

The Lauterpacht Centre for International Law

ANNUAL REPORT 2021



Annual Report 2020-21

This report gives an overview of activities and events held by the Lauterpacht Centre for International Law during the period 1 October 2020 - 30 September 2021.

Director's Foreward.....	4
In Memoriam HE James Crawford AC SC FBA.....	5
2020-21 Highlights	6
Lectures & Events.....	8
Awards & Scholarships.....	10
Building work commences at the Centre.....	12
New Fellows of the Centre.....	13
Authors' Workshops	14
Centre Publications.....	15
Fellows' Publications	16
Fellows' Blogs	18
British Red Cross Report	19
Management Committee.....	20
Advisory Board	21
Centre Fellows.....	22
Honorary & Senior Fellows.....	23
Friends & Donors	24
The Eli Lauterpacht Memorial Fund.....	25
Lauterpacht Linked Partnership Programme.....	26

Appendix I: Visitings Fellows & Scholars

Appendix II: Lectures & Events

Established in 1983, the Lauterpacht Centre for International Law is the centre for the study of international law at the University of Cambridge.

In this role, it seeks to provide both a framework and forum for critical and constructive thought about the function, content and working of law in the international community, as well as to develop an appreciation of international law as an applied body of rules and principles. A number of those associated with the Centre are actively involved in the practical development and application of international law.

The Centre is not involved in the formal teaching or supervision of students of the University; this is the responsibility of the Faculty of Law, of which the Centre is part.



The Director, Co-Deputy Directors and some of the other Fellows of the Centre, in their role as members of the Faculty, are actively involved in teaching and research supervision. The Centre provides a regular forum for lectures and seminars and other forms of small-group teaching.

The reception of visitors from around the world is a key aspect of the Centre's activity. Visiting academics and PhD candidates are welcomed for periods varying from eight weeks to a year.

The specific objectives of the Centre are:

- to serve as a discussion forum for current issues by organising seminars, lectures and meetings aimed at developing an understanding of international law;
- to promote research and publication in international law, including the publication of core research materials;
- to provide, in Cambridge, an intellectual home for scholars of international law from all over the world who wish to pursue their research in an atmosphere that is stimulating and congenial to the generation and exchange of ideas;
- to provide education and training programmes of the highest quality to external institutions under special arrangements made with those institutions;
- to maintain a library of materials relating to international law.

Director's Foreword



This report describes our activities during the pandemic, which took place mainly online.

Moving to webinars, we have been overwhelmed with the ability to reach out to various faraway audiences without losing our local fellows and students. Some of our activities could now become truly interdisciplinary and global, as for example Dr Ranganathan's series of workshops – *Law & Society in History: Mobilities, Scales, Methods* – which joined forces with the Centre for History and Economics, University of Cambridge and Harvard University to form the Global Legal Histories Series. Dr Sivakumaran's new lecture series – *Art, Architecture and International Law* – benefitted from new visual technologies that more than compensated for the lack of in-person communications.

Our PhD students' run projects – the International Law and Political Engagement seminar, and the new Cambridge University Arbitration Society lecture series have embraced this new way of working online and have managed to obtain large audiences to their events.

We have begun preparations for ensuring larger capacity for in-person events by extending the Finley Library through the construction of an adjacent seminar room. With the new facilities we will also adopt new technology which enable us to live-stream lectures and events.

Despite the limited capacity and social distancing rules, we were able to host 13 Visiting Fellows from various countries and integrate them in the online activities of our fellows which continued throughout the year.

We are always grateful for comments and suggestions that help us improve our work.

A handwritten signature in blue ink, appearing to read 'Eyal Benvenisti'.

Professor Eyal Benvenisti
LCIL Director

In Memoriam: HE Judge James Crawford AC SC FBA

14 November 1948 - 31 May 2021

It was with enormous sadness that the Centre learned of the death of James Crawford at the beginning of June 2021. Judge James Richard Crawford AC SC FBA, Whewell Professor of international Law at the University of Cambridge (1992-2015), Fellow of Jesus College, and Director of the Lauterpacht Centre for International Law (1997-2003, 2006-2010) passed away on 31 May 2021.

A legend of international law, James was also a towering figure on the Cambridge landscape. He was doctoral supervisor to more than 70 students, a mentor and friend to hundreds of students, fellows and visiting fellows, and an inspiration to countless others.

At the Centre, we knew him also as an avid reader of history, connoisseur of music, art, food and wine, an excellent host, a great cricket fan, a writer of poetry on international law, and a man of great wit, a sharp sense of humour and a love for the well-turned phrase.

James will be deeply missed.



Professor James Crawford in the Finley Library at the Opening Ceremony of the new link corridor between nos 5 and 7 Cranmer Road in December 2017

2020 –21 Highlights

The Eli Lauterpacht Lecture 2020|Online

'Women and Children and the Transformation of International Law'

Dr Radhika Coomaraswamy

9 October 2020



Lecture summary: This lecture looked at some important concepts and landmarks in international law and analyse how they have been impacted by developments in the field of women and children's rights. The sources of international law, sovereignty, state responsibility, human rights and the status of non state actors have all been transformed by issues concerning women and children. These developments have created a more intrusive international law framework while highlighting universal global values. The lecture also looked at the some of the critiques of this new approach to international law while looking to the future to see how these issues will unfold.

The Eli Lauterpacht Lecture was established after Sir Eli's death in 2017 to celebrate his life and work. This lecture takes place on the first Friday at the start of the Michaelmas Term in any academic year and are kindly supported by Dr and Mrs Ivan Berkowitz who are friends of the Centre.

