

Sexual Violence as International Crime

A newsletter presented by the Center on Law and Globalization,
a program of the University of Illinois College of Law and the American Bar
Foundation

Winter 2011

Second Interdisciplinary Colloquium on Systematic Sexual Violence

This colloquium has been organized by the Center on Law and Globalization, a program of the University of Illinois College of Law and the American Bar Foundation; The Grotius Centre for International Legal Studies, Campus The Hague; Leiden University; The International Victimology Institute Tilburg (INTERVICT); and the Department of Criminal Law, Tilburg Law School.



Systematic Sexual Violence and Victims' Rights

April 7 - 8, 2011; The Hague, The Netherlands

Causes and responses to systematic sexual violence and the rights and perspectives of victims will be the focus of the second interdisciplinary colloquium on sexual violence. For more information on this program please see our [website](#) or contact us at hague2011@law.illinois.edu.

If you would like to attend Systematic Sexual Violence and Victims' Rights, please see our [registration page](#).

7 April, Day One:

In This Issue

- Upcoming Interdisciplinary Colloquium
- In Memoriam: Louis Henkin
- Resources: Sexual Violence as International Crime
- The Docket: Reporting Updates on Cases Involving Systematic Sexual Violence

Stay Connected to the Center:

The Center on Law and Globalization encourages you to contribute to our discussions regarding systematic sexual violence as an international crime. We welcome guest contributors and suggestions for future content.

If you know of others who would like to be added to our mailing list, we would gladly take names and contact information.

Please send any and all comments or suggestions to Allison Lynch, Center Program Associate, at alynch@abfn.org

**Center on Law and
Globalization Co-
Directors**

[Tom Ginsburg](#)

Opening Session: Welcome and Keynote Address
Session I: An Update on Developments in the Area of Sexual Violence by the Hague Tribunals and Courts
Session II: Causes of Systematic Sexual Violence
Session III: New Evidentiary Standards for the International Criminal Court

8 April, Day Two:

Session IV: Victims, Victimhood, Victims Narratives
Session V: The Public/Private Dichotomy: Victims' Reparations in International Criminal Law
Session VI: Victims' Rights in International Legal Proceedings: Participation and Protection
Session VII: Creating Awareness and Taking Supportive and Protective Action
Closing Session

Image Above: Attendees of the Colloquium on Sexual Violence as an International Crime: Interdisciplinary Approaches to Evidence on the steps of the Peace Palace in The Hague, 2009. Photo by Martijn van Dam.

[John Hagan](#)

[Terry Halliday](#)

[Charlotte Ku](#)

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In Memoriam: Louis Henkin *A Personal Appreciation*

On October 14, 2010 Louis Henkin passed away in his Manhattan home at the age of 92.

As a renowned scholar and a founding force in the establishment of human rights as a field of study, Louis Henkin was well celebrated and will be sorely missed. But Lou Henkin will also be missed for his personal humanity.

Like his students, faculty colleagues, and associates over the years, I had the privilege of working with this warm human being when he was President of the American Society of International Law (ASIL) from 1992 to 1994. Lou Henkin was a tireless champion of international law and of human rights. But what distinguished his advocacy, and will be his living legacy, was his commitment to the dignity and well-being of individuals.

When you were in his presence, he never failed to demonstrate interest in your personal well-being. He never forgot (or failed to remind all of us) that law and rights were not abstractions, but very real phenomena with profound effects on the lives of people. He presided over the expansion of the ASIL's mission from one of scholarship to one of scholarship *and* public outreach, engagement, and professional development, focusing on the individuals who would give flesh and blood to the principles he valued.

Lou always seemed to draw energy from those around him - his family, colleagues, students, and associates. In return, he energized and inspired those of us who learned from and worked with him. Lou knew the magnitude and scope of the cause of human rights, but he also knew that this work would be advanced one person at a time. In a realm of big ideas, Lou was not only a leader because of his clear vision and thinking, but also because he was a deeply human and caring individual.

