

Personal data

Name: Dr. Antoine Kesia-Mbe Mindua
Date of birth: 31 December 1956, Mushie, Democratic Republic of the Congo
Nationality: Congolese from the Democratic Republic of the Congo
Marital status: Married

University education and qualifications

1992-1995: Doctorate (PhD) in Public International Law (Geneva, Switzerland).
Title of doctoral thesis: "International Organisations, Armed Interventions and Human Rights".
Prize for the best thesis of the University of Geneva for 1996.

1990-1992: Diplôme d'Etudes Supérieures (Advanced University degree obtained after Master's degree) in Public International Law, Geneva, Switzerland.

1989-1990: Diploma in International Law and Comparative Human Rights Law, Strasbourg, France.

1988-1990: Diplôme d'Etudes Approfondies (Advanced University degree obtained after Master's degree) in European Community Law, Nancy, France.

1988-1990: Diplôme d'Etudes Supérieures (Advanced University degree obtained after Master's degree) in European Politics and Law, Nancy, France.

1976-1982: Graduat et Maîtrise (Bachelor's and Master's degrees) in Law, Private and Criminal Law, Kinshasa, Democratic Republic of the Congo.

Professional experience

Judicial and legal experience

2006-present Judge at the International Criminal Tribunal for the former Yugoslavia (ICTY), The Hague, The Netherlands.

1997-2001 Legal Officer and Chief of the Judicial Proceedings Support Unit of the International Criminal Tribunal for Rwanda (ICTR) and International Civil Servant of the United Nations, Arusha, Tanzania.

1985-1988 Assistant Representative and Legal Adviser to the Vice-Prime Minister and Minister of Citizens Rights and Freedoms, Kinshasa, Democratic Republic of the Congo.

1983-1985 Legal Officer to the Police Headquarters (Garde Civile) and Assistant Legal Adviser at the Office of the President of the Republic, Kinshasa, Democratic Republic of the Congo.

1981-1982 Trainee Military Magistrate, Assistant Military Prosecutor at the Court-Martial of the Garrison of Kinshasa-Gombe, Democratic Republic of the Congo.

Diplomatic experience as Ambassador Extraordinary and Plenipotentiary (2001-2006)

- Ambassador Extraordinary and Plenipotentiary of the Democratic Republic of the Congo to the Swiss Confederation in Bern, Switzerland.
- Ambassador Extraordinary and Plenipotentiary, Permanent Representative of the Democratic Republic of the Congo to the United Nations Office and other International Organizations in Geneva, Switzerland and in Vienna, Austria.
- Governor of the Common Fund for Commodities (CFC) for the Democratic Republic of the Congo, Amsterdam, The Netherlands.

Experience in teaching and scientific research

2009- present	Invited lecturer at the International Institute for Human Rights of the University of Strasbourg, France.
2004- present	Professor of Public International Law and International Criminal Law at the “Geneva School of Diplomacy and International Relations, University Institute”, Geneva, Switzerland.
1999- 2006	Visiting lecturer at the University of Geneva (Programme plurifacultaire ACTION HUMANITAIRE) for Public International Law, and International Humanitarian Law, Geneva, Switzerland.
1995- 1996	Researcher at the Faculty of Law, University of Geneva, Switzerland.
1982- 1988	Professor for Civil and Commercial Law at the Kinshasa-Gombe University School of Commerce, Kinshasa, Democratic Republic of the Congo.
1982-1983	Instructor for Human Rights and Freedoms courses at the Police (Garde Civile) Training Centre, Kinshasa-Maluku, Democratic Republic of the Congo.

Some multilateral positions occupied

2005-2006	Vice-Chairman of the Executive Committee of the United Nations High Commissioner for Refugees (HCR), Geneva, Switzerland.
1 January- 31 December 2005	Chairman (Ambassadorial level) of the Group of 77 and China (G77 + China), the then group of 132 States members of the Non-Aligned Movement, Geneva, Switzerland.
1 October 2004 - 31 January 2005	Coordinator (Ambassadorial level) of the Group of 21 (G-21), a group of 21 developing countries, at the United Nations Conference on Disarmament, Geneva, Switzerland.

