



INTERNATIONAL LAW ASSOCIATION

AMERICAN BRANCH  
EST. 1922

# ***INTERNATIONAL LAW WEEKEND***

OCTOBER 24-26,  
**2024**



*102ND ANNUAL MEETING OF THE AMERICAN BRANCH OF THE INTERNATIONAL LAW ASSOCIATION*

## ***POWERLESS LAW OR LAW FOR THE POWERLESS?***

ORGANIZED BY THE AMERICAN BRANCH OF THE INTERNATIONAL LAW ASSOCIATION

**THURSDAY, OCTOBER 24, 2024** | OPENING PLENARY AND RECEPTION

NEW YORK CITY BAR ASSOCIATION  
42 West 44th St, New York, NY 10036

**FRIDAY AND SATURDAY, OCTOBER 25-26, 2024** | ILW PANELS, KEYNOTES, AND MEETINGS

FORDHAM UNIVERSITY SCHOOL OF LAW  
150 West 62nd Street, New York, NY 10023

**FRIDAY, OCTOBER 25, 2024** | UNICEF RECEPTION

UNICEF HQ  
3 United Nations Plaza, New York, NY 10017





# American Branch of the International Law Association 102nd Annual Meeting

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# Welcome to ILW 2024

The American Branch of the International Law Association welcomes you to its annual International Law Weekend (ILW) conference. The theme of ILW 2024 is **Powerless Law or Law for the Powerless?**

International law faces an existential threat as history unfolds at unprecedented speed worldwide. Indeed, international law and international institutions at times appear incapable of protecting vulnerable persons against war, disease, hunger, exploitation, climate change, and other human and natural catastrophes. Some people—both individually and collectively—are openly eschewing legal values and frameworks in order to pursue results through other means, including dangerous and destabilizing ones. Is international law, in fact, powerless, or does it remain a source of power that vulnerable persons can utilize to protect and advance their rights and interests? This year's ILW is focused on engaged, interactive, and inclusive discussions about how international law can transcend perceptions and misperceptions of its powerlessness and fulfill its aspirations of balancing power through principles of justice, equality, and dignity.

ILW 2024 will consider these issues through a diverse collection of engaging and provocative panels and plenary sessions. The audience includes practitioners, academics, UN diplomats, business leaders, federal and state government officials, NGO leaders, journalists, students, and interested persons. There is a broad array of public and private international law topics in each program time slot.

ILW 2024 opens at the New York City Bar Association on Thursday, October 24, 2024, with the President's High-Level Opening Plenary Panel. With welcome remarks from American Branch Chair **Leila Nadya Sadat** and moderated by American Branch President **Michael P. Scharf**, keynote speakers include: **Lori F. Damrosch** (Hamilton Fish Professor of International Law and Diplomacy, Columbia Law School), **Harold Hongju Koh** (Sterling Professor of International Law, Yale Law School), **Sean D. Murphy** (Manatt/Ahn Professor of International Law, George Washington University Law School), and **Nilüfer Oral** (Director of the Centre for International Law, National University of Singapore). Before the Opening Plenary Panel, a special session will highlight Emerging Voices in international law. An Opening Reception will follow the Plenary Panel.

The conference continues at Fordham University School of Law on Friday and Saturday, October 25-26, 2024, and features 36 panels on various topics. Keynote and plenary speakers include: **Dapo Akande** (Chichele Professor of Public International Law, University of Oxford), **Diane Desierto** (Professor of Law and Global Affairs, University of Notre Dame), **Marko Milanovic** (Professor of Public International Law, University of Reading), **Ann Skelton** (Chair of the UN Committee on the Rights of the Child), **J.H.H. Weiler** (Joseph Straus Professor of Law, New York University School of Law), and the winner of the 2024 ABILA Outstanding Achievement Award, **Hon. Charles N. Brower** (Judge ad hoc, International Court of Justice). These events are open to all conference attendees. ILW 2024 also features community and committee networking rooms and opportunities to meet with legal book publishers. The Friday night program concludes with a Reception at UNICEF Headquarters (advance ticket purchase required) and International Law Trivia at Fordham University School of Law.

The Saturday program includes the 102nd Annual Members Meeting, Elections, and Award Ceremony. The Annual Meeting is open to members and non-members alike, however only members can vote. The program also includes a Career Session for Students and Young Lawyers.

Multiple panels in every timeslot are designated for continuing legal education (CLE) credit. CLE credit is offered to all ILW attendees at no additional cost through the sponsorship of an accredited New York and California CLE credit provider. Attorneys licensed in other states can apply for CLE credit in their own jurisdiction using the New York CLE certificate. Please sign in at the beginning of each panel you attend using the CLE registration form and fill out the survey provided after the events to claim your CLE.

# About the American Branch

The American Branch of the International Law Association is dedicated to the study, clarification and development of International Law and the advancement of peace, equity and justice worldwide. It is a diverse and inclusive community of individuals working or interested in international law. The Branch unites practitioners, academics, students, government officials, diplomats, and members of international and nongovernmental organizations. Members work together on committees to issue reports, amicus briefs, and letters to Congress, federal agencies, the United Nations, and other international organizations on a range of current and evolving topics.

The American Branch is part of a truly international organization. The International Law Association (ILA) was established in 1873 and is composed of sixty-six national branches (including the Headquarters Branch). It is the preeminent international non-governmental organization involved in developing and restating international law. The American Branch nominates members – both leading U.S. international lawyers and early career professionals – to participate in ILA committees. The opportunity to help prepare draft treaties or studies in collaboration with leading international lawyers and academics from around the world is vital to furthering an understanding of international law. Committee members and others who attend the ILA's biennial international conferences find their involvement with the ILA to be immensely rewarding.

The American Branch has its own committees, which allow members to combine service and academic or advocacy work. These committees are unusual in terms of the range of opportunities they provide for member-initiated projects, and there are opportunities for student involvement as well. The American Branch's committees – unlike the Branch as a whole – may advocate for specific positions on international legal issues. Committees have filed amicus briefs in appellate cases and communicated with government officials on a variety of issues. Branch committees also engage in traditional, rigorous academic work, sometimes undertaking projects that complement the work of parallel international ILA committees, and sometimes developing their own projects.

The Branch performs exceptional educational and professional service through its national and regional International Law Weekends. Other international law organizations also hold major national conferences, of course, but none follow the Branch's lead in offering low admission price to members of the organization, to members of cosponsoring organizations, and free admission to students. ILW provides significant opportunities for attendees to learn from and meet top international lawyers from private practices, academia, the government, nongovernmental organizations, the United Nations, and other international organizations.

## Join the American Branch today!

Membership opens a world of intellectual and professional engagement opportunities at a reasonable price.

Value for members includes:

- Invitation to join in the work of the Branch's 20 Committees and Study Groups
- The opportunity to be nominated to one of the ILA's 22 Committees and Study Groups
- A discounted rate for International Law Weekend (free registration for students)
- Participation in the Branch's regional meetings
- Participation in ILA Biennials and other ILA regional conferences
- The opportunity to have their work featured in the Branch's biannual Newsletter.

To become a member, please visit [www.ila-americanbranch.org](http://www.ila-americanbranch.org).

# ILW Schedule at Glance



INTERNATIONAL  
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Thursday, October 24, 2024 New York City Bar Association					
3:00PM	Emerging Voices Panel				
5:30PM	Welcome to International Law Weekend 2024 Welcome Remarks: <b>Leila Nadya Sadat</b> , ABILA Chair, and <b>Muhammad U. Faridi</b> , President, New York City Bar Association				
	President's Opening Plenary: <b>Powerless Law or Law for the Powerless: The Once and Future ICJ</b> Moderator: <b>Michael P. Scharf</b> , ABILA President				
	<b>Lori F. Damrosch</b> , Hamilton Fish Professor of International Law and Diplomacy, Columbia Law School <b>Harold Hongju Koh</b> , Sterling Professor of International Law, Yale Law School; former Legal Adviser of the U.S. Department of State <b>Sean D. Murphy</b> , Professor of International Law, George Washington University Law School; Special Rapporteur for Crimes Against Humanity <b>Nilüfer Oral</b> , Director of the Centre for International Law, National University of Singapore				
7:15PM	Opening Reception				
Friday, October 25, 2024 Fordham University School of Law					
8:15AM	Book Launch: <i>The Transnational Law of Renewable Energy</i>   2-01B				
8:30AM	Registration   Second Floor Entrance & Complimentary Coffee   Soden Lounge				
9:00AM	Welcome Remarks: <b>Dean Joseph Landau</b> , Fordham University School of Law Friday Plenary Panel - <b>Powerless Law or Law for the Powerless?</b> Moderator: <b>J.H.H. Weiler</b> , Joseph Straus Professor of Law, NYU School of Law <b>Dapo Akande</b> , Chichele Professor of Public International Law, University of Oxford <b>Diane Desierto</b> , Professor of Law and Global Affairs, University of Notre Dame <b>Marko Milanovic</b> , Professor of Public International Law, University of Reading				
10:15AM	Coffee Break   Soden Lounge				
10:45AM	The Core Paradox of International Refugee Law* Room 4-01	The War in Ukraine: Lessons Learned and Challenges Ahead for International Criminal Law* Room 2-02C	Has the President Become a National Security Threat?* Room 2-02B	"The World Together" or a World Apart? Pandemic Prevention, Preparedness and Response as Law of the Powerless* Room 2-02A	International Investment and Human Rights: How Does International Law Control Environmental Impact on Local Communities?* Room 2-01B
12:00PM	Boxed Lunch   Soden Lounge - sponsored by the Leitner Center for International Law and Justice				
	ABILA Board Meeting Room 2-01B	Minority Lawyers Networking Room 1-01	Women Lawyers Networking Room 4-01	Young Professionals Networking Soden Lounge	
1:00PM	Recent African Contributions to the Development of IHL Room 2-02A	The Veto (a film)* Room 2-02B	Protection of People at Sea: Human Rights on the Oceans* Room 1-01	Does International Law have the Power to Limit Cyberwar?* Room 2-02C	The Middle East in Crisis* Room 2-01B
2:15PM	Coffee Break   Soden Lounge				
2:30PM	American Branch Committee Networking Rooms				
3:15PM	The Pursuit of Gender Justice in Afghanistan and Beyond* Room 2-02B	Closing the Chemical Weapons Impunity Gap: An International Tribunal?* Room 2-02C	Think Globally and Act Locally: Public and Private Sector Collaboration to Address Climate Change* Room 1-01	Empowering International Law to Address Rising Tensions in Outer Space* Room 2-02A	Ocean (In)Justice in Planetary Futures* Room 2-01B
4:30PM	Coffee Break   Soden Lounge				
4:45PM	Approaches to Capacity and Consent, Their Evolution and Implementation* Room 2-01B	Crimes against Humanity: From Draft Articles to New Treaty in a World on Fire?* Room 2-02B	Recognition and Enforcement of the Human Right to a Healthy Environment: Parallel Proceedings in International Courts* Room 2-02C	Diplomatic and Consular Immunities: Time for Revisions?* Room 1-01	The Evolving Geopolitical Landscape and Risks for Global Aviation* Room 2-02A
7:00PM	UNICEF Reception UNICEF HQ   Preregistration required			International Law Trivia Fordham University School of Law	

