

# Nsereko, Daniel David Ntanda (Uganda)

[Original: English]

## Curriculum Vitae

### 1. PERSONAL DATA

- ◆ **Address:** Special Tribunal for Lebanon  
Dokter van der Stamstraat 1  
2265 BC Leidschendam  
The Netherlands
- ◆ **Nationality:** Ugandan
- ◆ **Gender:** Male
- ◆ **Marital Status:** Married

### II. EDUCATION

- 1973-75 *Doctor of Juridical Science (J.S.D.)*, New York University School of Law, New York, New York, U.S.A.
- 1971 *Master of Laws (LL.M)*, New York University School of Law  
New York, New York, U.S.A.
- 1972 *Certificate in International Law*, Hague Academy.
- 1970 *Master of Comparative Jurisprudence (M.C.J.)*, Howard University  
School of Law, Washington, D. C. , U.S.A.
- 1968 *Bachelor of Laws (LL.B)*, University of East Africa  
Dar Es Salaam, Tanzania.

### Professional Qualifications:

- 1972 - present **Advocate**, High Court of Uganda.
- 2007 **List of Counsel** and eligible for appointment to represent accused or victims before the **International Criminal Court**.

### III. WORK EXPERIENCE

#### Work History:

March 2012- Present **Judge, Appeals Chamber, Special Tribunal for Lebanon, The Hague, The Netherlands.**

2009 – 2010 **President, Appeals Division, International Criminal Court, The Hague, The Netherlands.**

2008 – March 2012 The Hague, The Netherlands  
**Judge of the International Criminal Court, The Hague, Netherlands**  
 (Trial Division, January – July 2008; August 2008 – March 2012, Appeals Division)

Acted as Presiding Judge in the following appeals:

- (1) *Situation in Darfur, Sudan, Prosecutor v. Abdallah Banda Abakaer Nourain & Saleh Mohammed Jerboa Jamaus*, Appeal against Trial Chamber IV's "Decision on the Prosecution's Application for Leave to Appeal the 'Reasons for the Order on translation of witness statements (ICC-02/05-03/09-199) and additional instructions on translation";
- (2) *Situation in the Republic of Kenya*, Appeal of the Government of Kenya against the "Decision on the Request for Assistance Submitted on Behalf of the Government of the Republic of Kenya Pursuant to Article 93(10) of the Statute and Rule 194 of the Rule of Procedure and Evidence", 4 July 2011;
- (3) *Prosecutor v. Ruto et al.* and *Prosecutor v. Mathaura et al.* , Appeal of the Government of Kenya against the Decision on the Application by the Government of Kenya Challenging the Admissibility of the Case Pursuant to Article 19(2)(b) of the Statute, 20 June 2011;
- (4) *Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui*: Appeal against the "Decision on the Motion for the Defence for Germain Katanga for a Declaration on Unlawful Detention and Stay of Proceedings" 12 July 2010;
- (5) *Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui*: Appeal of Mr. Katanga against the "Oral Decision of the Trial Chamber II of 12 June 2009 on the Admissibility of the Case", 25 September 2009;

(6) *Prosecutor v. Joseph Kony* : Appeal of the Defence against the “Decision on the admissibility of the Case Under article 19 (1) of the Statute”, 16 September 2009.

- 96 - 2007                    **Professor of Law**, University of Botswana, Gaborone
- 1992 - 96                    **Associate Professor of Law**, University of Botswana
- 1984 - 92                    **Senior Lecturer in Law**, University of Botswana
- 1993 - 94                    **Walter S. Owen Visiting Professor of Law**,  
University of British Columbia, Faculty of Law, Vancouver, Canada.
- 1983                         **Social Affairs Officer**, United Nations Centre for  
Development and Humanitarian Affairs, New York, New York,  
U.S.A.
- 1983 - 84                    **Expert Consultant**, Crime Prevention and Criminal  
Justice Branch of the United Nations Centre for Social Development  
and Humanitarian Affairs, New York, New York, U.S.A.
- 1978 - 82                    **Full - time Private Law Practice**, Kampala, Uganda
- 1975 - 78                    **Senior Lecturer in Law, Makerere University**, Kampala, Uganda
- 1971 - 75                    **Lecturer in Law**, Makerere University
- 1968                         **Pupil Advocate** with Kiwanuka & Co., Advocates, Kampala, Uganda.

#### IV. PROFESSIONAL ACTIVITIES

##### **Law Practice:**

1972 - 2007                    Private law practitioner (initially on a part-time basis 1972 - 76 and full time 1976-82); represented clients in criminal and civil cases in Magistrates’ Courts, High Court, and the Court of Appeal. Some of the cases resulted in precedent - setting decisions; 2003 – 07 was attached as a consultant to the law firm of *Ssendege, Senyondo & Co.*, Advocates and Solicitors, in Kampala, Uganda.

