

Eboe-Osuji, Chile (Nigeria)

[Original: English]

Personal

Name: Chile Eboe-Osuji
Date of birth: 2 September 1962
Nationality: Nigerian
Gender: Male

Professional affiliations

Called to the following Bars:

- (1) Nigeria - September 1986
- (2) Ontario (Canada) - February 1993
- (3) British Columbia (Canada) - November 1993

Member of the following Societies:

- (1) Law Society of Upper Canada
- (2) Advocates' Society of Ontario (Canada)
- (3) Canadian Council on International Law
- (4) American Society of International Law
- (5) British Institute of International Law
- (6) International Law Association

Professional experience

2008 - present Head of Chambers, United Nations, International Criminal Tribunal for Rwanda (Arusha, Tanzania).

Providing expert legal advice and other support to the Chambers of the ICTR as the principal legal officer in Chambers; supervise and coordinate the work of legal officers in Chambers; organise and supervise judgment drafting; oversee the effective organisation of judicial proceedings in liaison with the Registry of the Tribunal; etc.

2007 - 2008 Senior Appeals Counsel, Special Court for Sierra Leone (Freetown, Sierra Leone).

Represented the Prosecutor of the Special Court for Sierra Leone as a senior appeals counsel in prosecution appeals before the Appeals Chamber of the Court; drafted legal briefs, memorials, submissions and other legal documents; coordinating the work of a prosecution appeal team.

2006 - 2007 Lecturer, Faculty of Law, English Common Law Section, University of Ottawa, Ontario, Canada.

Taught international criminal law to students at the Faculty of Law of the University of Ottawa.

- 2005 - 2007
Barrister-at-Law, Borden Ladner Gervais LLP, Ottawa, Ontario, Canada.
- Argued cases in courts and administrative tribunals, drafted pleadings, legal briefs and other legal documents, conducted legal research and wrote legal opinions and research papers, etc.
- 2003 - 2005
Senior Legal Officer in Chambers, United Nations, International Criminal Tribunal for Rwanda (Arusha, Tanzania).
- Provided legal assistance to the judges in Trial Chamber II by way of research on criminal law and procedure in common law jurisdictions, Canadian criminal law and procedure, international criminal law and procedure, international humanitarian law, international human rights law, public international law and procedure; responsible for drafting of legal opinions, decisions and judgments for judges of an ICTR Trial Chamber, supervising other legal officers to the judges in their research and writing for the judges; etc.
- 2000 - 2003
Senior Trial Attorney/Lead Prosecution Counsel, United Nations, International Criminal Tribunal for Rwanda (Arusha, Tanzania).
- Represented the Prosecutor of the Tribunal as a trial team leader in the prosecution of the cases of Bagosora, Nsengiyumva, Kabiligi and Ntabakuze and the Semanza case; drafted legal briefs, memorials, submissions and other legal documents; supervising a trial team.
- 1999 - 2000
Head Legal Officer in the Appeals Chamber, United Nations, International Criminal Tribunal for Rwanda (The Hague, the Netherlands).
- Provided legal assistance to the Appeals judges by way of research on criminal law and procedure in common law jurisdictions, Canadian criminal law and procedure, international criminal law and procedure, international humanitarian law, international human rights law, public international law and procedure; responsible for drafting legal opinions, decisions and judgments for judges of the ICTR Appeals Chamber, supervised other legal officers to the judges in their research and writing for the judges; etc.
- February - September 1999
Prosecution Counsel/Assistant Trial Attorney, United Nations, International Criminal Tribunal for Rwanda (Arusha, Tanzania).
- Represented the United Nations in its prosecution, before the ICTR, of war crimes, crimes against peace, crimes against humanity, and other international crimes committed by Rwandans in Rwanda and in neighbouring States during 1994.
- 1997 - February 1999
Prosecution Counsel/Assistant Trial Attorney, United Nations, International Criminal Tribunal for Rwanda (Kigali, Rwanda).
- Represented the Prosecutor of the Tribunal in her prosecution, before the ICTR, of genocide, war crimes, crimes against humanity, and other international crimes committed by Rwandans in Rwanda and in neighbouring States during 1994.

- 1996 - 1997
Barrister-at-Law, Eboe-Osuji & Adetunji (Barristers & Solicitors), Toronto, Canada.

Argued various cases at all levels of courts of Ontario, Canada, the Federal Court of Canada and the Supreme Court of Canada; drafted pleadings, legal briefs and other legal documents.
- 1994 - 1995
Barrister-at-Law, Robinson-Hinkson, Toronto, Canada.

