The European Convention on Human Rights and General International Law

Friday 5 June 2015

Press room, Human Rights Building
European Court of Human Rights, Strasbourg

08:30	Registration
09:00	**Opening of the Conference** **Dean Spielmann**, President of the European Court of Human Rights
09:15	**Introduction** **Iulia Motoc**, Judge, European Court of Human Rights **Anne van Aaken**, Vice-President, European Society of International Law; Professor of international law and legal theory, University of St. Gallen
09:30	**PANEL 1: Jurisdiction** **Moderator: Linos-Alexandre Sicilianos**, Judge, European Court of Human Rights **Ganna Yudkivska**, Judge, European Court of Human Rights *Occupation and territorial jurisdiction: some reflections on evolving issues under Article 1 of the Convention* **Nebojša Vučinić**, Judge, European Court of Human Rights *Test of 'effective' control of territory developed by the ICJ and the ICTY applied in the ECtHR's case-law* **Işil Karakaş**, Section President, European Court of Human Rights *La jurisprudence récente de la Cour sur l'application extra territoriale de la Convention: Remarques sur la 'jurisdiction' et la 'responsabilité'* **Marko Milanović**, Vice-President, European Society of International Law; Associate Professor, University of Nottingham School of Law *Article 1: Jurisdiction and State responsibility* Discussion
11:15	Coffee break

11:45   <u>PANEL 2: Responsibility</u>
Moderator: Pierre D'Argent, Professor of Public International Law, Catholic University of Louvain

James Crawford, Judge, International Court of Justice
The structure of State responsibility under the European Convention

Samantha Besson, Professor, Faculty of Law, University of Fribourg
Shared responsibilities under the ECHR

Linos-Alexandre Sicilianos, Judge, European Court of Human Rights
La responsabilité de l'État agissant en exécution d'une résolution du Conseil de sécurité et la CEDH

Iulia Motoc, Judge, European Court of Human Rights
Lex specialis and self-contained regimes: the European Convention on Human Rights

Paulo Pinto de Albuquerque, Judge, European Court of Human Rights
Punitive damages in Strasbourg – developing new forms of international responsibility

Discussion

13:00   Lunch break

14:30   <u>PANEL 3: Immunities</u>
Moderator: Angelika Nuβberger, Judge, European Court of Human Rights

Joe Verhoeven, Professeur émérite de l'Université Panthéon-Assas (Paris 2) et de l'Université catholique de Louvain
La pertinence du droit international dans l'interprétation des immunités par la CEDH

Philippa Webb, Lecturer in Public International Law, King's College London
A Moving Target: the Approach of the Strasbourg Court to State Immunity

Riccardo Pavoni, Professor of International and European Law, University of Siena
The European Court of Human Rights and the Law of International Immunities: Lights and Shadows

Guido Raimondi, Vice-President, European Court of Human Rights
State immunity and serious violations of human rights in the jurisprudence of the ECtHR

Discussion

15:30   <u>**PANEL 4: Treaties**</u>
Moderator: Anne van Aaken, European Society of International Law;
Professor of international law and legal theory, University of St. Gallen

Mark Villiger, Section President, European Court of Human Rights
The role of the 1969 Vienna Convention on the Law of Treaties in the interpretation of the Convention by the Court – distinctions and convergences

Ledi Bianku, Judge, European Court of Human Rights
Binding effect through a Strasbourg judgment? Possibilities and limits of referral by the ECtHR to international treaties

Discussion

16:30   Coffee break

17:00   <u>**PANEL 5: Other Sources of International Law**</u>
Moderator: Luzius Wildhaber, Professor, University of Basel; former President of the European Court of Human Rights

Geir Ulfstein, Professor of International Law, University of Oslo
Interpretation of the ECHR in the light of other international instruments

Ineta Ziemele, Judge, Constitutional Court of the Republic of Latvia
Custom and European consensus

Hélène Ruiz Fabri, Director, Max Planck Institute for International, European and Regulatory Procedural Law, Luxembourg
L'usage de précédents (venus du droit international) par la Cour européenne des droits de l'homme

Anja Seibert-Fohr, Chair for Public International Law and Human Rights, Georg August University, Göttingen
Subsequent agreements and practice from an ILC perspective

Angelika Nußberger, Judge, European Court of Human Rights
Distinction between different sources of international law in the jurisprudence of the ECtHR. Hard law or soft law – does it matter?

Discussion

19:00   <u>**Conclusion and remarks**</u>
Antonio Cançado Trindade, Judge, International Court of Justice

19:30   Close