Discussion Panel|Online :

'International Law, Science and Technology in the Time of COVID-19'

4 December 2020

Speakers:

Prof Carlos Esposito, University Autónoma of Madrid: 'Privacy and New Technologies in the Time of COVID-19'

Dr Calvin Ho, University of Hong Kong: 'Ethical and Regulatory Issues in the Vaccine Race'

Prof Bartha Maria Knoppers, McGill University: 'The Right to Benefit From Science and Genomic Data Sharing in the Time of COVID-19'

Prof Jorge Viñuales, University of Cambridge: 'Regulating new zoonotic disease outbreaks: international legal frames'



Prof Carlos Esposito
University Autónoma of Madrid



Dr Calvin Ho
University of Hong Kong



Prof Bartha Maria Knoppers
McGill University



Prof Jorge Viñuales
University of Cambridge

Hersch Lauterpacht Memorial Lecture 2021|Online

'On Dignity'

(Part 1): 'Dignity as a Worldly Concept'

(Part 2): 'The Idea of Human Dignity'

(Part 3): 'Dignity and Indignity in the South African Toilet Wars'

Q&A session



Prof Susan Marks, London School of Economics

2 - 5 March 2021

Lecture summary: These lectures explored dignity as a worldly phenomenon that is not just an idea, but also a social practice and lived experience. We say that dignity is a right, or a foundational concept for human rights, yet we know that, in reality, it is a privilege enjoyed by some of us more than others and all of us at some times of our lives more than at others. How are we to understand asymmetries in the distribution of dignity? What can we learn by approaching dignity from the perspective of the presumptively undignified? When dignity is not simply denied but refused, can we then make out a different, defiant dignity with a different relationship to indignity?

The Hersch Lauterpacht Memorial Lecture is an annual three-part lecture series given in Cambridge to commemorate the unique contribution to the development of international law of Sir Hersch Lauterpacht. These lectures are given annually by a person of eminence in the field of international law.

LCIL Summer Party

On 22 June 2021 the Centre held a summer party in the garden of no 5 Cranmer Road in line with the UK government's COVID restrictions at that time.

Prof Benvenisti (photo left) addressed the small gathering of current visitors, Centre Fellows and guests after a light lunch in an airy marquee erected in the garden for the occasion. Prof Benvenisti (photo right) with departing Lent Term/Summer visitors.



Lectures & Events

Due to the COVID pandemic, the Centre's lectures and events for the 2020/2021 academic year were all held online. This enabled more academics, practitioners and students from the UK and around the world to attend. Almost double the number of attendees regularly joined lectures compared to in-person events held prior to the pandemic.

The lecture series held at the Centre (or jointly held with another University institution) for the 2020/2021 year include the:

- Friday lunchtime lecture series
- Art, Architecture and International Law seminar series
- Law & Society in History: Mobilities, Scales, Methods (part of the Global Legal Histories Series, Joint Centre for History and Economics, University of Cambridge and Harvard University and the Lauterpacht Centre for International Law)
- Student-led initiatives: Cambridge University Arbitration Society lecture series and the International Law and Political Engagement (ILPE) series.

The full lecture programme for the academic year 2020–21 is available in Appendix II.

Friday lunchtime lecture series

For the 2020/2021 academic year the Centre's Friday lunchtime lecture series was held online. Lectures normally take place in person in the Centre's Finley Library.

Cambridge University Press continued their generous support of the Friday lunchtime lecture series.

Many of these lectures were recorded in Zoom and recordings were made available on the Centre's website via the University Streaming Media Service.

Art, Architecture and International Law seminar series

The academic year 2020/21 saw the launch of the Art, Architecture and International Law seminar series launched and organised by Centre Co-Deputy Director, Dr Sandesh Sivakumaran.

The series is designed to bridge the worlds of art, architecture and international law. It explores the different ways in which art and architecture and international law intersect. It also demonstrates that international law exists well beyond the written word.

Law & Society in History - Mobilities, Scales, Methods

This lecture series is part of the Global Legal Histories Series, Joint Centre for History and Economics, University of Cambridge and Harvard University and the Lauterpacht Centre.

Law & Society in History: Mobilities, Scales, Methods puts a spotlight on exciting new research that interrogates confluences and encounters between law, society and history, drawing law and society, legal history, and international law scholars into discussion about methods, mobility, and scales. Each seminar invites authors to place their new work in conversation with ongoing debates about the social and political dimensions of law, about appropriation, subversion, translation and transformation, and about the relationship between law and human behavior. The focus is on elaborating over the series a range of conceptual and methodological contributions to these debates.

Cambridge University Arbitration (CUArb) series

Cambridge Arbitration Society (CUArb) was established in 2019 as a registered society at the University of Cambridge. The establishment of the society was a response to Cambridge students' demands to have exposure to the current arbitration scene.

The CUArb aims at promoting the study of international commercial and investment arbitration amongst students, academics, alumni and law practitioners. It seeks to serve as both an educational and networking platform to facilitate discussions on emerging topics in international arbitration and connect students with practitioners.

The CUArb runs a series of lectures each term in cooperation with the Lauterpacht Centre. These lectures discuss the current hot topics in both international commercial and investment arbitration. Periodically, the CUArb organises discussion panels to address some of the pressing issues in international arbitration. These lectures and panels are given by academics, judges, arbitrators and practitioners. The CUArb also organises an annual conference besides the Cambridge Arbitration Day each year.

International Law and Political Engagement (ILPE) series

During the 2020/2021, two International Law PhD students, Francisco José Quintana and Marina Veličković, organised a series of conversations held at the Centre. These were based on international legal scholarship, political engagement and the transformative potential of academia. Chaired by Francisco and Marina themselves each conversation centres around a theme, concept or a method and their relationship to political movements, struggles and margins from which they have emerged and within (and for) which they have emancipatory potential.

Awards & Scholarships

2021 Max Planck-Cambridge Prize for International Law

In June 2021 the Centre and the Max Planck Institute for Comparative Public Law (MPIL) and International Law in Heidelberg were delighted to announce the 2021 Max Planck-Cambridge Prize for International Law (MaxCamPIL) was to be awarded to Professor Sundhya Pahuja, Director of the Institute for International Law and the Humanities, Director of Studies for International Law, Director of Studies for Law and Development and Co-Director of Studies for Public and International Law at the University of Melbourne, Australia.



The Prize is awarded biennially to a mid-career scholar who has not only made an outstanding contribution to the study of international law but who is likely to continue to engage in substantial, innovative and cutting-edge research. The prize seeks to highlight existing research and to support the prize winner's future work.

The Prize Committee, composed of early-career scholars and chaired by Professors Eyal Benvenisti and Armin von Bogdandy, was unanimous in its view that Professor Pahuja is an outstanding, original, and highly impactful scholar and mentor. She has made major contributions to wide-ranging and important questions in international economic law, law and development, global governance, and jurisdictional encounters between normative orders, and does so by employing a range of methodologies, including postcolonial theory, political economy, science and technology studies, and critical economic theory. Her work has increased awareness of the role played by structures of international law in perpetuating global inequality, poverty and existing power relations, and of the emancipatory role of international law.

