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 **ROGER S. CLARK**

 Board of Governors Professor

 Rutgers Law School

 **EDUCATION**

B.A. (1964), LL.B. (1964), LL.M. (First Class Honors) (1967), LL.D. (1997), LL.D. honoris causa (2014) Victoria University of Wellington, New Zealand

 LL.M. (1968), J.S.D. (1972) Columbia University School of Law, New York

Admitted as Barrister and Solicitor of the High Court of New Zealand (1964)

 **PROFESSIONAL EXPERIENCE**

1998-present: Board of Governors Professor, Rutgers University School of Law

1982-1998: Distinguished Professor, Rutgers University School of Law

1973-1982: Professor of Law, Rutgers University School of Law

1972-1973: Associate Professor of Law, Rutgers University School of Law

1985-1986: Visiting Professor of Law, University of Miami Law School

1971-1972: Visiting Associate Professor, College of Law, University of Iowa

1969-1971: Senior Lecturer in Law, Victoria University

1968-1969: Doctoral Fellow, Columbia University School of Law

August 1968: United Nations Student Intern, Human Rights Division

1967-1968: American Council of Learned Societies Fellow, Columbia University School of Law

1964-1967: Junior Lecturer and Lecturer in Law, Victoria University

1962-1963: Legal Officer, New Zealand Ministry of Foreign Affairs

1960-1962: Law Clerk, New Zealand Justice Department

June-July 2014: University of San Diego Summer Program, London

July-August 2013: University of San Diego Summer Program, Paris

June-July 2010: University of San Diego Summer Program, London

February - May 2005: Visiting Professor, Temple Law School Graduate Program, at

 Tsinghua University, Beijing

September - December 2004: Visiting Professor, Victoria University of Wellington,

 New Zealand

April-June 2001: Guest Professor, Faculty of Law, University of Graz, Austria

1999–2018: Faculty, Salzburg Summer School on International Criminal Law

June 1998: Temple University Summer Program, Athens

January-May 1994: Temple University Semester Abroad Program, Tokyo

August-Dec. 1990: Adjunct Professor of International Law, University of Pennsylvania

June-August 1989: University of San Diego Summer Program, Paris

June-August 1987: University of San Diego Summer Program, Trinity College, Dublin

May-June 1984: Guest Professor, Faculty of Law, University of Graz, Austria

August 1970: Visiting Senior Lecturer, University of the South Pacific, Fiji

**AREAS OF TEACHING INTEREST AND EXPERIENCE**

International Law; International Criminal Law and Criminal Justice Policy; United States Foreign Relations and National Security Law; Criminal Law; International Protection of Human Rights; International Organizations; (periodically, with Professor Amelia H. Boss: International Business Transactions)

 **PUBLICATIONS**

**Books:**

International Criminal Law: Cases and Materials (Carolina Academic Press, Durham, N.C., 4th ed., 2016) (with Ellen S. Podgor and Lucian E. Dervan) (Teacher’s Manual to same, 2016)

Understanding International Criminal Law (LexisNexis, Newark, 3d ed., 2013) (with Ellen S. Podgor)

International and National Law in Russia and Eastern Europe: Essays in Honor of George Ginsburgs (Martinus Nijhoff, The Hague, 2001) (editor and contributor) (with Ferdinand Feldbrugge & Stanislaw Pomorski)

The Case against the Bomb: Marshall Islands, Samoa, and Solomon Islands before the International Court of Justice in Advisory Proceedings on the Legality of the Threat or Use of Nuclear Weapons (Rutgers Law School, Camden, New York, London, 1996) (editor and contributor) (with Madeleine Sann)

The Prosecution of International Crimes: A Critical Study of the International Tribunal for the Former Yugoslavia (Transaction, New Brunswick, N.J., 1996) (editor) (with Madeleine Sann)

The United Nations Crime Prevention and Criminal Justice Program: Formulation of Standards and Efforts at their Implementation (University of Pennsylvania Press for Procedural Aspects of International Law Institute, Philadelphia, 1994)

