



Inter-American Human Rights Network

Leverhulme Inter-American Human Rights Network

Workshop

The Good, The Bad and The Ugly and Moving Forward: What to Learn From International Human Rights Systems?

29th – 30th January 2016
Human Rights Centre
Ghent University
Belgium

Workshop Programme

Friday 29 January

08:30 – 09:00 Registration and Coffee

09:00 – 09:20 Welcome

- Welcome: **Michel Tison**, Dean of the Law Faculty (Ghent University), **Clara Burbano-Herrera** (Ghent University), **Pär Engström** (University College London)
- Logistics: **Peter Low** (University College of London)
- Presentation of participants

09:20 – 10:05 Session 1:

International Human Rights Decisions and Their Implementation at the National level

Chair: **Clara Sandoval**, Essex University (UK), Executive Member IAHR Network

- **Jo-Marie Burt**, George Mason University (US), The Inter-American Court of Human Rights and the Creation of Domestic Prosecution Policies for Grave Human Rights Violations in Latin America: The Case of Peru (15 min)
- **Bruno Boti Bernardi**, Universidade Federal da Grande Dourados (Brazil), 'Ganhei na loteria! Mas e o prêmio? [I have won the lottery! What about the prize?]: empowerment, obstacles and overjudicialization in the relationship between the IAHRs and the victims of the Gomes Lund case (15 min)
- **Sabrina Ragone**, Max Planck Institute (Germany), IASHR and Domestic Institutions: Reflections in Light of the *Ius Constitutionale Commune* in the Field of Human Rights (15 min)

10:05 – 10:30 Questions & Answers

10:30 – 11:00 Coffee break

11:00 – 11:45 Session 2:

International Human Rights Decisions in the Context of Persons in Situation of Vulnerability

Chair: **Rossana Rocha Reis**, University of Sao Paulo (Brazil), Executive Member IAHR Network

- **Thomas Antkowiak**, Seattle University (US), A Dark Side of Virtue: The Inter-American Court and Reparations for Indigenous Peoples (15 min)
- **Lucy Claridge**, Head of Law at Minority Rights Group International (UK), Implementing Minority and Indigenous Peoples' Rights (15 min)
- **Kinga Janik**, Member of the Hans&Tamar Oppenheimer Chair in Public International McGill University (Canada), Unity into the Interpretation of Human Rights: Promoting Best Welcoming Practices for Smuggled Migrants (15 min)

11:45 – 12:15 Questions & Answers

12:15 – 14:15 Lunch

14:15 – 15:00 Session 3:

International Human Rights Decisions in the Context of Persons in Situation of Vulnerability (continuation)

Chair: **Alexandra Huneeus**, University of Wisconsin-Madison (US), Executive Member IAHR Network

- **Laura Clerico and Celeste Novelli**, Erlangen-Nürnberg University (Germany) and Consejo Nacional de Investigaciones Científicas y Técnicas (CONICET) (Argentina), The Inclusion of the Social Question within the Gender Perspective: Notes to Rewrite 'Cotton Fields' (15 min)
- **Enzamaría Tramontana**, University of Palermo (Italy), Implementing the Right to a 'Dignified Life': Potential, Constraints and Challenges (15 min)
- **Carlos Zelada**, Pacifico University (Peru), Is International Law the Best Way to Gain Recognition of Equal Marriage? (15 min)

15:00 – 15:30 Questions & Answers

15:30 – 16:00 Coffee break

16:00 – 16:45 Session 4:

Implementation of Decisions of Human Rights Bodies in the Context of Women's Rights

Chair: **Clara Burbano Herrera**, Ghent University (Belgium), Executive Member IAHR Network

- **Lorena Sosa**, Utrecht University (The Netherlands), Case Law on Violence against Women: New Grounds, New Challenges (15 min)
- **Ciara O'Connell**, University of Sussex (UK), Women's Reproductive Rights and Reparations: Lessons from the Inter-American System of Human Rights (15 min)
- **Carlos Herrera Vacafior**, University of Toronto (Canada) Framing of Rights and the Transformational Power of International Law: a Study from Reproductive Rights Litigation (15 min)

16:45 – 17:05 Questions & Answers

17:05 – 17:15 Presentation Book '**The Inter-American Court of Human Rights: Theory and Practice, Present and Future**', followed by a drink offered by Ghent University's Department of Constitutional Law & Human Rights Centre

19:30 Dinner

Saturday 30 January

08:45 – 09:15 Coffee

09:15 – 10:00 Session 5:

Human Rights Decisions from a Comparative Perspective

Chair: **Courtney Hillebrecht**, University of Nebraska-Lincoln (US), Executive Member IAHR Network

- **Stephanie Law**, Max Planck Institute (Luxembourg), Interlegality Within and Beyond Europe, Human Rights Protections and the Promise of Judicial Dialogue (15 min)
- **Oscar Parra**, Oxford University (UK), Some Procedural and Substantive aspects of the Recent Dialogue between the Inter-American Court and the European Court of Human Rights (15 min)
- **Caroline de Lima e Silva and Solomon Ebobrah**, iCourts, University of Copenhagen (Denmark), Exploring Socio-political factors in Latin America and Africa: Challenges for Developing Human Rights Systems and International Courts (15 min)

10:00 – 10:30 Questions & Answers

10:30 – 11:00 Coffee break

11:00 – 11:30 Session 6:

International Human Rights Decisions: Suggestions to improve implementation

Chair: **Pär Engström**, University College London (UK), Executive Member IAHR Network

- **Aysegi Uzun Marinkovic and Kresimir Kamber**, Legal Officers, European Court of Human Rights, Fostering implementation of human rights adjudications at the domestic level by strengthening and clarifying the rules on exhaustion of domestic remedies: A lesson learned from the ECtHR leading and pilot judgment procedures (15 min)
- **Christian de Vos**, Open Society Foundation (US), Ensuring effective interaction between actors and institutions at the national-level—the site where implementation occurs—and the international and regional human rights bodies that monitor those decisions (15 min)

11:30 – 12:00 Questions & Answers

12:00 – 14:00 Lunch

14:00 – 14:30 Session 7:

Human Rights Decisions and Political Context

Chair: **Clara Sandoval**, Essex University (UK), Executive Member IAHR Network

- **Jorge Contesse**, Rutgers School of Law-Newark (US), The Politics of Compliance in Inter-American Human Rights Law (15 min)
- **John Wadham**, Human Rights Consultant, prev. Executive Director, INTERIGHTS (UK), *Bending the jurisprudence and UK threats to leave the ECHR* (15 min)

14:30 – 15:00 Questions & Answers

15:00 – 15:30 Coffee break

15:30 – 16:30 Session 8:

Concluding Reflections and Regional Comparisons

Chair: **Alexandra Huneeus**, University of Wisconsin-Madison (US), Executive Member IAHR Network

- **Laurence Burgogue-Larsen**, Judge Constitutional Court of Andorra and Université de Paris I–Panthéon Sorbonne (France) (20 min)
- **Paulo Pinto de Albuquerque**, Judge European Court of Human Rights (20 min)
- **Frans Viljoen**, Director of the Centre for Human Rights, University of Pretoria (South Africa) (20 min)

16:30 – 17:25 Questions & Answers

17:25 – 17:30 Final words, **Yves Haeck**, Ghent University, **Pär Engström**, University College London

17:30 – 18:15 Network Meeting