

Mettraux, Guénaël (Switzerland)

[original: English]

Curriculum vitae

Family Name:	Mettraux	
FIRST NAME:	Guénaël	
MIDDLE NAME:	Yves, Jean-Marie	
GENDER:	Male	
DATE OF BIRTH:	12 January 1974	
NATIONALITY:	Swiss	
REGIONAL CRITERIA:	WEOG	
SECONDARY NATIONALITY: (IF APPLICABLE)	French	
MARITAL STATUS:	Married	
LIST A/LIST B	List A	
LANGUAGES	Mother tongue: French	
- ENGLISH	(written) Advanced	(oral) Advanced
- FRENCH	(written) Advanced	(oral) Advanced
- GERMAN	(written) Intermediate	(oral) Intermediate
EDUCATIONAL QUALIFICATIONS:		
03/2008 - <i>Institution:</i> London School of Economics (LSE), Law Department - <i>Qualification(s) obtained:</i> PhD, topic: The Law of Command Responsibility PhD Thesis: “Command Responsibility in International Law – the Boundaries of Criminal Liability for Military Commanders and Civilian”		
1997 - <i>Institution:</i> University College London - <i>Qualification(s) obtained:</i> LLM in International Law		
1996 - <i>Institution:</i> University of Lausanne - <i>Qualification(s) obtained:</i> Law Degree		
PROFESSIONAL EXPERIENCE:		

02/2017 - Present

- *Employer:* Kosovo Specialist Chambers (KSC)
- *Post title:* Judge
- *Other information:* In the cases *Prosecutor v. Hashim Thaçi et al.* and *Prosecutor v. Gucati and Haradinaj*:
 - Judicial management of complex proceedings involving hundreds of witnesses, thousands of exhibits and tens of thousands of pages of transcript of evidence;
 - dealing with complex legal, procedural and evidential issues, including in respect of protection of victims and witnesses, rulings on admission of evidence, fair trial issues, and substantive questions of international criminal law and international humanitarian law;
 - preparation of cases and witnesses;
 - research on relevant legal issues;
 - conducting of deliberations;
 - organization and assessment of large evidential records;
 - drafting of judgements and decisions;
 - management of teams of lawyers and coordination of streams of work.

05/2018 - Present

- *Employer:* Permanent Court of Arbitration (PCA)
- *Post title:* Chairperson of the Appeals Board
- *Other information:* Administrative/staff jurisdiction:
 - Management of staff appeals pertaining to conditions of employment;
 - review of case-file, conducting legal research and drafting legal opinions.

09/2014 – 05/2021

- *Employer:* International Criminal Court (ICC)
- *Post title:* Counsel for State Parties
- *Other information:* Multiple cases:
 - Conducting of preliminary examinations and investigations;
 - provision of advices on investigations of international crimes, procedure and litigation before the ICC;
 - fulfilling of duties and responsibilities arising from cooperation obligations;
 - collection of information and protecting sensitive sources;
 - provision of training and advice on relevant legal standards (including command responsibility);
 - research and drafting of legal submissions on legal and procedural issues relevant to proceedings before the ICC.

09/2012 – 05/2021

- *Employer:* Human Rights Review Panel (HRRP)
- *Post title:* Member and Chairperson

- <i>Other information:</i>	Human rights cases (including quasi-judicial litigations) pertaining to alleged violations of human rights linked to the executive mandate of EULEX Mission in Kosovo: - Drafting of decisions; - assessment of evidential records; - provision of reparations recommendations ; - coordination of staff; - organization of meetings and deliberations; - fulfilling of official responsibilities as Chairperson of the Panel.
03/2019 – 05/2021	
- <i>Employer:</i> - <i>Post title:</i> - <i>Other information:</i>	Lundin Petroleum AB Senior consultant Criminal case involving allegations of war crimes, District Court Stockholm: - Advise on and drafting of memoranda regarding a variety of evidential, jurisdictional and substantive issues of international criminal law; - coordination of meetings with client and counsel.
02/2020 – 05/2021	
- <i>Employer:</i> - <i>Post title:</i> - <i>Other information:</i>	International Criminal Court (ICC) Counsel Representation of a protected witness involving risk of self-incrimination in an Investigation by the Office of the Prosecutor (OTP) of the ICC: - Representation of a witness in the context of investigation by the OTP; - Provision of advice to a protected witness providing sensitive evidence to the OTP; - coordination with relevant Court staff and personnel; - associated litigation on the matter.
04/2017 – 03/2021	
- <i>Employer:</i> - <i>Post title:</i> - <i>Other information:</i>	United Nations, Department of Political Affairs, Middle East and West Asia Division, and UNODC (Iraq) Senior Consultant Consulting on issues pertaining to anti-terrorism and ISIS accountability: - Provision of training to national magistrates, prosecutors, and defence counsels with respect to challenges associated with investigation and presentation of international terrorism cases; - Addressing of specific evidential and procedural challenges (including phone records and electronic evidence as well as protection of witnesses); - drafting of an official and published report on alternatives to detention.
10/2018 – 03/2019	
- <i>Employer:</i>	Director of Service Prosecutions, United Kingdom