Human Rights Sourcebook (Paragon House, New York, 1987) (with A. Blaustein and J. Sigler)

NoFault Automobile Insurance in Action (Oceana, Dobbs Ferry, N.Y., 1977) (with A. Widiss, J. Little and T. Jones)

Tort in Transition: A New Zealand Collection of Cases and Materials on Tort in the Accident Compensation Era (Fourth Estate Publishing, Wellington, 1976) (with P. McKenzie and G. Palmer)

The Development of the New Zealand Constitution (N.Z. Dept. of Education, Wellington, 1975)

A United Nations High Commissioner for Human Rights (Martinus Nijhoff, The Hague, 1972)

Essays on Criminal Law in New Zealand (Sweet and Maxwell, Wellington, 1971) (editor and contributor)

**Audio-Visual Presentations**

*Articles 22-27, 29 and 31-33 of the Rome Statute of the International Criminal Court*, Centre for International Law and Research Policy (Norway). Available at: [www.cilrap.org/cilrap-film](http://www.cilrap.org/cilrap-film) (2017)

United Nations Audiovisual Library of International Law: *Reflections on*The Lotus, *Submarine Cables, Counterfeiters and Hijackers.*Available at: www.legal.un.org/avl/ls/Clark\_S.html (2012)

**Articles, Book Chapters and Forewords:**

*Pacific Island States and International Humanitarian Law,* in Suzannah Linton, Tim McCormack & Sandesh Sivakumaran eds., Asia-Pacific Perspectives on International Humanitarian Law 199 (Cambridge University Press, Cambridge, 2019)

*Exercise of Jurisdiction over the Crime of Aggression (International Criminal Court)*, Max Planck Encyclopedia of International Procedural Law (2019). Available at: <https://opil.ouplaw.com/view/10.1093/law-mpeipro/e3480.013.3480/law-mpeipro-e3480>

*The Role of the United Nations*, in Mangai Natarajan ed., International and Transnational Crime and Justice 397 (Cambridge University Press, Cambridge, 2d ed. 2019)

*The Human Rights Committee, the Right to Life and Nuclear Weapons: The Committee’s General Comment No 36 on Article 6 of the Covenant on Civil and Political Rights*, 16 New Zealand Y.B. Int’l Law 263 (2018)

*William Schabas: Portrait of a Scholar/Activist Extraordinaire*, in Margaret M. deGuzman & Diane Marie Amann eds., Arcs of Global Justice: Essays in Honour of William A. Schabas xix (Oxford University Press, Oxford, 2018)

*A Tribute to* The International Lawyer (50th Anniversary Issue of Journal), 50 Int’l Lawyer 13 (2017)

*Negotiations on the Rome Statute, 1995-98; Individual Conduct;* and *General Principles of International Criminal Law*; chapters in Claus Kress & Stefan Barriga eds., The Crime of Aggression: A Commentary at 244, 565 and 590 (Cambridge University Press, Cambridge, 2017)

*The Role of Justice and Fairness as Global Values: Promoting Public International Law at the (Pre-)University Level*, in Helmut Kury, Slawomir Redo & Evelyn Shea eds., I Women and Children as Victims and Offenders: Background, Prevention and Reintegration 311 (Springer, Switzerland, 2016)

*International Criminal Law*, in Dennis Patterson & Anna Södersten eds., A Companion to European Union Law and International Law 547 (Wiley Blackwell, Chichester, 2016)

Several entries, in Kai Ambos & Otto Triffterer eds., Commentary on the Rome Statute of the International Criminal Court, Observers’ Notes, Article by Article (C.H. Beck, Hart, Nomos, Munich, Oxford, Baden-Baden, 3d ed., 2016)

*Treaty Crimes*, in William Schabas ed., The Cambridge Companion to International Criminal Law 214 (Cambridge University Press, Cambridge, 2015)

*The Crime of Aggression*, in Carsten Stahn, ed., The Law and Practice of the International Criminal Court 778 (Oxford University Press, Oxford, 2015)

*Jurisdiction Over Transnational Crime*, in Neil Boister and Robert Currie eds., Routledge Handbook of Transnational Criminal Law 91 (Routledge, London and New York, 2015)

