

## ICC Judicial Nomination – Model curriculum vitae

<b>FAMILY NAME:</b>	Ben Mahfoudh	
<b>FIRST NAME:</b>	Haykel	
<b>MIDDLE NAME:</b>		
<b>GENDER:</b>	Male	
<b>DATE OF BIRTH:</b>	24/09/1971	
<b>NATIONALITY:</b>	Tunisian	
<b>REGIONAL CRITERIA:</b>	Africa	
<b>SECONDARY NATIONALITY: (IF APPLICABLE)</b>		
<b>MARITAL STATUS:</b>	Single	
<b>LIST A/LIST B</b>	List B	
<b>LANGUAGES</b>	<b>Mother tongue: Arabic</b>	
- ENGLISH	(written) Advanced	(oral) Advanced
- FRENCH	(written) Advanced	(oral) Advanced
- OTHERS	Spanish : (written) Basic	(oral) Basic
	Italian : (written) Basic	(oral) Basic
	: (written) Please select >>	(oral) Please select >>
	: (written) Please select >>	(oral) Please select >>
<b>EDUCATIONAL QUALIFICATIONS:</b> <i>Date, institution, qualification(s) obtained (starting with most recent)</i> - Please copy/paste if more entries are needed		
<b>01/2008 - 06/2008</b>		
- <i>Institution:</i>	Faculty of Legal, Political and Social Sciences, University of Carthage, Tunis – Tunisia.	
- <i>Qualification(s) obtained:</i>	Habilitation à Diriger des Recherches (HDR)	
<b>09/1997 - 10/2005</b>		
- <i>Institution:</i>	Faculty of Legal, Political and Social Sciences, University of Carthage, Tunis.	
- <i>Qualification(s) obtained:</i>	Ph.D. in International Humanitarian Law	
<b>09/1993 - 06/1995</b>		
- <i>Institution:</i>	Faculty of Legal, Political and Social Sciences, University of Carthage, Tunis.	
- <i>Qualification(s) obtained:</i>	Master in Public and Finance Law	

**09/1992 - 06/1993**

- *Institution:* Faculty of Legal, Political and Social Sciences, University of Carthage, Tunis.
- *Qualification(s) obtained:* L.L.B. in Economic and Social Law (Certificat d'études spécialisées)

**09/1989 – 06/1993**

- *Institution:* Faculty of Legal, Political and Social Sciences, University of Carthage, Tunis.
- *Qualification(s) obtained:* L.L.M. in Law (Maîtrise en science juridique)

**PROFESSIONAL EXPERIENCE: Date, employer, post title, other information (starting with most recent)**

- Please copy/paste if more entries are needed

- Please indicate the relevance of the experience to the candidacy under list A or list B, as appropriate

**09/2013 - Present**

- *Employer:* Faculty of Legal, Political and Social Sciences, University of Carthage, Tunis.
- *Post title:* Full Professor, Director of Centre for International and European Law and Maghreb-Europe Relations.
- *Other information:* 1° Teaching activities (Subjects taught: International humanitarian law, The system of sanctions under international law, Constitutional law) - 2° Academic responsibilities (Head of the Common Law Master Degree Program) - 3° Research areas: Protection of minorities, Torture, human rights violations during armed conflicts (Yemen and Libya), prosecution and repression of acts terrorism, New technologies and IHL, etc.) - 4° Research activities and participation in symposia, conferences in Tunisia and abroad (Relevant research areas: New technologies and International Humanitarian Law; Violent extremism and the fight against terrorism, protection of human rights, justice reform and security sector reform).