# ILW Schedule at Glance

Saturday, October 26, 2024 Fordham University School of Law						
8:30AM	Registration & Complimentary Coffee   Soden Lounge					
9:00AM	ABILA’s 102nd Annual Members Meeting, Elections, and Award Presentations (Room 1-01)  Book of the Year Awards, Outstanding Achievement Award, & Charles Siegal Service Award  Keynote Address: Recipient of the 2024 Outstanding Achievement Award, Hon. Charles N. Brower					
10:15AM	Coffee Break   Soden Lounge					
10:30AM	Centering Race and Empire in Human Rights Law and Scholarship* Room 2-02A	The UN Convention on the Rights of the Child as 'Law for the Powerless' Children in America* Room 2-02C	Hypocrisy and Double Standards in International Law* Room 1-01	Empowering International Space Law: Old Laws, New Powers, and Possible Futures* Room 2-01B	The Role of International Law in Protecting Powerless Consumers in Global Trade Room 2-02B	
11:45AM	Coffee Break   Soden Lounge					
12:00PM	The Rights of Children to Be Free of Labor and Exploitation* Room 1-01	Incidental Proceedings Before the ICJ: Enforcing International Law or Exposing its Limits?* Room 2-02B	Powerless and Unlawful? Protecting the Rights of Climate Refugees* Room 2-01B	David v. Goliath: Harnessing the Power of Artificial Intelligence in International Arbitration* Room 2-02C	The New WIPO Treaty on Intellectual Property, Genetic Resources and Associated Traditional Knowledge* Room 2-02A	
1:15PM	Boxed Lunch   Soden Lounge					
1:30PM	Lunch Keynote: 100 Years of the Geneva Declaration (Room 1-01) Ann Skelton, Chair of the UN Committee on the Rights of the Child, Professor and UNESCO Chair in Education Law in Africa, University of Pretoria  Introduced by Warren Binford, ILW 2024 Co-Chair and W.H. Lea for Justice Endowed Chair in Pediatric Law, Ethics & Policy, University of Colorado					
2:15PM	Coffee Break   Soden Lounge					
2:30PM	Power to the People: Collaborative Digital Investigations into Protest-Related Violence in Iran* Room 2-01A	Claiming Power: Centering Justice for Victims in International Law* Room 2-02A	Beyond Compliance: Reflections on A Protective Environment for Children in War* Room 2-01B	The Legitimacy of Power and the Power of Legitimacy* Room 2-02B	Arbitrating with International Organizations* Room 2-02C	Hot Topics: State Responsibility and Remedies Under International Law Room 1-01
3:50PM	Pathways to Employment in International Law Room 1-01   With the ABA Section on International Law and ILSA					
5:00PM	END OF ILW 2024					

\*(an asterisk) signifies that the panel qualifies for CLE.

Multiple panels in every time slot qualify for CLE. Panels are 75 or 90 minutes. Attendees may secure up to 8.5 hours of CLE throughout the conference. Please add your name to the printed CLE attendee list after each panel - a Student Ambassador will be assigned to keep a record for those wishing to obtain CLE. See page 38 for further details.



# Letter from Branch Leadership

On behalf of the ABILA Board, it is our pleasure to welcome you to ILW 2024!

With over 1,200 participants, this conference has grown over the 102 years of the ABILA to be one of the largest gatherings of international lawyers, international law professors, and students in the world. And this year it comes at a propitious time.

For, in just two weeks, the United States will elect its 47th President. The new President will chart the United States' course with allies and adversaries, international organizations and NGOs, while shaping the country's foreign policy at a time of extraordinary challenge.

The vital role that International Law can and should play in meeting those challenges - from climate change to unchecked immigration, from human rights violations to mass atrocities, from the potential trade war with China to the hot wars in Ukraine and the Middle East - is the subject of the over 35 panels at this year's conference.

The theme of ILW '204 requires us to consider whether International Law is capable of meeting those challenges, while protecting not just the powerful but also the powerless. We look forward to ardent but always respectful discussions within and outside the classrooms of our host, Fordham University School of Law. And above all, we look forward to reconnecting with old friends and making new friendships.

Sincerely,

Michael P. Scharf and Leila Nadya Sadat  
President and Chair of the American Branch of the International Law Association



**Michael P. Scharf**  
ABILA President

A handwritten signature in black ink, appearing to read "Michael P. Scharf".



**Leila Nadya Sadat**  
ABILA Chair

A handwritten signature in black ink, appearing to read "Leila Nadya Sadat".

# 2024 Keynote & Plenary Speakers



**Professor Dapo Akande**  
Chichele Professor of Public  
International Law, University of  
Oxford; Member, UN  
International Law Commission



**The Honorable Charles N.  
Brower**  
Judge ad hoc, International  
Court of Justice



**Professor Lori F. Damrosch**  
Hamilton Fish Professor of  
International Law and  
Diplomacy, Columbia Law  
School



**Professor Diane Desierto**  
Professor of Law and Global  
Affairs, University of Notre  
Dame Law School



**Professor Harold Hongju Koh**  
Sterling Professor of  
International Law, Yale Law  
School; Former Legal Adviser of  
the U.S. Department of State



**Professor Marko Milanovic**  
Professor of Public  
International Law, University of  
Reading School of Law



**Professor Sean D. Murphy**  
Professor of International Law,  
George Washington University  
Law School; former Special  
Rapporteur for Crimes Against  
Humanity, UN International  
Law Commission



**Dr. Nilüfer Oral**  
Director of the Centre for  
International Law, National  
University of Singapore



**Professor Ann Skelton**  
Chair of the UN Committee on  
the Rights of the Child;  
Professor and UNESCO Chair in  
Education Law in Africa,  
University of Pretoria



**Professor J.H.H. Weiler**  
Joseph Straus Professor of Law,  
NYU School of Law



# Schedule



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## Thursday, October 24

3:00PM-  
4:30PM

### Emerging Voices

Stimson Room  
New York City  
Bar Association

*While international law is changing, the scholars and practitioners who study and implement the law are also changing. This panel consists of individuals who have worked in the field of international law for five years or fewer. Their presentations represent recent scholarship on the theory and practice of international law. ILW attendees are encouraged to attend this panel and provide feedback to these emerging young legal scholars and practitioners.*

Discussants and Moderator:

- **Irene Calboli**, Regents Professor of Law, Texas A&M University School of Law
- **Christine C. Carpenter** (moderator), PhD Student, University of Cambridge; ILW Emerging Voice 2023
- **Asaf Lubin**, Associate Professor of Law, Indiana University Maurer School of Law

Speakers:

- **Matei Alexianu**, Associate, Foley Hoag LLP - ‘Non-State Sanctions’
- **Anja Bossow**, SJD Candidate, NYU Law - ‘Deportation as Torture’
- **Eoin Jackson**, PhD Candidate, London School of Economics and Political Science - ‘Can International Human Rights Law Close the Gap on Corporate Climate Accountability?’
- **Susan Ann Samuel**, PhD Researcher, University of Leeds - ‘Diagnosing International Law: Youth, Climate Litigation, and the Pursuit for Highest Possible Ambition’
- **Liline Steyn**, PhD Candidate, Geneva Graduate Institute - ‘Enhancing Refugee Protection for Child Soldiers: The Role of Article 3 of the CRC as a Complementary Form of Protection’
- **Anastasiia Zhuravel**, PhD Candidate, Hertie School, Berlin - ‘A Missing Piece of the Puzzle: the Council of Europe Member States’ Positions on the Interaction Between Human Rights and Humanitarian Law’

5:30PM-  
7:15PM

### Welcome to International Law Weekend 2024

Meeting Hall  
2nd Floor  
New York City  
Bar Association

*From **Leila Nadya Sadat**, James Carr Professor of International Criminal Law, Washington University in St. Louis School of Law; Chair, International Law Association, American Branch and **Muhammad U. Faridi**, President of the New York City Bar Association*

### President’s Opening Plenary: Powerless Law or Law for the Powerless? The Once and Future International Court of Justice

*This past year, the International Court of Justice has issued groundbreaking decisions relating to the Gaza conflict and the status of Palestine, and it is poised to decide the momentous question of legal responsibility for climate change. Making law for the powerless, these cases have engendered praise, criticism, concern, and above all worldwide scrutiny of the Court’s role and efficacy. In a roundtable format, the President’s Opening Plenary panel will be a high-level discussion of contemporary issues related to the ICJ.*

Moderators:

- **Michael P. Scharf**, Associate Dean for Global Legal Studies and Joseph C. Hostetler -- BakerHostetler Professor of Law, Case Western Reserve University School of Law; President, International Law Association, American Branch

Speakers:

- **Lori F. Damrosch**, Hamilton Fish Professor of International Law and Diplomacy, Columbia Law School
- **Harold Hongju Koh**, Sterling Professor of International Law, Yale Law School; former Legal Adviser, U.S. Department of State
- **Sean D. Murphy**, Professor of International Law, George Washington University Law School; former Special Rapporteur for Crimes Against Humanity, UN International Law Commission
- **Nilüfer Oral**, Director of the Centre for International Law, National University of Singapore

# Schedule



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## Thursday, October 24

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7:15PM

### Opening Reception

*Reception Area  
New York City  
Bar Association*

The reception is open to all ILW attendees thanks to the generous sponsorship of Case Western Reserve University School of Law.



**CASE WESTERN RESERVE  
UNIVERSITY**  
School of Law

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8:30PM

### Early Career Drinks

*Everything's  
Jake Bar, 54 E  
13th Street,  
New York*

For the first time, ABILA is hosting a social for all early career lawyers - JD, LLM, JSD/SJD/PhD students, VAPs, Associates, etc., are welcome! The venue is 15 minutes away from the NYC Bar Association on public transit. Reservations are not required; ABILA will have several tables, and the bar will have ample additional space. Our Chief Content Officer, Freya Doughty-Wagner, is this event's primary point of contact. Email her at [media@ila-americanbranch.org](mailto:media@ila-americanbranch.org) with any questions.