*Is* The Butter Battle Book’*s* *Bitsy Big Boy Boomeroo Banned? What Has International Law to Say About Weapons of Mass Destruction?* 58 New York L. Sch. L. Rev. 507 (2014)

*Alleged Aggression in Utopia: An International Criminal Law Exam Question for 2020*, in William A. Schabas, Yvonne McDermott and Niamh Hayes eds., The Ashgate Research Companion to International Criminal Law: Critical Perspectives 63 (Ashgate, Aldershot, 2013)

*The Crime of Aggression: From the Trial of Takashi Sakai, August 1946, to the Kampala Review Conference on the ICC in 2010*, in Kevin Jon Heller & Gerry Simpson eds., The Hidden Histories of War Crimes Trials 387 (Oxford University Press, Oxford, 2013)

*Concluding Thoughts*, in Suzannah Linton ed., Hong Kong’s War Crimes Trials 199 (Oxford University Press, Oxford, 2013)

*Epilogue*, in Mohamed Elewa Badar, The Concept of *Mens Rea* in International Criminal Law 433 (Hart, Oxford and Portland, 2013)

*Peacekeeping forces, jurisdiction and immunity: A tribute to George Barton*, 43 Victoria U. of Wellington L. Rev. 77 (2012)

*Foreword*, in Sarah Finnin, Elements of Accessorial Liability: Article 25 (3) (b) and (c) of the Rome Statute of the International Criminal Court (Martinus Nijhoff, Leiden, 2012)

*Some aspects of the concept of international criminal law: suppression conventions, jurisdiction, submarine cables and* The Lotus, 22 Criminal Law Forum 519 (2011) (contribution to Symposium in honor of Professor Otto Triffterer’s 80th birthday), expanded version in *Jurisdiction in International Law: Reflections on* The Lotus, *Submarine Cables, Counterfeiters and Hijackers*, United Nations Audiovisual Library of International Law, available at: legal.un.org/avl/ls/Clark\_S.html (2012)

*Complementarity and the crime of aggression*, in Carsten Stahn and Mohammed M. El Zeidy eds., II The International Criminal Court and Complementarity: From Theory to Practice 721 (Cambridge University Press, Cambridge, 2011)

*History of Efforts to Codify Crimes Against Humanity: From the Charter of Nuremberg to the Statute of Rome*, in Leila Nadya Sadat ed., Forging a Convention for Crimes Against Humanity 8 (Cambridge University Press, Cambridge, 2011)

*Amendments to the Rome Statute of the International Criminal Court Considered at the First Review Conference on the Court, Kampala, 31 May-11 June 2010*, 2 Goettingen J. Int’l L. 689 (2010)

*The Development of International Criminal Law*, in Chile Eboe-Osuji ed., Protecting Humanity: Essays in International Law and Policy in Honour of Navanethem Pillay (Martinus Nijhoff, Leiden, 2010)

*The Role of the United Nations*, in Mangai Natarajan ed., International Crime and Justice 337 (Cambridge University Press, Cambridge, 2010)

*The Attrition of Capital Punishment Worldwide as the American Law Institute Withdraws its Model Penal Code Provision Recommending How to Do It*, 21 Criminal Law Forum 511 (2010) (review essay)

*Aggression in International and in New Zealand Law*, in Brian Lynch ed., Celebrating 75 Years of New Zealand Institute of International Affairs 49 (NZIIA, Wellington, 2010)

*The International Criminal Law System*, 8 New Zealand J. Pub. & Int’l L. 27 (2010)

*Effecting Amendments to the Rome Statute that May Be Decided upon at the First Review Conference in 2010*, 81 Int’l Rev. Penal L. 65 (2010)

*The ‘Weapons Provision’ and its Annex: The Belgian Proposals*, in Roberto Bellilli ed., International Criminal Justice: Law and Practice from the Rome Statute to Its Review 489 (Ashgate, Farnham & Burlington, 2010)

