

THE PINOCHET CASE AND ITS CONSEQUENCES TEN YEARS ON

Tuesday 11 November 2008, 10.00 to 18.00

**Venue: The Council Chamber, Institute of Advanced Legal Studies,
17 Russell Square, London WC1B 5DR**

In the 10th anniversary year of the arrest of General Pinochet in London, the objective of this one-day Conference is to examine the Pinochet precedent, its implications and its legacies. Several key figures in the Pinochet case, as well as leading experts in the field of international criminal justice, have agreed to participate.

Sponsors:

British Institute of International and Comparative Law
Centre for Law and Society at Lancaster University
Institute of Advanced Legal Studies, School of Advanced Study, University of London
Institute for the Study of the Americas, School of Advanced Study, University of London
JUSTICE (the British Section of the International Commission of Jurists)

- | | |
|-------|---|
| 10.00 | Registration |
| 10.25 | Welcome:
Professor David Sugarman |
| 10.30 | Session 1:
<i>Speaker: Geoffrey Robertson QC</i>
<i>"Ending Impunity: From Pinochet (1998) to Franco (2008)"</i>

<i>Chair: Lord Hope of Craighead</i> |
| 11.00 | Q&A |
| 11.15 | Coffee |
| 11.45 | Session 2:
<i>Speaker: Dr Juan Garcés</i>
<i>"The Pinochet Case and the Struggle for Justice"</i>
<i>Translator: Nick Caistor</i>
<i>Chair: Professor Maxine Molyneux</i> |
| 12.15 | Q&A |
| 12.30 | Session 3:
<i>Speaker: Reed Brody</i>
<i>"Hissène Habré - an African Pinochet"</i>
<i>Chair: Roger Smith OBE</i> |
| 13.00 | Q&A |
| 13.15 | Lunch |

- 14.15 Session 4:
Speakers: Dr Jimmy Bell and others
"The Voices of Victims, Relatives and Exiles"
Chair: Sir Geoffrey Bindman
- 14.45 Q&A
- 15.00 Session 5:
Speaker: Christopher Hall
"The global impact of the arrest of Pinochet and what remains to be done to make universal jurisdiction an effective tool for justice"
Chair: Elizabeth Wilmshurst
- 15.30 Q&A
- 15.45 **Tea**
- 16.15 Session 6:
Speaker: Professor David Sugarman
"A battleground of memory and justice. Chile since the 1973 coup".
Chair: Alan Angell
- 16.45 Q&A
- 17.00 Session 7:
Speaker: Wolfgang Kaleck
"The German cases against the Argentine military for murder and torture, and against the then U.S. Defense Secretary, Donald Rumsfeld and others for torture."
Chair: Hugh O'Shaughnessy
- 17.30 Q&A
- 17.45 Closing comments and finish

Followed by Wine reception.

*This conference has 5 CPD hours accreditation with the Solicitors Regulation Authority.
and 5 CPD hours with the Bar Standards Board.*

**Booking - please contact: Belinda Crothers, IALS, 17 Russell Square, London WC1B 5DR.
Tel: 020 7862 5841; Fax: 020 7862 5850. Email: Belinda.Crothers@sas.ac.uk
Conference Website: www.sas.ac.uk/events/view/4835**



CONFERENCE SPEAKERS AND CHAIRS

ALAN ANGELL is an Emeritus Fellow of St Antony's College, Oxford and a former Director of the University Latin American Centre. He has written extensively on Chile and his most recent book is *Democracy after Pinochet: Politics, Parties and Elections in Chile*. (Institute for the Study of the Americas 2006).

DR JIMMY BELL is associated with *Memoria Viva*, an NGO that seeks to keep alive the memory of the human rights violations of the Pinochet dictatorship.

SIR GEOFFREY BINDMAN has practised as a solicitor in London for 47 years. He visited Chile the 1970s on behalf of the Labour party and Amnesty International. When Pinochet challenged his arrest in the House of Lords in 1998, he represented Amnesty, other human rights organisations and individuals in resisting that challenge. He is a visiting professor of law at University College London and London South Bank University and has received several awards for his human rights work, including a knighthood for services to human rights in January 2007. He is chairman of the British Institute of Human Rights."

REED BRODY is Counsel and Spokesperson for Human Rights Watch in Brussels. He directed HRWs intervention in the Pinochet case at the House of Lords and now spearheads the effort to bring to trial the former dictator of Chad, Hissène Habré. His work on the Pinochet and Habré cases has been profiled in the *New York Times* and *le Monde* and is the subject of the documentary film "The Dictator Hunter." Before joining HRW, he led United Nations teams in the Democratic Republic of Congo and El Salvador, and coordinated an international legal team prosecuting human rights crimes in Haiti. In 1984, he uncovered a pattern of atrocities against Nicaraguan civilians by US-funded "contras."

