2nd ANNUAL LAW CONFERENCE

Terrorism: Challenges to emerging democracies in Africa

VENUE: Strathmore University
DATE: 4th - 5th August 2015

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Prof. Joseph Weiler

Joseph HH Weiler is President of the European University Institute (EUI). Previously he served as Professor of Law and Jean Monnet Chair at Harvard Law School and subsequently as Director of the Jean Monnet Center at NYU School of Law. Weiler is Editor-in-Chief of the European Journal of International Law (EJIL) and the International Journal of Constitutional Law (ICON). Weiler is also an Honorary Professor at University College London and the University of Copenhagen, and Co-Director of the Academy of International Trade Law in Macao, China. He holds a PhD. in European Law from the EUI, Florence and honorary degrees from various European universities.

Weiler is author of articles and books in the fields of international, comparative, and European law. His publications include: The Constitution of Europe - do the New Clothes have an Emperor? (Cambridge Univ. Press, 1998 - translations into eight languages); The EU, the WTO, and the NAFTA: Towards a Common Law of International Trade? (Academy of European Law, EUI, Florence/Oxford Univ. Press, 2000); Un’Europa Cristiana (Rizzoli, 2003 - translations into eight languages), The Worlds of European Constitutionalism, (with Gráinne De Búrca) (Cambridge University Press, New York and Cambridge, 2012) and a novella, Der Fall Steinmann (Piper 2000). He is currently completing a book entitled “Reconsidering the Trial of Jesus - A Reading for our Times”.

Weiler’s research focus is on issues of European integration, trade and globalization, Transnational governance and democracy and the interface of law and religion.

Dr. Alex Schmid

Dr. Alex P. Schmid is an internationally renowned Dutch scholar in Terrorism Studies and former Officer-in-Charge of the Terrorism Prevention Branch of the United Nations. In 2006 he was appointed to a Chair in International Relations at St Andrews University as well as succeeding Magnus Ranstorp as Director of its Centre for the Study of Terrorism and Political Violence (CSTPV). Prior to his appointment to St Andrews, Professor Schmid served as Officer-in-Charge of the United Nations’ Terrorism Prevention Branch in Vienna, where, from 1999 to 2005, he held the position of a Senior Crime Prevention and Criminal Justice Officer. Before joining the United Nations, he held the Synthesis Chair on Conflict Resolution at the Erasmus University in Rotterdam. He also taught International Relations at the Department of Political Sciences of Leiden University where he acted as Research Coordinator of the Interdisciplinary Research Programme on Causes of Human Rights Violations (PIOOM). He was an Einstein Fellow at the Center for International Affairs, Harvard University, and served on the Executive Board of the International Scientific and Professional Advisory Council (ISPAC) of the United Nations Crime Prevention and Criminal Justice Programme. Professor Schmid is a Member of the World Society of Victimology and a Corresponding Member of the Royal Academy of Arts and Sciences of the Netherlands. He also is a Member of the European Commission’s Expert Group on Violent Radicalisation. The Supreme Court of India adopted Alex P. Schmid’s definition of terrorism in a 2003 ruling (Madan Singh vs. State of Bihar), “defin[ing] acts of terrorism veritably as ‘peacetime equivalents of war crimes.’”[1]

Schmid’s academic consensus definition of terrorism (1988) is widely used, e.g. by Jane’s Intelligence.
Mr. Adama Dieng

Adama Dieng (Senegal) is the UN Secretary-General’s Special Adviser on the Prevention of Genocide and former Registrar of the International Criminal Tribunal for Rwanda. Adama Dieng holds degrees in Law from Dakar University and International Law from the Research Centre of The Hague Academy. He started his legal career in Senegal where he held several positions before becoming Registrar of the Supreme Court of Senegal. From 1990 to 2000, he served as Secretary-General of the Geneva based International Commission of Jurists. He has been Board Member of various Institutions including the International Institute for Democracy and Electoral Assistance, Africa Leadership Forum and the International Institute of Humanitarian Law. Adama Dieng was the driving force behind the establishment of the African Court on Human and People’s Rights and also drafted the African Convention to fight corruption.

Baron Serge Brammertz

On 28 November 2007, Serge Brammertz was appointed by the United Nations Security Council to serve as Chief Prosecutor of the International Criminal Tribunal for the former Yugoslavia. He assumed his duties on 1 January 2008. He was reappointed by the Security Council on 14 September 2011.