*Negotiating Provisions Defining the Crime of Aggression, its Elements and the Conditions for ICC Exercise of Jurisdiction Over It*, 20 European J. Int’l L. 1103 (2009)

*The Review Conference on the Rome Statute of the International Criminal Court, Kampala, Uganda, 31 May-11 June 2010*, 16 Australian International Law Journal 9 (2009)

*Building on Article 8(2)(b)(xx) of the Rome Statute of the International Criminal Court: Weapons and Methods of Warfare*, 12 New Criminal Law Rev. 366 (2009)

*The crime of aggression*, in Carsten Stahn & Göran Sluiter eds., The Emerging Practice of the International Criminal Court 709 (Brill, The Netherlands, 2009)

*Ambiguities in Articles 5(2), 121 and 123 of the Rome Statute*, 41 Case Western Reserve J. Int’l Law 413 (2009)

*The International League for Human Rights*, in David P. Forsythe ed., 3 Encyclopedia of Human Rights (Oxford University Press, Oxford, 2009)

*In General, Should Excuses Be Broadly or Narrowly Construed?* 42 Texas Tech Law Rev. 327 (2009)

*Elements of Crimes in Early Confirmation Decisions of the Pre-Trial Chambers of the International Criminal Court*, 6 New Zealand Y.B. Int’l L. 209 (2008)

*Drafting a General Part to a Penal Code: Some Thoughts Inspired by the Negotiations on the Rome Statute of the International Criminal Court and by the Court’s First Substantive Law Discussion in the Lubanga Dyilo Confirmation Proceedings*, 19 Criminal Law Forum 519 (2008)

*The Military Commissions Act of 2006: An Abject Abdication by Congress*, 6 Rutgers J. Law & Pub. Pol’y 78 (2008)

*State Obligations Under the Genocide Convention in Light of the ICJ’s Decision in the Case Concerning the Application of the Convention on the Prevention and Punishment of the Crime of Genocide*, 61 Rutgers L. Rev. 75 (2008)

Several entries, in Otto Triffterer ed., Commentary on the Rome Statute of the International Criminal Court, Observers’ Notes, Article by Article (C.H. Beck, Hart, Nomos, Munich, Oxford, Baden-Baden, 2d ed., 2008)

*The Crime of Aggression and the International Criminal Court,* in M. Cherif Bassiouni ed., I International Criminal Law 243 (3rd ed. 2008), also in José Doria, Hans-Peter Gasser & M. Cherif Bassiouni eds., The Legal Regime of the International Criminal Court: Essays in Honor of Professor Igor Pavlovich Blishchenko (2009)

*Apartheid*, in M. Cherif Bassiouni ed., I International Criminal Law 599 (3rd ed. 2008)

*Creating and Explaining the International Criminal Court*, 19 Criminal Law Forum 589 (2008) (book essay)

*Nuremberg and the Crime against Peace*, 6 Wash. U. Global Studies Law Review 527 (2007)

*Western Sahara and the United Nations Norms on Self-Determination and Aggressio*n, in International Law and the Question of Western Sahara (Karin Arts & Pedro Pinto Leite ed., IPJET, Oporto, 2007)

*Possible Amendments for the First ICC Review Conference in 2009*, 2007 New Zealand Yearbook of International Law 103

*The International Criminal Court and the Crime of Aggression*, 2007 China Review of International Criminal Law 213 (in Chinese, Wang Xiumei trans.)

*Aggression: A Crime under Domestic Law?* [2006] New Zealand Law Journal 349

*Some Challenges Facing the Assembly of States Parties of the International Criminal Court,* in Eduardo Vetere & Pedro David eds., Victims of Crime and Abuse of Power: Festschrift in Honour of Irene Melup 141 (United Nations, Bangkok, 2005)

*The Role of the United Nations,* in Mangai Natarajan ed.*,* Introduction to International Criminal Justice 117 (McGraw Hill, New York, 2005)

*Nuclear Weapons* and *Weapons of Mass Destruction*, in Dinah L. Shelton ed.-in-chief, Encyclopedia of Genocide and Crimes Against Humanity 754 and 1151 (Thomson Gale, Detroit, 2005)