- <i>Post title:</i>	Expert-advisor
- <i>Other information:</i>	Providing advice on a war crimes investigation: - Review of relevant evidential records; - Preparation of written advice on the legal nature and consequences of investigated conduct.
01/2017 – 08/2017	
- <i>Employer:</i>	<i>Pro bono</i> with the Director of Public Prosecution, Uganda, and UC Berkeley’s Human Rights Center
- <i>Post title:</i>	Senior Consultant
- <i>Other information:</i>	In the case <i>Prosecutor v. Thomas Kwoyelo</i> : - Provision of advice and support to the Director of Public Prosecution in preparation of the indictment and a legal strategy for effective and successful prosecution; - identifying of relevant evidential material; - provision of advice to prosecutors on legal, evidential and strategic issues related to the case.
10/2011 – 06/2017	
- <i>Employer:</i>	Special Tribunal for Lebanon (STL)
- <i>Post title:</i>	Counsel and legal consultant
- <i>Other information:</i>	First international terrorism trial in the case <i>Prosecutor v. Ayyash et al.</i> (“Rafik Hariri trial”); counsel for Mr. Assad Hassan Sabra: - Management of the defence team; - Conducting of investigations and trial preparation; - drafting of legal submissions; - trial advocacy, including cross-examination of witnesses; - drafting of party submissions; - coordination with relevant national actors; - instructing of experts; - performing of function without client instructions (absentia proceedings).
12/2016	
- <i>Employer:</i>	Amnesty International
- <i>Post title:</i>	Senior Consultant
- <i>Other information:</i>	Provision of technical assistance and advice regarding accountability efforts in Syria and setting up of a relevant investigative mechanism.
05/2013 – 05/2015	
- <i>Employer:</i>	International Criminal Tribunal for the former Yugoslavia (ICTY)
- <i>Post title:</i>	Counsel
- <i>Other information:</i>	In the case <i>Prosecutor v. General Milivoj Petković</i> (appeals proceedings): - Representation of the client;

	- Review of trial record and judgment; - Preparation and drafting of notice of appeal and appeal brief; - trial advocacy; - coordination of the defence with lead counsel and management of the team and research.
02/2013 – 12/2014	
- <i>Employer:</i>	International Criminal Tribunal for Rwanda (ICTR)
- <i>Post title:</i>	Counsel
- <i>Other information:</i>	In the case <i>Augustin Ndirabatswe v. Prosecutor</i> (appeals proceedings): - Representation of the client; - review of trial record and judgment; - drafting of notice of appeal, appeal brief and other legal submissions; - trial advocacy.
09/2014 – 12/2014	
- <i>Employer:</i>	Extraordinary Chambers in the Courts of Cambodia (ECCC)
- <i>Post title:</i>	Consultant
- <i>Other information:</i>	In the case <i>Prosecutor v. Khieu Samphan</i> (appeals proceedings), defense team of Khieu Samphan: - Provision of advice to the defendant's counsel on issues of international criminal law and associated evidential issues.
04/2011 – 11/2012	
- <i>Employer:</i>	Government of the Republic of Croatia
- <i>Post title:</i>	Counsel before International Criminal Tribunal for the former Yugoslavia (ICTY)
- <i>Other information:</i>	In the case <i>Prosecutor v. Ante Gotovina</i> (appeals proceedings) - Representation of the client in appeals proceedings; - Review of trial record and trial judgment; - drafting of notice of appeal, appeal brief and other legal submissions; - research on relevant legal issues; - preparation of oral arguments.
12/2012	
- <i>Employer:</i>	Employee of the Special Court for Sierra Leone (SCSL)
- <i>Post title:</i>	Counsel for staff member of the Special Court for Sierra Leone (SCSL)
- <i>Other information:</i>	Investigation of staff member: - Provision of advice to staff regarding a prospective investigation.
02/2011 – 12/2011	
- <i>Employer:</i>	International Criminal Tribunal for the former Yugoslavia (ICTY)
- <i>Post title:</i>	Counsel

