



COURSE OUTLINE

Summer Institute in International Humanitarian Law and Human Rights

Asia Pacific Transitional Justice and Human Rights

**Organized by
the Asian International Justice Initiative
a collaboration between the U.C. Berkeley War Crimes Studies Center
and the East-West Center
in partnership with
the Indonesia National Commission on Human Rights (KOMNAS HAM)**

**June 22- July 3, 2009
Sanur Paradise Plaza Hotel
Bali, Indonesia**

Secretariat Room will be located on the fourth floor in the Gianyar Room.

Sunday, June 21, 2009

**1:00 PM – 4:00 PM Registration for the Program
Sanur Paradise Plaza Hotel, Lobby Area**

WEEK ONE: LOOKING BACK – DEALING WITH LEGACIES OF PAST ABUSE

Monday, June 22, 2009

7.30 AM – 8.45 AM Registration for the Program
Near Tabanan/Amlapura/Bangli Meeting Rooms
Fourth Floor, Sanur Paradise Plaza Hotel

8:45 AM Welcome Address from David Cohen on behalf of the Asian
International Justice Initiative (University of California, Berkeley
War Crimes Studies Center and the East-West Center)

9:00 AM Welcome Address from KOMNAS HAM and *I Made Pastike*

9:30 AM Introductions from the participants

9:45 AM– 10:00 AM	Introductions from the faculty
10:00 AM – 10:30AM	Morning Coffee Break
10:30AM – 11:00 AM	Keynote address from Dr. Navanethem Pillay, High Commissioner for Human Rights, Office of the High Commissioner for Human Rights (pre-recorded video)
11:00 AM – 12:00 PM	An Introduction to Transitional Justice and Post-Conflict Human Rights <i>Expert: David Cohen</i> <i>Facilitator: Michelle Staggs Kelsall</i>
12:00 PM – 1:30PM	Working Lunch Teras Teratai Brasserie (ground level)
1:30 PM – 3:00 PM	The Categories, Nature and Structure of Core International Crimes <i>Experts: Morten Bergsmo and Sangkul Kim</i> <i>Facilitator: Michelle Staggs Kelsall</i>
3:00 PM – 3.30 PM	Afternoon Coffee Break
3:30 PM – 5:00 PM	Finding Legal Information on the Core International Crimes: The ICC Legal Tools Website and the Case Matrix <i>Experts: Morten Bergsmo and Sangkul Kim</i> <i>Facilitator: David Cohen</i>
8:00 PM	Welcome Dinner Café Komodo (ground level near pool)

Tuesday, June 23, 2009

9:00 AM – 9:30 AM	An Introduction to the Electives <i>Facilitator: Michelle Staggs Kelsall</i>
9:30 AM- 10:30 AM	Transitional Justice Approaches I: Fact-finding Processes– Gathering Evidence for the Indonesia--East Timor Truth and Friendship Commission <i>Expert: David Cohen</i> <i>Facilitator: Michelle Staggs Kelsall</i>
10:30 AM – 11:00 AM	Morning Coffee Break

- 11:00 AM – 12:00 PM Transitional Justice Approaches I: Fact-Finding Processes (continued)
Experts: David Cohen and Sidney Jones
Facilitator: Michelle Staggs Kelsall
- 12:00 PM – 1:30 PM Working Lunch
Teras Teratai Brasserie (ground level)
- 1:30 PM – 3:00 PM Transitional Justice Approaches I: Fact-Finding Processes – Writing a Convincing Human Rights Report
Expert: Sidney Jones
Facilitator: David Cohen
- 3:00 PM – 3:30 PM Afternoon Coffee Break
- 3:30 PM – 4:00 PM Transitional Justice Approaches I: Fact-Finding Processes – Writing a Convincing Human Rights Report (continued)
Expert: Sidney Jones
Facilitator: David Cohen
- 4:00 PM – 5:00 PM Group Electives: Brainstorming Sessions
Facilitator: Michelle Staggs Kelsall

Wednesday, June 24, 2009

- 9:00 AM - 10:30 AM Transitional Justice Approaches II: Post-Conflict Trials (International) The International Criminal Tribunal for the former Yugoslavia (ICTY) and International Criminal Tribunal for Rwanda (ICTR) in Historical Perspective
Expert: Liu Daqun
Facilitator: David Cohen
- 10:30 AM – 11:00 AM Morning Coffee Break
- 11:00 AM – 12:00 PM Transitional Justice Approaches II: Post-Conflict Trials and Legacy for Hybrid Courts
Experts: Motoo Noguchi, Heather Ryan
Facilitator: Michelle Staggs Kelsall
- 12:00 PM – 1:30 PM Working Lunch
Teras Teratai Brasserie (ground level)
- 1:30 PM – 2:30 PM Transitional Justice Approaches II: Post-Conflict Trials – Indonesia’s National Trials and a Domestic Perspective
Expert: David Cohen
Facilitator: Michelle Staggs Kelsall