##### **Trial Observer:**

1996                         Served as an Amnesty International **Trial Observer** to Ethiopia; duties included observing a criminal trial of over 50 defendants of the former Government of Ethiopia charged with genocide and crimes against humanity; writing a comprehensive confidential report on the trial in the context of international human rights standards.

1990 Served as an Amnesty International **Trial Observer** to Swaziland; duties included observing a criminal trial of about 10 defendants charged with offences of a political character; writing a comprehensive confidential report in the context of international human rights standards.

#### **Special Missions:**

1998 Served as **Head of an Amnesty International Delegation** to Lesotho to investigate allegations of human rights and humanitarian law violations and inspecting prison conditions following the South African and Botswana military intervention into that country.

1991 Served on a **two-person Amnesty International Mission** to Swaziland to investigate allegations of human rights abuses and to inspect prison conditions. Authored the mission's report.

#### **Expert/Consultant:**

2007 At the request of Minority Rights Group International, wrote an **expert legal opinion** in a case that was pending before the African Commission on Human and Peoples' Rights.

2007 Participated as **expert** at the Resumed 5th Session of the Assembly of States Parties to the Rome Statute of the International Criminal Court, at New York, 29 January – 2 February 2007, dealing with crime of aggression as part of the International NGO Coalition for the ICC.

2006 Participated as **expert** at the Inter-Sessional Meeting of the Special Working Group on the Crime of Aggression of the Assembly of States Parties to the Rome Statute of the International Criminal Court, at Princeton, New Jersey, June 2005, as part of the NGO Coalition for the ICC.

2005 Served as **Legal Advisor to the Uganda Government Delegation** to the second Inter-Sessional Meeting of the Special Working Group on the Crime of Aggression of the Assembly of States Parties to the Rome Statute of the International Criminal Court, at Princeton University, New Jersey, 11 – 13 June 2005.

2004 At the request of the Chief Prosecutor of the International Criminal Court, wrote an **expert legal opinion** on the interpretation and scope of certain provisions of the Rome Statute of the International Criminal Court.

- 2004 Served as **Legal Advisor to the Uganda Government Delegation** to the Inter-Sessional Meeting of the Special Working Group on the Crime of Aggression of the Assembly of States Parties to the Rome Statute of the International Criminal Court, Princeton University, New Jersey, 21 - 23 June 2004.
- 2004 Participated in the Roundtable of African Experts on the Transitional Codes for Post-Conflict Criminal Justice Project, organised by the United States Institute of Peace and the Irish Centre for Human Rights of the National University of Ireland, Galway, Abuja, Nigeria, 7 – 8 June 2004.
- 2002 Served as **Member of the Uganda Government Delegation** to the first session of the Assembly of States Parties to the Statute of the International Criminal Court, New York, 3 to 11 September 2002.
- 2002 Participated as **an expert** at the 9<sup>th</sup> session of the Preparatory Commission for the International Criminal Court, New York, 8 – 19 April 2002 as part of the NGO Coalition for the International Criminal Court and served as co-leader of the Coalition’s team on the Crime of Aggression.
- 2001 Participated as an **expert** at the 8<sup>th</sup> session of the Preparatory Commission for the International Criminal Court, New York, 24 September – 5 October 2001 as part of the NGO Coalition for the International Criminal Court and served as co-leader of the Coalition’s team on the Crime of Aggression.
- 2000 Participated as an **expert** at the 5<sup>th</sup>, 6<sup>th</sup> and 7<sup>th</sup> session (June/July and December 2000) meetings of the Preparatory Commission for the International Criminal Court as member of the NGO Coalition for the International Criminal Court.
- 1999 Acted as **an expert consultant** to the International Criminal Tribunal for Rwanda (ICTR): wrote a legal opinion for the Tribunal on some complex legal issues in a case before the Tribunal.
- 1998 Participated as an **expert** in the Diplomatic Conference of Plenipotentiaries for the Establishment of an International Criminal Court on the invitation of the NGO Coalition for the Establishment of an international Criminal Court, Rome, Italy, 15 June to July 1998.
- 1997 Participated as an **expert** in the August and December meetings of the UN Preparatory Committee for the Establishment of an International Criminal Court at New York as a member of the NGO Coalition for the Establishment of an International Criminal Court.