# Schedule



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Friday, October 25

8:15AM-  
8:45AM

## Book Launch: *The Transnational Law of Renewable Energy*

*Join Edward Baldwin, Catherine Banet, and Frédéric Sourgens for the launch of The Transnational Law of Renewable Energy (OUP, 2024). The authors will discuss how lawyers can help achieve the ambitious climate and renewable energy goals announced in Dubai by derisking global renewable energy projects and making the rules governing them more transparent, predictable, and uniform.*

Room 2-01B

9:00AM-  
10:15AM

## Friday Plenary Panel - Powerless Law or Law for the Powerless?

*The Friday plenary will address the theme head-on. The panelists have addressed this year's theme, 'powerless law or law for the powerless,' through their own writing and editorial work at the European Journal of International Law and its blog, EJILTalk!. This plenary brings together the team to reflect on the state of international law as a 'law for the powerless' today. At the end of the plenary, we hope to be in a better position to answer the question tying together this year's International Law Weekend - can international law fulfill its aspirations of balancing power through principles of justice, equality, and dignity - and if so, how?*

Room 2-02B/C

Welcome Remarks:

- **Joseph Landau**, Dean and Paul Fuller Professor of Law, Fordham University School of Law

Moderator:

- **J.H.H. Weiler**, Joseph Straus Professor of Law, NYU School of Law

Speakers:

- **Dapo Akande**, Chichele Professor of Public International Law, University of Oxford; Member, UN International Law Commission
- **Diane Desierto**, Professor of Law and Global Affairs, University of Notre Dame Law School
- **Marko Milanovic**, Professor of Public International Law, University of Reading School of Law

10:45AM-  
12:00PM

## The Core Paradox of International Refugee Law

*Forced displacement highlights the failure of the modern state system and demands international legal intervention. Without citizenship, vulnerable populations face extreme risks, which international refugee law aims to mitigate by offering protection. However, this legal framework is often seen as "powerless law" due to frequent breaches, overlapping jurisdictions, and lack of accountability, leaving many unprotected. Unlike other branches of international law, refugee law relies solely on political accountability, allowing States to act with impunity. Despite this, the portrayal of refugee law as both powerless and protective can obscure its true impact. This Fireside Chat will challenge this conventional view by exploring how international refugee law can be both paradoxically powerless and powerful, considering its potential for both liberation and oppression.*

Room 4-01

Moderator:

- **Rez Gardi**, Co-Managing Director, Refugees Seeking Equal Access at the Table (R-SEAT)

Speakers:

- **Emily Arnold-Fernández**, Managing Editor, *Forced Migration Review*
- **James Hathaway**, Professor Emeritus, University of Michigan Law School
- **John Thon Majok**, Director of the Refugee and Forced Displacement Initiative (RAFDI), Wilson Center
- **Leah Zamore**, Senior Research Fellow, Zolberg Institute on Migration and Mobility, The New School

# Schedule



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Friday, October 25

10:45AM-  
12:00PM

## The War in Ukraine: Lessons Learned and Challenges Ahead for International Criminal Law

Room 2-02C

*Russia's invasion of Ukraine is a defining moment for International Criminal Law (ICL). With the war in Ukraine now well into its third year, this panel will assess lessons learned and implications for the future of ICL. Panelists will address the impact of the conflict across several areas, including the crime of aggression, the role of the International Criminal Court, and the significance of national prosecutions in an increasingly multipolar world. The panel will also engage with the conference's underlying theme by exploring how Ukraine provides a window into the enduring tension between justice and power in international law.*

Sponsored by  
the ABILA  
International  
Criminal Court  
Committee

Moderator:

- **Gabor Rona**, Professor of Practice, Benjamin N. Cardozo School of Law; Co-Chair, ABILA International Humanitarian Law Committee

Speakers:

- **David Donat Cattin**, Adjunct Associate Professor of International Law, NYU Center for Global Affairs
- **Jonathan Hafetz**, Professor of Law, Seton Hall Law School
- **Oona Hathaway**, Gerard C. and Bernice Latrobe Smith Professor of International Law, Yale Law School
- **Ambassador Beth Van Schaack**, Ambassador-at-Large for Global Criminal Justice, U.S. Department of State
- **Ambassador Christian Wenaweser**, Ambassador, Permanent Representative of Liechtenstein to the UN

10:45AM-  
12:00PM

## Has the President Become a National Security Threat?

Room 2-02B

*America faces a national security crisis: has the presidency become a national security threat? If re-elected, could President Trump, by a single tweet, withdraw America from the United Nations, NATO, and every treaty and international organization to which the United States belongs? Or could President Kamala Harris take the United States into war throughout the Mideast—Gaza, Yemen, Iran, the Red Sea—by supplying weapons and ordering drone strikes, cybercommands, and Special Forces without congressional approval? In short, is U.S. Foreign Relations law exempt from the Constitution's principle of checks and balances? As America waits to inaugurate its next President, how can we address this constitutional problem, which will require structural fixes, not just choosing particular personalities at the ballot box? In this panel, Harold Hongju Koh of Yale Law School discusses the new, extensively revised and updated version of his award-winning *The National Security Constitution* (Yale University Press, 2024). Dean Koh and his discussants will take a practical view of what constitutional challenges to expect from the Harris or Trump administration on the national security front.*

Moderator:

- **Craig Martin**, Professor of Law, Washburn University Law School

Speakers:

- **Karen J. Greenberg**, Director, Center on National Security, Fordham University School of Law
- **Rebecca Ingber**, Professor of Law and Co-Director of the Floersheimer Center for Constitutional Democracy, Benjamin N. Cardozo School of Law
- **Harold Hongju Koh**, Sterling Professor of International Law, Yale Law School; Former Legal Adviser of the U.S. Department of State

# Schedule



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Friday, October 25

10:45AM-  
12:00PM

## **“The World Together” or a World Apart? Pandemic Prevention, Preparedness and Response as Law of the Powerless**

Room 2-02A

Sponsored by  
the ABILA  
Committee on  
Global Health  
Law

*In 2021 and 2022, the World Health Assembly initiated negotiations on a Pandemic Agreement and amendments to the International Health Regulations (IHR), both expected to conclude by the 77th Health Assembly in May 2024. However, consensus among WHO Member States remains uncertain, leaving the outcome unclear. The Pandemic Agreement seeks to address gaps in health security and equity exposed by COVID-19, including zoonotic disease prevention, pathogen sharing, and equitable distribution of medical products. Over the past three years, negotiations have progressed rapidly for agreements of this scale. This panel will explore how these negotiations, regardless of their outcome, have illuminated key issues in global health law and governance, such as equitable technology transfer, intellectual property rights, human-animal-environment interactions, and access to pandemic pathogens.*

Moderator:

- **Ana Santos Rutschman**, Professor of Law, Charles Widger School of Law, Villanova University; Chair, ABILA Committee on Global Health Law

Speakers:

- **Matthew Carvalho**, Visiting Researcher, Sunway Center for Planetary Health
- **Alexandra Phelan**, Senior Scholar, Center for Health Security, Johns Hopkins Bloomberg School of Public Health
- **Joshua Sarnoff**, Professor of Law, DePaul University College of Law
- **Pedro Villareal**, Associate, German Institute for International and Security Affairs
- **Justin Wong**, Consultant in Public Health and Head, Disease Control Division, Ministry of Health, Brunei

10:45AM-  
12:00PM

## **International Investment and Human Rights: How Does International Law Control Environmental Impact on Local Communities?**

Room 2-01B

Sponsored by  
the ABILA  
International  
Investment  
Law  
Committee

*Large-scale industrial projects are economically important but can have pernicious effects on surrounding communities. The Inter-American Court of Human Rights, in the recent landmark decision of La Oroya v. Peru, held Peru to be internationally responsible for its failure to protect the people of La Oroya from pollution generated by a century-old metal smelter complex. At the same time, the foreign owner of the complex continues to seek damages before an investor-State arbitral tribunal in Renco v. Peru for Peru's failure to afford adequate flexibility in meeting pollution control regulations. Based on this fascinating case study, the panel will assess what contributions international human rights and investment law can and should make to controlling the impact of such projects.*

Moderator:

- **David L. Attanasio**, Partner, Womble Bond Dickinson LLP; ABILA Co-Chair, International Investment Law Committee

Speakers:

- **Kristen Boon**, Susan & Perry Dellelce Dean of Common Law, University of Ottawa
- **Dawn Yamane Hewett**, Partner in Global International Arbitration and Investigations Practice, Quinn Emanuel LLP
- **Penelope Simons**, Associate Professor of Law, University of Ottawa





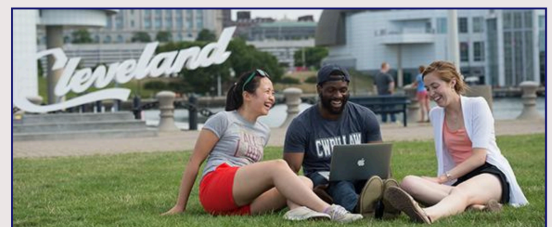
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# Schedule

Friday, October 25



INTERNATIONAL  
LAW ASSOCIATION  
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12:00PM

**Boxed Lunch**

Soden Lounge

*Sponsored by the Leitner Center for International Law and Justice*



**Leitner Center**  
for International Law and Justice  
AT FORDHAM LAW SCHOOL, NEW YORK CITY

---

12:00PM

**ABILA Board Meeting**

Room 2-01B

*Lunch will be provided for members of the ABILA Board*

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12:00PM

**Young Professionals Networking**

Soden Lounge

*Have tea and cake with **Angela Benson**, the Membership, Meetings & Marketing Director of the American Bar Association's International Law Section*

---

12:00PM

**Minority Lawyers Networking**

Room 1-01

*With the American Society of International Law's **Minorities in International Law Interest Group (MILIG)***

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12:00PM

**Women Lawyers Networking**

Room 4-01

*With **ArbitralWomen** - the leading international network for women in alternative dispute resolution*

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# Schedule



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Friday, October 25

1:00PM-  
2:15PM

## South African Branch: Recent African Contributions to the Development of International Humanitarian Law

Room 2-02A

Sponsored by  
the ILA (South  
Africa) Branch

*Africa has played an active role in the development of international humanitarian law (IHL), sometimes even initiating new paradigms. Members from the South African Branch of the International Law Association will discuss recent African contributions. Firstly, exploring the African Union's Common African Position on the Application of International Law to the Use of Information and Communication Technologies in Cyberspace (CAP), and its impact on IHL. Secondly, the panel will consider the crucial role African countries played in the negotiation and adoption of the UN Treaty on the Prohibition of Nuclear Weapons. Finally, the panel will comment on how the fluid nature and multiplicity of armed groups in the region challenges those tasked with conflict classification. Offering a broad range of perspectives from practice, academia, civil society, and government, this session will highlight the significant and diverse ways in which African States and organizations are shaping the evolution of international humanitarian law.*

Moderator:

- **Clea Strydom**, Secretary, International Law Association, South African Branch

Speakers:

- **Martha Bradley**, Professor of Public Law, University of Johannesburg
- **Sarah Mabeza**, Regional Legal Advisor, ICRC; LLD candidate, University of Johannesburg
- **Thirusha Naidoo**, State Law Adviser (International Law) at the Office of the Chief State Law Adviser, Department of International Relations and Cooperation (South Africa)

1:00PM-  
2:15PM

## The Veto (a film)

Room 2-02B

Sponsored by  
the ABILA  
Committee on  
the  
International  
Criminal Court

*Join us for a screening of this recently released documentary short focused on the problem of the veto power of permanent members of the UN Security Council, particularly when the veto blocks efforts to stop or prevent genocide, war crimes, or crimes against humanity. The film, featuring renowned experts on the topic, explores a path to challenging this paralysis, including having the UN General Assembly request an Advisory Opinion from the International Court of Justice on whether there are legal limits to the veto in the face of atrocity crimes. Q&A to follow the film.*

Moderator:

- **Tim Slade**, Writer, Director, and Producer of The Veto

Speakers:

