

## New Year, New Developments

Dear Friends of the Committee,

This quarter saw a torrent of landmark national prosecutions for crimes against humanity (CAH) and other grave crimes committed in third countries using the principle of universal jurisdiction. These State practices are developments that may help shape customary international law. We hope you enjoy this snapshot in time and welcome your comments and feedback.

Vy Thuy Nguyen  
Vice-Chair, Publications  
ICL Committee

## Section and Committee News



[Reminder - ILS Annual Meeting in Washington, D.C. April 26-29, 2022.](#)

[Apply for Leadership roles with the ICL Committee \(login to ABA Communities required\).](#)

### **Committee Member Spotlight Achievement**

Read Giovanni Chiarini's new publication: [Ecocide and ICC Procedural Issues: Additional Amendments to the 'Stop Ecocide Foundation' Proposal.](#)

## International and Hybrid Criminal Prosecutions



[Supreme Court Chamber of the ECCC dismisses Prosecutor's request to send Case 004 against YIM Tith and Case 003 against Meas Muth to trial.](#)

[Court of Appeals Panel of the KSC denies Hashim Thaci's detention appeal.](#)

[ICC Appeals Chamber reduces sentence of Mr Ahmad Al Faqi Al Mahdi for early and continued cooperation with the Court and prospect of resocialization and successful resettlement.](#)

[Pre-Trial Chamber II of the ICC confirms charges in \*Prosecutor v. Mr Mahamat Said Abdel Kani\*.](#)

[ECtHR rules preventive detention of mentally ill serious offender excessive in \*W.A. v. Switzerland\*.](#)

[AfCHPR finds mandatory imposition of the death penalty a violation of right to life and dignity in \*Gozbert Henerico v. United Republic of Tanzania\*.](#)

[Basic Court Chamber of the KSC issues first decision on victims' participation in \*Prosecutor v. Pieter Shala\*.](#)

[ICC Prosecutor opens investigation into 2017 anti-government protests in Venezuela, concludes preliminary examination of Colombia, and suspends investigation into the Philippines.](#)

## National Decisions



[Landmark German decision finds former Syrian colonel guilty of CAH by torture and other acts in Syrian prison.](#)

[U.S. court finds Ghislaine Maxwell guilty of sex-trafficking.](#)

[German court sentences IS German national for CAH in the form of enslavement resulting in death of a 5-year-old Yazidi girl.](#)

[Greece sentences 12 prison officials for torture of Nigrita Prison detainee in 2014.](#)

[International Crimes Tribunal Bangladesh sentences former BNP lawmaker to death for CAH in Bagura during 1971 Liberation War.](#)

[Bosnian Appeals Chamber overturns conviction of ex-Bosnian commander Sakib Mahmuljin's for failing to stop volunteer fighters torturing and killing Serb prisoners.](#)

[Belgian court dismisses case alleging colonial policy of placing mixed-race children in religious institutions for racial reason was CAH.](#)

[Military Panel members at Guantanamo submit handwritten request for clemency in \*U.S. v. Majid Shoukat Khan\*.](#)

[Trials of 96-year-old former chief secretary of the Stutthof concentration camp accused of 11,000 counts of accessory to murder and Syrian doctor accused of torturing and killing detainees in Syrian military hospitals begin in Germany.](#)

[Argentine trial into grave crimes against Rohingya begins.](#)

[Apartheid charged as CAH for first time in South Africa in COSAS 4 case.](#)

[Bosnian prosecutors indict Novica Tripkovic for CAH in Foca and Milenko Zivanovic in Srebrenica and Zepa during the 1992-95 Bosnian War.](#)

[Swedish prosecutors indict Lundin Oil AB executives for complicity in grave war crimes in Sudan from 1999 to 2003 and woman suspected of enabling, recruiting, and using her son from the age of 12 until 15 as a child soldier in Syria.](#)

[U.S. prosecutors charge 4 Belarus officials with conspiracy to commit aircraft piracy in the 2021 forced landing of a European airliner in Minsk.](#)

## Enforcement



[Belgian, French, and Spanish law enforcement cooperation, supported by EUROPOL, lead to 17 arrests in Spain for large-scale drug trafficking and money laundering.](#)

[INTERPOL cybercrime operation HAECHI-II leads to 1,000+ individuals arrested and \\$27 million in illicit funds intercepted.](#)

[WCO-INTERPOL Operation Thunder 2021 leads to 1,000+ seizures and 300 suspects identified linked to illicit wildlife and forestry product activities.](#)

## Enhanced Cooperation



[Slovak-Russian General Prosecutors sign program of cooperation on international crime, cybercrime, ecological criminality, corruption, and extremism.](#)

[Republic of Korea and EUROPOL sign Working Arrangement to prevent and combat serious crime and terrorism by enhancing information exchange.](#)

## Policies and Initiatives



[Executive Order establishes U.S. Council on Transnational Organized Crime, replacing Threat Mitigation Working Group.](#)

[European Commission adopts proposal for new EU environmental criminal offenses, sanctions, and relevant investigations and criminal proceedings.](#)

[Nations urge for dialogue on criminalizing ecocide during 20th session of the Annual Assembly of States Parties \(ASP\) meeting.](#)

[Nigeria and U.S. sign Cultural Property Implementation Act \(CPIA\) Agreement to restrict imports of Nigerian antiquities into the U.S. and enable their seizure at the border without the need for judicial and diplomatic processes.](#)

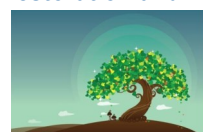
[Addendum to the UN-Royal Government of Cambodia Agreement on the Extraordinary Chambers enters into force, conferring ECCC with residual mandate.](#)

[EU proposes blacklisting of transport operators involved in facilitating the smuggling or trafficking of people.](#)

[U.S. announces diplomatic boycott of Beijing Olympics, citing ongoing genocide and CAH in Xinjiang and other human rights abuses.](#)

[ECCC publishes First Edition of the Jurisprudence of the Pre-Trial Chamber.](#)

## Restoration and Restitution



[Co-Rapporteurs on Residual Functions Related to Victims Deliver Report on appropriate initiatives regarding victims of the Khmer Rouge regime.](#)

[U.S. repatriates \\$15 million in looted relics to India and \\$11 million in trafficked antiquities to Italy.](#)

[Michael Steinhardt surrenders \\$70 million of stolen art and receives lifetime ban on acquiring other relics.](#)

[Cambodian officials call on Metropolitan Museum of Art to review collection of ancient artifacts believed to have been stolen in the late 20th century.](#)

[France opens classified archives expected to confirm their use of torture, war crimes, and extrajudicial killings during 1954-62 Algerian War of Independence.](#)

[UK settles 417 Iraq war compensation claims for cruel and inhumane treatment and arbitrary detention or assault by British troops.](#)

[ECtHR rules burden of proof lies with authorities in damages claim for killing of wartime detainee in \*Baljak and Others v. Croatia\*.](#)

## Calls for Public Consultation



[ICC OTP launches public consultation on new policy initiative to advance accountability for Gender Persecution under the Rome Statute - SUBMISSION DEADLINE March 18, 2022.](#)

### Published?

Send us the link so we can share your work.

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### Have Ideas?

Let us know what you want to see in our newsletter.