- *Other information:* Contempt investigation against staff member:
 - Representation of and advice to staff member;
 - preparation of legal submissions;
 - cooperation, interaction and negotiation with investigative authority.

02/2011

- *Employer:* International Criminal Tribunal for the former Yugoslavia (ICTY)
- *Post title:* Counsel
- *Other information:* In the case *Prosecutor v. Berko Zečević* (contempt of court case):
 - Provision of legal advice;
 - representation of the client in court.

09/2008 – 11/2010

- *Employer:* Special Tribunal for Lebanon (STL)
- *Post title:* Legal Consultant and Assigned Counsel
- *Other information:* Provision of support in setting up of the Defence Office, and counselling for the Defence Office in the context of jurisdictional proceedings:
 - Preparation of arguments for oral hearings (Interlocutory Decision on the Applicable Law: Terrorism, Conspiracy, Homicide, Perpetration, Cumulative Charging, Case No. STL-11-01, 16 February 2011);
 - Representation of the Defence office in jurisdictional hearing;
 - Preparation of notes and memoranda on relevant substantive and procedural matters of international law and procedure.

11/2010 – 03/2011

- *Employer:* International Criminal Tribunal for the former Yugoslavia (ICTY)
- *Post title:* Legal Consultant
- *Other information:* In the case *Prosecutor v. Prlić et al.*, defence team of General Milivoj Petković:
 - Reviewing of evidential records;
 - drafting of written submissions;
 - provision of advice on legal and procedural issues.

12/2009 – 09/2014

- *Employer:* International Criminal Court (ICC)
- *Post title:* Legal Consultant for Jean-Pierre Bemba
- *Other information:* In the case *Prosecutor v. Bemba*:
 - Conducting of legal research;
 - provision of advice to the client and counsel on legal, procedural and strategic issues.

03/2011 – 08/2011

- *Employer:* Austrian Criminal Courts
- *Post title:* Advisor

- *Other information:* In the case *Republic of Serbia v. Jovan Divjak* (war crimes extradition proceedings between Austria and Serbia); advisor to Johan Divjak (former member of the General Staff of the Army of the Republic of Bosnia and Herzegovina)
 - Provision of legal advice;
 - coordination of the representation of the client.

01/2010 – 09/2011

- *Employer:* International Center for Transitional Justice (ICTJ)
- *Post title:* Legal Consultant
- *Other information:* Consulting on transitional justice, international criminal justice and procedure in different countries : Uganda (High Court War Crimes Division); Bangladesh (International Crimes Tribunal Act); Guatemala (CICIG report and transitional justice); Democratic Republic of Congo (legislative and judicial reforms regarding international crimes); Afghanistan Independent Human Rights Commission (Action Plan on Peace, Justice and Reconciliation):
 - legal research;
 - human rights investigations;
 - advice on relevant legal issues, including transitional justice and accountability mechanisms.

11/2009 – 02/2011

- *Employer:* State Court of Bosnia and Herzegovina, War Crimes Chamber
- *Post title:* Counsel
- *Other information:* Representation of a high-ranking military suspect in the context of a war crime investigation before the State Court of Bosnia and Herzegovina:
 - Conducting of investigation;
 - representation of the client during investigation;
 - interaction with the prosecutor;
 - litigation in relation to lawfulness of seizure of property.

02/2009 – 07/2011

- *Employer:* International Criminal Tribunal for the former Yugoslavia (ICTY)
- *Post title:* Counsel
- *Other information:* In the case against Florence Hartmann (contempt of court case):
 - Conducting of investigation;
 - representation of client during trial and appeal proceedings;
 - preparation of all submissions and filings.

