



# THE INTENTIONAL DESTRUCTION OF THE CULTURAL HERITAGE OF MANKIND (IDCHM):

## *What Are the Remedies under International Law?*

*La Sapienza University of Rome, Faculty of Law, DSGE  
Aula Calasso, 2-3 December 2021*

**Thursday, 2 December 2021**

**Welcome Addresses - 9.00 A.M.**

Maria Sabrina Sarto, *La Sapienza University*  
Oliviero Diliberto, *La Sapienza University*  
Luisa Avitabile, *La Sapienza University*

**Opening Address - 9.20 A.M.**

Alberta Fabbriotti, *La Sapienza University*

### **PANEL 1. THE (RE)ACTIONS AGAINST IDCHM IN THE UN SYSTEM – 10.00 A.M.**

#### **Section 1. The UNESCO and Its Shortcomings**

1. *State Responsibility for IDCHM between UNESCO Rules and ASR*  
Patrizia Vigni, University of Siena
2. *The Referral to Municipal Law under the 1954 Hague Convention*  
Kamil Zeidler, University of Gdansk
3. *The 2003 Declaration concerning the Intentional Destruction of Cultural Heritage: A Step Back?*  
Federico Lenzerini, University of Siena

**BREAK – 11.00 A.M.**

### **PANEL 1. RESUMPTION – 11.20 A.M.**

4. *The Italian/UNESCO Task Force and Other Initiatives*  
Costanza Rizzetto, University of Milan  
Raghavi Viswanath and Jessica Wiseman, European University Institute

#### **Section 2. The Relevance of IDCHM as A Threat against International Peace and Security**

1. *The Security Council Resolutions*  
Kristin Hausler, British Institute for International and Comparative Law
2. *IDCHM: What Role for UN Peacekeeping Operations?*  
Laura Pineschi, University of Parma
3. *The UN Counter-Terrorism Committees and the Sanctions against Individuals*  
Erkan Akdogan, University of Ankara

**LUNCH BREAK – 1.00 P.M.**

### **PANEL 2. THE REPARATION FOR IDCHM IN THE JURISPRUDENCE OF THE HUMAN RIGHTS COURTS – 2.30 P.M.**

1. *The Preliminary Question of the Nature of the Rights Infringed by IDCHM: Individual, Collective or Group Rights*  
Federico Lenzerini, University of Siena  
Claudia Quinones Vila, New York District Attorney, and Leila Amineddoleh, New York District Attorney
2. *The “Victim” of IDCHM and the Entitlement to Submit a Claim*  
Ann Marie Thake, Courts of Justice (Superior Jurisdiction), Malta
3. *The Forms of Reparation and their Effective Implementation*  
Leonard Hammer, University of Arizona

**Friday, 3 December 2021**

### **PANEL 3. THE REMEDIES UNDER INTERNATIONAL INVESTMENT LAW – 10.00 A.M.**

1. *The IDCHM and the Assessment of Human Rights/Environmental Sustainability of the Foreign Investment*  
Ludovica Chiussi, University Alma Mater Studiorum
2. *The Avenues for Obtaining Redress for IDCHM under the International Investment Law*  
Valentina Vadi, Florence Bar
3. *The Jurisprudence of ICSID and Other Investor-State Dispute Settlement Mechanisms*  
Victor Stoica, University of Bucharest
4. *A Case Study: the Juukan Gorge Caves*  
Edward J. Guntrip, University of Sussex

**BREAK – 11.20 A.M.**

### **PANEL 4. THE PUNISHMENT OF THE DESTROYERS UNDER INTERNATIONAL CRIMINAL LAW – 11.40 A.M.**

1. *IDCHM as a War Crime*  
Francesca Sironi De Gregorio, University of Palermo
2. *IDCHM as a Crime Against Humanity*  
Kerstin von der Decken, Christian-Albrechts-Universität zu Kiel
3. *The Benchmark Case Study of Al-Mahdi before the International Criminal Court (ICC)*  
Elisa Ruozzi, University of Turin  
Noelle Higgins, University of Maynooth  
Alice Lopes Fabris, CAPES-Brazil

**LUNCH BREAK – 1.20 P.M.**

### **PANEL 4. RESUMPTION – 2.40 P.M.**

4. *The ICC OTP’s Draft Policy on Cultural Heritage*  
Andrzej Jakubowski, University of Opole/University of Amsterdam, and Karolina Wierczynska, Polish Academy of Sciences
5. *The Duty to Criminalize IDCHM*  
Chiara Venturini, University of Rome Tor Vergata, and Sophia Schiavon, University La Sapienza

**CLOSING REMARKS - 3.20 P.M.**

*Alberta Fabbriotti*

**Scientific Coordinator / Head of the Research Project**  
*Alberta Fabbriotti*

**Organizing Committee**  
*Sophia Schiavon  
Chiara Venturini*

**Email:** [idchm.sapienza@uniroma1.it](mailto:idchm.sapienza@uniroma1.it)

**For Additional Informations:** <https://idchmconference.wordpress.com>

**Registration**

Registration is compulsory and free of charge. Please follow the link to confirm your registration to the event  
<https://forms.gle/RkPMSdQqV3jdV1ed7>

**For participants who are present in person**

Please remember that you must provide your Covid-19 vaccination certificate or a certificate of a negative Covid-19 test.