*The United Nations Convention against Transnational Organized Crime,* 50 Wayne L. Rev. 161 (2004)

*The Rome Statute of the International Criminal Court and Weapons of a Nature to Cause Superfluous Injury or Unnecessary Suffering, or Which Are Inherently Indiscriminate*, in John Carey, William V. Dunlap & R. John Pritchard eds., International Humanitarian Law: Challenges 259 (Transnational Publishers, New York, 2004)

*Justice Without Borders: The International Criminal Court (Panel Discussion)*, 17 Temple Int’l & Comp. L.J. 90 (2003)

*Rethinking Aggression as a Crime and Formulating Its Elements: The Final Work-Product of the Preparatory Commission for the International Criminal Court*, 15 Leiden J. Int’l L. 859 (2002)

*The Interrogation of Karl Hermann Frank & the Kristallnacht Documents*, 4 Rutgers J. of L. & Relig. 2 (2002)

*Foreword* to Bertrand G. Ramcharan, The United Nations High Commissioner for Human Rights: the Challenges of International Protection ix (Martinus, Nijhoff, The Hague, 2002)

*The Mental Element in International Criminal Law: The Rome Statute of the International Criminal Court and the Elements of Offences,* 12 Crim. L.F. 291 (2001), German translation, *Subjektive Merkmale im Völkerstrafrecht: Das Römische Statute des Internationalen Strafgerichtshofs und die Verbrechenselemente,* 114 Zeitschrift Für Die Gesamte Strafrechtswissenschaft 372 (2002) (Thomas Weigend trans.)

*Crimes Against Humanity and the International Criminal Court*, in Roger Clark, Ferdinand Feldbrugge & Stanislaw Pomorski eds., International and National Law in Russia and Eastern Europe: Essays in Honor of George Ginsburgs 139 (Martinus Nijhoff, The Hague, 2001), reprinted in Mauro Politi & Guiseppe Nesi eds., The Rome Statute of the International Criminal Court: a Challenge to Impunity 75 (Ashgate/Dartmouth, Aldershot, 2001)

*Foreword* to Angie Zelter ed., Trident on Trial: The Case for People’s Disarmament (Luath Press, Edinburgh, 2001)

*The ICC Statute: Protecting the Sovereign Rights of Non-Parties*, in Dinah Shelton ed., International Crimes, Peace and Human Rights: The Role of the International Criminal Court (Transnational Publishers, Ardsley, New York, 2000)

*How International Human Rights Law Affects Domestic Law,* in Adamantia Pollis & Peter Schwab eds., Human Rights: New Perspectives, New Realities 185 (Reinner, Boulder & London, 2000)

*East Timor, Indonesia and the International Community,* 14 Temple Int’l & Comp. L.J. 75 (2000)

*Creating a Statute for the International Criminal Court: A Jurisdictional Quandary,* 22 Suffolk Transnat’l L. Rev. 461 (1999)

Several entries, in Otto Triffterer ed., Commentary on the Rome Statute of the International Criminal Court, Observers’ Notes, Article by Article (Nomos Verlagsgesellschaft, BadenBaden, Germany, 1999)

*Steven Spielberg’s “Amistad” and Other Things I have Thought About in the Past Forty Years*: *International (Criminal) Law, Conflict of Laws, Insurance and Slavery,* 30 Rutgers L.J. 371 (1999)

*Preamble and Final Clauses,* in Roy Lee ed., The International Criminal Court: The Making of the Rome Statute, Issues, Negotiations, Results 421 (Kluwer, The Hague, 1999) (with Tuiloma Neroni Slade)

*Apartheid,* in M. Cherif Bassiouni ed., I International Criminal Law (Crimes) 643 (Transnational Publishers, Ardsley, 2d ed., New York, 1999)

*Human Rights Strategies of the 1960s Within the United Nations: A Tribute to the Late Kamleshwar Das,* 21 Human Rights Q. 308 (1999)

*Treaty and Custom,* in Laurence Boisson de Chazournes & Philippe Sands eds., International Law, The International Court of Justice and Nuclear Weapons 171 (Cambridge, England, 1999)