06/2008 – 07/2009

- *Employer:* International Criminal Tribunal for the former Yugoslavia (ICTY)
- *Post title:* Legal Consultant
- *Other information:* In the case *Prosecutor v. Stanišić and Župljanin* (trial proceedings):
 - Review of evidential records;

- preparation of cross-examination of witnesses;
- drafting of legal submissions;
- provision of advice to the clients and defence team on procedural, evidential and substantive issues.

06/2008 – 03/2009

- *Employer:* Extraordinary Chambers in the Courts of Cambodia (ECCC)
- *Post title:* Legal Consultant
- *Other information:* In the case *Prosecutor v. Khieu Samphan*, Defence Support Section and defence team of Mr. Khieu Samphan:
 - Research for the Defence Support Section on issues of relevance to the case;
 - provision of legal advice to the client and defence team.

06/2006 – 05/2010

- *Employer:* Government of the Republic of North Macedonia (then, FYROM)
- *Post title:* Counsel before International Criminal Tribunal for the former Yugoslavia (ICTY)
- *Other information:* In the case *Prosecutor v. Boškoski and Tarčulovski* (trial and appeals proceedings), counsel for Mr Ljube Boškoski:
 - Representation of the client during pre-trial, trial and appeal proceedings;
 - conducting of investigation;
 - drafting of legal submissions and briefs;
 - presentation of the case in court, cross-examination of witnesses.

02/2009

- *Employer:* International Criminal Court (ICC)
- *Post title:* Consultant
- *Other information:* Preparation of a memorandum for the Registrar on the issue of “Intermediaries and the ICC”.

09/2003 – 10/2007

- *Employer:* International Criminal Tribunal for the former Yugoslavia (ICTY)
- *Post title:* Counsel
- *Other information:* In the case *Prosecutor v. Halilović* (trial and appeals proceedings), counsel for Mr. Sefer Halilović:
 - Representation of client during pre-trial, trial and appeal proceedings;
 - conducting of investigation of the case;
 - drafting of legal submissions and briefs;
 - presentation of the case in court, cross-examination of witnesses.

01/2006 – 03/2006

- *Employer:* State Court of Bosnia and Herzegovina, War Crimes Chamber
- *Post title:* Consultant
- *Other information:* Provision of legal advice to defence teams in several cases before the State Court of Bosnia and Herzegovina on international criminal law, international humanitarian law and human rights law issues

09/2003 – 12/2003

- *Employer:* International Criminal Court (ICC)
- *Post title:* Consultant
- *Other information:* Provision of advice to the ICC Registrar on setting up of structures and policies of the Office

10/1999 – 09/2003

- *Employer:* International Criminal Tribunal for the former Yugoslavia (ICTY), Trial and Appeals Chambers
- *Post title:* Associate legal officer
- *Other information:* In the cases *Prosecutor v Kunarac and al.*; *Prosecutor v Krnojelac*; *Prosecutor v Vasiljević*; *Prosecutor v Krstić*:
 - Review and analysis of large evidential records;
 - legal research;
 - drafting of judgement and decisions;
 - numerous interlocutory appeals decisions.

OTHER PROFESSIONAL ACTIVITIES:**2003-2025**

- *Activity:* Training of legal practitioners, including: (1) War crimes judges and prosecutors (State court of Bosnia-Herzegovina); (2) Prosecutors and police members (Canada); (3) Judges, prosecutors and defence counsel (Iraq); (4) magistrates (France, Ecole Nationale de la Magistrature). Training pertained both to legal matters as well as the practice of international criminal law.