Professional expertise and skills

Academic and scientific skills

I have been teaching Law at the Kinshasa-Gombe University School of Commerce for several years and I was a Researcher at the University of Geneva, where I later taught International Law and Humanitarian Law. At present, I am still an invited Lecturer at the International Institute of Human Rights of Strasbourg as well as a Professor at the Geneva School of Diplomacy and International Relations, University Institute in Geneva.

My fields of research are: Public International Law, International Criminal Law, International Humanitarian Law, Human Rights, International Organizations, Use of armed force, Cooperation Europe-Developing countries, Child Rights, Gender, etc.

Judicial, legal and administrative expertise

As a Trainee Military Magistrate to the Court-Martial in Kinshasa, I worked as a military Prosecutor and as a single Judge. I have been also a Legal Officer at the International Criminal Tribunal for Rwanda (ICTR) where I worked for the Chambers and for the Registry. I was responsible for, inter alia, the management of trials, hearings and appeals. Currently, I am a Trial Judge at the International Criminal Tribunal for the former Yugoslavia (ICTY). I have participated in many trials, including the most complicated one in the history of the Tribunal. I have mastered the organization and the functioning of international justice very well.

I worked as a Legal Adviser to the Vice-Prime Minister and Human Rights Minister in Kinshasa. I have studied administrative science and law. I was thus able to occupy and to easily discharge various administrative and management functions, such as Head of diplomatic Mission in Bern and Geneva for two successive terms.

I have good knowledge of personnel matters within the United Nations system. I attended workshops on that. At the United Nations, in my capacity of Officer-in-charge of "Court Management Section", I dealt with administrative issues and with management matters as well.

Diplomatic skills and international expertise

Thanks to my several internships within the United Nations, I have acquired early a perfect knowledge of the mechanisms of the multilateral diplomacy and of the United Nations system itself. Naturally, I master all human rights issues. For years, I have been Head of my governmental delegation to the United Nations Human Rights Commission/Council. And I am of course familiar with international conferences.

In my capacity as Legal Officer to the Arusha Tribunal, I often travelled to foreign countries to represent this high international jurisdiction. My assignments consisted in serving judicial documents (warrants of arrest, order for transfers and other orders) on Governments (Ministers of Foreign Affairs, Ministers of Justice, Attorneys General, Principal Prosecutors, Supreme Police Commanding Officers), negotiating with States the transfer of the persons accused or suspected by the Tribunal, and bringing personally the detainees, on the special aircraft put at my disposal by the United Nations, to the seat of the Tribunal in Arusha, Tanzania. I am familiar with matters related to headquarters agreements, in particular between the United Nations Tribunal and the host Government of Tanzania. Of course, I have acquired a great deal of experience in drafting correspondence related to such matters.

In my capacity as former Ambassador Extraordinary and Plenipotentiary of my country to the Swiss Confederation in Bern, I engaged in bilateral diplomacy on a daily basis. My other previous functions as Head of diplomatic Mission and Permanent Representative to the United Nations Office and other International Organizations in Geneva and in Vienna have made me more than familiar with multilateral diplomacy. My proven skills as a leader and a consensual negotiator led my fellow Ambassadors to elect me successively as Coordinator of the Group of 21 developing countries (G-21) at the United Nations Conference on Disarmament in Geneva, Chairman of the Group of 77 and China (Group of 132 Non-Aligned States) in Geneva and finally, Vice-Chairman of the Executive Committee of the Program of the United Nations High Commissioner for Refugees. During my tenure as Head of diplomatic Mission, and as leader of regional groups or international conferences, I had the opportunity to demonstrate my commitment to multilateral diplomacy, which allows people to meet and to cooperate fruitfully. I firmly believe in the richness of cultural diversity.