- 1995 Participated in and **was elected rapporteur** for an **Expert Group Meeting** on "Victims of crime and Abuse of Power in the International Setting", convened by the United Nations Crime Prevention and Criminal Justice Branch at Vienna Austria. The Committee drew up a comprehensive plan of action for the prevention of victimisation, protection and assistance for victims of crime and abuse of power, in pursuance of the United Nations Declaration on Victims of Crime.
- 1995 Served on the **Committee of Experts** to review and propose amendments to the Draft Statute of the International Criminal Court. The Association Internationale De Droit Pénal and the Max Planck Institute for Foreign and International Penal Law set up the Committee.
- 1985 Served as **Expert Consultant** for the UN on a Project on the Preparation for Plans for Reform of the Criminal Justice System for Namibia, Rome, Italy.
- 1985 Served as **Expert Consultant** for United Nations Congresses for the Prevention of Crime and Treatment of Offenders, at Milan, Italy (1985), and Caracas, Venezuela (1980); and at regional and inter-regional preparatory meetings at The Hague, The Netherlands (1980), Addis Ababa, Ethiopia (1978) and Lusaka, Zambia (1975).
- 1984 Served as **Expert Consultant** for the Crime Prevention and Criminal Justice Branch of the United Nations Centre for Social Development and Humanitarian Affairs and participated in the drafting of the United Nations Declaration for the Rights of Victims of Crime.

#### **Resource Person/Guest Lecturer**

- 2011 Delivered a talk on "Calling African Female Lawyers" as a part of a campaign spearheaded by the Office of the ICC Registrar, at the Imperial Resort Beach Hotel, Entebbe, Uganda, 6 May 2011.
- Delivered a lecture on "The ICC: An Overview of the basic features and recent developments" at the Kwazulu Natal University Faculty of Law, Durban, South Africa, 10 May 2011.
- 2010 Presented a paper on "New Perspectives after the Kampala Review Conference and African Issues" at the 12<sup>th</sup> Salzburg Law School on International Criminal Law, Humanitarian Law and Human Rights, at Salzburg, Austria 12-20 August 2010.
- Chaired a panel discussion on "The Post-colonial African State and Impunity" at a conference on Africa and the future of the International Criminal Justice at the Witswaterand School of Law, Johannesburg, South Africa, 14-16 July 2010.

Participated on a panel discussion on “Crimes against Humanity and State Responsibility to Prevent” at a conference on Forging Convention on Crimes against Humanity, convened by the Washington University Law School, Whitney R. Harris World Law Institute at the Brookings Institute, Washington DC, 11-12 March 2011.

2009 Presented a paper on “Children in armed conflict and the International Criminal Court” at the 10<sup>th</sup> International Conference of the Chief Justices of the World, Lucknow, India, 11-14 December 2009.

Delivered a paper on “Africa and the ICC” at a workshop for Members of Parliament, organised by Parliamentarians for Global Action, Kampala, Uganda, 30 June 2009.

Delivered a lecture on “Basic Features of the International Criminal Court” at a course for Judges and Prosecutors from Jordan, organised by the Hague Forum for Judicial Expertise, The Hague 22 April 2009.

Presented a paper on “The ICC Six Years On” at the Future of International Criminal Justice Conference, convened by West Point Centre for the Rule of Law, Department of Law, United States Military Academy, West Point, New York, 15-17 April 2009.

2008 Presented a paper on “The Rights of Children and the International Criminal Court” at the 9<sup>th</sup> International Conference of Chief Justices of the World, Lucknow, India 15 December 2008.

Presented a paper on “Trial Proceedings at the International Criminal Court” at the International Conference on the ICC organized by the Supreme Court of the Philippines Judicial Academy in partnership with the Italian Embassy in Manila, the Philippines, 25-26 September 2008.

2006 Served as resource person at a seminar organized by the Mozambican Bar Association under the sponsorship of the Friedrich Ebert Foundation on “The International Criminal Court: a Court for the Future” at Maputo, Mozambique 9 March 2006 and presented a paper on “The International Criminal Court: Botswana’s Experience.”

2005 Served as **guest lecturer** and delivered lectures on “The Relationships between the International Criminal Court and the UN Security Council” at the 7<sup>th</sup> session of the Salzburg Law School, Salzburg, Austria, 8 – 10 August 2005.