2001-2025

- *Activity:* Teaching, including: (1) Université de Fribourg (Switzerland); (2) University of Galway, Irish Human Rights Center (Ireland); (3) SciencesPo, Paris (France)

2017-2020

- *Activity:* Advising prosecuting authorities, including: (1) Uganda (Kwoyelo case); (2) United Kingdom (Director of Service Prosecution)

2014-2021

- *Activity:* Advice to states (including members of armed forces) in respect of domestic and international proceedings

MOST RELEVANT PUBLICATIONS

- *International Crimes – The Law and the Practice: Volume 3: War Crimes* (Oxford University Press, scheduled for 2027).
- *A (very) short history of Crimes Against Humanity*, EJIL: Talk!, [Online](#), 16 January 2026.
- *International Crimes – The Law and the Practice: Volume 2: Crimes Against Humanity* (Oxford University Press, 2020).
- *International Crimes – The Law and the Practice: Volume 1: Genocide* (Oxford University Press, 2019)
Translated in Spanish as: Crímenes Internacionales: La Ley y la Práctica – Volumen I: Genocidio (tirant, lo blanch, Mexico).
- *Expert Initiative on Promoting Effectiveness at the International Criminal Court* (with the support of the Swiss Federal Ministry of Foreign Affairs and the University of Amsterdam) (2014) (with S. Fisher, D. Groome, A. Whiting, G. McIntyre, J. de Hemptinne and G. Sluiter).
- *The Law of Command Responsibility* (Oxford University Press, 2009)
-  *Perspectives on the Nuremberg Trial* (Oxford University Press, 2008).
- *International crimes and the Ad Hoc Tribunals* (Oxford University Press, 2006).

MOST RELEVANT SEMINARS

Participated in and spoke at dozens of academic and professional conferences and seminars, concerning, *inter alia*, the law, practice and jurisprudence of international crimes and modes of liability; the procedural, evidential, and practical specificities of international criminal justice; the history of international criminal law; fair trial issues associated with war crimes prosecutions; the rule of law; hybrid nature of international criminal procedure; investigation of international crimes. These include:

- Ecole Nationale la Magistrature (Paris, France) : Training on the hybrid nature of criminal proceedings, with emphasis on the practice and jurisprudence of international criminal jurisdictions;
- Crimes Against Humanity and War Crimes Section, Ministry of Justice (Ottawa, Canada): Training on the law and practice of international crimes, with particular emphasis on investigation and prosecution of such crimes;
- Committee of Legal Advisers on Public International Law CADHI (Strasbourg, France): Participation in [side-event](#) on the draft Convention on Crimes Against Humanity.
- National University of Ireland and Irish Center of Human Rights: Lectures on procedural and legal challenges of international crimes cases at the International Criminal Court Summer School in Galway.
- Asser Institute (The Hague, The Netherlands): Lectures on a variety of topics, including the law of genocide.

Lectured at various universities on international law, international criminal law and procedure, as well as international humanitarian law in the last twenty years, including SciencesPo Paris, PennState University, University of Amsterdam, University of Leiden, University of Geneva/Geneva Academy of International Humanitarian Law, University of Fribourg and University of Sarajevo.

Between 2024 and 2007 he was the scientific coordinator of the European Training in Higher International Criminal Sciences (ETHICS) Project at the European University Institute in Florence, Italy.

MEMBERSHIP OF PROFESSIONAL ASSOCIATIONS AND SOCIETIES

- Board of Editors , International Criminal Law Review, The Hague, the Netherlands
- Associate Tenant, Doughty Street Chambers, London, United Kingdom
- Defence Counsel list, International Criminal Court (ICC), The Hague, the Netherlands

AWARDS AND HONOURS

-  Awarded the 2009 Francis Lieber Prize (Lieber Society of the American Society of International Law) for his publication *The Law of Command Responsibility* (Oxford University Press, 2009)

PERSONAL INTERESTS

History of international criminal law.

OTHER RELEVANT FACTS

- Practiced law: in different functions and capacities, in legal systems of various legal traditions (including civil law, common law and hybrid) and in different parts of the world (Latin America; Europe; Asia; Africa; and North America).
- Worked for and advised: States and state organs (including prosecutorial authorities, police, members of armed forces); defendants in criminal cases; international organisations (including United Nations bodies); NGOs; and universities.
- Expert on effectiveness of international criminal proceedings. See for instance:
 - ➔ Expert Initiative on Promoting Effectiveness at the International Criminal Court (with S. Fisher, D. Groome, A. Whiting, G. McIntyre, J. de Hemptinne and G. Sluiter), supported by the Federal Department of Foreign Affairs of Switzerland and the University of Amsterdam (2014)
 - ➔ Trial record of *Prosecutor v. Hashim Thaçi et al.* (KSC-BC-2020-06).