Professor Pahuja also provides an outstanding example to scholars of rigorous, imaginative, and challenging scholarship, and of academic citizenship and inclusive mentoring. Professor Pahuja gave the Hersch Lauterpacht Memorial Lecture at the Centre in 2018.



ICJ Judicial Fellowship Programme

The Centre was delighted to learn that their nominated candidate had been accepted for the 2021 – 2022 Judicial Fellowship Programme of the ICJ. Selected from the 2020-21 LLM cohort, and jointly sponsored by the Lauterpacht Centre and the Faculty of Law, Ms Camille Boileau took up the offer of a place in September 2021.

The Centre is strongly supportive of the ICJ programme which has the aim of improving participants' understanding of international law and the Court's procedures by actively involving participants in the work of the Court under the supervision of a judge.

2021 Francis Lieber Prize

In March 2021, the Centre was delighted to learn that Dr Giovanni Mantilla had been awarded the 2021 Francis Lieber Prize for his book *Lawmaking under Pressure - International Humanitarian Law and Internal Armed Conflict* (Cornell University Press) which was published in December 2020.

Dr Giovanni Mantilla became a Fellow of the Lauterpacht Centre in 2018 and is a University Lecturer at the Department of Politics and International Studies (POLIS) and a Fellow of Christ's College, Cambridge.

The American Society of International Law's Lieber Society on the Law of Armed Conflict awards the Francis Lieber Prize to the authors of publications that the judges consider to be outstanding in the field of law and armed conflict.



Society of Legal Scholars Award

In November 2020, Cambridge international law PhD candidate, Tim Clark, was awarded the inaugural prize for Best Paper by a Doctoral Student by the Society of Legal Scholars for his paper on 'The Problem of Purpose: Assessing the Rise of Teleology in the Law of International Organisations'.

Tim's paper, which he presented at the Society's annual conference in September 2020, drew on his wider doctoral research on teleological reasoning in the law of international organisations, as supervised by Centre Director, Prof Eyal Benvenisti.



Bohdan Winiarski Scholarships Awarded

Despite the Lauterpacht Centre's closure the 2020 Bohdan Winiarski Scholarship competition took place. The successful candidates were: Dr Tamás Hoffmann, senior research fellow at the Hungarian Academy of Sciences Centre of Excellence, Budapest, Hungary, and Dr Farid Turab Ahmadov, assistant professor at the ADA University, Baku, Azerbaijan. They are scheduled to visit the Lauterpacht Centre in 2022.

Building commences for new seminar room

In 2017, the Centre undertook the first phase of a project to develop facilities initially envisaged by Sir Eli following the acquisition of no 7 Cranmer Road, by building a link corridor with ancillary areas between nos 5 and 7 Cranmer Road.

In a continuation of Sir Eli's project to increase the capacity of the Centre to host lectures and events, the Centre sought and obtained permission during 2020-21 for a new seminar room to be built in a U-shaped space formed between no 5, no 7 and the 2017 link corridor. The project went out to tender in spring 2021 with groundwork beginning in August 2021.

Following the instruction to the architects to create a flexible space, the new seminar room will include a moveable wall separating the new build from the current Finley library.

The new seminar room and the adjacent Finley library can be utilised as standalone seminar rooms used independently; one larger seminar space when the moveable divide between the two rooms is opened; or as a seminar room with breakout area utilizing a door incorporated in the moveable wall to move between the two spaces.

The Centre is delighted to see Sir Eli's views on the continued development of the Centre's facilities gradually moving towards fruition.



The increased space and capacity will significantly increase the Centre's ability to host the number and variety of lectures and events



Foundations and position of the new facilities at the Lauterpacht Centre

New Fellows of the Centre

Stephanie Palmer is a member of the Faculty of Law and Girton College, Cambridge. Her main area of research is in the field of human rights. She is currently working on a project on climate change, gender and human rights and she is contracted to co-author a book on Human Rights law in the UK to be published by Cambridge University Press. She has always sought to balance academic research with public interest work. She has been on the Executive Committee of the University of Cambridge's Pro Bono Program since it started eleven years ago and oversees projects every year. Many of these projects raise interesting and important international law issues. Stephanie joined the Centre as a Fellow in November 2020.



Emilija Leinarte is a British Academy Postdoctoral Fellow at the Law Faculty and Trinity College, Cambridge. Her research focuses on questions of international responsibility and international economic law, as well as European Union law. Her book titled 'Functional Responsibility of International Organizations: the European Union and International Economic Law' will be published this Summer (CUP). This study introduces a novel approach to allocation of international responsibility in the context of multi-layered and multi-composite structures. Prior to joining the LCIL Emilija has been a research associate at the Faculty conducting research on various Brexit-related international economic law questions. Emilija will take up a University Lectureship in European Union Law at the Faculty of Law in October 2022.



Lesley Dingle is the Foreign & International Law Librarian at the Squire Law Library and a Senior Member at Wolfson College. Since 2004 she has taught legal research in the Law Faculty on sources of Public and International Law, as well as Women and the Law. Her research since 2005 has focussed on the Eminent Scholars Archive and the post-war history of the Law Faculty. This includes the oral histories of ten international lawyers, as well as the incumbent Visiting Goodhart Professor. In 2020 she received the biennial Wallace Broom Memorial Award of the Inner Temple/British & Irish Association of Law Librarians for her contributions to librarianship. Lesley is a member of the American Association of Law Librarians (Chair of the Index to Foreign Legal Periodicals Committee 2010), and is currently Chair of the Nominations Committee of the International Association of Law Librarians.



Finola O'Sullivan is a member of Wolfson College and former Law Publisher at Cambridge University Press (CUP). Her association with the Lauterpacht Centre dates back to her arrival here from her native Dublin in 1997. For many years she worked closely with the late Professor James Crawford in building CUP's award winning law list. On leaving the Press at Easter 2021, she was appointed an Honorary Fellow at the Centre. Finola's extensive global network of international lawyers crosses academic, professional, and diplomatic circles.