Proven drafting skills

My legal and political analyses, my correspondence as well as the reports I write in both French and English show a very high standard of my drafting skills. Presently, as a Judge at the International Criminal Tribunal for the former Yugoslavia, I draft various opinions, decisions and judgements. Yet, at the International Criminal Tribunal for Rwanda, I participated in the drafting of decisions and judgements as well. Finally, in my capacity as Head of diplomatic Missions, my drafting skills were proven on a daily basis and were of paramount importance in both Bern and Geneva as well as at several other international fora.

Some international meetings

- 12-16 April 2006: Head of the Democratic Republic of the Congo governmental delegation to the African Union Ministers of Trade Conference, Nairobi, Kenya.
- 13-18 December 2005: Deputy Head of the Democratic Republic of the Congo governmental delegation to the Sixth Ministerial Conference of the World Trade Organization, Hong Kong, China.
- 21-23 November 2005: Head of the Democratic Republic of the Congo governmental delegation to the Ministerial Conference of the Trade Ministers of the African Union on commodities, Arusha, Tanzania.
- 14 March-22 April 2005: Head of the Democratic Republic of the Congo governmental delegation to the 61st Session of the United Nations Commission of Human Rights, Geneva, Switzerland.
- 18-22 January 2005: Head of the Democratic Republic of the Congo governmental delegation to the World Conference on Disaster Prevention, Kobe, Japan.
- 29 November-3 December 2004: Deputy Head of the Democratic Republic of the Congo governmental delegation to the World Summit on a Mine Free World, Nairobi, Kenya.
- 9-13 July 2004: Head of the Democratic Republic of the Congo governmental delegation to the Conference of the African, Caribbean and Caribbean Group of States (ACP) and G-90 Trade Ministers, Grand Baie, Mauritius.
- 13-18 June 2004: Deputy Head of the Democratic Republic of the Congo governmental delegation to the eleventh UNCTAD Ministerial Conference of the United Nations Conference on Trade and Development, São Paulo, Brazil.
- 15-23 April 2004: Head of the Democratic Republic of the Congo governmental delegation to the 60th Session of the United Nations Commission of Human Rights, Geneva, Switzerland.
- 10-14 September 2003: Deputy Head of the Democratic Republic of the Congo governmental delegation to the Fifth Ministerial Conference of the World Trade Organization (WTO), Cancun, Mexico.
- 17 March-25 April 2003: Head of the Democratic Republic of the Congo governmental delegation to the Fifty-ninth Session of the United Nations Commission on Human Rights, Geneva, Switzerland.
- 4-5 November 2002: Head of the Democratic Republic of the Congo governmental delegation to the Ministerial Meeting on the Kimberley Process Certification Scheme for Rough Diamonds, Interlaken, Switzerland.

- 23 September-1 October 2002: Head of the Democratic Republic of the Congo government delegation to the Thirty-seventh Series of the Assemblies of the Member States of World Intellectual Property Organization (WIPO), Geneva, Switzerland.
- 16-20 September 2002: Head of the Democratic Republic of the Congo governmental delegation to the Fourth Meeting of States Parties to the Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-personnel Mines and on Their Destruction, Geneva, Switzerland.
- 5-7 August 2002: Head of the Democratic Republic of the Congo governmental delegation to the Common Market for Eastern and Southern Africa (COMESA) / Southern African Development Community (SADC) Regional Workshop for Trade negotiators on the Doha Development Agenda, Nairobi, Kenya.
- 30-31 May 2002: Head of the Democratic Republic of the Congo governmental delegation to the Joint Seminar AIF (Agence Internationale de la Francophonie), COMSEC (Commonwealth Secretariat) and ACP (African, Caribbean and Pacific Countries Secretariat) on “the Multilateral Aspects of the Cotonou Partnership Agreement”, Brussels, Belgium.
- 28-29 May 2002: Head of the Democratic Republic of the Congo governmental delegation to the Seminar on the Work Program of Doha and priorities for the French-speaking World (Francophonie), Paris, France.
- 13-17 May 2002: Head of the Democratic Republic of the Congo governmental delegation to the International Conference on the migration policies in Eastern Africa, the Horn of Africa and the Great Lakes Region, organized by the International Migration Policy Program (IMP) with the assistance of the UNFPA, UNITAR, IOM and ILO, Nairobi, Kenya.
- 29 April- 2 May 2002: Head of the Democratic Republic of the Congo governmental delegation to the UNCTAD, Trade and Development Board, Nineteenth Special Session at UNCC-ESCAP, Bangkok, Thailand.
- 18 March-26 April 2002: Head of the Democratic Republic of the Congo governmental delegation to the Fifty-eighth Session of the United Nations Commission on Human Rights, Geneva, Switzerland.