Argued various cases at all levels of courts of Ontario, Canada, drafted pleadings, legal briefs and other legal documents.
- 1993 - 1994
Barrister-at-Law, Russell & DuMoulin (Barristers & Solicitors), Vancouver, Canada.

Argued cases in court, drafted pleadings, legal briefs and other legal documents.
- February - November 1993
Clerk-at-Law/Barrister-at-Law, Russell & DuMoulin (Barristers & Solicitors), Vancouver, Canada.

Argued cases before the Federal Court of Canada, British Columbia Small Claims Courts and Tribunals, drafted pleadings, legal briefs and other legal documents, conducted legal research and wrote legal opinions and research papers, etc.
- 1991 - 1992
Clerk-at-Law, Scott & Aylen (Barristers & Solicitors), Ottawa, Canada.

Argued cases in Small Claims Courts and Administrative Tribunals, drafted pleadings, legal briefs and other legal documents, conducted legal research and wrote legal opinions and research papers, etc.
- 1989 - 1991
Law researcher, Centre for Research in Air and Space Law, McGill University, Montreal, Canada.

Conducted legal research, wrote legal research papers, conference legal papers, etc.
- 1988 - 1989
Law researcher (freelance), Montreal, Canada.

Conducted legal research and provided Canadian and international legal instruments to asylum seekers.
- 1986 - 1988
Barrister and Solicitor, Ugochuku & Co. (Barristers & Solicitors), Port Harcourt, Nigeria.

Argued cases in court, drafted pleadings, legal briefs, agreements, leases, mortgages and other legal documents.
- 1985 - 1986
Clerk-at-Law, Ahamba & Associates (Barristers & Solicitors), Owerri, Nigeria.

Drafted pleadings, legal briefs and other legal documents, conducted legal research and wrote legal opinions and research papers, etc.

Education

Advanced law degrees

1989 - 1991 Master of Laws (LL.M) degree.
McGill University, Montreal, Canada.
Award: first prize, 1990 Essay Contest
 McGill's Graduate Programme in Air and Space Law

Academic law degrees

1989 - 1991 Canadian Bachelor of Laws (LL.B) equivalency.
[Certificate of Qualification]
McGill University (Faculty of Law)/Joint Committee on Accreditation
of the Federation of Canadian Law Societies.

1981 - 1985 Bachelor of Laws (LL.B) (Honours) degree.
University of Calabar, Calabar, Nigeria.

Professional law degrees/certificates

February - April Barrister-at-Law degree (professional legal training course).
1993 The Law Society of British Columbia, Vancouver, Canada.

May - June 1991 Barrister-at-Law degree (bar admission course).
September - The Law Society of Upper Canada (Ontario), Ottawa, Canada.
December 1992

1985 - 1986 Barrister-at-Law certificate, the Nigerian Law School.
The Nigerian Council of Legal Education.

A summary of notable professional accomplishments

- Senior appeals counsel in *Prosecutor v. Brima et al*, Special Court for Sierra Leone.
- Senior appeals counsel in *Prosecutor v. Fofana et al*, Special Court for Sierra Leone.
- Lead prosecution counsel in *Prosecutor v. Semanza* (No ICTR-97-20-T), International Criminal Tribunal for Rwanda, judgment dated 15 May 2003. [At the end of the trial, Laurent Semanza (mayor of Bicumbi, Rwanda) was convicted of complicity in genocide, extermination as a crime against humanity, two counts of murder as a crime against humanity, rape as a crime against humanity, and torture as a crime against humanity].
- Interim lead counsel in *Prosecutor v. Bagosora, Nsengiyumva, Kabiligi and Ntabakuze* (No ICTR-98-48-T). My role in the case included preparing the case, making the opening statement, and leading the first expert witness in examination-in-chief [<http://65.18.216.88/ENGLISH/PRESSREL/2002/312chile&delponte.htm>].
- Lead counsel in *Cummings v. Budget Rent-A-Car and Zurich Ins Co* (1996), 29 OR (3rd) 1, 136 DLR (4th) 330 (Ontario Court of Appeal, application for leave to appeal dismissed by the Supreme Court of Canada (1997), 31 OR (3^d) I) - a land mark case in Canadian car insurance law: successfully tested proposition that an insurer has a duty to defend qualified young drivers whose class had been excluded rented car by the car rental company.