Authors' Workshops

Each term the Centre organises fortnightly Fellows' lunches, in which LCIL Fellows discuss each other's draft papers. It is beneficial in that authors receive constructive feedback on matters ranging from questions and structure to methodology and style from colleagues who bring together a broad array of approaches, fields and interests in international law. The following authors' workshops took place online this academic year 2020/21.

- 13 October 2020** **WHO International Health Regulations (with Oxford University Press)**
- Professor Jorge Viñuales, Professor G-L. Burci and Assistant Professor G. Le Moli
- 27 October 2020** **Towards equal consideration for COVID-19 vaccine access and in allocation decisions** - Professor Eyal Benvenisti
- 10 November 2020** **Trade and Climate Change Law** - Dr Markus Gehring
- 26 January 2021** **ILA Committee's outcomes on the role of international law in sustainable natural resources management for development?**
- Professor Marie-Claire Cordonier-Segger
- 9 February 2021** **Sovereignty through the Lens of Governance** - Dr John Barker
- 9 March 2021** **Regulating Offshore Secrecy: The Sanctions and Money Laundering Act 2018**
- Dr Andrew Sanger and Dr Jamie Trinidad

The discussions were fruitful and represented what the Lauterpacht Centre is all about: facilitating discussions among people who work on all corners of international law, and share an interest in what continues to connect all those corners.



Centre Publications

The Lauterpacht Centre prepares and edits a number of publications in international law, including texts and law reports. These include the British Yearbook of International Law (co-edited by Prof Eyal Benvenisti), and the European Journal of International Law (by Co-Editor-In-Chief, Dr Sarah Nouwen).

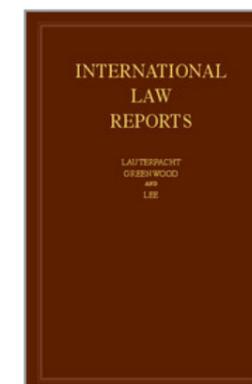
International Law Reports (ILR)

The International Law Reports are edited by Sir Christopher Greenwood GBE CMG QC and Karen Lee, Centre Fellow and Vice-Mistress and Fellow of Girton College, Cambridge.

The International Law Reports (ILR) have been reporting the decisions of national and international courts and tribunals on issues of public international law for over ninety years.

The series captures the full range of judgments and awards on issues of international law from the increasing number of international courts and tribunals while expanding coverage of national judgments.

Volumes 189 to 195 were published in print from 1 October 2020 to 30 September 2021. The series is also available online via Cambridge Core as well as Justis.



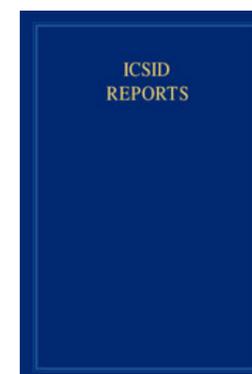
International Convention on the Settlement of Investment Disputes Reports (ICSID)

The International Convention on the Settlement of Investment Disputes (ICSID) Reports provide an authoritative published collection of investor-State arbitral awards and decisions rendered under the auspices of the World Bank's International Centre for Settlement of Investment Disputes (ICSID), pursuant to other bilateral or multilateral investment treaties such as the North American Free Trade Agreement (NAFTA) and the Energy Charter Treaty (ECT) or involving investment contracts entered by States. These decisions, which are fully indexed, make an important contribution to the growing body of jurisprudence on international investment law.

The ICSID Reports are an invaluable tool for practitioners, scholars and government lawyers working in the field of public international law, investment treaty arbitration, and international commercial arbitration, whether advising foreign investors or States.

Volume 20 continues the direction of travel set since volume 18. It reports excerpts – rather than the full text – of 16 decisions of particular relevance for the topical focus of the volume, Attribution of Conduct to the State. Each decision is introduced in an extended summary prepared by a network of law firms and colleagues, following a protocol that excludes conflicts of interests. ICSID Secretary-General Meg Kinnear has kindly accepted our invitation to contribute an opening piece on 'ARSIWA, ISDS and the Process of Developing an Investor-State Jurisprudence'. As in previous volumes, one of the editors has prepared a preliminary study on the topic of the volume.

As in previous volumes, volume 20 includes tables of cases reported in the volume and in the series, and a digest of issues arising from the 16 reported cases.



Fellows' Publications

Decolonization and International Law: Putting the Ocean on the Map, (2021) 23 Journal of the History of International Law 161-183 - Surabhi Ranganathan

Sea Change, in Annabel Brett, Martti Koskenniemi & Megan Donaldson (eds), History, Politics, Law (forthcoming September 2021) - Surabhi Ranganathan

Contingency and False Contingency in Making the Law of the Sea, in Ingo Venzke and Kevin Jon Heller, Contingency in the Course of International Law (CUP 2021) - Surabhi Ranganathan
Dastan-e Western Civ: Martti Koskenniemi as Storyteller, Voelkerrechtsblog, forthcoming September 2021 - Surabhi Ranganathan

Contingency and False Contingency in Making the Law of the Sea, in Ingo Venzke and Kevin Jon Heller, Contingency in the Course of International Law (CUP 2021) - Surabhi Ranganathan

Dastan-e Western Civ: Martti Koskenniemi as Storyteller, Voelkerrechtsblog, forthcoming September 2021 - Surabhi Ranganathan

Does the international agreement on the OECD pillars mark the end of trade wars on digital taxes? (September 2021) Tax Journal, Issue 1545, pp 8-9 - Brin Rajathurai and Lorand Bartels

The NATO Brussels Communiqué and the Treaty on the Prohibition of Nuclear Weapons (TPNW): Stability of Custom and Legality of Deterrence, National Institute for Public Policy, Information Series, No. 501 (Sept. 7, 2021) - Tom Grant

ARBITRATION. A VERY SHORT INTRODUCTION (co-authored with Thomas Schultz) (Oxford University Press, 2021) - Tom Grant

Great Powers and New Risks: What Businesses and Regulators Should Know about China's Strategic Ambitions (co-authored with F. Scott Kieff), 65 ORBIS (FPRI) 1-18 (2021) - Tom Grant