*Obligations of Third States in the Face of Illegality: Ruminations inspired by the Weeramantry Dissent in the Case Concerning East Timor,* in Antony Anghie & Garry Sturgess eds., Legal Visions of the 21st Century: Essays in Honour of Judge Christopher Weeramantry 631 (Kluwer, The Hague, 1998)

*East Timor and An International Criminal Court,* in Pedro Pinto Leite ed., The East Timor Problem and the Role of Europe 95 (IPJET, Lisbon, 1998)

*Commentary on Parts 1 and 4 of the Zutphen Intersessional Draft [of the Rome Statute of the International Criminal Court]: Establishment of the Court and Composition and Administration of the Court*, 13 bis Nouvelles Études Penales 55 (1998)

*Toward an International Criminal Court,* in Yael Danieli, Elsa Stamatopoulou & Clarence Dias eds., The Universal Declaration of Human Rights: Fifty Years and Beyond 99 (Baywood, Amityville, 1998) (with David Tolbert)

*Countering Transnational and International Crime: Defining the Agenda,* in Peter J. Cullen & William C. Gilmore ed., Crime Sans Frontieres: International and European Legal Approaches 20) (Hume Papers on Public Policy, Vol. 6, Nos 1 & 2 (1998))

*Methods of Warfare that Cause Unnecessary Suffering or Are Inherently Indiscriminate: A Memorial Tribute to Howard Berman,* 28 Cal. West. Int’l L.J. 379 (1998)

*The Proposed International Criminal Court: Its Establishment and Its Relationship with the United Nations,* 8 Crim. L.Forum 411 (1997), reprinted in 2 Mediterranean J. Hum. Rts 127 (1998)

*The Case Concerning Oil Platforms (Islamic Republic of Iran v. United States of America*) B *Preliminary Objection*, 10 Leiden J. Int’l L. 541 (1997)

*Nuremberg and Tokyo in Contemporary Perspective*, in Tim McCormack & Gerry Simpson eds., The Law of War Crimes: A Synthesis of National and International Approaches 171 (Martinus Nijhoff, The Hague, 1997)

*Public International Law and Private Enterprise: Damages for a Killing in East Timor*, 3 Australian J. Human Rights 21 (1996), shorter version in Paddy Ireland & Per Laleng, The Critical Lawyers’ Handbook 2 (Pluto, London, 1997)

*The Laws of Armed Conflict and the Use or Threat of Use of Nuclear Weapons*, 7 Crim. L. Forum 265 (1996)

*Coping with Ultimate Evil through the Criminal Law*, 7 Crim. L. Forum 1 (1996) (with Madeleine Sann)

*The 1985 United Nations Declaration of Basic Principles of Justice for Victims of Crime and Abuse of Power*, in G. Alfredsson & P. Macalister-Smith eds., The Living Law of Nations, Essays on Refugees, Minorities, Indigenous Peoples and the Human Rights of other Vulnerable Groups in Memory of Atle Grahl-Madsen (N.P. Engel, Kehl am Rhein, 1996)

*Issues of Implementation and Coordination*, in Yael Danieli, Nigel S. Rodley & Lars Weisaeth eds., International Responses to Traumatic Stress 425 (Baywood, New York, 1996) (with Daniel Nsereko)

*The 'Decolonization' of East Timor and The United Nations Norms on Self-Determination and Aggression,* and *The Substance of the East Timor Case in the ICJ,* Chapters in International Law and the Question of East Timor (CIIR & IPJET, London, 1995)

*United Nations Standards and Norms in Crime Prevention and Criminal Justice,* 5 J. Transnat’l L. & Contemp. Prob. 287 (1995)

*Introduction to Symposium on International Criminal Law* (with Ved P. Nanda), 5 J. Transnat’l L. & Contemp. Prob. i (1995)

*Foreword*, Toward a Right to Peace: Selected Papers of John H.E. Fried vii (Altheia Press, Northampton, Mass., 1994)