- **Justice Richard Goldstone**, Former Chief Prosecutor, International Criminal Tribunal for the former Yugoslavia and the International Criminal Tribunal for Rwanda
- **Jennifer Trahan**, Professor, NYU Center for Global Affairs; Author, *Existing Legal Limits to Security Council Veto Power in the Face of Atrocity Crimes* (Cambridge University Press, 2020); ABILA Co-Director of Studies
- **Andras Vamos-Goldman**, Former Executive Director, Justice Rapid Response; Senior Fellow, NYU Center for Global Affairs



# Schedule



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Friday, October 25

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1:00PM-  
2:15PM

## Protection of People at Sea: Human Rights on the Oceans

Room 1-01

Sponsored by  
the ABILA  
Committee on  
the Law of the  
Sea

*Every day around 30 million people – men, women, and children – are at sea. They are fishers, seafarers on merchant ships, offshore industry workers, cruise ship and ferry passengers, yacht crews, regular and irregular migrants, asylum seekers, and crews of public vessels, including warships. How does human rights law operate at sea? How does the allocation of power among states under the law of the sea affect the human rights obligations of these states? Where are the gaps in the system? And how can these areas of the law be combined to maximize protection for people at sea? This roundtable discussion among expert members of the ILA Committee on the Protection of People at Sea will explore these questions and offer some answers.*

Co-Moderators:

- **Coalter Lathrop**, Principal, Sovereign Geographic; Chair, ABILA Committee on the Law of the Sea
- **Carole Petersen**, Cades Foundation Professor of Law, University of Hawai'i School of Law

Speakers:

- **Steven Haines**, Professor of Public International Law, School of Law and Criminology, University of Greenwich
  - **Irin Papanicopolulu**, British Academy Global Professor of International Law, SOAS University of London; Chair, ILA Committee on Protection of People at Sea
  - **Anastasia Telesetsky**, Professor, California Polytechnic State University - San Luis Obispo
- 

1:00PM-  
2:15PM

## Does International Law have the Power to Limit Cyberwar?

Room 2-02C

*As modern conflicts take place in an increasingly digital world, cyber warfare has become an inevitable reality of contemporary armed conflict. But have our international laws and institutions kept up with this changing landscape? This panel will ask the following questions: Are international humanitarian law (IHL) and international criminal law (ICL) powerless in addressing cyber warfare? Or have they evolved in step with new means and methods of warfare? If so, how can these laws protect civilians who are often powerless in the face of increasingly sophisticated cyber attacks? The panel will explore how cyber warfare is harmful to civilians and whether IHL and ICL are appropriate legal frameworks to address these harms.*

Moderator:

- **Amanda Ghahremani**, Research Fellow, Human Rights Centre, UC Berkeley School of Law

Speakers:

- **Sina Alavi**, Senior Legal and Political Advisor, Permanent Mission of Liechtenstein
- **Lindsay Freeman**, Director of Technology, Law, and Policy, Human Rights Centre, UC Berkeley School of Law
- **Asaf Lubin**, Associate Professor of Law, Indiana University Maurer School of Law

# Schedule



INTERNATIONAL  
LAW ASSOCIATION

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Friday, October 25

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1:00PM-  
2:15PM

## Hot Topics: The Middle East in Crisis

Room 2-01B

*Every year, ABILA reserves space in the program to address late-breaking topics. This roundtable will explore the rapidly evolving and deeply rooted tensions in the Middle East, focusing on the growing conflict between Israel, Palestine, and the broader region. Bringing together experts with diverse viewpoints, this panel will offer a dynamic and timely discussion of one of the most pressing geopolitical crises today. It will assess the international legal implications of actions taken by all parties involved, particularly in light of relevant international legal frameworks such as the laws of armed conflict and state responsibility. The discussion will also address recent and ongoing International Court of Justice (ICJ) cases. This panel will provide critical insight into international lawyers and legal institutions' role in shaping a path toward ceasefire and peace in the region.*

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2:30PM -  
3:10PM

## ABILA Committee Networking - see Page 19

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3:15PM -  
4:30PM

## The Pursuit of Gender Justice in Afghanistan and Beyond

Room 2-02B

*The past year has witnessed a staggering global backlash against women's rights. In no place has the scale of deterioration been more extreme than Afghanistan. The Taliban has promulgated decrees curtailing Afghan women and girls' fundamental rights, enforcing an institutionalized regime of gender-based oppression through coerced confessions, arbitrary detention, torture, and sexual and gender-based violence. Afghan women have sought to hold the Taliban accountable before the UN Human Rights Treaties and Special Procedure Bodies, International Court of Justice, International Criminal Court, and in foreign jurisdictions, and fought to progress international law to better respond to their lived experiences through the codification of gender apartheid. This panel asks how advocates can leverage and improve these complementary justice initiatives.*

Moderator:

- **Megan Manion**, Research Director, Global Gender Equality Project, Yale Law School

Speakers:

- **Natasha Arnpriester**, Senior Lawyer, Open Society Justice Initiative
- **Metra Mehran**, Afghanistan Program Director, Civic Engagement Project & Gender & Policy Advisor, Atlantic Council Strategic Litigation Project
- **Mohammad "Musa" Mahmodi**, Tom and Andi Bernstein Visiting Human Rights Fellow, Yale Law School Schell Centre for International Human Rights

# Schedule



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Friday, October 25

2:30PM-  
3:10PM

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## **Networking Rooms Hosted by American Branch Committees**

*Open to ABILA members and non-members alike to learn more about the Branch's committee work.*

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### **International Arbitration Committee - Room 2-01B**

Co-Chairs: Floriane Lavaud, Partner, Withersworldwide LLP, and Daniel Reich, Partner, GBS Disputes LLP

### **International Investment Law Committee - Room 2-01B**

Co-Chairs: David Attanasio, Partner, Womble Bond Dickinson LLP, and Diora Ziyaeva, Partner, Dentons LLP

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### **Formation of Rules of Customary International Law Committee - Room 1-01**

Chair: Brian Lepard, Harold W. Conroy Distinguished Professor of Law, University of Nebraska-Lincoln College of Law

### **Legitimacy and Fundamental Principles of International Law Committee - Room 1-01**

Chair: Mortimer (Tim) Sellers, Regents Professor of the University System of Maryland and Director, Center for International & Comparative Law, University of Baltimore School of Law

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### **International Criminal Court Committee - Room 2-02B**

Co-Chairs: Patrick Keenan, Professor of Law and Heidi Hurd Faculty Scholar, Illinois College of Law, and Jennifer Trahan, Clinical Professor, NYU Center for Global Affairs and Director, Concentration in International Law & Human Rights

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### **International Humanitarian Law Committee - Room 4-01**

Co-Chairs: Gabor Rona, Professor of Practice, Benjamin N. Cardozo School of Law, and Ashika Singh, Counsel, Debevoise & Plimpton LLP

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### **International Human Rights Law Committee - Room 2-02A**

Co-Chairs: Warren Binford, Professor and W.H. Lea Endowed Chair, University of Colorado, and Aaron Fellmeth, Dennis S. Karjala Professor of Law, Science and Technology, Arizona State University, Sandra Day O'Connor College of Law

### **International Law in Domestic Courts Committee - Room 2-02A**

Co-Chairs: Martin Flaherty, Leitner Family Professor and Co-Director, Leitner Center for International Law and Justice, Fordham University School of Law, and Steven Schneebaum, Adjunct Lecturer, Johns Hopkins School of Advanced International Studies

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### **Law of the Sea Committee - Room 2-02C**

Chair: Coalter Lathrop, Principal, Sovereign Geographic

### **Islamic Law and Society Committee - Room 2-02C**

Chair: Sahar Aziz, Distinguished Professor of Law and Chancellor's Social Justice Scholar, Rutgers Law School



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If you are interested in supporting the American Branch, please contact  
ABILA Chief Operating Officer Julia Liston ([membership@ila-americanbranch.org](mailto:membership@ila-americanbranch.org)) and  
ABILA President Michael P. Scharf ([mps17@case.edu](mailto:mps17@case.edu))

# Schedule



INTERNATIONAL  
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Friday, October 25

3:15PM-  
4:130M

## Closing the Chemical Weapons Impunity Gap: An International Tribunal?

*During this session, experts in international humanitarian and criminal law will debate the establishment of the Exceptional Chemical Weapons Tribunal (ECWT), a civil society-driven international court, from the perspective of the principles of legality, legitimacy, jurisdiction, and victims' rights, while also discussing how such a tribunal would be situated in the current international landscape alongside the Organisation for the Prohibition of Chemical Weapons and the International Criminal Court (ICC). This session will examine how the current international legal framework leaves gaps in international criminal justice, given political deadlock at the UN Security Council and the lack of jurisdiction of the ICC to try cases where chemical weapons have been used. The panel will debate whether the establishment of the ECWT to prosecute State and non-State actors for the use of chemical weapons would lead to the fragmentation of international criminal justice or the vindication of victims' rights.*

Room 2-02C

Sponsored by  
the ABILA  
Committee on  
Arms Control  
and  
Disarmament

Moderator:

- **Congressman (ret.) Luis Fortuño**, Partner, Reed Smith LLP; Chair, ABILA Arms Control and Disarmament Committee

Speakers:

- **John Balouziyeh**, Partner, Curtis, Mallet-Prevost, Colt & Mosle LLP
- **George P. Fletcher**, Cardozo Professor of Jurisprudence, Columbia University School of Law
- **Robert Petit**, Head, United Nations International, Impartial and Independent Mechanism Investigating Serious Crimes in Syria (IIIM)
- **Joumana Seif**, Legal Advisor, European Centre for Constitutional and Human Rights (ECCHR)
- **Paula Silfverstolpe**, IHL Lecturer and Military Advisor, Swedish Defence University, Stockholm, Sweden

3:15PM -  
4:30PM

## Think Globally and Act Locally: Public and Private Sector Collaboration to Address Climate Change

*Climate change mitigation and adaptation require coordination at the international, national, and sub-national levels. National laws and regulations incentivize private action to reduce greenhouse gas emissions, yet progress remains uneven at best. Despite the limited success of the UN Framework Convention on Climate Change under the Paris Agreement and decisions by international tribunals, global treaties remain largely aspirational and have failed to reduce GHGs sufficiently. To fill the gap, States, cities, businesses, and private investors are working collaboratively across borders on innovative initiatives, encouraging investment in clean energy, training for green jobs, smarter land use, more efficient transportation projects, and improved resilience. The panelists will discuss the ways in which cities, subnational regions, and private actors collaborate internationally in climate action and finance.*

Room 1-01

Moderator:

- **Allan T. Marks**, Partner, Milbank LLP; Lecturer, UC Berkeley School of Law

Speakers:

- **Sheila R. Foster**, Professor of Climate, Columbia Climate School
- **Carolyn Kissane**, Associate Dean and Clinical Professor, Faculty Head of the Energy and Environmental Policy Concentration, NYU-SPS Center for Global Affairs, New York University
- **Kristoffer Svendsen**, Assistant Dean for Energy Law, George Washington University School of Law



# Schedule



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Friday, October 25

3:15PM-  
4:130M

## Empowering International Law to Address Rising Tensions in Outer Space: The Woomera Manual on the International Law of Military Space Activities and Operations

Room 2-02A

Co-sponsored  
by the ABILA  
Committee on  
Space Law &  
the ABILA  
Committee on  
the Use of  
Force