**05/2009 - 08/2013**

- *Employer:* Higher Institute of Legal and Political Studies - University of Kairouan.
- *Post title:* Associate Professor in Public Law, Director of the Public Law Department.
- *Other information:* 1° Teaching activities (Subjects taught: International Institutions, Administrative Law, Comparative legal systems) - 2° Academic responsibilities (Director of the Public Law Department) - 3° Supervision of thesis and dissertations on the following topics: Protection of minorities, Torture, Human rights protection mechanisms, prosecution and repression of terrorism, crimes against humanity and war crimes, immigration, regional security, etc.) - 4° Research activities and participation in symposiums, conferences and scientific meetings in Tunisia and abroad (Relevant research areas: New technologies and international humanitarian law; Violent extremism and the fight against terrorism, protection of human rights, democratic transition and institutional reforms).

**03/2006 - 04/2009**

- *Employer:* Faculty of Law and Political Science of Tunis - Tunis El Manar University
- *Post title:* Assistant-professor in Public Law
- *Other information:* 1° Teaching activities (Subjects taught: International organizations, Comparative legal systems, International relations) - 2° Supervision of thesis' dissertations in international law on various subjects relating to: international criminal law, international humanitarian law, international environmental law, etc. - 3° Research activities and participation in symposia, conferences and scientific meetings in Tunisia and abroad (Relevant research areas: non-State actors and armed conflicts; threats to peace and security in the Mediterranean, protection of the environment and cultural property).

**09/1996 - 03/2006**

- *Employer:* Faculty of Law and Political Science of Tunis - Tunis El Manar University
- *Post title:* Assistant researcher
- *Other information:* 1° Ph.D. candidate (preparation of a doctoral thesis in international humanitarian law) - 2° Tutorial teaching (Subjects taught: International Relations, Administrative Law, Constitutional Law, Philosophy of Law) - 3° Research activities (Relevant research areas: Law of Armed Conflict, Environmental Protection, Peaceful Settlement of Disputes, Human Rights and Public Freedoms). Supervision of Tunisian teams that took part in the African Human Rights Mock Trial Competition.

**01/1996 – 06/2011**

- *Employer:* Mahfoudh and Partners Law Firm; BMC Partners Law Firm
- *Post title:* Lawyer registered at the Tunis Bar, Court of Appeal
- *Other information:* Partner Lawyer/counsel having represented and defended clients before civil, criminal and military courts. Accompaniment and pro bono defence of women and children who are victims of domestic and/or sexual violence. Drafting of legal notes, opinions and conclusions. Participation in numerous legal training courses on the judicial protection of human rights.

**OTHER PROFESSIONAL ACTIVITIES:**

- Please copy/paste if more entries are needed

**04/2017-Present**

*Activity:* International Expert to International IDEA - Project "Political Dialogue in Yemen" -  
\* Assignment: Advice and support to the negotiations of a peace agreement and the transitional security arrangements \* Review and analysis of issues of impunity of combatants, protection of vulnerable groups and persons, reparation of war damages, demobilization of combatants; post-conflict justice \* Strengthening mediation and negotiation capacities of political actors.

**10/2016**

*Activity:* International Consultant - Hanns Seidel Foundation - World Relief and Cooperation Organization IOCEA (Libya) - Assignment: Review and commentary of the draft law on the reform of immigration and asylum laws in Libya.

**12/2015 - 03/2016**

*Activity:* International Consultant in Police and Justice reform, United Nations Assistance Mission for Iraq-OHCHR - \* Assignment: Assessment and analysis of training programmes and complaints mechanisms in the justice and law enforcement sectors in Iraq \* Drafting of a human rights training manual for the police and law enforcement personnel in Iraq \* Capacity building of mechanisms for reporting human rights violations.

**01/2015 - 03/2015**

*Activity:* Expert in constitutional processes and security reform - Democracy Reporting International (DRI) in Libya. Assignment: Provide legal analysis and opinions on the Constitution Draft chapter relating to the Armed and Security Forces and Security \* Presentation and discussion of options for the "Disarmament, Demobilization and Reintegration (DDR)" process \* Exchange with members of the Constitutional Drafting Committee on the potential prosecution of war crimes in Libya before the ICC.