Intergenerational Justice in Sustainable Development Treaty Implementation - Advancing Future Generations Rights through National Institutions (September 2021) - Edited by Marie-Claire Cordonier Segger, Marcel Szabó, Pazmany Peter Catholic University, Hungary; Alexandra R. Harrington, Albany Law School

The Applicability of the Law of Occupation to UN Administration of Foreign Territory in STRENGTHENING HUMAN RIGHTS PROTECTIONS IN GENEVA, ISRAEL, THE WEST BANK AND BEYOND, 103 (Joseph E. David et al. Eds, CUP - (August 2021) - Eyal Benvenisti

The International Law of Prolonged Sieges and Blockades: Gaza as a Case Study, 97 INTERNATIONAL LAW STUDIES 969 (July 2021) - Eyal Benvenisti

Crafting Trade and Investment Accords for Sustainable Development - Athena's Treaties (OUP, June 2021) - Marie-Claire Cordonier Segger

Enforcers Beyond Borders: Transnational NGOs and the Enforcement of International Law, Perspectives on Politics 19 (March 2021), 131-147 - J.C. Sharman and Mette Eilstrup-Sangiovanni

The International Court of Justice and Decolonisation, New Directions from the Chagos Advisory Opinion (CUP, February 2021) - Edited by Thomas Burri, Jamie Trinidad

The Protection of Intellectual Property Rights Under International Investment Law (OUP, February 2021) - Simon Klopschinski, Christopher Gibson, and Henning Grosse Ruse-Khan

International Law and Peace Settlements (CUP, January 2021) - Edited by Marc Weller, Mark Retter, and Andrea Varga

Children and the European Court of Human Rights (OUP, January 2021) - Claire Fenton-Glynn

Lawmaking under Pressure - International Humanitarian Law and Internal Armed Conflict (Cornell University Press, December 2020) - Giovanni Mantilla

Company-States and the Creation of the Global International System," European Journal of International Relations 26 (December 2020), 1249-1272 - J.C. Sharman and Andrew Phillips

The Protection of Intellectual Property Rights Under International Investment Law (OUP, February 2021) - Simon Klopschinski, Christopher Gibson, and Henning Grosse Ruse-Khan

Making and Breaking Peace in Sudan and South Sudan - The Comprehensive Peace Agreement and Beyond (OUP, December 2020) - edited by Sarah M. H. Nouwen, Laura M. James, and Sharath Srinivasan

Show Us the Data: Privacy, Explainability, and Why the Law Can't Have Both (co-authored with Damon Wischik), 88 GEORGE WASHINGTON LAW REVIEW 1350-1420 (November 2020) - Tom Grant

The WHO —Destined To Fail?: Political Cooperation and the Covid-19 Pandemic, 114 AMERICAN J. INT'L L. 588 (October 2020) - Eyal Benvenisti

Beyond the 'Sham' Critique and the Narrative of Humanitarianism: A Rejoinder to Jochen von Bernstorff 31 EUROPEAN J INT'L L. 721 (2020) - Eyal Benvenisti (With Doreen Lustig)

ON THE PATH TO AI: LAW'S PROPHECIES AND THE CONCEPTUAL FOUNDATIONS OF THE MACHINE LEARNING AGE (co-authored with Damon Wischik) (Springer/Palgrave, 2020) - Tom Grant

Fellows' Blogs

During the 2020/2021 academic year Centre Fellows and Partners wrote articles on a variety of topics which were published on the Centre's website. Below is a list of contributions for the academic year 2020/2021.

- 16 July 2021 **The International Law of Prolonged Sieges and Blockades: Gaza as a Case Study**
Professor Eyal Benvenisti
- 29 April 2021 **A global pandemic treaty should aim for deep prevention**
Professor Jorge E. Viñuales
- 18 March 2021 **Exploring the Role of International Law in Sustainable Natural Resources Management for Development**
Professor Marie-Claire Cordonier Segger
- 18 February 2020 **Could Scotland stage an independence referendum without UK approval? What the law says**
Professor Marc Weller, LCIL Centre Fellow
- 3 November 2020 **Progress in Global Anti-Corruption Efforts? Not So Fast**
Professor Jason Sharman, University of Cambridge
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BRC/ICRC Customary International Humanitarian Law Project

The research team working on the Project on Customary International Humanitarian Law of the British Red Cross and the International Committee of the Red Cross (ICRC), which the Lauterpacht Centre has hosted since its start in 2007, has enjoyed another successful year at the Centre.

The project provides geographically diverse information in the field of international humanitarian law (IHL) by up-dating the practice part of the ICRC's online. The Database contains the 161 rules of customary IHL identified in the ICRC's 2005 seminal Study and the practice related to these rules. Its aim is to provide accurate and extensive information in the field of customary IHL and to make this information readily accessible online. The Database covers national practice of States from all over the world, from Afghanistan to Zimbabwe, as well as practice found in international materials. The research team at the Lauterpacht Centre focuses on the analysis of national practice, while, since 2014, researchers based at Laval University in Canada up-date international materials.

In the 2020–2021 academic year, new practice analysed by the research team at the Lauterpacht Centre was published for Côte d'Ivoire, covering the years 2014–2015, as well as for Viet Nam, for the years 2012–2015. While the practice section continues to make worldwide practice available in English, since December 2019, the rules section of the database is available in six additional languages: Arabic, Chinese, French, Portuguese, Russian and Spanish. The year 2020 – the 10th anniversary of the launch of the database – marked another milestone for the Project as the CIHL database reached and exceeded 1 million views in a year for the first time.

The research team also engaged in dissemination activities, with presentations delivered during Girton College's Summer School on International Organisations in August, as well as at a meeting of the UK Group of the International Society for Military Law and the Law of War in October 2020. Raising awareness and understanding of IHL are a vital part of the Red Cross Movement's mandate, and as such, opportunities such as these are important for our work.

The year also brought some changes in the research team. In November and December 2020, the team said farewell to Francesco Romani and to Silvia Scozia. They both moved on to new endeavours after working with the Project for two years, having joined in September 2018. While Francesco has started his Post-Doctoral research at the Art-Law Centre of the University of Geneva, Silvia became a founding member of BST Impact, a consultancy firm which advises businesses and asset managers in sustainability-related issues. After five years with the project in Cambridge, first as researcher and then as team leader, Claudia Maritano was appointed Legal Advisor for the Project at the ICRC in Geneva. We would like to thank her for her continued dedication to the Project, as well as wish her all the best in this new and exciting position.