*Stocktaking after Two Sessions of the Commission on Crime Prevention and Criminal Justice,* 4 Crim. Law Forum 471 (1993), reprinted in M. Cherif Bassiouni ed., The Contributions of Specialized Institutes and Non-Governmental Organizations to the United Nations Criminal Justice Program. In Honor of Adolfo Beria di Argentine (Kluwer, The Hague, 1995)

*Timor Gap: The Legality of the* "*Treaty on the Zone of Cooperation in an Area Between the Indonesian Province of East Timor and Northern Australia*," [1992] Pace YB Int'l L. 69, reprinted in Peter Carey & G. Carter Bentley eds., East Timor at the Crossroads. Forging of a Nation (Cassell, London, 1995)

*Some International Law Aspects of the East Timor Affair*, 5 Leiden J. Int'l L. 265 (1992), reprinted as *The East Timor Affair in International Law,* 4 Camões Center Quarterly 25 (1992-93)

*United Nations Model Treaties on Cooperation in the Criminal Process,* 18 Commonwealth L. Bull. 1544 (1992)

*Criminal Code Reform in New Zealand? A Martian's view of the Erewhon Crimes Act 1961 with some footnotes to the 1989 Bill*, 21 Vict. U. of Wellington L. Rev. 1 (1991)

*Crime: The UN Agenda on International Cooperation in the Criminal Process*, 15 Nova L. Rev. 475 (1991)

*Crimes Against Humanity at Nuremberg*, and *Codification of the Principles of the Nuremberg Trial and the Subsequent Development of International Law*, in G. Ginsburgs & V. Kudriavtsev eds., The Nuremberg Trial and International Law 177 & 249 (Kluwer, The Hague, 1990)

*The Eighth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, Havana, Cuba August 27-September 7, 1990*, 1 Crim. L. Forum 513 (1990)

*Foreword* and *Constitutionalism and Palau's Self-Determination: A Lawyer's Perspective*, in B. Aldridge & C. Myers, Resisting the Serpent: Palau's Struggle for Self-Determination xiii & 197 (Fortkamp, Baltimore, 1990)

*Human Rights and the U.N. Committee on Crime Prevention and Control*, 506 The Annals 68 (1989)

*State Terrorism: Some Lessons From the Sinking of the "Rainbow Warrior"*, 20 Rutgers L.J. 393 (1989)

*Free Association - A Critical View*, in P. Leary ed., Proceedings: Conference on the Future Status of the United States Virgin Islands, University of the Virgin Islands (1989)

*The Committee on the Rights of the Child: Who Pays?* in C. Cohen ed., Independent Commentary: United Nations Convention on the Rights of the Child 59 (Defense for Children International, New York, 1988) (with F. Gaer), updated version in 7 N.Y.L.S.J. Human Rights 123 (1989)

*Offenses of International Concern: Multilateral State Treaty Practice in the Forty Years Since Nuremberg*, 57 Nordic J. Int'l L. 49 (1988)

*"Termination" of the Pacific Islands Trust*, 81 American J. Int'l L. 927 (1987) (Letter to Editor)

*International Human Rights Law*, in R. Janosik ed., I Encyclopedia of the American Judicial System 334 (Scribner's, New York, 1987)

*The Crime of Apartheid*, in M. Bassiouni ed., I International Criminal Law 299 (Transnational Publishers, Dobbs Ferry, N.Y., 1986)

*Preventing and Combating Intolerance of Religion or Belief*, World Order, Winter

1985-86, 19

*East Timor and International Law*, 2 Mennesker og Rettigheter (Norway) 32 (1984)

*Approaching a NoFault or Uninsured Motorist Claim*, and *Statutory Basis of NoFault and Uninsured Motorist Systems*, Chapters 1 and 2 of NoFault/Uninsured Automobile Insurance (Matthew Bender, New York, 1984)

*Models of National or Local Action to Prevent or Combat Intolerance of Religion or Belief*, Background Paper for United Nations Seminar on the Encouragement of Understanding, Tolerance and Respect in Matters Relating to Religion or Belief, Geneva, December l984, U.N. Doc. HR/GENEVA/l984/BP.3 (l984)

