



Wednesday, 22 – Friday, 24 June 2022  
International Nuremberg Principles Academy,  
Bärenschanzstraße 72, 90429 Nuremberg, Germany

EJTN- GNS JOINT TRAINING ON

## THE INVESTIGATION AND PROSECUTION OF CORE INTERNATIONAL CRIMES

[CR/2022/09]



Network for investigation and  
prosecution of genocide, crimes  
against humanity and war crimes



INTERNATIONAL  
NUREMBERG  
PRINCIPLES  
ACADEMY



With financial support from the Justice  
Programme of the European Union

The learning outcomes of this training include (a) an improved understanding of substantive international criminal law, as well as of the most relevant international and national jurisprudence therein, (b) an advanced understanding of criminal liability in this field, (c) knowledge of the practical issues involved in building a case on core international crimes and the ensuing evidentiary challenges, and (c) practical knowledge of the instruments of judicial cooperation within the EU and of the applicable international treaties.

This introductory training will combine lectures with workshops and plenary debriefings aimed at improving the participants' practical skills, pursuant to a 'learn-by-doing' methodology. The event will conclude with a moot court session held at Courtroom 600, where participants will take

the role of the prosecution, defence or chamber in solving a practical case based on real-facts.

This training will provide participants with the opportunity to learn more about the legal systems and investigative approaches of their colleagues in different EU Member States, and will serve as a platform for the exchange of best practices on the management of complex cases. Participants will be assisted by national and international experts in this field.

**This training is hosted by the International Nuremberg Principles Academy.**

**Contact: Alina SECRIERU, Project Manager, EJTN**  
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## DRAFT PROGRAMME

TUESDAY, 21 June 2022		
	Arrival of the participants From the airport to the hotel, participants can take underground line 2 in the direction "Röthenbach" and get off at "Opernhaus".	
20.00-21.00	TBC Restaurant Tucher Mautkeller	
WEDNESDAY, 22 June 2022		
<u>Venue:</u> International Nuremberg Principles Academy, Bärenschanzstraße 72, 90429 Nuremberg, Germany, Room 619 ground floor		
<b>Moderator:</b> Matevž PEZDIRC, Head of the Genocide Network Secretariat, Eurojust		
08:30-09:00	Registration of the participants	
09.00-09.15	<b>Welcome and Introduction to the Programme</b>	<b>Matevž PEZDIRC</b> Head of the Genocide Network Secretariat, Eurojust, The Netherlands
09.15-09.30	<b>Presentation of the EJTN</b>	<b>Alina SECRIERU</b> Project Manager, EJTN
09.30-10.00	<b>Introductory remarks: Refugees in Europe: Implications for the Fight against Impunity for Core International Crimes</b>	<b>Klaus RACKWITZ</b> Director, International Nuremberg Principles Academy, Germany
10.00-11.00	<b>Introduction to International Humanitarian Law (IHL)</b>	<b>Ray MURPHY</b> Irish Centre for Human Rights, National University of Ireland School of Law, Galway <i>Preparatory work:</i> <a href="#">ICRC Brief e-Learning Course</a>
11.00-11.30	Coffee Break	
11.30-12:45	<i>Substantive International Criminal Law:</i> <b>War Crimes: A case law focused outline</b>	<b>Ray MURPHY</b> Irish Centre for Human Rights, National University of Ireland Scholl of Law, Galway  <i>Preparatory work/ reading materials:</i> <a href="#">Rome Statute</a> and <a href="#">Elements of Crimes</a> .  <i>Structure:</i> References to the main international and national case law. Input from participants on domestic legislation and law practice.
12.45-14.00	Lunch	
14.00-15.00	<i>Substantive International Criminal Law:</i> <b>Crimes against Humanity and the Crime of Genocide: A case law focused outline</b>	<b>Beti HOHLER</b> Trial Lawyer, Office of the Prosecutor, International Criminal Court