*Charlotte Ku, University of Illinois College of Law
Co-Director, Center on Law and Globalization*

[Click Here](#) to read Louis Henkin's New York Times obituary.

Sexual Violence as International Crime: Resources and Reports

"Aftershocks: Women Speak Out Against Sexual Violence in Haiti's Camps"

(6 Jan 2011) Report by Amnesty International

"No Hiding Place: Politically Motivated Rape of Women in Zimbabwe"

(Dec 2010) Report produced by the Research and Advocacy Unit [RAU] and the Zimbabwe Association of Doctors for Human Rights [ZADHR]

Rule of Law Resource Center

An online resource database developed by LexisNexis

Smart Library on Rape and Genocide

Smart Libraries created by the Center on Law and Globalization provide non-specialists with access to user-friendly executive summaries of seminal research

UN Report, "Rapid Gender Needs Assessment of Flood Affected Communities"

(Fall 2010) Report by the United Nations Development Fund for Women in response to the Pakistan Floods of 2010

The Docket:

Reporting Updates on Cases Involving Systematic Sexual Violence

UPDATED ICC CASE INFORMATION: The Prosecutor v. Jean-Pierre Bemba Gombo

Central African Republic (CAR)

- *Charges:* As the alleged President and Commander-in-chief of the Mouvement de libération du Congo (MLC), Mr. Bemba is allegedly criminally responsible for **two counts of crimes against humanity** (murder and rape) and **three counts of war crimes** (murder, rape and pillaging) committed on the territory of the Central African Republic between October 2002 and March 2003.
- *Current Status of the Case:* The trial commenced on 22 November 2010. An [ICC media advisory](#) indicated that this "trial will be held before Trial Chamber III, composed of Judge Sylvia Steiner (Brazil), Presiding, Judge Joyce Aluoch (Kenya) and Judge Kuniko Ozaki (Japan). These independent magistrates will ensure that the trial is fair and expeditious and is conducted with full respect for the rights of the defense, the equality of arms and the principle of adversarial debate, having further due regard for the protection of victims and witnesses."
 - View the [ICC's Case Information Sheet](#)

NEW ICC CASE: The Prosecutor v. Callixte Mbarushimana

Democratic Republic of the Congo (DRC)

- *Charges:* Mr. Callixte Mbarushimana, a Rwandan national, is accused of being the Executive Secretary of the Forces Democratiques pour la Liberation du Rwanda (FDLR) and conducting widespread and systematic attacks against the civilian population in order to create a humanitarian catastrophe. Mr. Mbarushimana is the fourth person arrested by the Court in relation to the DRC situation and the first person charged for crimes committed in the Kivu provinces. The Office of the Prosecutor alleges that Mr. Mbarushimana is responsible for **five counts of crimes against humanity** (murder, torture, rape, inhumane acts and persecution) and **six counts of war crimes** (attacks against the civilian population, destruction of property, murder, torture, rape and inhuman treatment).
- *Current Status:* On 25 January 2011, Mr. Mbarushimana was transferred to the International Criminal Court (ICC) by the French authorities following a warrant of arrest

issued by the ICC's Pre-Trial Chamber I on 28 September 2010 and his arrest on 11 October 2010. The trial is expected to begin on 4 July 2011.

- View the [ICC's Case Information Sheet](#)

NEW REGIONAL CASE: Lt. Col Kibibi Mutware

Democratic Republic of the Congo (DRC)

- The Associated Press has reported that on 1 January 2011 authorities in DRC arrested Kibibi Mutware, a military officer of Forces Armées de la République Démocratique du Congo (FARDC), on alleged charges of commanding the mass rape of more than 50 women in the east of the country near Fizi. Seven other soldiers were also arrested. According to this source, Lt. Col. Kibibi Mutware has been identified by some victims and witnesses.
 - View this Associated Press [News Article](#)



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