**01/2015 - 02/2015**

*Activity:* Consultant, World Organisation Against Torture (OMCT) - Assignment: Preparation, facilitation and moderation of workshops for exchanges between professionals (Judges, police, forensic doctors, lawyers, psychologists, etc.) on the prevention of torture and ill-treatment in Tunisia. \* Drafting of a report on the implementation of the new legislation on the prevention of torture in prisons in Tunisia, with follow-up recommendations.

**02/2011 - 08/2013**

*Activity:* Senior Adviser, Acting Head of Mission - Geneva Centre for the Democratic Control of Armed Forces (DCAF). \* Mission: Management, coordination and supervision of the portfolio of projects related to DCAF operations in the MENA region, in particular those at the intersection of security and human rights: Criminal and military justice reform, prison reform, police reform, complaints mechanisms, parliamentary oversight of the armed forces, implementation of UNSCR 1325.

**MOST RELEVANT PUBLICATIONS**

1. Ben Mahfoudh, H. (2020), "Les victimes en droit international : essai de typologie", in Droit, humanité et environnement: Mélanges Stéphane Doumbé-Billé (Français) Broché – 22 janvier 2020.

de Mohamed Ali Mekouar (Sous la direction de), Michel Prieur (Sous la direction de).

2. Ben Mahfoudh, H. (sld.) (2019). Les victimes en droit international. Publication du Laboratoire de recherche en droit international et européen et relations Maghreb-Europe (LR-DIERME) – Faculté des Sciences Juridiques, Politiques et Sociales de Tunis – Agence Universitaire Francophone.
3. Doumbé-Billé, S., Ben Mahfoudh, H. (Ed.), Révolutions et droit international, Presses de l'Université Toulouse 1 Capitole - France, 01/2019.
3. Ben Mahfoudh (H.), (2017), “Security Sector Reform and the Struggle against Terrorism: State of Affairs, Issues and Challenges”, IEMed. Mediterranean Yearbook 2017, pp. 233-235.
4. Ben Mahfoudh (H.), (2016), “Protect, Respect and Remedy: A Framework for Accountability for Human Rights Violations Committed by Foreign Fighters”, International Community Law Review 18 (2016) 418–430.
5. Ben Mahfoudh (H.), (2015), “Le contrôle juridique et juridictionnel des opérations militaires à l’extérieur”, Annuaire International de Justice Constitutionnelle, Vol. XXXI, 2015, Economica, France, pp. 591-612.
6. Ben Mahfoudh, H. (2010). L’environnement, l’humanitaire et le droit international. Centre des Publications Universitaires, Tunis.
7. Ben Mahfoudh, H. (2007). “Acteurs non étatiques et droit international », In: Acteurs non étatiques et droit international/ sous la dir. de Rafâa Ben Achour et Slim Laghmani, VIIe Rencontre internationale de la Faculté des Sciences juridiques, politiques et sociales de Tunis: 6, 7 et 8 avril 2004 /, Publisher Paris: Pedone, Year 2007, Pages 215-241.
8. Ben Mahfoudh, H. (2005). La protection de l'environnement en période de conflits armés. Thèse de doctorat en droit international humanitaire, Faculté des sciences juridiques, politiques et sociales de Tunis, 699 pages.

#### **MOST RELEVANT SEMINARS**

##### **I. Seminars and International courses :**

1. “Governance of the security sector in fragile States”, Master in Public Law - M2: Spécialité Droit de la reconstruction des Etats, Université Aix-Marseille, France 2016, 2017. And then Paris Panthéon - Sorbonne, 2019, 2020.
2. “Cours Général: Constitution, Sécurité et Défense”, Académie Internationale de Droit Constitutionnel, XXXIII ème session, 25 août – 3 septembre 2017, Tunis, Tunisie.
3. “Civilian Oversight of the Security Sector in Post-Conflict and Transitional Environments”, Master in Democratic Governance - Human Rights and Democracy in the MENA Region (DE.MA) – European Inter-University Centre for Human Rights and Democratization, Venice, Tunis, Beirut, 2016, 2017.
4. "La justice pénale internationale : l'exemple de la CPI", Ecole supérieure de Guerre, Tunis, Tunisie (Cours annuel, années 2015, 2016, 2017).

