



Parliamentarians for Global Action

PGA 28th Annual Parliamentary Forum on Human Security Consultative Assembly of Parliamentarians for the ICC and the Rule of Law - IV Session

December 4-5, 2006

*Kensei Kinenkan (Parliamentary Museum)
The National Diet of Japan, Tokyo, Japan*

With the support of
the European Commission, European Union,
and the Governments of Belgium,
The Netherlands and Switzerland.

the core support of
the Governments of Denmark and Sweden
and the cooperation of
the Ministry of Foreign Affairs of Japan

December 4, 2006

9:30 – 10:30 am

Opening Session

Opening remarks

Hon. Mayumi Moriyama, MP (Japan), Former Minister of Justice, President of the 28th Annual Forum Organizing Committee

Sen. Alain Destexhe (Belgium), President of PGA

Sen. Raynell Andreychuk (Canada), Convenor, International Law & Human Rights Program, PGA

H.E. Ambassador Hugh Richardson, Head, European Commission Delegation in Japan (on behalf of Dr. Benita Ferrero-Waldner, European Commissioner for External Relations)

Mr. Masakazu Sekiguchi, MP (Japan), Vice-Minister for Foreign Affairs (on behalf of Foreign Minister Mr. Taro Aso), Government of Japan

Special Guest:

H.E. Judge Philippe Kirsch, President of the ICC

Keynote Address on Human Security and the Rule of Law

Mme. Sadako Ogata, Former UN High Commissioner for Refugees, President of JICA

10:35am – 11:55pm

1. Human Security and Challenges for the 21st Century

- A. An overview of challenges confronting human security
- B. The means to address those challenges: Conflict Prevention, Reduction of Illicit Small Arms Proliferation, Protection of Refugees, Peacebuilding and the Rule of Law.
- C. Realizing the concept of Human Security: the need for a comprehensive and integrated approach and a strategy of protection and empowerment.
- D. The Role of Parliamentarians in the promotion of Human Security.

Panel: **Mr. Nobuaki Tanaka**, Under-Secretary-General for Disarmament Affairs, United Nations

Prof. Yasunobu Sato (Japan), Human Security Program, Tokyo University

Hon. Mr. Ural Mukhamejanov, MP (Rep. of Kazakhstan), President, House of Representatives

Prof. Vittorio Prodi, MEP (Italy), President, PGA Group in the European Parliament

Hon. Fatima Nagdee-Hajaig, MP (South Africa), Chair, Foreign Affairs Committee (*written statement*)

Chair: **Hon. Yukio Hatoyama, MP (Japan)**, Secretary General, Democratic Party of Japan

12:00pm – 1:25pm *Lunch*

1:30pm – 2:45pm

2. Peace Building and the Rule of Law from the perspective of Human Security

- A. Peace building and Disarmament, Demobilization and Reintegration (DDR): the limited effectiveness of DDR without reconciliation and the importance of the Rule of Law and truth/reconciliation for sustained, long-term rehabilitation.
- B. The anticipated role of the UN Peace-building Commission on issues of Human Security.
- C. The need for a seamless transition from humanitarian assistance to reconstruction & rehabilitation.
- D. Establishing/Re-Establishing the Rule of Law: A discussion on increased international efforts to assist in governance and legislative reforms.

Panel: **Hon. Akiko Yamanaka, MP (Japan)**, Former Vice-Minister for Foreign Affairs

Hon. Ibrahim Sorie, MP (Sierra Leone), Convenor, Peace and Democracy Programme, PGA

H.E. Mohammad Arif Norzai, MP (Afghanistan), Deputy Speaker of the Wolesi Jirga

Mr. Ross Roberston, MP (New Zealand), Assistant Speaker; President, PGA International Council

Prof. Kenji Isezaki (Japan), Tokyo University of Foreign Studies; DDR Expert

Chair: **Dr. Theo Sumbuaga, MP (Indonesia)**, Chairperson, Foreign Affairs Committee

2:50pm – 4:05pm

3. Toward Reconstruction and Rehabilitation: Prevention and punishment of international crimes, the promotion of reconciliation, and the significance of the ICC

- A. A Review of International Justice
 - i. Different approaches to justice: ICC, ICTY/ICTR, Mixed Courts (i.e. Sierra Leone, Cambodia), National Courts (i.e. Iraq Special Court) and other systems (i.e. Gacaca)
 - ii. Considerations of the cultural context and the nature of conflicts
 - iii. Different judicial approaches to reconciliation, with a focus on the protection of victims
- B. Alternative approaches to combat impunity (i.e. Truth and Reconciliation Commissions)
- C. The role of the ICC in the context of international justice.