- 2:30 PM – 3:00 PM Group Elective 1 (Transitional Justice Strand): An Introduction to Legacy
 Group Elective 2 (Human Rights Strand): An Introduction to Rights-based Approaches
Facilitator: Michelle Staggs Kelsall
- 3:00 PM – 3:30 PM Afternoon Coffee Break
- 3:30 PM – 5:00 PM Panel Discussion: Trials and Tribulations – Challenges and Successes for the Transitional Justice Project
Experts: Liu Daqun, Motoo Noguchi, David Cohen
Facilitators: Heather Ryan and Michelle Staggs Kelsall

Thursday, June 25, 2009

- 9:00AM - 10:30 AM Transitional Justice Approaches III: Truth Commissions – An Overview
Expert: Tim Kelsall
Facilitator: David Cohen
- 10:30 AM – 11:00 AM Morning Coffee Break
- 11:00 AM – 12:00 PM Transitional Justice Approaches III: Truth Commissions – A Comparative Perspective: Sierra Leone and East Timor
Experts: Tim Kelsall, Leigh-Ashley Lipscomb
Facilitator: Michelle Staggs Kelsall
- 12:00 PM – 1:30PM Working Lunch
 Teras Teratai Brasserie (ground level)
- 1:30 PM – 2.30PM Transitional Justice Approaches III: Truth Commissions – A Comparative Perspective (continued)
Experts: Tim Kelsall, Leigh-Ashley Lipscomb
Facilitator: Michelle Staggs Kelsall
- 2.30 PM – 3:00 PM Beyond Conflict: Sustainable Human Rights Strategies
Expert: Asmara Nababan
Facilitator: David Cohen
- 3:00 PM – 3:30PM Afternoon Coffee Break
- 3:30 PM – 4:00 PM Beyond Conflict: Sustainable Human Rights Strategies
Expert: Asmara Nababan
Facilitator: David Cohen

4:00PM – 5:00 PM Q&A with Asmara Nababan
Facilitator: Michelle Staggs Kelsall

Friday, June 26, 2009

9:00 AM - 10:30AM Transitional Justice Approaches IV: Victims' Rights – Victim Participation at International(ized) Criminal Trials
Experts: Michelle Staggs Kelsall, Heather Ryan
Facilitator: David Cohen

10:30 AM – 11:00 AM Morning Coffee Break

11:00 AM – 12:00 PM Transitional Justice Approaches IV: Victims' Rights - Reparations
Expert: Motoo Noguchi
Facilitator: Michelle Staggs Kelsall

12:00 PM – 1:30 PM Working Lunch
Teras Teratai Brasserie (ground level)

1:30 PM – 3:00 PM Panel Discussion & Round-up: Key Challenges for Transitional Justice
Experts: Heather Ryan, David Cohen, Motoo Noguchi
Facilitator: Michelle Staggs Kelsall

3:00 PM – 3:30 PM Afternoon Coffee Break

3:30 PM – 5:00 PM Protections for Victims of Armed Conflict: Notes from the Field in Asia
Expert: Vincent Nicod, Head of International Committee of the Red Cross (ICRC) Jakarta
Facilitator: Michelle Staggs Kelsall

WEEK TWO: LOOKING FORWARD – BUILDING ROBUST RIGHTS-BASED REGIMES

Monday, June 29, 2009

9:00 AM – 10:30 AM Mapping the Human Rights Framework in Southeast Asia
Expert: Homayoun Alizadeh
Facilitator: KOMNAS HAM Representative

10:30 AM– 11:00 AM Morning Coffee Break

- 11:00 AM – 12:00 PM Challenges in Enforcing Human Rights Instruments
Expert: Harkristuti Harkrisnowo
Facilitator: KOMNAS HAM Representative
- 12:00 PM – 1:30 PM Working Lunch
Teras Teratai Brasserie (ground level)
- 1:30 PM – 3:00 PM Challenges in Enforcing Human Rights Instruments
(continued)
Expert: Harkristuti Harkrisnowo
Facilitator: KOMNAS HAM Representative
- 3:00 PM – 3:30 PM Afternoon Coffee Break
- 3:30 PM – 5:00 PM Elective Strands Brainstorming Session II
Group Elective 1 (Transitional Justice Strand): Incorporating
Rights-based Analysis into Effective Legacy
Group Elective 2 (Human Rights Strand): Strategies for Building
an Effective Human Rights Commission
Facilitator(s): Sri Yana