NICK CAISTOR is a former BBC Latin American analyst and is now a freelance writer on the region for various publications. When not involved in radio journalism, he has also published several books, including anthologies of Latin American literature, and translated 10 novels. His many translations from the Spanish and the Portuguese for publishers like Faber & Faber, Harvill Press and Farrar Straus, include: José Saramago's *Journey to Portugal*, *The Devil and Miss Prym* by Paulo Coelho, *The Man of My Life and The Buenos Aires Quintet* by Manuel Vázquez Montalban. He is also editor and translator of the *Faber Book of Contemporary Latin American Stories*.

JUAN GARCÉS graduated as a lawyer in 1967 from the University of Madrid, and obtained doctorates in political science from both the University of Madrid (1967) and the Sorbonne (1970). When Salvador Allende became President of Chile in 1970, he invited Garcés to be his adviser. He was with the President when troops bombed the presidential palace and found himself the sole survivor among Allende's political advisers when the coup had run its course. Together with the Union of Progressive Spanish Prosecutors, Dr Garcés filed a criminal complaint against Pinochet and fellow junta leaders for 'crimes against humanity'. Simultaneously a civil suit was filed on behalf of the families of victims of Pinochet's regime, who had been organised by, and whose lawyers had been directed by, Dr Garcés. He was presented in the Swedish parliament the 1999 Right to Livelihood Award, better known as the alternative Nobel Prize, for being the driving force behind Spain's efforts to bring General Pinochet to justice in a Spanish court. He is the author of several books including: *Soberanos e intervenidos. Estrategias globales, americanos y españoles*. Madrid, Siglo XXI, 2008 (3rd editio).

CHRISTOPHER KEITH HALL is Senior Legal Adviser, International Justice Project (since 2004), International Secretariat, Amnesty International, London. He has been responsible for Amnesty International's efforts to establish and support the International Criminal Court and its work on other international justice issues, including other international criminal courts, universal jurisdiction, amnesties, immunities and rule of law. Columbia College in New York City (1972); University of Chicago Law School (1978); Associate at Fried, Frank, Harris, Shriver & Jacobson in New York City (1978 to 1982) (extensive *pro bono* litigation on behalf of Haitian and Cuban refugees); Instructor (1982-1983) and Adjunct Professor (1983-1984) at the University of Miami School of Law; Associate at Kurzban, Kurzban & Weinger in Miami (1983-1984); Assistant Attorney General of the State of New York (1984-1990); Legal Adviser (1990 to 2004) International Secretariat, Amnesty International, London.

LORD HOPE OF CRAIGHEAD became a Lord of Appeal in Ordinary in 1996, and was one of the Law Lords who heard the Pinochet case (Pinochet 3) of March 1999. He was Lord President of the Court of Session and Lord Justice General during 1989-1995. He has been Chancellor of the University of Strathclyde since 1998.

WOLFGANG KALECK is General Secretary of the European Center for Constitutional and Human Rights e.V. (ECCHR), Berlin. He was a lawyer in the German cases against the Argentine military for murder and torture, and against the then U.S. Defense Secretary, Donald Rumsfeld and others for torture.

PROF. MAXINE MOLYNEUX is Director of the Institute for the Study of the Americas, School of Advanced Study, University of London. Among her books are: *Women's Movements in International Perspective* ILAS/Macmillan 2003; *Gender Justice, Development and Rights* (ed. with S. Razavi) Oxford University Press 2003; *The Hidden Histories of Gender and the State in Latin America* (ed. with E. Dore) Duke U.P. 2000; *The Politics of Rights* (ed. with A. Cornwall) Routledge, 2007; *Doing the Rights Thing: Rights-Based Development and Latin American NGOs in Latin America* (with Sian Lazar) ITPG, 2003.

HUGH O'SHAUGHNESSY is one of Britain's foremost journalists, working for over 40 years on Latin America. He has written regularly for *The Economist*, *The Independent*, *The Irish Times*, *The Tablet* and other publications since 1961. He has worked in radio and television for the BBC, ITV, RTE and on the Cold War series for Sir Jeremy Isaacs and Ted Turner. He is the author of *Around the Spanish Main* (Century 1991 London; Shinko Sha, Tokyo); and *Grenada: Revolution, Invasion and Aftermath* (Hamish Hamilton and Sphere 1984). In 1988 the BBC published his book *Latin Americans* to accompany a Radio 4 series of programmes. His book, *Pinochet: the Politics of Torture* (Latin America Bureau London 1999; New York University Press, 2000) was reviewed in *The Tablet* by Professor Conor Gearty, who wrote, "It is unlikely there is anywhere a better book with which to educate oneself about Chile's recent ordeals... One of the great strengths of O'Shaughnessy's marvellous book is that it contrives to reach far beyond Chile without ever seeming to leave its borders." O'Shaughnessy has won two British National Press Awards; the Wilberforce Medallion of the city of Kingston upon Hull; earned a commendation from the Gustavus Myers Centre, linked to the University of Arkansas; and was awarded a Maria Moors Cabot Special Citation by the Graduate School of Journalism of Columbia University, New York.