*International law must be empowered to better promote space sustainability and provide a more reliable road map to avoid miscalculations and mistakes that may risk armed conflict in space. These aspirations first rely on a comprehensive exposition and examination of the existing legal framework for space, focusing on state practice and the full spectrum of international law applicable to military space activities in peace time, in times of stress and tension, and in an armed conflict. This panel addresses these issues amid growing threats to peace in space, drawing on an unprecedented international collaborative work, the Woomera Manual on the International Law of Military Space Activities and Operations (Oxford University Publishing, 2024).*

Moderator:

- **Jack M. Beard**, Professor and Director, Space, Cyber & National Security Law Program, University of Nebraska College of Law; Chair, ABILA Committee on the Use of Force

Speakers:

- **Laura Grego**, Senior Scientist and Research Director, Global Security Program, Union of Concerned Scientists
- **Heather Harrison Dinniss**, Senior Lecturer, Department of International and Operational Law, Swedish Defence University
- **David A. Koplow**, Scott K. Ginsburg Professor of Law, Georgetown University Law Center
- **Dale Stephens**, Professor and Director, Research Unit on Military Law and Ethics, University of Adelaide, Australia

3:15PM -  
4:30PM

## Ocean (In)Justice in Planetary Futures

Room 2-01B

*Amid the climate crisis, oceans have become central to policymakers, scientists, and commercial actors. Oceans supply food, medicines, and critical minerals and regulate weather and climate. However, human interventions, such as deep seabed mining, are increasing, with impacts still largely unknown due to the ocean's understudied nature. These interventions, including atmosphere-based climate actions like solar radiation management, may have secondary effects, potentially impacting different regions and interacting unpredictably. Climate change, ocean acidification, and pollution are already affecting humans and ecosystems, disproportionately harming coastal communities, especially Black, Indigenous, and people of color. In response, the concept of ocean justice is emerging, though its definition is still evolving. Some advocate granting rights to the ocean, while others emphasize increasing the participation of marginalized communities in decision-making and addressing historical injustices. This roundtable will explore how international law should adapt to govern the interconnected impacts of oceans and climate change with a focus on justice.*

Moderator:

- **Angelina Fisher**, Adjunct Professor of Law and Program Director, Institute for International Law and Justice, NYU Law

Speakers:

- **Ambassador Janine Coye-Felson**, Ambassador and Deputy Permanent Representative for the Permanent Mission of Belize to the United Nations
- **Patrícia Galvão Teles**, Member, UN International Law Commission; Professor of International Law, Autonomous University of Lisbon
- **Douglas Guilfoyle**, Professor of International Law and Security, School of Humanities and Social Sciences, University of New South Wales Canberra
- **Solomon Kahoohalahala Kupuna**, a Member of Kua'āina Ulu 'Auamo (KUA)
- **César Rodríguez-Garavito**, Professor of Clinical Law, NYU Law

# Schedule



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Friday, October 25

4:45PM-  
6:15PM

## Approaches to Capacity and Consent, Their Evolution and Implementation

Room 2-01B

*International law has experienced several paradigm shifts in relation to the right to legal capacity and its significance for both formal and informal decision-making. These shifts have taken place in international law's approaches to capacity and consent with regard to several groups, including children, persons with disabilities, women, older persons, and intersex persons. This roundtable brings together academics and practitioners to exchange insights across these identities, bringing together intersectional perspectives to map out a broader trend. Experts will also discuss the theoretical frameworks that have enabled shifts in approaches to capacity and consent, the extent to which these shifts have been reflected at the domestic level, and strategies for ensuring greater compliance with international law in this area moving forward.*

Moderator:

- **Jessica Tueller**, Forrester Fellow, Tulane University Law School

Speakers:

- **Nayia Christodoulou**, PhD Candidate at the Centre for Disability Law & Policy, University of Galway
- **Rebekah Diller**, Clinical Professor of Law, Benjamin N. Cardozo School of Law
- **Anastasia Holoboff**, Director of Capacity and Movement Strengthening, Women Enabled International
- **Camillia Kong**, Reader in Law and Philosophy and Institute of Humanities and Social Sciences Fellow, Queen Mary University of London
- **Katherine Mayall**, Director of Strategic Initiatives, Legal Strategies, Innovation, and Research Unit, Center for Reproductive Rights
- **Prianka Nair**, Assistant Professor of Law; Director, Disability and Civil Rights Clinic, Brooklyn Law School
- **Charles O'Mahony**, Lecturer, School of Law, University of Galway

4:45PM -  
6:15PM

## Crimes against Humanity: From Draft Articles to New Treaty in a World on Fire?

Room 2-02B

Sponsored by  
the ABILA  
Study Group on  
Crimes Against  
Humanity

*Crimes against humanity remain a global scourge, with current justice mechanisms failing to curb violence or deliver justice to victims. In fall 2024, States will decide upon what action to take with respect to the negotiation of a new treaty based upon the 2019 ILC Draft Articles on Crimes Against Humanity, which have been under consideration by the UN Sixth Committee for five years. Aligned with the theme "powerless law or law for the powerless," this roundtable will examine the potential of a new treaty to serve victims, alongside obstacles to its adoption and implementation. Discussions will cover ongoing negotiations, international law challenges, and proposals to expand the treaty's scope, including forced marriage, gender apartheid, the slave trade, environmental crimes, the use of consensus in the Sixth Committee, and the need to address the north/south divide in international law-making.*

Moderator:

- **Leila Nadya Sadat**, James Carr Professor of International Criminal Law, Washington University in Saint Louis School of Law; Chair, International Law Association, American Branch

Speakers:

- **Hannah Garry**, Executive Director, Promise Institute for Human Rights, UCLA Law School
- **Jocelyn E Getgen**, Professor of Law and Director, Benjamin B. Ferencz Human Rights and Atrocity Prevention Clinic, Benjamin N. Cardozo School of Law
- **Natalia Jiménez Alegria**, Deputy Legal Adviser, Mexican Ministry of Foreign Affairs
- **Larry Johnson**, Former Assistant Secretary-General for Legal Affairs, United Nations
- **Keke Motsepe**, Counsellor: Legal/Legal Adviser, Permanent Mission of South Africa to the United Nations
- **Priya Pillai**, Director, Asia Justice Coalition
- **Akila Radhakrishnan**, Strategic Legal Adviser, Gender Justice, Atlantic Council

# Schedule



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Friday, October 25

4:45PM-  
6:15PM

## Recognition and Enforcement of the Human Right to a Healthy Environment: Parallel Proceedings in International Courts – A Roundtable Discussion

Room 2-02C

Sponsored by  
the ABILA  
Committee on  
International  
Environmental  
and Energy  
Law

*On April 9, 2024, the European Court of Human Rights issued a landmark decision in which it found that Article 8 of the European Convention of Human Rights encompasses a right to protection from serious adverse effects of climate change. Meanwhile, the International Court of Justice, the International Tribunal for the Law of the Sea, and the Inter-American Court of Human Rights are each poised to issue advisory opinions on states' obligations to prevent and mitigate climate change. This roundtable discussion will address the outcome of the above-mentioned cases could lead to either the transformational development of international environmental law or to its fragmentation (or both).*

Moderator:

- **Milena Sterio**, Director, Domestic and International LL.M. Program, Charles R. Emrick Jr.-Calfee Halter & Griswold Professor of Law, Cleveland-Marshall College of Law; Chair, ABILA Committee on Teaching International Law

Speakers:

- **Paolo Farah**, Professor of Public Administration and Public Policy, West Virginia University School of Public Administration
- **Chiara Giorgetti**, Professor of Law, University of Richmond School of Law; Counsel for the African Union in the ICJ Advisory Opinion on States' Climate-related Obligations
- **Soledad García Muñoz**, Drinan Chair in Human Rights, Georgetown University Law Center; Former Special Rapporteur on Economic, Social, Cultural, and Environmental Rights, Inter American Commission on Human Rights
- **Franz Perrez**, Swiss Legal Advisor; former Swiss Chief Negotiator for Climate Change
- **Paul R. Williams**, President, Public International Law & Policy Group (PILPG); Rebecca I. Grazier Professor in Law and International Relations, American University School of International Service and Washington College of Law

4:45PM -  
6:15PM

## Diplomatic and Consular Immunities: Time for Revisions?

Room 1-01

*The Vienna Conventions on Diplomatic and Consular Relations are more than 60 years old. Much has changed since their adoption, suggesting the need for a reevaluation of their provisions in light of new realities. The International Law Association has established a Committee on Comparative Diplomatic and Consular Immunities, Privileges and Inviolabilities to review domestic decisions interpreting and applying Convention norms with an eye to identifying gaps, inconsistencies and possible solutions. This panel (which includes several ILA Committee members) will discuss some recent developments and actively solicit comments, insights and recommendations from the audience concerning the interpretation and application of these conventions (and related customary international law) in both bilateral and multilateral contexts.*

Moderator:

- **David P. Stewart**, Professor of Practice, Georgetown University Law Center; former ABILA President and Chair

Speakers:

- **Ambassador Riccarda Chanda**, Deputy Permanent Representative and Senior Legal Adviser, Permanent Mission of Switzerland to the United Nations
- **Chimène Keitner**, Professor of Law, UC Davis Law School; former Counselor of International Law, U.S. Department of State
- **AO Shan**, First Secretary & Legal Adviser, Embassy of the Peoples' Republic of China, Washington
- **Christopher Ward**, Past President, International Law Association; Senior Counsel, 6 St James' Hall Chambers; Honorary Professor, Australian National University College of Law

# Schedule



INTERNATIONAL  
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Friday, October 25

4:45PM-  
6:15PM

## The Evolving Geopolitical Landscape and Risks for Global Aviation

*The evolving geopolitical landscape continues to put operational and commercial pressure on the global aviation ecosystem, jeopardizing the safety and security of air operations. International airlines and airport operators are routinely at the crossroads of (i) coercive diplomacy and act of war decisions made by governments, (ii) State responses to unforeseen events, and (iii) cyber threats from non-State actors. In recent years, the number of inter-State airspace disputes at the International Civil Aviation Organization level has grown significantly. However, the outcomes of these disputes did not necessarily alleviate the economic losses incurred by airlines and airports. In 2024, unforeseen State and non-State actions continue to challenge the ability of international law and international institutions to protect the economic rights of aviation actors, the safety and security of air operations, and, most importantly, the lives of passengers.*

Room 2-02A

Sponsored by  
the ABILA  
Committee on  
International  
Arbitration

Moderator:

- **Marcelo L. Garcia**, Chief Aviation Regulation and Policy, Netherlands Airport Consultants (NACO)

Speakers:

- **Matthew Borie**, Chief Intelligence Officer, Osprey Flight Solutions
- **Floriane Lavaud**, Partner, Withersworldwide LLP; Co-Chair, ABILA Committee on International Arbitration
- **Yaw Nyampong**, Legal Officer, International Civil Aviation Organization
- **Annita Sciacovelli**, Advisor for EU Agency for Cybersecurity; Professor of International Law, University of Bari, Italy

7:00PM-  
9:00PM

## Reception at UNICEF Headquarters | *Advance ticket purchase required*

The Friday evening reception is generously hosted by UNICEF and sponsored by The Kempe Foundation. Space is limited, and pre-registration is required. For security reasons, registered guests must bring photo identification to present at check-in. UNICEF's support of International Law Weekend is greatly appreciated.