With Claudia's departure, the team is pleased to announce that Emilie Fitzsimons has been promoted to Team Leader after joining as a researcher four years ago, in May 2017. We would also like to celebrate the very recent first anniversary of Antoana Marinova-Nedyalkova with the Project, who joined in August 2020.

Finally, we are pleased to announce the addition of two new researchers to the team. Joining in February 2021, we welcome Natascha Kersting, and in June, Carlos Juliano Simões-Ferreira. In this new formation, the team will continue to conduct comprehensive research on IHL practice and to uphold the high standards that have always underpinned the Project.

Management Committee

The Centre is also grateful to members who served on the Management Committee during 2020/21:

Professor Mark Elliott (Chair)	Dr Fernando Lusa Bordin
Professor Eyal Benvenisti (Director)	Dr Henning Grosse Ruse-Khan
Dr Surabhi Ranganathan (Co-Deputy Director)	Dr Andrew Sanger
Dr Sandesh Sivakumaran (Co-Deputy Director)	Professor Marc Weller (on academic leave)
Dr Lorand Bartels	Dr Rumiana Yotova

The Management Committee is supported by Centre Administrator, Anita Rutherford, whose efforts and dedication in the running of the Centre are gratefully appreciated.

Directorship of the Centre

Professor Eyal Benvenisti, Centre Director
Dr Sandesh Sivakumaran, Co-Deputy Director
Dr Surabhi Ranganathan, Co-Deputy Director

Administration staff

The Centre is grateful to the administration staff for their support in running the Centre.
Anita Rutherford, Centre Administrator
Karen Fachechi, Centre Receptionist, Admin Support and Secretary to the Centre Director
Sarah Hill, Computer Officer
Vanessa Bystry, Communications Co-ordinator

Advisory Board

The role of the Board is advisory, assisting the LCIL to develop the Centre's resources and capabilities, to expand its ties with other academic centres, with the legal bar and with the general public, and in general to improve the opportunities for research at the Centre. The Board met twice during the year on 27 January 2021 and 8 June 2021.

The membership of the Board for 2020/21 includes:

Sir Daniel Bethlehem QC, 20 Essex Street (Chair)
Lord Collins of Mapesbury PC FBA
Ms Shaheed Fatima QC, Blackstone Chambers
Sir Christopher Greenwood GBE CMG QC
Lord David Lloyd-Jones
Mr Audley Sheppard QC, Clifford Chance
Ms Elizabeth Wilmshurst CMG, Chatham House (Vice Chair)

Centre Fellows

For the year 2020/21 the Centre was fortunate to benefit from the experience and knowledge of 32 Centre Fellows, who cover between them a wide range of research areas of international law. The Centre is very grateful for their support.

Centre Fellows 2020/21

Dr John Barker	Dr Kate Miles
Dr Lorand Bartels	Odette Murray
Professor Eyal Benvenisti	Dr Sarah Nouwen
Professor Marie-Claire Cordonier Segger	Dr Federica Paddeu
Lesley Dingle	Dr Stephanie Palmer
Dr Claire Fenton-Glynn	Dr Brendan Plant
Dr Markus Gehring	Dr Surabhi Ranganathan
Dr Joanna Gomula	Dr Andrew Sanger
Dr Thomas Grant	Professor Jason Sharman
Dr Henning Grosse Ruse-Khan	Dr Sandesh Sivakurmaran
Diane Illott	Dr Simon De Smet
Karen Lee	Professor Stephen Toope
Dr Emilija Leinarte	Dr Jamie Trinidad
Dr Fernando Lusa Bordin	Professor Jorge Viñuales
Maureen MacGlashan	Professor Marc Weller
Dr Giovanni Mantilla	Dr Rumiana Yotova

Honorary & Senior Fellows

The Centre also has a number of distinguished Honorary Fellows, appointed by reason of their standing in International law or their significant contribution to the development of the Centre:

Professor Philip Allott	HE President Dame Rosalyn Higgins DBE QC
Professor Sir Derek Bowett CBE QC FBA (†)	HE President Hisashi Owada
HE Judge James Crawford AC, SC FBA (†)	HE Judge Stephen M Schwebel
Professor John Dugard	Dr Earl Snyder (†)
Mrs Julie Finley	Mr Edward St George (†)
Sir Christopher Greenwood GBE CMG QC	Professor Hugh Thirlway (†)
Lady Catherine Lauterpacht	(†) <i>deceased</i>
Sir Elihu Lauterpacht CBE QC LLD (†)	
Ms Finola O’Sullivan	

Senior Fellowship of the Centre was officially recognised in the 2005–6 academic year and is awarded in recognition of eminence in the field of international law, combined with significant involvement in the Centre itself. The Senior Fellows of the Lauterpacht Centre are:

Judge Howard Morrison	Professor Malcolm Shaw QC
Professor Jan Paulsson	Sir Michael Wood KCMG

Friends & Donors

One outcome of the Centre's 25th birthday celebrations in 2008 was the creation of the category 'Friends of the Centre', in recognition of significant financial donations.

The Centre thanks the following for their generous support since 2008:

Dr & Mrs Ivan Berkowitz	Judge Sir Kenneth Keith ONZ KBE QC
Mr Michael Brandon (†)	Lady Catherine Lauterpacht
Mr Christopher Brandon	Mr Conan Lauterpacht
Judge Charles N. Brower	Mr Michael Lauterpacht
Mrs Gabriel Cox	Professor Christoph Schreuer
HE Judge James Crawford AC, SC FBA (†)	Dr Anthony Sinclair
Dr Joanna Gomula	Dr Andrés Rigo Sureda
Judge Sir Christopher Greenwood CMG QC	Sir Michael Wood KCMG

The Centre is extremely thankful to the authors who generously waive their royalties in favour of the Centre, including those in respect of the Hersch Lauterpacht Memorial Lectures.

The Centre is particularly grateful to The Honorable Charles N. Brower, a long-standing Friend of the Centre, for his continued and generous support of the Centre's activities in 2020-21.