- 2004 Served as **guest lecturer** and delivered a lecture on the Crime Genocide at the International Criminal Court Training Course for African Government Officials organised by the University of Nottingham and the University of Cape Town, Cape Town, South Africa, 28 June to 3 July 2004.
- 2003 Served as **guest lecturer** and delivered a lecture on “Prosecutorial Discretion before National and International Tribunals” in a series of Guest Lectures at the Office of the Prosecutor of the International Criminal Court, The Hague, Netherlands, 19 December 2003. See website: [http://www.icc-cpi/otp/lecturers\\_dn.html](http://www.icc-cpi/otp/lecturers_dn.html)
- 2002 Served as **guest lecturer** to LLM students of the Law Department, *Universita degli Studi di Teramo*, Italy, 25 February – 1 March 2000. Delivered lectures on the status of the individual under International Law, the Use of force under the UN Charter and on the Crimes of Genocide and Aggression.
- 2001 Served as guest lecturer to LLM students of the Faculty of Law, University of Cape Town, South Africa, August 2001. Delivered lectures on the crimes of aggression and genocide.
- 2000 Served as **resource person** at a Workshop for Women of Africa on Gender Justice & the International Criminal Court organised by the Women’s Caucus for Gender Justice in collaboration with the Law, Race and Gender Research Unit of the University of Cape Town, Cape Town South Africa, 24 – 26 August 2000.
- 2000 Served as **guest lecturer** at the Salzburg School of International Criminal Law, Salzburg, Austria, and August 2002. Delivered lectures on the Crimes of Aggression and Genocide as well as on the International criminal Tribunal for Rwanda.
- 1999 Served as **scientific director** for the Gaborone School for International Criminal Jurisdictions, Gaborone, Botswana (October 1999).
- 1999 Served as guest lecturer at the Salzburg School of International Law, Salzburg, Austria. Delivered lectures on the Crime of Genocide.
- 1999 Served as **Resource Person** at a SARPCCO Training Course for Police Trainers organized by the UN High Commissioner for Human Rights, at Gaborone, Botswana.

### Memberships

- 2006 - 2008 Member, Advisory Committee, *War Crimes Research Office*, American University, Washington, DC.

- 2006 Member, International Advisory Board of the *International Doctorate School of Excellence*, University of Cologne, Germany.
- 2005 - present Member, Editorial Board of the *University of Botswana Law Journal*.
- 2004 - present Member, *East African Law Society*.
- 1972 - present Member, *Uganda Law Society*.
- 1988 - present Member of the Board of the *International Society for the Reform of Criminal Law*.
- 1990 - present Member of the Editorial Board of the *Criminal Law Forum: an International Journal*.
- 1986 - 1990 Member of the Editorial Board of the Journal *Violence, Aggression and Terrorism*.
- 1985 - present Member of the Editorial Council of the *Journal Church and State*
- 1975 - 1980 Member of the Executive Committee of the *Uganda Red Cross Society*.
- 1975 - 1980 Member of the Law Council (Executive Committee) of the *Uganda Law Society*.

## V. ACADEMIC ACTIVITIES

### Courses Taught

- 1984 - 2007 *University of Botswana*, Botswana:  
Public International Law, International Criminal Law, International Human Rights Law, Criminal Law, Criminal Procedure, Evidence, Constitutional Law, Administrative Law, and Legal Ethics.
- 1993 - 1994 *University of British Columbia*, Vancouver, Canada:  
International Law of Human Rights.
- 1971- 1978 *Makerere University*, Uganda:  
Public International Law, Criminal Procedure, Civil Procedure, Evidence, Family Law, and Law of Business Associations.

### Academic Leadership

- 1985 - 1993 Served as **Head Department of Law**, University of Botswana.

**External Examiner** (As external examiner I act as “watch dog” for the appointing universities over academic standards; I approve examinations; I check examination scripts; and examine theses and dissertations)

2003 - 2006 University of Swaziland, Kwaluseni, Swaziland  
 1998 - 2002 University of Dar Es Salaam, Tanzania.  
 1993 University of Swaziland, Kwaluseni, Swaziland.  
 1992 - 1993 National University of Lesotho, Roma, Lesotho.  
 1991 - 1993 University of Zambia, Lusaka, Zambia.  
 1987 - 1990 University of Nairobi, Nairobi, Kenya.

### **External Assessor**

2010 - 2011 Served on the Doctorate Committee, **University of Amsterdam**, tasked with assessing the quality of a thesis submitted for the award of the Degree of Doctor of Laws.

2000 Served as external assessor for the **University of Dar Es Salaam**: read and wrote detailed assessment of publications of candidates for promotion to the rank of associate professor and full professor.

1994 Served as external assessor for the **University of Lagos**, Akoka, Yaba, Nigeria; read and wrote detailed assessment of the publications for the candidate for promotion to the rank of associate professor.

### **Journal Refereeing**

2004 Refereed article submitted to **South African Law Journal** and advised on its publishable quality.

2000 Refereed article submitted to the **Melbourne Journal of International Law** and advised on its publishable quality.