- Lead counsel in *Ferrel & ors v. A-G (Ontario)* [‘the Employment Equity Case’] - a landmark case in Canadian constitutional right to equality: testing the proposition that the repeal of Ontario’s employment equity laws is unconstitutional and does involve a constitutionally reviewable governmental action.
- Successful defence in Nigeria of three men accused of a capital punishment offence.

Select publications, speeches and researches

Select articles

- “Rape as Genocide: Some Questions Arising”, (2007) 9 *Journal of Genocide Research*, pp. 251-273.
- “The Role of the Security Council in Prosecuting the Crime of Aggression: an African Perspective”, (2007) 34 *The Monitor-Journal of the Coalition for the International Criminal Court*, p. 8.
- “Superior or Command Responsibility – A Doubtful Theory of Criminal Responsibility at the Ad Hoc Tribunals”, in: Deceaux et al, *From Human Rights to International Criminal Law* [The Hague: Brill, 2007], p. 105.
- “International Law, Mercenary Activities and Conflict Prevention in Africa”, [Co-author: Adama Dieng] in: Deceaux et al, *From Human Rights to International Criminal Law* [The Hague: Brill, 2007], p. 617.
- “‘Vague’ Indictments and Justice at the International Criminal Tribunals: Learning from the World of Common Law”, in: C.P.M. Waters (ed.), *British and Canadian Perspectives on International Law* [The Hague: Brill, 2006], p. 105.
- “Rape and superior responsibility in international law” [http://www.icc-cpi.int/library/organs/otp/050620_Chile_presentation.pdf].
- “Murder as a Crime against Humanity at the Ad Hoc Tribunals: Reconciling Differing Languages”, (2005) *Canadian Yearbook of International Law*, p. 145.
- “Genocide, Justice and the Forensic Sensibilities of the International Committee of the Red Cross”, *Chinese Journal of International Law* (2006) Vol. 5, No. 1, p. 149.
- “Crimes Against Humanity: from *Finta* to *Mugesera*” or “In Sync at Last: Canadian Law and International Law of Crimes Against Humanity”, Canadian Council on International Law website (November 2005)
http://www.ccil-ccdi.ca/index.php?option=com_content&task=view&id=124&Itemid=76
- “The World Our Stage: Practice at the Bar of International Law”, *The Advocates’ Society Journal* (summer 2005), pp. 14-16.
- “Complicity in Genocide vs. Aiding and Abetting Genocide: Construing the Difference in ICTR and ICTY Statutes”, (2005) 3 *Journal of International Criminal Justice*, p.56-81.
- “Kleptocracy: a desired subject of international criminal law that is in dire need of prosecution by universal jurisdiction”, *African Perspectives on International Criminal Justice* (2005), p. 121.

- “Crimes against Humanity: the End of Im[m/p]unity in a New Order of International Criminal Law”, *AFLA Quarterly* (October - December 1999), p. 15.
- “The Jurisdiction to Prosecute Foreigners for Crimes Against Humanity Committed Abroad”, *AFLA Quarterly* (April - June 2000), p. 12 [Co-author: Suzanne Schairer].
- “World War against Aviation Terrorism ... the Role of Canada”, in: Matte (ed.), *Arms Control and Disarmament in Outer Space: Towards a New Order of Survival*, Vol. IV, p. 59.
- “The Duty to Defend an Unnamed Insured - Even the Fourth Generation Driver”, (1996) 14 *Canadian Journal of Insurance Law*, p. 65.
- “Repeal of the Ontario Employment Equity Laws: A Lesson in Denial of Equal Protection of the Laws”, in: Agocs, *Workplace Equality: International Perspectives on Legislation, Policy and Practice* (2002), p. 109 [Co-author: Elizabeth McIsaac].
- “State Immunity, State Atrocities, and Civil Justice in the Modern Era of International Law” [pending publication in the *Canadian Yearbook of International Law*].
- “Torture, Terrorism, and Civil Suits against Foreign States in Canadian Courts”, *Law Times* 9 October 2007.
- “Responsibility of States for Genocide Crimes”, *Law Times* 17 May 2007.
- “Another Look at the *Mens Rea* of the War Crime of Terrorism” [pending publication].
- “‘Grave Breaches’ as War Crimes: Much Ado About ... ‘Serious Violations’” [pending publication].
- “Defining and Analyzing Rape in International Criminal Law: an Unsettled Tug-of-War?” [pending publication].
- “Forced Marriage: an International Crime?” [pending publication].
- “Crimes against Humanity: Civilians as Deliberate Targets of Attacks” [pending publication].
- “Burning as a Mode of the War Crime of Pillage” [pending publication].
- “Interlocutory Appeals at The International Criminal Tribunal for Rwanda” [pending publication].
- “Curbing War through Law: a teleological approach to international criminal justice” [pending publication].