		<i>Preparatory work/ reading materials: <a href="#">Rome Statute</a> and <a href="#">Elements of Crimes</a>;</i>
		<i>Structure: References to the main international and national case law. Input from participants on domestic legislation and law practice.</i>
15.00-16.00	<b>Use of Open Source Information and Other Evidentiary Challenges in Core International Crime Cases in Domestic Proceedings</b>	<b>Henrik ATTORPS Prosecutor, Sweden</b> <i>Structure: Presentation of recent national case law. Input from participants on domestic legislation and law practice</i>
16.00-16.20	Coffee Break	
16.20-17.30	<b>Workshop: Introduction to the Case-Study</b> (Identification of crimes; circumstances and contextual elements) <i>3 breakout rooms</i>	Group 1 <b>Henrik ATTORPS</b> Group 2 <b>Ray MURPHY</b> Group 3 <b>Beti HOHLER</b>
17.30-17.45	<b>Conclusions of the Workshop and follow-up by the participants / moderators in workshops</b> <i>Plenary Session</i>	<b>Workshop moderators &amp; participants/rapporteurs</b>
17.45	Round up and End of Day 1	
	<b>TBC Hausbrauerei Altstadtthof, Bergstrasse 19-21</b>	
19.00	<b>2 groups – Beer Tour at 19.00 and 19.15, followed by dinner at the restaurant of the Brewery</b>	

<b>THURSDAY, 23 June 2022</b>		
<u>Venue:</u> International Nuremberg Principles Academy, Bärenschanzstraße 72, 90429 Nuremberg, Germany, Room 619 ground floor		
<b>Moderator:</b> <b>Matevž PEZDIRC</b> , Head of the Genocide Network Secretariat, Eurojust		
08.45-09.00	Registration of the participants	
09.00-09.45	<b>Specifics of Investigating and Prosecuting Conflict Related Sexual Violence</b>	<b>Laurel BAIG</b> Senior Appeals Counsel, OTP, UN IRMCT
09.45-11.00	<i>Substantive International Criminal Law:</i> <b>Modes of Liability and Circumstances Excluding Liability - International and National Perspectives: An International Law Case Law Focused Outline</b> <ul style="list-style-type: none"> <li><i>General remarks concerning the applicability of national legislations</i></li> <li><i>Command Responsibility</i></li> <li><i>Justifications and excuses</i></li> <li><i>Obedience to superior orders</i></li> <li><i>Duress</i></li> <li><i>Personal immunity</i></li> <li><i>Material immunity</i></li> <li><i>Immunity of special missions</i></li> <li><i>Other excuses (error in facts and law)</i></li> </ul>	<b>Beti HOHLER</b> Associate Trial Lawyer, Prosecution Division, OTP   International Criminal Court, The Hague, The Netherlands  <i>Structure: Brief presentation of the principles on circumstances excluding liability in international criminal law, based on selected cases. Input from participants on domestic legislation and practice, as well as on its conformity or lack thereof with the relevant ICL principles.</i>
11.00-11.30	Coffee Break	
11.30-13.00	<b>Workshop: Analysis of the Case-Study (Modes of Liability)</b> <i>3 breakout rooms</i>	Group 1 <b>Beti HOHLER</b> Group 2 <b>Laurel BAIG</b> Group 3 <b>Ray MURPHY</b>
13.00-14.00	Lunch	
14.00-14.45	<b>Challenges in dealing with foreign cultures</b> <ul style="list-style-type: none"> <li><i>Recognising and analysing intercultural challenges</i></li> <li><i>Better understanding of cultural differences</i></li> <li><i>Influencing factors in the criminal process</i></li> <li><i>Response and integration into the criminal process</i></li> </ul>	<b>Laurel BAIG</b> Senior Appeals Counsel, OTP, UN IRMCT

14.45-15.45	<b>Cumulative prosecution of foreign terrorist fighters for war crimes and terrorism related offences</b>	<b>Matevž PEZDIRC</b> Head of the Genocide Network Secretariat, Eurojust  <i>Structure: Brief presentation of the applied means of proof and legal as well as practical issues concerning legal reasoning in ICL domestic proceedings, based on real case examples.</i>
15.45-16.15	Coffee Break	
16.15-17.30	<b>Practical Issues in International Crime Cases</b> <ul style="list-style-type: none"> <li>• Building a case</li> <li>• Geography, site visits, missions</li> <li>• Names and spelling, time and dates</li> <li>• General challenges, preparation, relation to local authorities</li> <li>• Location of the hearing, setting the hearing room</li> <li>• Use of psychologist, witness protection, use of interpreter</li> <li>• Instructions to the witness prior to the questioning</li> <li>• Challenges during the questioning, language issues</li> <li>• How to account for the hearing</li> <li>• Using expert witnesses</li> <li>• The position of the defense during the hearings</li> </ul>	<b>Dr. Elinor FRY</b> legal advisor and senior legal officer, International Crimes Team, National Public Prosecutors' Office, the Netherlands
17.30	Round-up and End of Day 2	
20.00	<b>TBC Alto Restaurant (Adina Hotel), Dr.-Kurt-Schumacher-Straße 1</b>	