Dr. Brammertz has served for more than a decade in senior positions charged with investigating and prosecuting grave international crimes. Prior to his current appointment, in January 2006 United Nations Secretary-General Kofi Annan appointed him as Commissioner of the United Nations International Independent Investigation Commission into the assassination of former Lebanese Prime Minister Rafik Hariri, a post he held until the end of 2007. Previously, in September 2003 he was elected by the Assembly of State Parties as the first Deputy Prosecutor of the International Criminal Court. In that capacity, he was in charge of establishing the Investigations Division of the Office of the Prosecutor, and initiated the first ICC investigations in Uganda, the Democratic Republic of Congo and Darfur.

Prior to his international appointments, Dr. Brammertz was first a national magistrate then the head of the Federal Prosecution of the Kingdom of Belgium. In these roles, he supervised numerous investigations and trials related to cases of organised crime, terrorism, international drug trafficking, human trafficking and violations of international humanitarian law. His work focused in particular on coordinating transnational investigations and strengthening cross-border police and judicial cooperation in criminal matters. In addition, he also worked for the European Commission, the Council of Europe and the International Organisation for Migration as an expert on these and related issues.

From 1989 to 1997, he served as Deputy Prosecutor, then Chief Deputy Prosecutor at the Court of First Instance in Eupen (Belgium), before becoming Deputy to the Prosecutor-General at the Liège Court of Appeal.

Dr. Brammertz is currently a member of the Executive Committee of the International Association of Prosecutors, and previously served as Chairman of the European Judicial Network. He has published and lectured widely on the investigation and prosecution of complex crimes, European and international police and judicial cooperation in criminal matters, international humanitarian law, organized crime,
terrorism and judicial capacity building. He was a professor of law at the University of Liège until 2002.

Dr. Brammertz holds a law degree from the University of Louvain-la-Neuve, a degree in Criminology from the University of Liège and a PhD in international law from the Albert Ludwig University in Freiburg, Germany, where his thesis was on the topic “Cross-border Police Cooperation”.

Prof. Alex Whiting

Alex Whiting is a Professor of Practice at Harvard Law School where he teaches, writes and consults on domestic and international criminal prosecution issues. From 2010 until 2013, he was in the Office of the Prosecutor at the International Criminal Court (ICC) in The Hague where he served first as the Investigations Coordinator, overseeing all of the investigations in the office, and then as Prosecutions Coordinator, overseeing all of the office’s ongoing prosecutions. Before going to the ICC, Whiting taught for more than three years as an Assistant Clinical Professor of Law at Harvard Law School, again with a focus on prosecution subjects. From 2002-2007, he was a Trial Attorney and then a Senior Trial Attorney with the International Criminal Tribunal for the Former Yugoslavia (ICTY) in The Hague. He was lead prosecution counsel in Prosecutor v. Fatmir Limaj, Isak Musliu, and Haradin Bala; Prosecutor v. Milan Martic; and Prosecutor v. Dragomir Milošević. Before going to the ICTY, he was a U.S. federal prosecutor for ten years, first with the Criminal Section of the Civil Rights Division in Washington, D.C., and then with the U.S. Attorney’s Office in Boston where he focused on organized crime and corruption cases. Whiting attended Yale College and Yale Law School, and clerked for Judge Eugene H. Nickerson of the Eastern District of New York. His publications include Dynamic Investigative Practice at the International Criminal Court, 76 Law and Contemporary Problems 163 (2014), INTERNATIONAL CRIMINAL LAW: CASES AND COMMENTARY (2011), co-authored with Antonio Cassese and two other authors, and In International Criminal Prosecutions, Justice Delayed Can Be Justice Delivered, 50 Harv. Int’l L. J. 323 (2009).

Dr. Mutuma Ruteere

Dr. Mutuma Ruteere is the Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and related intolerance in the Human Rights Council.

Mr. Ruteere has a strong human rights background with extensive experience including as Director of the Centre for Human Rights and Policy Studies and as Dean of the Kenya Human Rights Institute.

He has worked for many years on issues relating to ethnic conflict, discrimination and exclusion in a range of African countries, with a particular emphasis on research into and monitoring of human rights violations.

Dr. Ruteere holds a Ph.D. in political science, with a human rights focus and an M.A. on the theory and practice of human rights. His graduate training is in international relations and international law. He graduated from the Human Rights Centre in 2001 having completed the MA Theory and Practice of Human Rights. He has published widely on international human rights issues and has taught at undergraduate and graduate levels on human rights.
H.E John Feakes

Mr. Feakes commenced as Australia’s High Commissioner to Kenya on 6 January 2015. He had most recently been Chargé d’Affaires in Lebanon and before that in Jordan. Prior to this, he was Senior Civilian Representative in Tarin Kowt, Afghanistan (January-May 2013). He has previously served overseas as Deputy Head of Mission, Australian High Commission, Port Moresby (2008-2012); Minister-Counsellor (Office of National Assessment Liaison), Australian Embassy, Washington DC (2004-2007); First Secretary later Counsellor; Australian High Commission, Port Moresby (2000-2003); and First Secretary, Australian Embassy, Manila (1996-1998).