## **VI. PUBLICATIONS**

### **Books:**

- (i) *Criminal Law in Botswana* (Wolters Kluwer, Deventer, The Netherlands, 2011) – ISBN 9789-041-136-213 [369 pages]
- (ii) With K. Solo, *Legal Ethics in Botswana: Cases and Materials* (University of Botswana, Department of Law, Private Bag 0022 Gaborone. 2004). ISBN No. 99912-949-5-3) [448 pages]

- (iii) ***Constitutional Law in Botswana*** (in the INTERNATIONAL ENCYCLOPAEDIA OF LAWS (Kluwer International Publishers, Deventer, The Netherlands. 2002. ISBN 90 6544 9442 and ISBN 90K 330 022X). Republished by Pula Press, Gaborone, Botswana , 2002. ISBN 999 61 97 4 [323 pages]
- (iv) ***Twejjukanye Oluganda [Luganda Language Grammer]*** (University of Botswana 2001) ISBN 99912-950-0-3 [150 pages]
- (v) ***Criminal Procedure in Botswana: Cases and Materials (3<sup>rd</sup>ed.)*** (Pula Press, Gaborone.2002. ISBN 99912-61-61-3). [506 pages]
- (vi) ***Criminal Law and Procedure in Uganda*** (in the INTERNATIONAL ENCYCLOPAEDIA OF LAWS, Prof. Dr. L. Dupont and Prof. Dr. C. Fijnaut of Leuven University, (eds.), (Kluwer Law International Publishers, Deventer, The Netherlands. 1996. ISBN 900 T 337 0085). [329 pages]
- (vii) ***Eddembe Lyaffe*** [a treatise written in the Luganda language, literally meaning "Our Rights"; it discusses various aspects of human rights and has four appendices which are translations of key UN human rights instruments], (Nabinene Emporium Ltd., P.O. Box 3675 Kampala, Uganda. 1995). Published with the assistance of the Danish Agency for International Development (DANIDA). [201 pages]
- (viii) ***English - Luganda Law Dictionary*** (University of Botswana. 1993 ISBN 99912-0-082-7). (Indexed in *The African Book Publishing Record*, West Sussex, England, 1994). [149 pages]
- (ix) ***Antigone: a Greek Play by Sophocles*** (a translation into the Luganda Language. Marianum Press, Kampala,Uganda. 1989). [63 pages]

#### **Mimeographs:**

- (i) ***The International Protection of Refugees*** (Doctoral dissertation submitted to New York University School of Law, 1975). [379 pages]
- (ii) ***Police Powers and the Rights of the Individual in Uganda*** (Makerere University - Kampala, Uganda 1973). [134 pages]

#### **Chapters in Books:**

- (i) “The International Criminal Court and Africa,” in Manisuli Ssenyonjo. (ed.) ***African regional Human Rights System: Thirty Years after the Adoption of the African Charter on Human and Peoples’ Rights*** (Koninklijke Brill NV, Leiden, 2011)

- (ii) “Cooperation with the Court in Matters of Arrest and Surrender of Indicted Fugitives: Lessons from the ad hoc Tribunals and National Jurisdictions,” in Jose Doria, Hans-Peter Gasser and M. Cherif Bassiouni, *The Legal Regime of the International Criminal Court: Essays in (eds) Honour of Professor Igor Blishshenko*, (Martinus Nijhoff Publishers, 2009) ISBN 978 90-041630-89 [at pp.975-999]
- (iii) “Sentencing at the International Criminal Tribunal for the former Yugoslavia” in Andre Klip and Goran Sluiter (eds), *Annotated Leading Cases of International Criminal Tribunals: The International Criminal Tribunal for Yugoslavia*, Vol. XV (Intersentia, Antwerp, 2008) ISBN 978-90-5095-794-6 [at pp.723-730]
- (iv) “Participation in Crime in Botswana” in Ulrich Sieber (ed.) *Participation in Crime: Criminal Liability of Leaders of Criminal Groups and Networks – A Comparative Analysis* (Max Planck Institute for Foreign and International Criminal Law, Freiberg.,2007).
- (v) “Expeditious Trial” in Andre Klip and Goran Sluiter (eds), *Annotated Leading Cases of International Criminal Tribunals: The Special Court for Sierra Leone*, Vol 9 (Intersentia, Antwerp, 2006. ISBN 90-5095.[at pp. 690-697]
- (vi) “Right to Counsel” in Andre Klip and Goran Sluiter (eds), *Annotated Leading Cases of International Criminal Tribunals: The International Criminal Tribunal for Yugoslavia*, Vol. 8 (Intersentia, Antwerp, 2005. ISBN 90-5095-397-2).[at pp. 375-386]
- (vii) “Forcible Transfer of Children” in Shelton, Dinah (ed.) *Encyclopaedia of Genocide and Crimes Against Humanity*, 3 vols. (Detroit, Mich: Macmillan Reference USA, 2005. ISBN 0028658477). [at pp. 370-376]
- (viii) “The Indictment”, in Andre Klip and Goran Sluiter (eds), *Annotated Leading Cases of International Criminal Tribunals: The International Criminal Tribunal for Rwanda*, Vol. 6 (Intersentia, Antwerp, 2003. ISBN 90-5095-319-0). [at pp. 49 – 58]
- (ix) “Preliminary Matters: the Indictment”, in Adre Klip and Goran Sluiter (eds), *Annotated Leading Cases of International Criminal Tribunals: The International Criminal Tribunal for Yugoslavia*, Vol. IV (Intersentia, Antwerp, 2002. ISBN 90-5095-213-5). [at pp. 58-68]
- (x) “Social Change and Organised Crime in Southern Africa”, in Apollo Rwomire (ed.), *Social Problems in Africa* (Praeger Publishers, Westport, CT., U.S.A., 2001. ISBN 0-275-96343-8) [at pp.209-228]