Participation in seminars, workshops and colloquiums

- 3 May 2002: Participated in the Inaugural Seminar of the International Institute for Trade and Development on “the International Economic Agenda and Coherence of Finance, Trade, Investment, Technology and Development” at the Chulalongkorn University, Bangkok, Thailand.
- 19-22 October 1998: Participated in the workshop organized by the United Nations Department of Management, New York, Office of Human Resources Management, on “Job classification”, Arusha, Tanzania.
- 21-25 September 1998: Participated in the workshop organized by the United Nations Department of Management from New York, Office of Human Resources Management, on “Job description”, Arusha, Tanzania.

- 1-9 June 1998: Attended the Fifth Plenary Session of the judges of the ICTR, including those of the Appeals Chamber. During this plenary session, amendments to the principal legal texts regarding the organization, the functioning and the procedure of the Tribunal were discussed and adopted.
- 20-22 October 1997: Participated in a Seminar on International Humanitarian Law organized by the International Committee of the Red Cross (ICRC) for judges and Legal Officers of the ICTR, Arusha, Tanzania.
- 1-5 June 1997: Attended the Fourth Plenary Session of the Trial and Appeal Judges of the ICTR, Arusha, Tanzania. During this plenary session, amendments to the principal legal texts on the organization, the functioning as well as the procedure of the Tribunal were discussed and adopted.
- 1995-1996: Internship at the United Nations Centre for Human Rights, Geneva, Switzerland.
- October 1995: Participated in a Colloquium organized by the Law Faculty of the University of Geneva on “The United Nations and the International Humanitarian Law” on the occasion of the fiftieth anniversary of the United Nations, Geneva, Switzerland.
- August-October 1989: Internship in the field of human rights at the International Labour Organization (ILO), at the Centre for Human Rights of the United Nations and at the United Nations High Commission for Refugees, Geneva, Switzerland.
- August 1989: Internship at the International Committee of the Red Cross (ICRC) in the field of International Humanitarian Law and of Human Rights, Geneva, Switzerland.

Other training received

- September 1996: Advanced learning of English language at the Anglo World Centre, Oxford, United Kingdom.
- February-October 1982: Military special training (Brevet B Commando) at the Commando Training Centre (Centre d’Entraînement Commando) of Kota-Koli, Democratic Republic of the Congo.
- October 1975-July 1976: Ecclesiastical training at the Regional Major Seminary Saint Robert Bellarmine (Jesuit Fathers). Studies in Philosophy and Religion, Mayidi, Democratic Republic of the Congo.

Academic distinctions and awards

Academic distinctions

- 1996 Bellot Prize, Geneva: Medal, certificate and cash award for the best doctorate thesis of the University of Geneva in 1996, Geneva, Switzerland.
- 1993 Certificate of the Friends of Saint-Justin, Geneva, Switzerland.

Awards received

1. Award of Ernest and Lucie SCHMIDEINY Foundation, Geneva, Switzerland.
2. Fellowship of the “Oeuvre Saint-Justin” of Fribourg, 1990-1994, Fribourg, Switzerland.
3. Hans WILSDORF (Rolex Watches)’s Grant, 1992, Geneva, Switzerland.