Tuesday, June 30, 2009

- 9:00 AM – 10:30 AM National Human Rights Commissions: Indonesia
Expert: Ifdhal Kasim
Facilitator: KOMNAS HAM Representative
- 10:30 AM– 11:00 AM Morning Coffee Break
- 11:00 AM – 12:00 PM National Human Rights Commissions: Malaysia
Expert: Tan Sri Abu Thalib Othman
Facilitator: KOMNAS HAM Representative
- 12:00 PM – 1:30 PM Working Lunch
Teras Teratai Brasserie (ground level)
- 1:30 PM – 3:00 PM National Human Rights Commissions: The Philippines
Expert: Leila M. De Lima
Facilitator: KOMNAS HAM Representative
- 3:00 PM – 3:30 PM Afternoon Coffee Break
- 3:30 PM – 5:00 PM National Human Rights Commissions: Thailand
Expert: Saneh Chamarik
Facilitator: KOMNAS HAM Representative

Wednesday, July 1, 2009

- 9:00 AM – 10:30 AM Elective Strands Brainstorming Session III
Group Elective 1 (Transitional Justice Strand): Rights-based Approaches—Re-evaluating their Strengths and Weaknesses for Legacy
Group Elective 2 (Human Rights Strand): Revisiting Strategies for Building an Effective Human Rights Commission
Facilitator: KOMNAS HAM Representative
- 10:30 AM – 11:00 AM Morning Coffee Break
- 11:00 AM -12:00 PM National Human Rights Commissions: South Korea
Expert: Seonghoon Lee, Director General, Human Rights Policy Bureau
Facilitator: KOMNAS HAM Representative
- 12:00 PM – 1:30 PM Working Lunch
Legian Room (second floor)
- 1:30PM – 3:00 PM Panel Discussion: South Korea and ASEAN Country Commissions
Expert: South Korean and ASEAN Commission Experts
Facilitator: KOMNAS HAM Representative
- 3:00 PM – 3:30 PM Afternoon Coffee Break
- 3:30 PM – 5:00 PM Panel Discussion: South Korea and ASEAN Country Commissions (continued)
Expert: South Korean and ASEAN Commission Experts
Facilitator: KOMNAS HAM Representative

Thursday, July 2, 2009

- 9:00 AM -10:30 AM Regional Commissions: Africa, Europe and the Americas
Expert: Michelle Staggs Kelsall
Facilitator: David Cohen
- 10:30 AM – 11:00 AM Morning Coffee Break
- 11:00 AM – 12:00 PM An ASEAN Commission – Prospects and Challenges for the ASEAN Human Rights Body
Experts: Sriprapha Petcheramesree, David Cohen
Facilitator: Michelle Staggs Kelsall
- 12:00 PM– 1:30PM Working Lunch
Legian Room (second floor)

- 1:30 PM – 3:00 PM Panel Discussion: Challenges for the ASEAN Human Rights Body
Experts: Sriprapha Petcheramesree, David Cohen
Facilitator: Michelle Staggs Kelsall
- 3:00 PM – 3:30 PM Afternoon Coffee Break
- 3:30 PM - 5:00 PM Q&A: Challenges for the ASEAN Human Rights Body
Experts: Sriprapha Petcheramesree, David Cohen
Facilitator: Michelle Staggs Kelsall

Friday, July 3, 2008

- 9:00 AM - 10:30 AM Elective Strands
Group Elective 1 (Transitional Justice Strand): Final Preparation for Submissions to Shamila Unnikrishnan, Legacy Officer, OHCHR Cambodia
Group Elective 2 (Human Rights Strand): Final Preparation for Submissions to Marzuki Darusman, Eminent Expert, Working Group for an ASEAN Human Rights Mechanism
- 10:30 AM – 11:00 AM Morning Coffee Break
- 11:00 AM – 12:00 PM Elective Strands
Group Elective 1 (Transitional Justice Strand): Final Preparation for Submissions to Shamila Unnikrishnan, Legacy Officer, OHCHR Cambodia
Group Elective 2 (Human Rights Strand): Final Preparation for Submissions to Marzuki Darusman, Eminent Expert, Working Group for an ASEAN Human Rights Mechanism
- 12:00 PM – 1:30 PM Working Lunch
Legian Room (second floor)

1:30 PM-3:00 PM

Participants present their findings:
Group Elective 1 (Transitional Justice Strand): Maximizing the Legacy of the Extraordinary Chambers in the Courts of Cambodia (ECCC)

Expert: Shamila Unnikrishnan

Facilitator: Michelle Staggs Kelsall

Participants present their findings:

Group Elective 2 (Human Rights Strand): Building a Robust ASEAN Human Rights Body (AHRB)

Expert: Marzuki Darusman

Facilitator: David Cohen

3:00 PM – 3:30 PM

Afternoon Coffee Break

3.00 PM – 4.00 PM

Presentation of certificates / Final round-up