3 United  
Nations Plaza,  
New York, NY  
10017



The Kempe Foundation



7:00PM-  
9:00PM

## International Law Trivia

Join us for an evening of brain-teasing questions, friendly competition, and fun prizes. We'll have light snacks and drinks for purchase while you strategize with your team for the win. You can come with a team, ask to be assigned, or show up alone – all are welcome! Team sign-up sheets are available at the registration desk if you'd like to pre-register your team.

Schmeltzer  
Dining Room,  
Fordham  
University  
School of Law

Trivia MCs: **Madaline George**, Manager, Responsible Business, White & Case LLP, and **Michael P. Scharf**, President, International Law Association, American Branch

9:00PM

## End of ILW Day 2





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# Schedule

Saturday, October 26



INTERNATIONAL  
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9:00AM-  
10:15AM

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## 102nd Members Meeting & Award Presentations

*The Members Meeting is open to members and non-members alike.*

Room 1-01

Remarks by ILW Co-Chairs **Warren Binford**, **Madaline George**, and **Frédéric Sourgens**

Thank you to Emerging Voices, Student Ambassadors, and representatives from the ILA - South African and Mexican branches.

---

## Outstanding Achievement Award & Keynote Address

**Hon. Charles N. Brower**, Judge ad hoc, International Court of Justice (2014-present); Judge, Iran-United States Claims Tribunal (1983-present); Judge ad hoc, Inter-American Court of Human Rights (1999-2002); U.S. Department of State (1969-1973)

Award presented by **Jennifer Trahan**, ABILA Co-Director of Studies; ABILA Co-Chair, International Criminal Court Committee; Chair, ABILA Outstanding Achievement Award Committee

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## Annual Award Presentations

### Charles Siegal Distinguished Service Award

**Professor Philip Moremen**, Associate Professor, Seton Hall University's School of Diplomacy and International Relations; Honorary Vice-President, American Branch of the International Law Association.

Award Presented by **Larry Johnson**, Chair, Charles Siegal Service Award Committee

### ABILA Book of the Year Award

**Laurence Burgogue-Larsen**, *The Three Regional Human Rights Courts in Context: Justice that Cannot be Taken for Granted* (Oxford University Press, 2024)

### ABILA Award for a Book on a Practical or Technical Subject

**Sean D. Murphy** and **Edward T. Swaine**, *The Law of United States Foreign Relations* (Oxford University Press, 2023)

### ABILA Book Award for a First-time Author

**Patrick Labuda**, *International Criminal Tribunals and Domestic Accountability: In the Court's Shadow* (Oxford University Press, 2023)

### ABILA Best Edited Volume Award

**Melissa J. Durkee** (ed.), *States, Firms, and Their Legal Fictions: Attributing Identity and Responsibility to Artificial Entities* (Cambridge University Press, 2024)

Awards presented by **Mortimer (Tim) Sellers**, Chair, ABILA Legitimacy and Fundamental Principles of International Law Committee; Chair, ABILA Book Awards Committee

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## 102nd Members Meeting and Election

The Members Meeting is open to members and non-members alike, however only members may vote.

# Schedule



INTERNATIONAL  
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Saturday, October 26

10:30AM-  
11:45AM

## Centering Race and Empire in Human Rights Law and Scholarship

Room 2-02A

*This panel brings together scholars at the forefront of Third World Approaches to International Law (TWAIL), Critical Race Theory (CRT), and human rights law to explore how race and empire operate within the international human rights framework, as well as the limits and emancipatory potential of law to dismantle trans-national structures of racial and colonial subordination. Racial justice and equality, despite being core human rights commitments, have been marginalized within the international human rights regime. The speakers will showcase scholarship that seeks to fundamentally rethink and expand the normative scope of human rights and engage critical topics in contemporary international human rights law, including migration, climate justice, socio-economic equality, and political equality.*

Moderator:

- **S. Priya Morley**, Bernstein Institute for Human Rights and Global Justice Clinic, NYU Law

Speakers:

- **Aslı Ü. Bâli**, Professor of Law, Yale Law School; President, Middle East Studies Association of North America; Co-chair of the Advisory Board, Middle East Division, Human Rights Watch
- **Vasuki Nesiah**, Professor of Practice in Human Rights and International Law, NYU Gallatin School of Individualized Study
- **Matiangai Sirleaf**, Nathan Patz Professor of Law, University of Maryland Francis King Carey School of Law; Professor, Department of Epidemiology and Public Health, University of Maryland School of Medicine

10:30AM -  
11:45AM

## The UN Convention on the Rights of the Child as “Law for the Powerless” Children in America

Room 2-02C

*Human rights have tremendous potential to serve as “law for the powerless.” This roundtable will focus on American children, the only children in the world whose State has not ratified the UN Convention on the Rights of the Child (CRC). Human rights are not a panacea. Even if they were, we have no illusions about their short-term prospects for ratification. But children, and their lawyers, cannot demand human rights, or use them as models, unless they know what they are and how they can be used. This roundtable will consider the ways in which the CRC—or the rights framework of the CRC—could benefit American children. The speakers will consider contexts including child labor, reproductive health, foster care, and public education.*

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International  
Law in  
Domestic  
Courts

Moderator:

- **Barbara Stark**, Joseph Kushner Distinguished Professor of Civil Liberties Law and Hofstra Research Scholar, Maurice A. Deane School of Law, Hofstra University

Speakers:

- **Jo Becker**, Children’s Rights Advocacy Director, Human Rights Watch; Adjunct Associate Professor of International and Public Affairs, Columbia University, School of International and Public Affairs
- **Diandra Burton**, JD Candidate, Maurice A. Deane School of Law, Hofstra University
- **Jane M. Spinak**, Edward Ross Aranow Clinical Professor of Law Emerita, Columbia Law School
- **Jonathan Todres**, Distinguished University Professor and Professor of Law, Georgia State University College of Law



# Schedule



INTERNATIONAL  
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Saturday, October 26

10:30AM-  
11:45AM

## Hypocrisy and Double Standards in International Law

Room 1-01

*In the international system, the charges of hypocrisy and double standards are ubiquitous, animating public discourse over wars, humanitarian catastrophes, international economic and environmental disputes, and human rights. But what, exactly, constitutes hypocrisy? What function does hypocrisy serve? Is the charge and practice of hypocrisy harmful to international law and institutions? When does the charge of hypocrisy promote state compliance with international commitments, and when does it dilute and harm compliance? When does the charge of hypocrisy devolve into “whataboutism,” an attempt to deflect and shift away from meaningful assessment of a state’s noncompliance with legal norms? Discussants will address these questions from a number of doctrinal and theoretical perspectives, drawing from international law, international relations, legal philosophy, and institutional theory and ethics.*

Moderator:

- **David Hughes**, Ethics, Society and Law Professor, Trinity College, University of Toronto

Speakers:

- **Olubisi D. Akinkugbe**, Associate Professor of Law and Purdy Crawford Chair in Business Law, Dalhousie University Schulich School of Law
- **Patryk Labuda**, Assistant Professor of International Law and International Relations, Central European University; Researcher, Polish Academy of Sciences
- **Margaret E. (Peggy) McGuinness**, Professor of Law and Co-Director, St. John’s Center for International and Comparative Law, St John’s University School of Law
- **Przemysław Roguski**, Associate Professor, Jagiellonian University in Kraków

10:30AM -  
11:45AM

## Empowering International Space Law: Old Laws, New Powers, and Possible Futures

Room 2-01B

*Is international space law powerless to regulate new uses and plans for space? International space law is aging and minimalistic, but space activity is rapidly increasing, with many new entrants and risks. Should Indigenous viewpoints be reflected in future lawmaking? What about views of emerging space powers in Latin America and the Caribbean? And what can law do about the now-formidable power in the hands of private actors, like SpaceX? In this interactive roundtable, an interdisciplinary group of panelists will discuss these questions in a conversational format with opportunities for audience input. The conversation will focus on themes of governance, participation of different actors, and lawmaking, and it will address important areas where current law is or is not powerless.*

Moderator:

- **Valerie Oosterveld**, Western Research Chair in International Criminal Justice and Professor, Western Ontario Faculty of Law

Speakers:

- **Timiebi Aganaba**, Assistant Professor, School for the Future of Innovation in Society, Arizona State University
- **Roohi Dalal**, Deputy Director of Public Policy, American Astronomical Society
- **MJ Durkee**, William Gardiner Hammond Professor of Law, Washington University in St. Louis School of Law
- **Cris van Eijk**, Doctoral Candidate, Newcastle Law School

# Schedule



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Saturday, October 26

10:30AM-  
11:45AM

## The Role of International Law in Protecting Powerless Consumers in Global Trade

Room 2-02B

*This panel intends to spark a discussion to deeply understand the crucial role of international law in safeguarding vulnerable consumers in global trade through three critical points of discussion: the impact of international law on protecting vulnerable consumers in cross-border trades; remedies available to vulnerable consumers through international law; and the limitations of institutions in enforcing international private law. We will explore in detail how international trade laws and treaties, such as those governing the World Trade Organization and bilateral investment treaties, have enhanced consumer protection in global trade. This panel will also critically assess the limitations and failings of institutions in enforcing international private law for consumer protection, delve into the challenges posed by differing legal systems, regulations, and jurisdictional issues, as well as the inconsistencies and ineffectiveness in interpreting and applying international law.*

Moderator:

- **Clement Osuya**, President, World United Consumer Organisation; Secretary General, International Law Association, Nigerian Branch

Speakers:

- **Smart Akande**, Director of Legal Services, Nigeria Customs Service
- **Elena Athwal**, Research Associate, UN Working Group on Business and Human Rights
- **Olawuyi S. Damilola**, Chair, UN Working Group on Business and Human Rights; President, International Law Association, Nigerian Branch
- **Qaraman Hassan**, Postdoctoral Fellow, School of Advanced Legal Studies, Johns Hopkins University
- **Susan L. Karamanian**, Dean of Law, Hamad Bin Khalifa University, Qatar

12:00PM-  
1:15PM

## The Rights of Children to Be Free of Labor and Exploitation: To What Extent Are They Now Protected by Customary International Law?