The support provided by the Centre's benefactors is key in ensuring that the Centre is able to continue to look towards the future and to ensure its activities work towards meeting Sir Eli's vision of the Centre becoming the base for the study of international law both in Cambridge and wider afield.



The Eli Lauterpacht Memorial Fund

The Eli Lauterpacht Fund was launched by the Centre in November 2017 in memory of Sir Eli to support the work of the Centre which he founded, directed and inspired.

Gifts to the fund are used to improve the Centre's facilities, strengthen opportunities for scholars of international law, and to cement the Centre as one of the field's leading research centres in the world.

The support received helps the Centre maintain its position as one of the leading research centres for international law in the world, consistent with Sir Eli's vision.

Current Donors of the Eli Lauterpacht Fund

The Centre would like to thank the following people for their generous donations to the Eli Lauterpacht Fund:

Mrs Hélène Alexander	Lady Catherine Lauterpacht
Professor and Mrs Nico Bar-Yaacov	Mr Conan Lauterpacht
Dr & Mrs Ivan Berkowitz	Mr John Lehman
Mrs Jenny Byford	Mr & Mrs John Lewis
Mrs Gabriel Cox	Professor Christoph Schreuer
Dr Joanna Gomula-Crawford	Dr Anthony Sinclair
Mr Michael Lauterpacht	Mr Stratis Georgilas



Lauterpacht Linked Partnership Programme

The Lauterpacht Linked Partnership Programme gives practitioners unique and exclusive access to people, events and research associated with the Centre, in exchange for their financial and proactive support to the Centre's infrastructure and activities.

Membership of the programme is by invitation only and open to fifteen to twenty select law firms, barristers' chambers, major companies with an interest in international law and foreign ministries.

The Lauterpacht Linked Partnership Programme deepens the relationship between a very select group of practitioners which supports the Centre and its wider community.

A central part of the programme is an annual careers event that allows Cambridge international law students the opportunity to interact with the world of practice, and to receive advice on different career options in international law. Unfortunately, due to the global pandemic this event was unable to take place this year.

We thank our Lauterpacht Linked Partners for their continued support.

Lauterpacht Linked Partners in 2020-2021

Ms Monica Feria-Tinta, 20 Essex Street

Mr Patricio Grané Labat, Arnold & Porter Kaye Scholer

Sir Ian Macleod KCMG, Foreign & Commonwealth Office

Dr Konrad Marciniak, Polish Ministry of Foreign Affairs

Dr Rutsel Martha, Lindeborg Counsellors at Law Ltd

Dr Carlos Jiménez Piernas, Ministry of Foreign Affairs, European Union and Cooperation, Government of Spain

Mr Tomohiro Mikanagi, Japanese Ministry of Foreign Affairs

Mr Can Yeginsu, 4 New Square Chambers

Appendix I: Visiting Fellows & Scholars 2020–21

	Place of Origin	Period of Stay	Research Topic
Dr Filip Balcerzak	Adam Mickiewicz University Poznań, Poland	22 Sept -18 Dec 2020	International investment law and the renewable energy sector's challenges
Dr Mihaela Barnes	The Graduate Institute, Switzerland	29 Jan - 30 April 2021	State-owned entities and the European Convention on Human Rights
Mr Philipp Eschenhagen	Bucerius Law School, Hamburg, Germany	29 Sept -18 Dec 2020	In situ: The international criminal trial as performance
Dr E-nuo Gu	Xi'an Jiaotong University School of Law	Oct 2019 - 3 Dec 2020	A Study on the Latest Development of the Position of ISDS Reform in BRICS and China's response
Ms Annegret Hartig	University of Hamburg, Germany	20 April - 1 July 2021	The domestic implementation of the crime of aggression
Dr Tomofumi Kitamura	University of Tokyo, Japan	13 April 2021 - 12 April 2022	Critical issues facing the World Trading System: income distribution and national security
Prof Rachel E Lopez	Drexel University, Philadelphia, USA	29 Sept -18 Dec 2020	Constructing Justice after Atrocity: Guatemala's Fight for "Never Again"
Ms Sara Pangrazzi	University of Zurich, Institute of Comparative and International Law, Switzerland	20 April -24 June 2021	Cyberattacks and proportionality of countermeasures in international law
Mr Peter Quayle	London, UK	5 Jan - 1 July 2021	An Introduction to International Administrative Law: The Law of Employment Relations of International Organizations
Mr Jakob Reinecke	Heinrich Heine University, Germany	13 April -1 July 2021	Government legitimacy or effective control - 'rival governments' and the authority to represent a State under international law
Prof Ulrich Schroeter	Faculty of Law, University of Basel	10 Jan - 31 July 2021	Regulating foreign commercial activity through market access restrictions: Extraterritoriality and other public international law limits
Dr Merek Jezewski	Kochanski & Partners, Warsaw, Poland	6 July -10 Sept 2021	General public international law; International dispute settlement: Regulatory powers of States
Ms Caroline Gloecke	University of Passau	10 July -16 Sept 2021	The notion of economic security in international economic law

(Visits in the Michaelmas Term 2020 took place in person whilst those in the Lent and Easter Terms took place remotely in line with the UK government restrictions at that time.)

Appendix II: LCIL Centre Lectures 2020–21

Eli Lauterpacht Lecture 2020

‘Women and Children and the Transformation of International Law’ - Dr Radhika Coomaraswamy
Friday, 9 October 2020

Hersch Lauterpacht Memorial Lecture 2021

‘On Dignity’ (Part 1): ‘Dignity as a Worldly Concept’ - Professor Susan Marks, London School of Economics
Tuesday, 2 March 2021

‘On Dignity’ (Part 2): ‘The Idea of Human Dignity’ - Professor Susan Marks, London School of Economics
Wednesday, 3 March 2021

‘On Dignity’ (Part 3): ‘Dignity and Indignity in the South African Toilet Wars’ - Professor Susan Marks, London School of Economics
Thursday, 4 March 2021

‘On Dignity’ (Q&A): Professor Susan Marks, London School of Economics
Friday, 5 March 2021

LCIL Friday Lunchtime seminar series

Emptied Lands: Bedouin rights, dispossession and resistance in the Negev’ - Prof Alexandre Kedar, University of Haifa
Friday, 16 October 2020

