prosecution of these crimes both through international and domestic courts.

### Financial Overview

The three founders of the Nuremberg Academy are the Federal Republic of Germany, the Free State of Bavaria and the City of Nuremberg.

The contribution of the City of Nuremberg consists in providing office space including telephone and IT structure for the Academy. The Nuremberg Academy currently uses offices, which are located in a historic building at the northern part of the old town of Nuremberg.

The Academy will move into offices in the east wing of the Nuremberg Palace of Justice as provided by the Free State of Bavaria once the construction of a new office building for the Higher Regional Court of Nuremberg is finished.

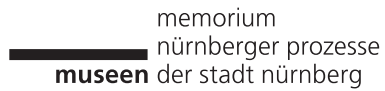
The Federal German Government, represented by the Federal Foreign Office, provides the financial support for the Academy’s work. The annual budget plan has to be approved by the Foundation Board of the Nuremberg Academy and authorized by the Federal German Parliament.

In 2018, the overall budget spent amounted to 1,675,500 Euro divided according to the budget plan into four different clusters:

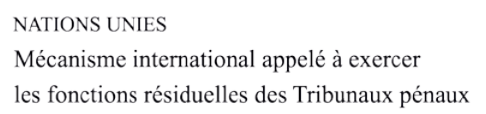
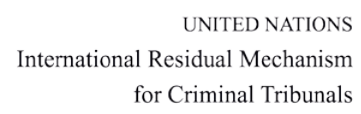
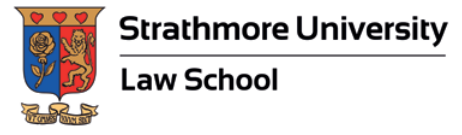
Personnel costs:	647,110 Euro
Administrative costs:	97,310 Euro
Program work costs:	108,432 Euro
For the realization of the documentary “Peace Through Justice – The Legacy of Thomas Buergenthal” the Academy received a donation of 50,000 Euro from the “Zukunftsstiftung der Sparkasse Nürnberg”.	
Conferences, events, research activities costs:	822,648 Euro
For the Nuremberg Moot Court 2018 the Academy received a donation of 8,400 Euro from the law firm Salleck + Partner.	

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