Room 1-01

*A century after the adoption of the 1924 Geneva Declaration of the Rights of the Child, which was succeeded by numerous treaties, child labor and exploitation are increasing globally. The experts on this panel, representing diverse disciplines, will discuss such questions as: Why is child labor on the rise, and what role can international law play in reversing this trend? Which of the norms in relevant declarations and treaties bind all states as customary international law, and how can they be made a reality for exploited children? To what extent are relevant norms in the UN Guiding Principles on Business and Human Rights customary norms binding on businesses?*

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the Formation  
of Rules of  
Customary  
International  
Law

Moderator:

- **Brian D. Leopard**, Harold W. Conroy Distinguished Professor of Law, University of Nebraska College of Law; Chair, ABILA Committee on the Formation of Rules of Customary International Law

Speakers:

- **Owen Brown**, Professor of Sociology and Dean, School of Social and Behavioral Sciences, Medgar Evers College, City University of New York
- **Douglass Cassel**, Counsel, King & Spalding LLP
- **Rossana Deplano**, Professor and Co-Director of the Centre for European Law and Internationalisation, University of Leicester School of Law
- **Alan Franklin**, Adjunct Professor, Vancouver Island University
- **Naomi Rothenberg**, Public Defense Attorney, King County Department of Public Defense
- **Benjamin F. Smith**, Senior Technical Officer, Child Labour, International Labour Organization

# Schedule



INTERNATIONAL  
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Saturday, October 26

12:00PM-  
1:15PM

## Incidental Proceedings Before the ICJ: Enforcing International Law or Exposing its Limits?

Room 2-02B

*In response to ongoing conflicts involving potential violations of some of the most fundamental rules of international law, some States have turned to the International Court of Justice in an attempt to influence the behavior of the relevant parties. Several of these cases have involved incidental proceedings, including interventions and provisional measures. These incidental proceedings raise serious questions of fairness and effectiveness. Accordingly, panelists will address issues related to incidental proceedings before the ICJ, such as whether incidental proceedings are an effective tool for the powerless to enforce international law, including of erga omnes rights by third-States? Or are such proceedings – particularly when unsuccessful – a reflection of the powerlessness and limits of international law?*

Moderator:

- **Melina Lito**, Political Advisor, Permanent Mission of the United States to the United Nations

Speakers:

- **Enrico Milano**, Legal Advisor, Permanent Mission of Italy to the United Nations
- **Constantinos Salonidis**, Partner, Foley Hoag LLP
- **Lucia Solano**, Legal Advisor, Permanent Mission of Colombia to the United Nations
- **Eran Sthoeger**, Litigator and International Law Consultant; Adjunct Professor of Law, Brooklyn Law School

12:00PM-  
1:15PM

## Powerless and Unlawful? Protecting the Rights of Climate Refugees

Room 2-01B

*From extreme weather events to rising sea levels and desertification, climate change is forcing more and more people to move. Whether they move within their countries or worldwide, forcible displacement causes undue hardships to these communities. Moreover, international law does not protect this category of people, especially if they move across borders. Despite long-held recognition that mass movement of people will be one of the largest impacts of climate change, the law has not stepped up to protect them. Thus, they remain powerless and defenseless. In one sense, this panel is about the "powerless law," but the panel will also discuss ways the law can help the powerless. We will look at the legal landscape (or the lack of it), rights violated, and the role of international law in protecting climate refugees. Speakers will map the existing legal landscape, detail novel proposals, and recommend how international law can become a "law for the powerless."*

Moderator:

- **Sumudu Atapattu**, Teaching Professor, University of Wisconsin-Madison; Director, Global Legal Studies Center, University of Wisconsin-Madison Law School

Speakers:

- **Rebecca Bratspies**, Professor, CUNY School of Law; Director, Center for Urban Environmental Reform
- **Freya Doughty-Wagner**, North America Director, Global Network for Human Rights and the Environment; Chief Content Officer, International Law Association, American Branch
- **Maya Prabhu**, Associate Professor (Adjunct) of Law, Yale Law School; Associate Professor, Department of Psychiatry, Yale School of Medicine
- **Achinthi Vithanage**, Professor of Law for Designated Service and Associate Director of Environmental Law Programs, Pace University Elisabeth Haub School of Law

# Schedule



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Saturday, October 26

12:00PM-  
1:15PM

## David v. Goliath: Harnessing the Power of Artificial Intelligence in International Arbitration

Room 2-02C

Sponsored by  
the ABILA  
Committee on  
International  
Arbitration

*Technology has historically proven to be a formidable equalizer, reshaping the dynamics of power and access to justice. This panel will explore the transformative potential of generative artificial intelligence in leveling the playing field of international arbitration, where smaller parties often face significant challenges in navigating complex legal disputes against larger and more resourced adversaries. Against the backdrop of this metaphorical clash, our panel of experts will delve into the ways in which AI can empower smaller entities and individuals in international arbitration. By harnessing the capabilities of AI, these parties can leverage data-driven insights, sophisticated analytics, and innovative tools to assert their rights and advance their interests on the global stage.*

Moderator:

- **Joseph L. Choe**, Associate, International Litigation and Arbitration, Skadden Arps, Slate, Meagher & Flom LLP

Speakers:

- **Benjamin Malek**, Silicon Valley Arbitration & Mediation Center, AI Task Force
- **Sophie Nappert**, Arbitrator, Three Verulam Buildings Barristers
- **Oliver Roberts**, CEO, Wickard.ai; Co-Lead of AI Practice Group, Holtzman Vogel
- **Vedad Tabich**, Strategic Business Development Lead, Harvey AI
- **Anastasiya Ugale**, Independent International Law & Dispute Resolution Counsel

12:00PM-  
1:15PM

## WIPO Treaty on Intellectual Property, Genetic Resources and Associated Traditional Knowledge

Room 2-02A

Sponsored by  
the ABILA  
Committee on  
International  
Intellectual  
Property Law

*In May 2024, members of the World Intellectual Property Organization (WIPO) adopted the WIPO Treaty on Intellectual Property, Genetic Resources and Associated Traditional Knowledge. This new instrument built upon two decades of explorations and deliberations at the WIPO Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore. Conducted in a roundtable format, this panel brings together leading experts to explore the following questions: What are the key takeaways from this new treaty? How will it affect the future protection of traditional knowledge and traditional cultural expressions? What are the next steps at both the domestic and international levels?*

Moderator:

- **Sean Flynn**, Director, Program on Information Justice and Intellectual Property, American University Washington College of Law; Co-Chair, ABILA Committee on International Intellectual Property Law

Speakers:

- **Aman Gebru**, Assistant Professor, University of Houston Law Center
- **J. Janewa Osei-Tutu**, Professor of Law and Associate Dean for Diversity Culture and Inclusion, Florida International University College of Law; Co-Chair, ABILA Committee on International Intellectual Property Law
- **Srividhya Ragavan**, Professor of Law and Director of International Programs, Texas A&M University School of Law
- **Peter K. Yu**, Regents Professor of Law and Communication and Director, Center for Law and Intellectual Property, Texas A&M University School of Law; ABILA Vice-President & Co-Director of Studies





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**Congratulations ABILA!**



# Schedule

Saturday, October 26

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1:15PM **Boxed Lunch**

Soden Lounge

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1:30PM **Keynote Address: 100 Years of the Geneva Declaration**

Room 1-01 **Ann Skelton**, Chair, UN Committee on the Rights of the Child; Professor and UNESCO Chair in Education Law in Africa, University of Pretoria, South Africa

Introduced by: **Warren Binford**, Professor and W.H. Lea Endowed Chair, University of Colorado; Co-Chair, ILW 2024 Organizing Committee

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2:30PM-  
3:45PM **Power to the People: Collaborative Digital Investigations into Protest-Related Violence in Iran**

Room 2-01A

*On September 16, 2022, Mahsa Jina Amini died in police custody after being detained by the Islamic Republic of Iran's so-called Morality Police for "improper" hijab. Her death sparked the "Woman, Life, Freedom" Movement, where tens of thousands of people took to streets across Iran to protest the Islamic Republic's strict laws. Beginning in summer 2023, a coalition of civil society organizations came together to forensically preserve digital artifacts documenting human rights violations and atrocity crimes committed by the State against civilians during the protests. This panel will discuss the process of creating the coalition and Iranian Archive, and will spotlight some of the important investigations currently underway and prospects for universal jurisdiction cases or structural investigations.*

Moderator:

- **Jessica Peake**, Director, International and Comparative Law Program and Assistant Director, the Promise Institute for Human Rights, UCLA School of Law

Speakers:

- **Cameran Ashraf**, Assistant Professor, Department of Public Policy, Central European University; Founder and Director, Azadi Archive
- **Shahin Milani**, Executive Director, Iran Human Rights Documentation Center
- **Andrea Richardson**, Senior Legal Researcher, UC Berkeley Human Rights Center
- **Nushin Sarkarati**, Deputy Director, Atlantic Council Strategic Litigation Project

# Schedule



INTERNATIONAL  
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Saturday, October 26

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2:30PM-  
3:45PM

## Claiming Power: Centering Justice for Victims in International Law

Room 2-02A

*This panel, composed of leading academic and practitioner experts in international human rights law, reparations, and social justice, will consider the conference theme of ‘powerless law or law for the powerless’ through the lens of victims’ challenges to securing reparation. Although the right to reparations is well-established, victims of serious human rights abuses often struggle to turn that right into reality. Through short presentations and moderated Q&A, the discussion will shed light on the ways in which violence and trauma can function as a creative source for the development of international law; how victims have claimed or attempted to claim control of their own case, giving meaning to modern concepts of victim-centered justice; and whether access to (international) law itself is a form of reparative social justice.*

Moderator:

- **Rajika L. Shah**, Visiting Associate Clinical Professor and Director, Loyola Justice for Atrocities Clinic, Loyola Law School

Speakers:

- **Leora Bilsky**, Full Professor of Law and Director of the Minerva Center for Human Rights, Tel Aviv University
  - **Kathryn Lee Boyd**, Partner, Hecht Partners LLP
  - **Armen Manuk-Khaloyan**, Doctoral Student, Georgetown University
  - **Robert St. Martin Westley**, LOCHEF Professor of Legal Ethics & Professional Responsibility, Tulane University Law School
- 

2:30PM-  
3:45PM

## Beyond Compliance: Reflections on a Protective Environment for Children in War

Room 2-01B

*One in six children today lives in an area affected by armed conflict. Children often suffer the gravest consequences of war. They are killed, maimed, orphaned, and subjected to forced migration, food insecurity, and loss of educational opportunities. In addition, youth are often forced to fight and girl children are forced into sex slavery to armed groups. This roundtable discussion will explore what a protective environment for children in armed conflict might look like. The contributions are informed by conceptual and empirical findings of the Beyond Compliance Consortium’s Research Program on Building Evidence for Promoting Restraint by Armed Actors. Drawing on quantitative and qualitative research, the discussants will highlight initiatives to improve the situation of children in armed conflict.*

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and the ABILA  
Committee on  
International  
Humanitarian  
Law

Moderator:

- **Warren Binford**, Professor and W.H. Lea Endowed Chair, University of Colorado; Co-Chair, ILW 2024 Organizing Committee

Speakers:

- **Rocco Blume**, Head of Advocacy, War Child
- **Michael Garcia Bochenek**, Senior Counsel, Children’s Rights Division, Human Rights Watch
- **Ioana Cismas**, Co-Director of the Centre for Applied Human Rights, Professor, University of York
- **Ezequiel Heffes**, Director, Watchlist on Children and Armed Conflict

# Schedule



INTERNATIONAL  
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Saturday, October 26

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2:30PM-  
3:45PM

## The Legitimacy of Power and the Power of Legitimacy

Room 2-02B

*Many international relations students view the actions of States and other international actors as a simple matter of power and interest. Others value international law as a constraint on power and arbiter of legitimacy in international affairs. Or perhaps international law itself is illegitimate and, therefore, not worthy of power, obedience, or respect. This panel will examine the nature and power of legitimacy, what makes international law legitimate (or not), why legitimacy matters, whether power confers legitimacy (or vice versa) - and whether legitimacy should ever be a factor in the understanding or application of international law.*