‘The Right to a Fair Trial in International Law: Shining a light on a critical human rights protection’ - Prof Philippa Webb, King’s College London
Friday, 23 October 2020

‘Two Visions of the International Rule of Law’ - Monica Hakimi, University of Michigan Law School
Friday, 30 October 2020

‘Implementing the 1954 Hague Convention: Conflicts between People and Heritage’ - Helen Frowe, University of Stockholm
Friday, 6 November 2020

‘The State Theory of Grotius’ - Prof Nehal Bhuta, University of Edinburgh
Friday, 13 November 2020

‘India and International Investment Law: Refusal, Acceptance, Backlash’ - Dr Prabhash Ranjan, South Asian University
Friday, 27 November 2020

CELS/CPL/LCIL webinar: Rapid response on the EU-UK Trade and Cooperation Agreement (TCA) and the EU (Future Relations) Act
Thursday, 14 January 2021

‘Territory and Statehood in International Law: The Controversy over International Criminal Court Jurisdiction in Palestine’ - Prof Robert Howse, New York University
Friday, 22 January 2021

‘“Funk Money:” The End of Empires, the Expansion of Tax Havens, and Decolonization as an Economic and Financial Event’ - Prof Vanessa Ogle, University of Berkeley
Friday, 29 January 2021

‘The Law of the List: UN Counterterrorism Sanctions and the Politics of Global Security Law’ - Dr Gavin Sullivan, University of Edinburgh
Friday, 5 February 2021

‘The Epistemic Function of the Inter-American Court of Human Rights’ - Prof René Uruña Hernandez, Universidad de Los Andes, Colombia
Friday, 12 February 2021

‘Climate change and the law of the sea: A test for international law’ - Dr Nilufer Oral, Director of the Centre for International Law - NUS
Friday, 19 February 2021

‘#HELP: Digital Humanitarian Mapping and New Cartographies of Governability’ - Prof Fleur Johns, UNSW
Friday, 26 February 2021

‘Race & COVID-19’ - Prof Matiangai Sirleaf, University of Maryland
Friday, 12 March 2021

‘Regular War, Humanitarianism, and the Difference Sovereignty Makes’ - Prof Pablo Kalmanovitz, Centro de Investigación y Docencia Económicas, División de Estudios Internacionales, Mexico City
Friday, 30 April 2021

‘Unconventional Lawmaking in the Offshore Energy Sector: Flexibilities and Weaknesses of the International Legal Framework’ - Prof Seline Trevisanut, Utrecht University
Friday, 7 May 2021

‘The Performance of Africa’s International Courts: Using Litigation for Political, Legal, and Social Change’ - Prof James T. Gathii, Loyola University Chicago School of Law
Friday, 14 May 2021

Other Centre events

CILJ-LCIL Annual Lecture 2020-2021: ‘Brexit and Fisheries: International Law Dimensions of the 2018 White Paper and Current Fisheries Bill’ - Prof Andrew Serdy, University of Southampton
Friday, 20 November 2020

Online Discussion Panel: ‘International Law, Science and Technology in the Time of COVID-19’
Friday, 4 December 2020

Lunchtime event: ‘The role of the Military Legal Adviser during Armed Conflict and Peacetime Military Operations’ - Commander Ian Park, Naval Legal Services
Tuesday, 16 February 2021

Art, Architecture and International Law seminar series

Choral Intervention: Situating the Role of Music in Reshaping International Law in Africa - Babatunde Fagbayibo, University of South Africa

Tuesday 4 May 2021

Visual International Law and Imperialism: Painting and Building Universality and Authority - Kate Miles, University of Cambridge

Tuesday 16 February 2021

From Investigating to Litigating Border Violence at Sea - Itmar Mann, University of Haifa & Charles Heller, Graduate Institute, Geneva

Wednesday 18 November 2020

Law & Society in History - Mobilities, Scales, Methods

Colonial Governance & Law - Diana Kim, Georgetown University and Nurfadzilah Yahaya, University of Singapore

23 February 2021

Writing International Legal History From and Through the Margins - Mira Siegelberg, University of Cambridge and Cait Storr, University of Technology Sydney

23 March 2021

Empire & Maritime Legal History - Renisa Mawani, University of British Columbia and Laurie Wood, Florida State University

20 April 2021

Economic Law & Histories of Economic Life - Fei-Hsien Wang, Indiana University and Lionel Bently, University of Cambridge

18 May 2021

Empire and Histories of Criminal Law - Catherine Evans, University of Toronto and Joseph McQuade, University of Toronto

15 June 2021

Cambridge University Arbitration (CUArb) series

Martime Arbitration, the LMAA, and the Suez Canal/Ever Given Case Study - Ian Gaunt and Clive Aston, LMAA Past Presidents

16 June 2021

Multiple Courts and Tribunals: Forum Competition, Fragmentation or Complementarity - Can Yeginsu, 4 New Square and Dr Hayk Kupelyants, Dechert

9 June 2021

Soft Law and International Arbitration: an Interactive Q&A on the Key Instruments and Developments - Samaa Haridi, Hogan Lovells and Prof Anne Maire Whitesell, Georgetown University

26 May 2021

Investment Structuring (and Re-structuring) and Treat Protection - Dr Giorgio Russo, Cleary Gottlieb and Agnieszka Zarowna, White & Case

12 May 2021

Discrimination in international investment arbitration - Dr Michail Risvas, IE University Law School

17 March 2021

States, corporations or both? State responsibility and security concerns posed by the rise of state enterprises and global actors - Dr Michail Dekastros, Sidley Austin and Csaba Kovacs, Independent Consultant

10 March 2021

Class and mass claims in international arbitration - Dr Ridhi Cabra, Three Crowns

3 March 2021

International Law and Political Engagement (ILPE) series

In Conversation with Prof Vasuki Nesiah: 'TWAIL and Anti-Imperial Feminisms'

Thursday, 1 April 2021

In Conversation with Prof Michael Fakhri: International Law Between Critique and Praxis

6 May 2021

In Conversation with Prof Umut Özsu: On History, Theory, and International Law

22 March 2021

In Conversation with Prof Alejandro Chehtman: On International Law and Philosophy

10 December 2020



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