Theses

- *Aviation Incidents and the Earth-based Victims: a Review of Anglo-Canadian Tort Law* [Montreal: McGill LL M Thesis, 1991] v. 203 pp. ISBN: 0315744812.

Book manuscripts

- “*Sexual Violence against Women, Armed Conflicts and International Law*”.

- *“International Criminal Law: an Inside View of an Edifice under Construction”*.
- *“Spirit of Sankey - Commentary on Aspects of Canadian Constitutional Law”*.

Legal research experience

- Very extensive - over 500 academic legal and professional legal research papers.

Speeches and lectures invitations

- Nigerian Bar Association, 2007 Annual Conference, Ilorin, Nigeria, 28 August 2007 [Paper presented: “Ensuring Legally Responsible Development”].
- International Law Association, 2006 Biennial Conference, Toronto, Canada, 7 June 2006 [Paper presented: “Rethinking Superior Responsibility for Rape of Women during Armed Conflicts”].
- Canadian Lawyers Abroad, University of Ottawa Chapter, Conference on Staying the Hand of Vengeance: Prosecuting International Crimes, Ottawa, Canada, 10 March 2006 [Keynote speech: “Empathy in Genocide Trials - The Death of Numbers”].
- McGill University Law Faculty, Centre for Human Rights and Legal Pluralism, Conference on Hybrid Courts in Context, Montréal, Canada, 17 February 2006 [Moderated discussion on the Contribution of Hybrid Courts to Post-Conflict Reconciliation].
- Canadian Council on International Law, 2005 Annual Conference, Ottawa, Canada, 27 October 2005 [Paper presented: “Definition and Analysis of Rape in International Criminal Law - A Continuing Tug-of-War?”].
- International Committee of the Red Cross, International Conference on “Customary International Humanitarian Law: Challenges, Practices and Debates”, Montréal, Canada, 30 September 2005 [Paper presented: “Customary International Law in the Proceedings of the International Criminal Tribunals for Rwanda and the former Yugoslavia”].
- British Association of Canadian Studies, Legal Studies Group, Canada-UK Perspectives on Public International, London, England, 24 June 2005 [Paper presented: ““Vague” Indictments and Justice at the International Criminal Tribunals: Learning from the World of Common Law”].
- International Criminal Court, OTP Guest Lecture Series, The Hague, The Netherlands, 20 June 2005 [Paper presented: “Rape and superior responsibility in international law”, at: <www.icc-cpi.int/otp/otp_guest_lecturer&id=30.html>].
- Advocates’ Society of Ontario, Fall Convention, Scottsdale, Arizona, 19-20 November 2004 [Paper presented: “The Practice of International Law in a Changing World: a Canadian Perspective”].
- The Yukon College, Maddison Chair Lecture, Whitehorse, The Yukon Territory, 22 November 2004 [Paper presented: “Contributions of the International Criminal Tribunal for Rwanda to the Development of International Law of War Crimes”].
- United Nations High Commission for Human Rights, Experts Meeting on the Sierra Leone Independent Special Court and the Sierra Leone Truth and Reconciliation Commission, New York, 19-22 December 2001.

- Africa Legal Aid, Experts Meeting on African Perspectives on Universal Jurisdiction for International Crimes, Arusha, Tanzania, November 2002.
- Africa Legal Aid, Experts Meeting on African Perspectives on Universal Jurisdiction for International Crimes, Cairo, Egypt, 30-31 July 2001 [Paper presented: “Kleptocracy: A Viable Candidate for International Criminal Law, in Dire Need of Prosecution by Universal Jurisdiction”].
- Harvard University Black Students Association, Conference on Affirmative Action, 7-8 February 1997 [Title of speech: “Equality, Democracy and the Politics of Self Interest”].
- University of Western Ontario Law Faculty, 12 March 1997 [Title of lecture: “A Principle of Duty - the State and the Elimination of Unconstitutional Discrimination”].
- Canadian Association of Black Lawyers, 29 June 1997 [Title of speech: “Justiciability of the Constitutional Challenge against the Repeal of the Employment Equity Laws of Ontario”].

Languages

Primary language: English

Mother tongue: Ibo

Other language: Advanced level French