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Fundamental  
Principles of  
International  
Law*

Moderator:

- **Ioanna Tourkochoriti**, Associate Professor of Law and Associate Director, Center for International and Comparative Law, University of Baltimore School of Law

Speakers:

- **MJ Durkee**, William Gardiner Hammond Professor of Law, Washington University in St. Louis School of Law
- **Monica Hakimi**, William S. Beinecke Professor of Law, Columbia Law School
- **Mortimer (Tim) Sellers**, Regents Professor of the University System of Maryland; Director, Center for International & Comparative Law, University of Baltimore School of Law; Chair, ABILA Legitimacy and Fundamental Principles of International Law Committee

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2:30PM-  
3:45PM

## Arbitrating with International Organizations

Room 2-02C

*As the UN International Law Commission (ILC) embarks upon its study on the “Settlement of disputes to which international organizations are parties,” States and international organizations are sharing novel information on the nature of their dispute resolution practices with international organizations. Such practices range from negotiations to conciliation and judicial proceedings, with varying degrees of success. To contribute to the ongoing debate on an asserted accountability gap, this panel will shed light on a mode of dispute settlement that often takes place behind closed doors: arbitration. Composed of speakers from the ILC, international institutions, States, and law firms involved, the panel will discuss the conditions under which arbitrating with international organizations can result in effective dispute settlement.*

*Sponsored by  
the ABILA  
Committee on  
United Nations  
Law*

Moderator:

- **Michael J. Moffatt**, Associate Legal Officer, United Nations Office of Legal Affairs; Co-Chair, ABILA Committee on United Nations Law

Speakers:

- **Christina G. Hioureas**, Partner, United Nations Practice Group, Foley Hoag LLP
- **August Reinisch**, Professor of International Law, University of Vienna; Scholar in Residence, Columbia Law School; Member, UN International Law Commission
- **Garth Schofield**, Deputy Secretary-General, Permanent Court of Arbitration
- **Wieteke Theeuwen**, Counselor, Legal Adviser, Permanent Mission of the Netherlands to the United Nations in New York
- **Alexandra von Willisen**, Head of Arbitration Practice Group, UN Office of Legal Affairs

# Schedule



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Saturday, October 26

2:30PM-  
3:45PM

## Hot Topics: State Responsibility and Remedies Under International Law

Room 1-01

*Every year, ABILA reserves space in the program to address late-breaking topics. This panel will analyze two of the most pressing background questions for any rapid assessment of global crises: what is the responsibility of states in the face of fast-developing crises, and what remedies are available to the international community (or any of its members) to address them under international law. The session will address the relevance of this lens in light of our shared current experience. It will provide expert insights into how state responsibility and the remedies it offers can help to make sense of the pressing recent crises and will further address how the framework might anticipate emerging and potential situations. Coming from diverse perspectives, the panelists will engage evolving perspectives on state responsibility, as well as the role of states in unilaterally responding to instances of internationally wrongful acts (e.g., through sanctions) or by invoking international pacific dispute resolution mechanisms.*

### Speakers:

- **Dara Brown**, Associate, International Arbitration, White & Case LLP
- **Won Kidane**, Professor of Law and Director of the South Africa Program, Charles Widger School of Law, Villanova University
- **Martins Paparinskis**, Professor of Public International Law, University College London; Member, International Law Commission

3:50PM-  
5:00PM

## Pathways to Employment in International Law

Room 1-01

*Join us for an interactive discussion on how to launch an international legal career as a student or young lawyer. Hear speakers give practical career advice and guidance on using different networking and career tools to gain internships and entry-level legal jobs in the current job market. Speakers will discuss how to utilize your existing network to access opportunities and how to best position and present yourself as a top candidate during the interview process.*

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International  
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### Moderators:

- **Angela Benson**, Membership, Meetings, and Marketing Director, American Bar Association, International Law Section
- **Michael Peil**, Executive Director, International Law Students Association

### Speakers:

- **Kelly Adams**, Legal Advisor, Global Justice Center and Ensaaf
- **Tiffany Brownley-Meijer**, Legal Adviser, American Red Cross
- **Konstantine Kopaliani**, Associate in International Arbitration, White & Case LLP
- **Brady Mabe**, Legal Adviser, International Committee of the Red Cross

5:00PM

## End of International Law Weekend 2024

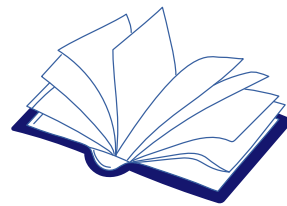


# American Branch of the International Law Association

## Committees and Study Groups

Committee	Chair(s)	Panel at ILW 2024
Arms Control and Disarmament	Luis Fortuño	Closing the Chemical Weapons Impunity Gap: An International Tribunal?   <i>Friday @ 3:15 PM</i>
Formation of Rules of Customary International Law	Brian Lepard	The Rights of Children to Be Free of Labor and Exploitation   <i>Saturday @ 12:00 PM</i>
Global Health Law	Ana Santos Rutschman	“The World Together” or a World Apart? Pandemic Prevention, Preparedness and Response as Law of the Powerless   <i>Friday @ 10:45 AM</i>
International Arbitration	Floriane Lavaud Daniel Reich	The Evolving Geopolitical Landscape and Risks for Global Aviation   <i>Friday @ 4:45 PM</i> ; David v. Goliath: Harnessing the Power of Artificial Intelligence in International Arbitrations   <i>Saturday @ 12:00 PM</i>
International Criminal Court	Patrick Keenan Jennifer Trahan	The War in Ukraine: Lessons Learned and Challenges Ahead for International Criminal Law   <i>Friday @ 10:45 AM</i> ; The Veto (a film) <i>Friday @ 1:00 PM</i> ; and Closing the Chemical Weapons Impunity Gap: An International Tribunal?   <i>Friday @ 3:15 PM</i>
International Commercial Law	Irene Calboli	n/a
International Environmental and Energy Law	Carolina Arlota Myanna Dellinger	Climate Change and Recognition and Enforcement of the Human Right to a Healthy Environment: Parallel Proceedings in International Courts – A Roundtable Discussion   <i>Friday @ 4:45 PM</i>
International Human Rights	Warren Binford Aaron Fellmeth	Beyond Compliance: Reflections on A Protective Environment for Children in War   <i>Saturday @ 2:30 PM</i>
International Humanitarian Law	Gabor Rona Ashika Singh	Beyond Compliance: Reflections on A Protective Environment for Children in War   <i>Saturday @ 2:30 PM</i>
International Intellectual Property Law	Sean Flynn J. Janewa Osei-Tutu	WIPO Treaty on Intellectual Property, Genetic Resources and Associated Traditional Knowledge   <i>Saturday @ 12:00 PM</i>
International Investment Law	David L. Attanasio Diora Ziyeva	International Investment and Human Rights: How Does International Law Control Environmental Impact on Local Communities?   <i>Friday @ 10:45 AM</i>
International Law in Domestic Courts	Martin Flaherty Steven Schneebaum	The UN Convention on the Rights of the Child (CRC) as 'law for the powerless' Children in America   <i>Saturday @ 10:30 AM</i>
International Trade Law	Richard Steinberg	n/a
Islamic Law and Society	Sahar Aziz	n/a
Law of the Sea	Coalter Lathrop	Protection of People at Sea: Human Rights on the Oceans   <i>Friday @ 1:00 PM</i>
Legitimacy and Fundamental Principles of International Law	Mortimer Sellers	The Legitimacy of Power and the Power of Legitimacy   <i>Saturday @ 2:30PM</i>
Space Law	Henry Hertzfeld Matthew Schaefer	Empowering international law to address rising tensions in outer space: The Woomera Manual on the International Law of Military Space Activities and Operations   <i>Friday @ 3:15 PM</i>
Study Group on the Negotiation of a Crimes Against Humanity Treaty	Leila Nadya Sadat	Crimes against Humanity: From Draft Articles to New Treaty in a World on Fire?   <i>Friday @ 4:45 PM</i>
Teaching International Law	Milena Sterio	n/a
United Nations Law	Christiane Ahlborn Michael J. Moffatt	Arbitrating with International Organizations   <i>Saturday @ 2:30 PM</i>
Use of Force	Jack Beard	Empowering international law to address rising tensions in outer space: The Woomera Manual on the International Law of Military Space Activities and Operations   <i>Friday @ 3:15 PM</i>

# How Do I Obtain CLE at ILW?



1. Attend a CLE-qualifying International Law Weekend 2024 panel.
2. Sign in and out of each session where you intend to secure CLE. A Student Ambassador will be assigned to each room with a physical sign-up sheet. They will remind you of this process and signal their presence.
3. After International Law Weekend, attendees will be emailed and asked for their bar registration numbers and some additional contact information. We will send your complete CLE profiles to our CLE provider by **November 5, 2024**.

Any questions? Please email Freya Doughty-Wagner at [ilw@ila-americanbranch.org](mailto:ilw@ila-americanbranch.org).

## Denver Journal of International Law and Policy - *Publishing for ILW Speakers*

To celebrate the life and work of longtime ABILA leader Ved Nanda, the American Branch has teamed up with the *Denver Journal of International Law and Policy* to offer **an exclusive publishing option** for International Law Weekend 2024 speakers. The Journal typically publishes two issues per year, each containing between 5 and 7 articles. Of these articles, 3-4 are short form, ranging from 5,000 to 10,000 words, and 3-4 are long form, ranging from 10,000 to 15,000 words. Submission details will be circulated to all speakers after International Law Weekend.



Professor Ved Nanda founded the Denver Journal of International Law & Policy in 1971. The impact of decolonization in the 1950s and 1960s, globalization, and the proliferation of international organizations and treaties necessitated new ways of thinking about international law and policies. Questions about how human rights intersected with national sovereignty and global markets propelled international law into an increasingly significant legal study and research area. Professor Nanda launched the *Journal* to provide a forum for scholars to explore international law developments and our way of thinking about the world.

Professor Ved Prakash Nanda was a widely acclaimed international law scholar, fierce human rights protector, and vital American Branch member. Professor Nanda passed away on Monday, January 1, 2024. He was involved with the American Branch for decades, including roles as a member of the Executive Committee, the Vice-President, David Dudley Field Patron, a recipient of the 2023 Charles Siegal Distinguished Service Award, and as an Honorary Vice President until his passing. His professorial home was Strum College of Law, University of Denver, where he founded the International Legal Studies Program in 1972 and was the Director of the eponymous Ved Nanda Center for International and Comparative Law.

Questions? Contact Editor-in-Chief Mikayla Lee at [mikayla.lee@du.edu](mailto:mikayla.lee@du.edu) or speak to Student Ambassador Cris Kelman at the Registration Desk.

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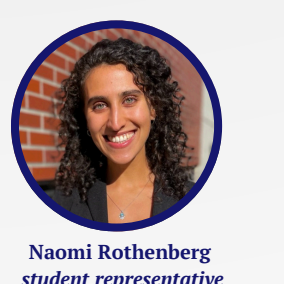
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