<b>FRIDAY, 24 June 2022</b>		
<u>Venue</u> International Nuremberg Principles Academy, Bärenschanzstraße 72, 90429 Nuremberg, Germany, Room 600		
<b>Moderator:</b> Matevž PEZDIRC, Head of the Genocide Network Secretariat, Eurojust		
08.30	<b>Departure from the hotel by Underground! From Plärrer station it takes two stations by U1, direction U1, Fürth Hardhöhe, get off at Bärenschanze.</b>	
09.00-10.00	<b>International Cooperation: Mutual Legal Assistance and Extradition within the EU, with non-EU MS and International Courts – Theoretical and Practical Considerations</b> <ul style="list-style-type: none"> <li>• EU convention 2000 on mutual assistance in criminal matters between the EU Member States</li> <li>• European Arrest Warrant</li> <li>• European Investigation Order</li> <li>• Joint Investigation Teams</li> <li>• Torture Convention</li> <li>• Extradition</li> <li>• Establishing ad hoc cooperation</li> <li>• Eurojust</li> <li>• Europol</li> <li>• EUAA and 1F Exclusion Network</li> <li>• Cooperation with NGOs and International Actors (UN, ICRC)</li> </ul>	<b>Dr. Elinor FRY</b> legal advisor and senior legal officer, International Crimes Team, National Public Prosecutors' Office, the Netherlands  <i>Structure:</i> Presentation of legal and practical issues of international cooperation. Input from participants on practical experience in this field. EJTN's trainings on EU judicial cooperation in cross-border criminal cases (MLA and EAW simulations).
10.00-10.30	<b>The Role of the Genocide Network Secretariat (GNS) in Supporting and Assisting Investigations and Prosecutions of Core International Crimes</b>	<b>Matevž PEZDIRC</b> Head of the Genocide Network Secretariat, Eurojust, The Netherlands
10.30-11.00	Coffee Break	
11.00-12.30	<b>Moot Court:</b> <ul style="list-style-type: none"> <li>• Opening of the session by the Chamber</li> <li>• Oral arguments by the Prosecution</li> <li>• Oral arguments by the Defence</li> <li>• Deliberation by the Chamber</li> </ul>	<b>Participants and moderators/speakers:</b> <b>all</b>
12.30-12.45	<b>Closing Words</b>	<b>Alina SECRIERU</b> , Project Manager, (EJTN), Brussels <b>Matevž PEZDIRC</b> Head of the Genocide Network Secretariat, Eurojust, The Netherlands

12.45 – 13.15

**LUNCH on the way. Departure of participants**

**Getting to the airport from the Palace of Justice:**

Take U1, direction Nürnberg Langwasser Süd, change at Plärrer to U2, direction Flughafen (airport). It takes approx. 25-30 min.

13.15

**Optional Visit of the Exhibition ‘[Memorium Nuremberg Trials](#)’**

*The exhibition informs visitors about the background, progression and repercussions of the Nuremberg Trials. Selected historical exhibits such as parts of the original dock, as well as historical audio tapes and films, convey a vivid impression of the trials.*

**Optional programme** for participants with late flights or extending their stay in Nuremberg.

**NB:** Costs incurred with late departure in order to attend this event will not be reimbursed by the EJTJN.

**Address:** Memorium Nuremberg Trials, Bärenschanzstraße 72, 90429 Nuremberg

**Fee:** This visit is kindly offered to EJTJN participants by the Nuremberg Academy. Registration required

## LIST OF SPEAKERS AND ORGANIZERS

**Klaus RACKWITZ**, Director, International Nuremberg Principles Academy, Germany

**Ray MURPHY**, Interim Director, Irish Centre for Human Rights, National University of Ireland School of Law, Galway

**Henrik ATTORPS**, Prosecutor, Sweden

**Beti HOHLER**, Trial Lawyer, Office of the Prosecutor, International Criminal Court

**Laurel BAIG**, Senior Appeals Counsel, OTP, UN IRMCT

**Dr. Elinor FRY**, legal advisor and senior legal officer, International Crimes Team, National Public Prosecutors’ Office, the Netherlands

**Matevž PEZDIRC**, Head of the Genocide Network Secretariat, Eurojust, The Netherlands

**Alina SECRIERU**, European Judicial Training Network, Belgium

Chloe FAUCOURT, Legal Officer, Genocide Network Secretariat, Eurojust, The Netherlands

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