GEOFFREY ROBERTSON QC is the founder and head of Doughty Street Chambers, and a member of the United Nations Internal Justice Council. He has argued many landmark cases in courts throughout the world. He was involved in the prosecution of Hastings Banda; wrote the amicus brief for Human Rights Watch in the Pinochet case, and was the First President of the UN War Crimes Court in Sierra Leone. His book *Crimes Against Humanity: the struggle for global justice* was used by Balthazar Garzon to support his decision to open an investigation into the war crimes of General Franco. Mr Robertson's other books include *The Tyrannicide Brief*; *The Levellers: The Putney Debates* and *The Justice Game*.

ROGER SMITH OBE is director of JUSTICE. He has been director of Legal Education and Training at Law Society and of the Legal Action Group. He is a visiting professor at London South Bank University and an honorary professor at the University of Kent. He has an honorary LL.D from Westminster and was awarded the OBE earlier this year. Roger writes widely on legal matters with a monthly page in both the *Law Gazette* and the *New Law Journal*. He has been the General Council of the Bar's Legal Journalist of the year. He is the author of various publications, particularly on publicly funded legal services including *Children and the Courts* (Sweet and Maxwell) and *Shaping the Future: new directions in legal services* (LAG).

DAVID SUGARMAN is Professor of Law and Director of the Centre for Law and Society at Lancaster University, UK. He is a Fellow of the Royal Historical Society and a Senior Research Fellow at the Institute of Advanced Legal Studies, London University. He has held visiting professorships at Princeton, Johns Hopkins, Toronto, McGill, Barcelona and Osaka. He has authored or edited 16 books; and has authored over 60 articles. His principal research in recent years has centred on the local and transnational struggles to bring Augusto Pinochet to justice, and their consequences. He has completed over 300 interviews with victims, NGO's, judges, lawyers and politicians in 12 countries, and new archival research. Prof. Sugarman has published articles on the Pinochet case in the *Modern Law Review*, the *Journal of Spanish Cultural Studies*, the *Guardian*, the *Times*, *Open Democracy* and the *Santiago Times*. He has lectured extensively in the UK and internationally on the Pinochet case. His books *Chile, Pinochet and the End of Justice* and *Pursuing Pinochet. A Global Quest for Justice*, will be published in 2009.

ELIZABETH WILMSHURST is Associate Fellow, International Law, at Chatham House and a visiting professor at University College, London University. She was a legal adviser in the United Kingdom diplomatic service between 1974 and 2003. Between 1994 and 1997 she was the Legal Adviser to the UK mission to the United Nations in New York. She took part in the negotiations for the establishment of the International Criminal Court. She is a co-author of *An Introduction to International Criminal Law and Procedure* (Cambridge, 2007).

REGISTRATION FORM

The Pinochet Case and Its Consequences Ten Year On

Tuesday 11 November 2008

<i>If you wish to attend this conference please fill in and return this form by 29 October</i>																																			
First name(s):		Title (Prof, Dr, etc):																																	
Surname:																																			
University, College or Company:																																			
Position:																																			
Address:	Tel:																																		
	Fax:																																		
	Email*:																																		
Signed:		Date:																																	
Fee enclosed: ☐ Full Rate: £150 ☐ Academic & NGO Rate: £60 ☐ Rate for Postgraduate Students: £15.00. ☐ Discounted Full Rate for members of BIICL or SALS: £120 ☐ Discounted Academic Rate for members of BIICL or SALS: £50 Method of Payment: ☐ Cheque enclosed (£_____) <i>Cheques should be made payable to UNIVERSITY OF LONDON and sent together with the registration form to Belinda Crothers, IALS, 17 Russell Square, London WC1B 5DR.</i> ☐ Invoice: Please indicate clearly who is paying the invoice and the exact address the invoice should be sent to ☐ Charge my debit/credit card: ☐ Visa; ☐ Mastercard; ☐ Delta; ☐ Switch/Maestro; ☐ Solo Card number: <table border="1" style="width: 100%; height: 20px; border-collapse: collapse;"> <tr> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </table> Valid from (mm/yy): <table border="1" style="width: 100%; height: 20px; border-collapse: collapse;"> <tr> <td></td><td></td><td></td><td></td> </tr> </table> Expiry date: <table border="1" style="width: 100%; height: 20px; border-collapse: collapse;"> <tr> <td></td><td></td><td></td><td></td> </tr> </table> Issue number: Switch and Solo cards only <table border="1" style="width: 100%; height: 20px; border-collapse: collapse;"> <tr> <td></td><td></td><td></td><td></td> </tr> </table>																																			
Name of issuing bank (on reverse of card):																																			
Cardholder's full name:																																			
Cardholder's signature:																																			
Billing address (if different from above):																																			
Postcode:																																			

Please return to Belinda Crothers, IALS, 17 Russell Square, London WC1B 5DR.
 Tel: 020 7862 5841. Email: Belinda.Crothers@sas.ac.uk
For payment with Credit Cards, please sign and fax the form to: 020 7862 5850