In Canberra, he has served as Assistant Secretary, Policy Planning Branch (February-October 2012); Assistant Secretary, Strategic Affairs Branch (2007-2008); Director, Solomon Islands Section (2003-2004); and Executive Officer, Middle East and Africa Branch (1994-1996).

He served as an Adviser at the International Division of the Department of the Prime Minister and Cabinet (1998-2000), while on secondment from the Department of Foreign Affairs and Trade (DFAT). Prior to joining DFAT, he worked at the Department of Defence (1992-1994). He holds a Bachelor of Arts (Honours) degree from the University of New South Wales. He is married with three children.

Justice Isaac Lenaola

Justice Isaac Lenaola is the Presiding Judge of the Constitutional and Human Rights Division of the High Court and Deputy Principal Judge of the Court of First Instance of the East African Court of Justice. In November 2013, Justice Isaac Lenaola was appointed by the UN Secretary-General as a judge of the Residual Special Court of Sierra Leone.

Dr. George Mukundi Wachira

Dr. George Mukundi Wachira is the Head of the African Governance Architecture (AGA) Secretariat, Department of Political Affairs, African Union (AU) Commission. A Kenyan national, he has a law degree from the University of Nairobi, Master and Doctor of International Law Degrees from the University of Pretoria, South Africa and a Master in Public Administration Degree from the Harvard, Kennedy School of Government. Prior to joining the AU Commission in 2012, he was the advocacy director, Centre for the Study of Violence and Reconciliation, South Africa where he led civil society and policymakers’ engagement with the African Union towards the development of an African transitional justice policy framework. He has extensive teaching, research and technical work experience on the rule of law, constitutionalism, democratic governance, human rights, transitional justice and public administration.
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Commissioner Murshid Mohamed

Commissioner Murshid Mohamed holds an LL.M (Constitutional Law), LL.B and B.A. in political science all from M.S. University of Baroda in India. He is an advocate of the High Court of Kenya.

He previously worked in the shipping industry at the Mitchell Cotts Shipping and Safmarine Container Lines in Mombasa and also lectured at the Bandari College, Mombasa.

He has served as a Commissioner in the Interim Independent Boundaries Review Commission and the Poverty Eradication Commission.

He is currently serving as a Commissioner of the National Police Service Commission and chairs the Policy Programmes, Legal Affairs and Appeals Committee of the Commission, which committee comprises several sub-committees including vetting of police officers, drawing of regulations for the transformation of the National Police Service and Appeals from Members of the National Police Service.

Elisha Zebedee Ongoya

Before his appointment as a lecturer, senior lecturer, Head of Department of Public Law and subsequently, the Dean, Kabarak University Law School in April 2015, which office he holds to date, Elisha Z Ongoya left Musingu High School to join the University of Nairobi where he graduated with a Bachelor of Laws (LL.B)(Hons) degree in 2003. He thereafter pursued a postgraduate diploma in law from the Kenya School of Law which qualified him for admission as an advocate of the High Court of Kenya in 2005. He is, consequently an advocate of the High Court of Kenya and a partner at the firm of Ongoya & Wambola Advocates. He also undertook his Master of Laws studies at the University of Nairobi graduating with a specialization in Law, Governance and Democracy. Mr Ongoya has also served as an adjunct lecturer teaching professional ethics and civil litigation at the Kenya School of Law. He also serves as an instructor in the Law Society of Kenya’s Continuing Legal Education programme where he teaches in areas of Constitutional Law, Human Rights Law, Land Law, Devolution and the Law among others. In the midst of all this, Ongoya has undertaken a series of teachings, writings and consultancies in public law including in the areas of; Constitutional Law, Administrative Law, Human Rights Law, Election Law, Gender and the Law, Disability and the Law, Children and the Law, the very broad subject of good governance, among others. Mr Ongoya also has practice and research interests in clinical legal pedagogy, and litigation procedures.
Mr. Mokaya Orina

Mokaya Orina is a lecturer at Moi University School of Law where he teaches public international law and international humanitarian law. He is also a doctoral student at the University Of Dar Es Salaam, Tanzania. His research is on national prosecution and adjudication of international crimes in Kenya. He has also previously worked as assisting defence counsel in the International Criminal Court and the United Nations International Criminal Tribunal for Rwanda.

Dr. Ochieng Lukes Ahaya

Dr. Ochieng Ahaya is a lecturer at Masinde Muliro University of Science and Technology in the faculty of education and social sciences where he teaches Islamic studies, and religion and social change. A Kenyan national, he has a degree in education from Kenyatta University, and a masters and doctorate degrees in Islamic Studies from Moi University.