- (xi) “The African Great Lakes Region and the International Criminal Tribunal for Rwanda”, in ELSA (eds.), *International Law as we Enter the 21<sup>st</sup> Century* (BERLIN VERLAG Arno Spitz GmbH, 2001. ISBN 3-8305-0249-4). [at pp. 73 – 85]
- (xii) “The Implementation of the ICC Statute within the Southern African Community (SADC)”, in Claus Kress & Flavia Lattanzi (eds.), *The Rome Statute and Domestic Legal Orders Volume I: General Aspects and Constitutional Issues* (Nomos Verlagsgesellschaft, Baden-Baden, Germany, 2000. ISBN 88-8784-00-2). [at pp. 169-182]
- (xiii) "Preliminary Rulings Regarding Admissibility" in Otto Triffterer (ed.), *Commentary on the Rome Statute of the International Criminal Court* (Nomos Verlagsgesellschaft Baden-Baden, Germany, 1999. ISBN 3-7890-6173-5) [at pp. 395-404]
- (xiv) “Genocide: A Crime Against Mankind”, in Gabrielle Kirk McDonald and Olivia Swak-Goldman (eds.), *The Law and Enforcement of International Offences – The Experience of International and National Courts* (Kluwer Law International, The Hague, The Netherlands, 1999. ISBN 90-411-1133-6). [at pp. 113-140].
- (xv) "Controlling Executive Power in Southern Africa: the Role of the Courts and Administrative Tribunals", in Hugh Corder and Tiyanjana Maluwa (eds.), *Administrative Justice in Southern Africa* (University of Cape Town, Cape Town, 1997. ISBN 0-7992-1892-8). [at pp. 95-116]
- (xvi) "Reparations in the Criminal Law: the Case of Uganda", in Albin Eser and Susanne Walther *Wiedergutmachung im Strafrecht: Internationale Perspektiven* (edition iuserim, Max-Planck Institute for Foreign and International Criminal Law, Freiburg, Germany, 1997. ISBN 3-86113-971-5). [at pp. 319-354]
- (xvii) "Issues of Implementation and Co-ordination", with Roger Clark, in Yael Danieli, Nigel Rodley and Lars Weisaeth (eds) *International Responses to Traumatic Stress* (Baywood Publishing Company, Amityville, N.Y., 1995. ISBN 0-89503-132-9). [at pp. 425-437]
- (xviii) "Victims of Crime and their Rights", in T.M. Mushanga (ed.) *Criminology in Africa*, (United Nations International Crime and Justice Research Institute, Rome, 1992. ISBN 92-9078-021-6). [at pp. 21-42]
- (xix) “The Rights of Children in Botswana”, in *The Rights of the Child* (Initiative Ltd., Nairobi 1989. ISBN 9966-42-001-0). [at pp. 25-31]

- (xx) "Human Rights: A Legal Perspective", in D.Rubadiri (ed.), *Human Rights and You* D.Rubadiri (ed.),(Macmillan Botswana Ltd. 1989. ISBN 0-333 52364-4). [at pp. 11-16]
- (xxi) "Arbitrary Deprivation of Life: Controls on Permissible Deprivations",in B.G. Ramcharan (ed) *The Right to Life in International Law*, (Martinus Nijhoff Publishers, The Netherlands, 1985. ISBN 90-247-3074-0). [at pp. 245-283]

### Book Review:

Review of D. Dyzenhaus, *Hard Cases in Wicked Legal Systems: South African Law in the Perspective of Legal Philosophy* (Oxford: Clarendon Press 1991) 28 *Canadian Journal of African Studies* 150-3 (1994).

