

**ORVILLE H. SCHELL, JR. CENTER FOR INTERNATIONAL HUMAN RIGHTS
YALE LAW SCHOOL
ROBERT L. BERNSTEIN INTERNATIONAL HUMAN RIGHTS FELLOWSHIP SYMPOSIUM
FRIDAY, MARCH 26, 2004**

INTERNATIONAL RESPONSES TO STATE CRIME

This year's Bernstein Symposium will focus on international responses to state crimes. In the decade following the Cold War, there was a revolution in the global attitude toward states' violations of human rights. Not only could such crimes be openly acknowledged, but there was a shared optimism that institutional innovation was possible. The post-Cold War regime would be one in which new global actors would protect potential victims and bring wrongdoers to justice before international tribunals. This sense of optimism was dealt a severe blow by the absence of an effective global response to the genocide in Rwanda. Even that failure, however, prompted institutional responses, including the establishment of the International Criminal Tribunal for Rwanda, and contributed to the successful campaign to create an International Criminal Court. More recently, the language of state crime has been used not to bolster the international capacity to respond effectively but to support unilateral interventions by the United States. The concern with state crime that had been both an engine and a symbol of the emergence of a new global order of law now offers support for the oldest vision of international order, one founded on state military power.

**10:00 – 11:30 a.m. (Faculty Lounge)
Current Bernstein Fellows present their work**

Brent Wible '03 is developing strategies to combat sexual abuse and sexual harassment of girls in Béninese schools. Tara Melish '00 is working with the Center for Justice and International Law in Washington, D.C., to bring economic, social and cultural rights cases in the inter-American human rights system.

**12:00 p.m. (Room 120)
Lunch and Continuous Screening of Short Film**

A Good Man in Hell: General Romeo Dallaire and the Rwanda Genocide

**1:00 – 2:45 p.m. (Room 127)
Genocide in Rwanda – Reflections Ten Years Later**

This panel will take a retrospective look at Rwanda, on the tenth anniversary of the genocide. Participants will discuss the lessons to be learned from the failure to intervene and from the difficult process of obtaining justice over the last ten years. In particular, the panel will explore how those lessons should inform future responses to state crime.

Panelists:

- *Bill Berkeley, author of *The Graves Are Not Yet Full: Race, Tribe, and Power in the Heart of Africa*, and Adjunct Professor, Columbia School of International and Public Affairs*
- *Alison Des Forges, Senior Consultant, Africa Division, Human Rights Watch, and author, *Leave None to Tell the Story: Genocide in Rwanda**
- *Charles Mironko, Department of Anthropology and former Associate Director, Genocide Studies Program, Yale University*

**3:00 – 4:45 p.m. (Room 127)
Intervention, Justice and the Revival of Unilateralism**

This panel will look to the future, focusing particularly on the crisis of global expectations brought about by a U.S. foreign policy of war on terror that has invoked human rights and the need to respond to serious violations. That policy has severely challenged the fundamental institutional structures that represented the global response to state crime. The United States has marginalized the Security Council and opposed the International Criminal Court. It

has chosen unilateralism over multilateralism and force over diplomacy, sanctions, and legal process. How has this challenge affected the prospects for effective international institutions? Does a world order dominated by a single superpower demand a re-evaluation of the late 20th Century dream of global cooperation?

Panelists:

- *Peter Galbraith, Senior Diplomatic Fellow, Center for Arms Control and Non-Proliferation, partner, Galbraith and Morrow, and former U.S. Ambassador to Croatia*
- *Chibli Mallat, Attorney and EU Jean Monnet Professor in European Law, Faculty of Law and Political Science, Université Saint Joseph, Beirut, Lebanon*
- *Linda Fasulo, author, An Insider's Guide to the UN, and UN correspondent, NBC News/MSNBC*
- *Jonathan Schell, Coca-Cola World Fund Fellow, Yale, and Harold Willens Peace Fellow, The Nation Institute*

5:00 p.m. (Room 127)

Robert L. Bernstein Lecture

Luis Moreno Ocampo, Prosecutor, International Criminal Court

"Establishing Global Justice: Challenges Faced by the Prosecutor of the ICC"

6:30 p.m. (Faculty Lounge)

Reception and Introduction of 2004-2005 Robert L. Bernstein Fellows