Research

Academic work

1. “Death penalty in Zairian Criminal Law”, Bachelor’s degree paper, Kinshasa, 1979.
2. “Parental authority in Zairian Civil and Customary Law”, Master’s degree thesis, Kinshasa, 1982.
3. “Human Rights in the relationship between the European Economic Community (EEC) and the African, Caribbean and Pacific Countries (ACP)”, Advanced University degree thesis, Nancy, 1990.
4. “Armed Interventions in Iraq, Somalia and Liberia”, Advanced University degree thesis, Geneva, 1992.
5. “International Organisations, Armed Interventions and Human Rights”, Doctorate thesis, Geneva, 1995.

Selected publications

1. “The African Charter of Human and People’s Rights face to the Pluralist Democracy”, La Voix des Sans Voix, Le Trimestriel des Droits de l’Homme, avril-juin 1991, No.1, Vol.1, pp.101-112, Paris.
2. “De la légalité de la “zone de sécurité française” au Rwanda”, Afrique2000, Revue Africaine de politique internationale, Trimestriel, No. 18, juillet-août-septembre 1994, pp.19-26, Bruxelles.
3. “L’ONU face aux coups d’Etat militaires et aux Gouvernements non-démocratiques”, R.A.D.I.C., Tome 6, No.2, pp.209-234, London.
4. “Intervention armée de la C.E.D.E.A.O. au Liberia ; illégalité ou avancée juridique ?” R.A.D.I.C., juin 1995, Tome 7, No.2, pp.257-283, London.
5. “Index analytique”, in Les Nations Unies et le Droit international humanitaire, édité par Luigi Condorelli, Anne-Marie La Rosa et Sylvie Scherrer, Faculté de Droit, Geneva, 1995.
6. “Normes péremptoires du Droit international et Etat de droit en Afrique”, R.A.D.I.C., Tome 10, No.2, 1998, pp. 216-243, London.
7. Tribunal Pénal International pour le Rwanda, Recueil des Ordonnances, Décisions et Arrêts, 1995-1997, édité par Eric David, Pierre Klein et Anne-Marie La Rosa avec la collaboration de Jean-Pelé Fomete et Antoine Kesia-Mbe Mindua et l’assistance de Catherine Denis et Véronique Parque, sous les auspices du Centre de droit international de l’Université libre de Bruxelles, Bruylant, Bruxelles, 2000.
8. “The Immunity of Heads of State and Government in International Criminal Law”, Protecting Humanity, Essays in International Law and Policy in Honour of Navenethem Pillay, Edited by Chile Eboe-Osuji, Martinus Nijhoff Publishers, Leiden, Boston, 2010, pp. 729-748.

Organizational affiliations and membership

- | | |
|------------|--|
| 1981-1982: | Representative (Commissaire) of the Union of the Students of the University of Kinshasa; elected out of 9,000 members of the Assembly, Kinshasa. |
| 1990-1993: | President of the Inter-religious Association (Christians, Muslims, Jews, Buddhists, etc.) of Saint-Justin, Geneva. |
| 1990-2002: | Member of the International Committee for the Respect and the Application of the African Charter of Human and Peoples’ Rights (ICRAC), Paris and Geneva. |
| 1994-1998: | Member of the African Society of International and Comparative Law (ASICL), London. |

- 1995 - present: Life Member of the Academic Society of Geneva (Société Académique de Genève), Geneva.
- 1997- present: Member and prominent citizen of the Association of Congolese of Arusha, Arusha.
- 2010- present: Member of the General Assembly of the International Institute of Human Rights of Strasbourg, Strasbourg.

Knowledge of languages

Modern languages written and spoken: French, English, Lingala, Kikongo, Kinunu, Kiswahili

Dead language : Latin

* * *