### Articles in Internationally Peer-refereed Journals:

- (i) "The Kampala Review Conference: The Capstone of the Rome System" 22 *Criminal Law Forum: An International Journal* (2011) – Forthcoming.
- (ii) "The Role of Victims in Criminal Proceedings – Lessons National Jurisdictions can take from the ICC" 21 *Criminal Law Forum: An International Journal* 399-414 (2010); DOI 10.1007/s10609-010-9126-6.
- (iii) "The Role of International Criminal Tribunals in the Promotion of Peace: the Case of the International Criminal Court" 19 *Criminal Law Forum: An International Journal* 373 - 393 (2008).
- (iv) "The Abuse of Process Doctrine in the Administration of Criminal Justice before National Courts and International Tribunals", 7 *University of Botswana Law Journal* 29 -71 (2008).
- (v) "Relationship between the International Criminal Court and the United Nations Security Council", 13 *Zetschrift Fur Internationale Starfrechtsdogmatik* 500 (2007).(http://www..zis-online.com)
- (vi) "Bringing Aggressors to Justice: From Nuremberg to Rome" 4 *University of Botswana Law Journal* 4 -32 (2005).
- (vii) "The SADC Protocol against Corruption: Example of the Region's Response to an International Scourge", with Zein Kebonang, 1 *University of Botswana Law Journal* 85-119 (2005).

- (viii) “Prosecutorial Discretion before National Courts and International Tribunals”, 2 *Journal of International Criminal Justice* 124-144 (2005).
- (ix) “Triggering the Jurisdiction of the International Criminal Court”, 4 *African Human Rights Law Journal* 256-274 (2004).
- (x) “Defining the Crime of Aggression: An Important Agenda Item for the Assembly of States Parties to the Rome Statute of the International Criminal Court”, *Acta Juridica Journal* 256- 286 (2003) [University of Cape Town, South Africa].
- (xi) “Aggression Under the Rome Statute of the International Criminal Court” 71 *The Nordic Journal of International Law*, 497-521 (2002).
- (xii) “The Ethical Obligations of Counsel in Criminal Proceedings: Representing an Unwilling Client”, 12 *Criminal Law Forum: an International Journal* 487 – 507 (2001).
- (xiii) “Genocidal Conflict and the International Criminal Tribunal for Rwanda”, 48 *Netherlands International Law Review* 31-65 (2001).
- (xiv) “Minimum Sentences and their Effect on Judicial Discretion”, 31 *Crime, Law and Social Change: An International Journal* 363-384 (1999).
- (xv) "Crime Prevention in Southern Africa: A Legal Perspective", 32 *The Comparative and International Law Journal of Southern Africa* 247-265 (1999).
- (xvi) "The International Criminal Court: Jurisdictional and Related Issues", 10 *Criminal Law Forum: An International Journal* 87-120 (1999).
- (xvii) “Police Informers and Agents Provocateurs: Accomplices or Handmaidens of the Law? Perspectives from the Courts of Eastern and Southern Africa” 9 *Criminal Law Forum: An International Journal* 151-169 (1998/99).
- (xviii) “Indigenous Justice Systems: An Eastern African Perspective”, 24 *Indian Socio-Legal Journal* 23-30 (1998).
- (xix) “When Crime Crosses Borders: A Southern African Perspective”, 41 *Journal of African Law* 192-200 (1997) (University of London).
- (xx) "Witchcraft as a Criminal Defence, From Uganda to Canada and Back", 24 *Manitoba Law Journal* 38-59 (1996) (University of Manitoba).

- (xxi) "Rules of Procedure and Evidence of the International Tribunal for the Former Yugoslavia" 5 *Criminal Law Forum: An International Journal* 507-555 (1994). Reprinted as a chapter in Roger Clark and Madeleine Sann (eds.), *The Prosecution of International Crimes* (Transaction Publishers, Rutgers - The State University of New Jersey, New Brunswick, N.J., 1996. ISBN 1-56000-269-7). [at p. 293-341]
- (xxii) "Victims of Abuse of Power, with Special Reference to Africa" 28 *University of British Columbia Law Review* 171-192 (1994). Reprinted in 60 *The Review of the International Commission of Jurists* 199-219 (1998).
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- (xxv) "Religious Liberty and the Law in Botswana Today," 34 *Journal of Church and State* 843-862 (1992) (Baylor University).
- (xxvi) "La religion et la Loi au Botswana aujourd'hui" 43 *Conscience et Liberte* 89-93 (1992) (Bern, Switzerland).
- (xxvii) "Extenuating Circumstances in Capital Offences in Botswana", 2 *Criminal Law Forum: An International Journal* 235-268 (1991).
- (xxviii) "Compensating the Victims of Crime in Botswana", 33 *Journal of African Law* 157-171 (1989) (University of London).
- (xxix) "The Right to Legal Representation in Botswana", (1988) *Israel Yearbook on Human Rights* 211-227 (Tel-Aviv University).
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- (xxxv) "The Tanzania Nationalisation Laws", 3 *Eastern African Law Review* 1-23 (1970) (The University of Dar Es Salaam).