Panel: **Sen. Marita Perceval, MP (Argentina)**, Chairperson, Defense & Security Committee

Dep. Mohamed Oudor, MP (Morocco), Vice-Chairperson, Budget and Finance Committee

Hon. Satsuki Eda, MP (Japan)

Dr. Adolf Mwesige, MP (Uganda), Deputy-Minister of Justice

Chair: **Dep. Minou Tavaréz Mirabal (Dominican Rep.)**, Chairperson, Foreign Affairs Committee; Member, PGA Executive Committee

4:05 – 4:25pm

Coffee Break

4:30 – 6:00pm

4. A Comprehensive Review of the ICC: Accomplishments, Challenges, and Mandate

- A. A Review of its accomplishments
- B. A Review of its challenges: Reflecting on particular challenges for the International Community as a whole: the “Impunity Gap”
- C. Ratification and Universality of the Rome Statute

Panel: **Mr. Assoumani Youssouf Mondoha, MP (Comoros)**, Chairperson, Foreign Affairs Committee; Head of the Comoros Delegation to the ICC Assembly of States Parties

Mr. Jeffrey M. Jameson (USA), Director, Tokyo American Center (US Department of State)

Rep. Loretta Ann Rosales, MP (The Philippines), Justice and Foreign Affairs Committees

Mr. Alexandre Ferdinand Nguendet (Central African Republic), Second Deputy-Speaker of the National Assembly; Chair, Central Africa-Japan Friendship Group

Chair: **Hon. Reha Denemec, MP (Turkey)**, Vice-Chair of the Justice and Development Party; Member of the PGA International Council

6:30pm – 9:00pm

Defender of Democracy Award Dinner

December 5, 2006

9:30am – 9:35am

Opening Remarks

9:35am – 10:45am

5. The ICC and Challenges for the Future

- A. Mandate and role of the International Criminal Court: ICC jurisdiction and principle of complementarity.
- B. Necessary mechanisms for effective investigations and prosecutions, including the implementation of the Rome Statute enabling States to fully cooperate with the Court and make the complementarity principle work
- C. Relations with the United Nations, including the Security Council
- D. The rights of Victims in the ICC system: the protection of victims, their participation in the proceedings, and reparations; and the independent role of the Victims Trust Fund.

Address: **H.E. Judge Philippe Kirsch**, President, International Criminal Court (ICC)

Open Forum

Chair: **Hon. Kiyohiko Tooyama, MP (Japan)**, Former Deputy Minister for Foreign Affairs of Japan and Member of the PGA International Council

10:50am – 12:45pm

6. Legislative Reforms on the basis of the Rome Statute and the realization of Human Security

- A. Effective and Comprehensive Implementing Legislation of the Rome Statute.
- B. The reform of national judiciary systems and criminal justice systems, including the issue of training experts familiar with both international and criminal law and the issue of incorporating the Rome Statute minimum

standards on victims' rights in domestic systems.

Panel: **Dr. Felipe Michelini (Uruguay)**, Secretary of State for Culture, Education & Human Rights

Hon. Yoriko Kawaguchi, MP (Japan), Former Minister of Foreign Affairs

Mr. Marzuki Darusman MP (Indonesia), Member, House Standing Commission on Foreign Affairs and Security; former Attorney General

Mr. Jonathan O'Donahue (UK), Amnesty International, International Justice Project

Chair: **Mr. Yasushi Higashizawa (Japan)**, International Criminal Bar Council member

12:45pm – 2:15pm *Lunch*

2:15pm – 4:15pm

7. The Role of Parliamentarians in promoting ratification

- A. Status of and obstacles to Ratification/Accession: Japan, Asia-Pacific, etc.
- B. The role of Parliamentarians in ensuring effective cooperation of States with the ICC
- C. Financing the ICC, the fight against impunity and prevention of the most serious crimes at the national level
- D. Towards the Review Conference of the Rome Statute in 2009

Panel: **Hon. Masahiko Shibayama, MP (Japan)**

Hon. Serhii Vasyliovych Kivalov MP (Ukraine), Chairperson, Justice Committee

Hon. Mr. Parashu Ram Meghi Gurung, MP (Nepal), Committee on State Affairs

Dep. Miguel Lopez Baldizon, MP (Nicaragua), Chairperson, Foreign Affairs Committee

Chair: **Mr. Harry Duynhoven MP (New Zealand)**, Minister for Transport Safety

4:15pm–4:45pm *Coffee Break*

4:45pm–5:45pm

Drafting, Discussion and Adoption of the *Tokyo Resolution on Human Security, the Rule of Law and the ICC*

Co-Chairs: **Hon. Wakako Hironaka, MP (Japan)**, Former Minister of the Environment

Sen. Tadashi Inuzuka (Japan), Member of the PGA Executive Committee

Drafting Committee: **Ms. Loretta Ann Rosales MP (Philippines)**, Member, Justice and Foreign Affairs Committees

Mr. Harry Duynhoven MP (New Zealand), Minister for Transport Safety

Dr. David Donat Cattin (Italy), Director of Programmes, Parliamentarians for Global Action

5:45pm–6:00pm

Closing Remarks: **Hon. Wakako Hironaka, MP (Japan)**, Former Minister of the Environment

6:30pm–8:30pm

Cocktail Reception at the Official Residence of the Speaker of the House of Representatives, H.E. Rep. Yohei Kono

For further information on the “Consultative Assembly of Parliamentarians for the ICC and the Rule of Law”, please contact:

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