##### **II. Conferences and Panels:**

1. Rapporteur: Workshop sur "La conduite de poursuites et de procès contre les combattants terroristes étrangers, y compris ceux qui rentrent dans leur pays et ceux qui se relocalisent", organisé par le Laboratoire de recherche en droit international et européen et relations Maghreb-Europe (LR-Dierme)) et l'Association tunisienne pour les Nations Unies (ATNU), à l'occasion célébration de la journée des Nations Unies, Tunis, 24 octobre 2019.
2. Panelist: "Transtional justice in Tunisia", Edinburgh Dialogues V: Transitional Justice and Constitution Building Processes, School of Law, International IDEA, Edinburgh, December 2018.
3. Speaker: "Technological change and international humanitarian law – amend, implement or simply manage expectations?", 3rd Stockholm Security Conference, SIPRI, 19–20 September 2018, Stockholm, Sweden.

4. Contribution: "L'assassinat de Mohamed Zouari : un crime international ?", Leaders Magazine, décembre 2016.

5. Panelist: "Workshop on The evolution of mercenarism and the implications for accountability and remedy with respect to human rights violations", Office of the United Nations High Commissioner for Human Rights, Palais des Nations, Genève, April 2016.

6. Speaker: "L'atteinte aux biens culturels devant la CPI", Séminaire organisé par l'Association des historiens tunisiens et l'Institut national du patrimoine, Musée du Bardo, Tunis, Décembre 2015.

7. Panelist: "Les archives judiciaires et l'histoire de la prépression en Tunisie", contribution à la journée d'étude sur: "La justice transitionnelle en Tunisie et le droit international: question de la compatibilité des standards de la JT avec les règles du droit international", LR-Dierme, UNHCHR, ICTJ, PNUD, 16/04/2015, Faculté des sciences juridiques, politiques et sociales de Tunis.

8. Speaker: "Les paradoxes de la CPI: éléments de différenciation et de distinction d'une justice pénale internationale". Séminaire organisé par le Ministère de la Justice et le Centre de Genève pour la promotion des droits de l'homme et le dialogue global, Tunis, Novembre 2011.

#### **MEMBERSHIP OF PROFESSIONAL ASSOCIATIONS AND SOCIETIES**

2019-Present: Senior Nonresident Fellow, Rafik Hariri Center on the Middle East, Atlantic Council (Washington, D.C.)

2014-2017: Nonresident Fellow, Rafik Hariri Center on the Middle East, Atlantic Council (Washington, D.C.)

2014-Present: Founding member of the Arab Organization for Constitutional Law and member of its Scientific Committee.

2011-2012: Member of the National Commission for Follow-up on the Recommendations of International and Regional Human Rights Rapporteurs, and representative of the Ministry of Higher Education and Scientific Research in this Commission.

2004-Present: Associate Member, The Near East and South Asia (NESA) Center, U.S. Department of Defense, Washington, D.C.

2001-2003: Member of the American Society of International Law.

#### **AWARDS AND HONOURS**

Distinguished Alumnus Award (2014) of the NESA Centre – NDU (USA).

#### **PERSONAL INTERESTS**

Cello, hiking and photography.

#### **OTHER RELEVANT FACTS**

2009: Visiting Scholar, Civic Education and Leadership Fellowship (CELF) program, Maxwell School of Syracuse University, NY/USA.

2002: Auditor of the Courses of the Academy of International Law, Session Private International Law, The Hague - Netherlands (2002).

2001: Recipient of a Fulbright Fellowship in the USA, Lafayette College, Easton, Pennsylvania. (US Constitution) (2001).

1998: Course Auditor for the Geneva Institute for Peace Research (GIPRI) - Geneva (1998).

1997: Auditor of the Courses of the Academy of International Law, Public International Law Session, The Hague - The Netherlands (1997).