### Conference and Other Papers

- (i) "The ICC Targets Impunity, not Africa", article published in the newsletter of the Uganda Coalition on the International Criminal Court, Kampala, Uganda, July 2011.
- (ii) "Reparations for Victims of Crime in Uganda" in Eduardo Vetere & David Pedro, *Victims of Crime and Abuse of Power: Festschrift in honour of Irene Melup* ( 11<sup>th</sup> UN Congress on Crime Prevention and Criminal Justice, Bangkok, April 2005).
- (iii) "Bringing Aggressors to Justice: From Nuremberg to Rome" presented as an inaugural lecture at the University of Botswana, Gaborone, 13 April 2005.
- (iv) "The Right to Legal Representation before the International Tribunal for the former Yugoslavia", presented at the 18<sup>th</sup> International Conference of the International Society for the Reform of Criminal Law, Montreal, Canada, 8 – 12 August 2004.
- (v) "The Independence of the Judiciary" presented at the SADC Chief Justices' Conference, Kasane, Botswana, July, 2004.
- (vi) "Prosecutorial Discretion before National and International Tribunals" delivered as part of a series of Guest Lectures at the Office of the Prosecutor of the International Criminal Court, The Hague, Netherlands, and 19 December 2003. See website: [http://www.icc-cpi/otp/lecturers\\_dn.html](http://www.icc-cpi/otp/lecturers_dn.html)
- (vii) "Implementation of the Rome Statute: Making the National Criminal Justice Systems Able in Law" presented at the Annual International

Criminal Law Network, The Hague, Netherlands 17-19 December 2003.

- (viii) “Triggering the Jurisdiction of the International Criminal Court” presented at a Symposium on “Civil Society and Justice in Zimbabwe”, Johannesburg, South Africa, 11-13 August 2003.
- (ix) “The Definition of the Crime of Aggression: Challenge facing the Assembly of States Parties” presented at the International Conference on ‘The International Criminal Court: Some Questions and Answers from the Arab Region’ at Cairo, Egypt 9 -11 May 2002.
- (x) “Rwandan Adventists on Trial for Genocide” (2000) *Adventist Lawyer* 36.
- (xi) “Treatment of Prisoners and the International Law of Human Rights”, paper presented at the Seminar for Heads of Penitentiary Institutions of African Countries, Harare, Zimbabwe, 23 February - 5 March, 1988.
- (xii) "The Death Penalty in Botswana", a paper presented at the "Reform of the Criminal Law" Conference, Inns of Court, London, July 26-29, 1987. (Cited by Roger Hood in *The Death Penalty* (Oxford University Press, Oxford 1989).
- (xiii) "The Prisoner and Human Rights", in Frimpong, K.(ed.), *The Law, The Convict And The Prisons* (Mimeograph), University of Botswana, Gaborone, 1987. [at p. 210-224]
- (xiv) "Capital Punishment in Botswana" with M.J.A. Glickman in United Nations, *Crime and Criminal Justice Newsletter*, 12 and 13 (November 1986), p. 51.
- (xv) "A Magna Carta for Victims of Crime", in *Departmental Seminar Papers* Vol. I (1985/86).
- (xvi) "Christianity and Human Rights", a paper presented at a Workshop organised by the Department of Theology and Religious Studies (University of Botswana 1985).

- (xvii) "Group Victims of Crime and other Illegal Acts Linked to the Abuse of Public Power with Special Reference to Africa", (paper prepared for the Crime Prevention and Criminal Justice Branch of the United Nations Centre for Social Development and Humanitarian Affairs, New York, 1983). Cited in the *Working Paper Prepared by the UN Secretariat* for the 7th UN Congress on the Prevention of Crime and Treatment of Offenders, Milan, Italy. UN Doc. A/CONF.121/6, 1 August 1985.
- (xviii) "The Church in an Emerging Legal System: The Case of Uganda", a paper presented at the International Christian Lawyers' Conference, Geneva, Switzerland, 1981.
- (xix) "Torture: A Crime Against Human Dignity", an article published in *The Exposure* (magazine, Kampala, Uganda. 1980).

## VII. AWARDS

- 2006 Visiting Scholar, *Max-Planck Institute for Foreign and International Criminal Law*, Freiburg, Germany.
- 1996 Awarded a medal by the *International Society for the Reform of Criminal Law*, at Vancouver, Canada in recognition of my contribution to International Human Rights and to Criminal Law Reform.
- 1995 Visiting Scholar, *Max-Planck Institute for Foreign and International Criminal Law*, Freiburg, Germany.
- 1982 Fellow, Institute of International Law & International Relations Research, *Hague Academy of International Law*, The Hague, Netherlands.