*Transnational Legal Problems of Refugees*, l7 Vanderbilt J. Transnat'l L. l79 (1984) (review essay on 1982 Michigan Yearbook of International Legal Studies)

*Humanitarian Intervention, Help to Your Friends and State Practice*, 13 Ga. J. Int'l & Comp. L. 211 (1983)

*The United Nations Declaration on the Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief*, 31 Chitty's L. J. 23 (l983)

*Human Rights and the United Nations High Commissioner for Refugees*, 10 Int'l J. Legal Info. 287 (1982)

*State Terrorism: Disappearances*, 13 Rutgers L.J. 531 (1982) (with Maureen R. Berman)

*International Human Rights FactFinding: The Role of Legal Representation*, in B. G. Ramcharan ed., International Law and Factfinding in the Field of Human Rights

(Martinus Nijhoff, The Hague, 1982)

*Does the Genocide Convention Go Far Enough?* (Symposium on Genocide and Humanicide), 8 Ohio Northern L.J. 321 (1981)

*The International League for Human Rights and South West Africa 19471957 -- The Human Rights NGO as Catalyst in the International Legal Process*, 3(4) Human Rights Q. 101 (1981)

*The “Decolonization” of East Timor and the United Nations Norms on SelfDetermination and Aggression*, 7 Yale J. World Pub. Order 2 (1980)

*SelfDetermination and Free Association: Should the United Nations Terminate the Pacific Islands Trust?* 21 Harv. Int'l. L.J. 1 (1980)

*Legal Principles of NonSocialist Economic Integration as Exemplified by the European Economic Community*, 8 Syracuse J. Int'l L. & Commerce 1 (1980)

*Enforcement of International Human Rights Law: The Role of Lawyers*, 28 Chitty's L.J. 4 (1980)

*The United Nations and Religious Freedom*, 11 N.Y.U.J. Int'l L. & Pol. 197 (1978)

*Some Developments in New Jersey Criminal Law*, in Proceedings of the Prosecutors' Institute (Delaware Law School, Widener College, Wilmington, Del., 1977) mimeo

*Measures to Protect Religious Freedom*, in L. Sohn & M. Galey eds., New Aspects of the International Protection of Human Rights, TwentyFifth Report of the Commission to Study the Organization of Peace 36 (Stanley Foundation, N.Y., 1977) (summary of working paper prepared for Commission, mimeo, 1976)

*NoFault in Delaware*, 6 RutgersCamden L.J. 225 (1974), updated version in Widiss, Little, Clark, Jones, NoFault Automobile Insurance in Action (Oceana, Dobbs Ferry, N.Y., 1977) (with G. Waterson)

*The First TwentyFive Years of the Universal Declaration of Human Rights -- and the Next*, 48 Conn. Bar J. 111 (1974) (originally published in English and French as working paper for World Peace Through World Law Conference, Abidjan, 1973) (with Leo Nevas)

*The U. N. and Human Rights: Some Modest Proposals*, 59 A.B.A.J. 1393 (1973) (with Leo Nevas)

*Some Jurisprudential Questions on Economic, Social and Cultural Rights*, in Report of the Human Rights Committee, Conference on NonGovernmental Organizations in Observance of the 25th Anniversary of the Universal Declaration of Human Rights (N.Y., 1973)

*Medina: An Essay on the Principles of Criminal Liability for Homicide*, 5 RutgersCamden L.J. 59 (1973)

*Disorderly Behavior*, in S. Webb and J. Collette eds., New Zealand Society: Contemporary Perspectives 361 (Wellington, 1973)

*The Trust Territory of the Pacific Islands: Some Perspectives*, 1973 Proc. Am. Soc'y Int'l L. 17

*Meetings, Processions, Symbolic Speech and the Law,* [1972] N.Z.L.J. 209, 249

*A Jurisprude Looks at the Road Toll*, 2 Otago L. Rev. 441 (1972)

*Overmastering Physical Force*, 14 Crim. L.Q. (Canada) 413 (1972)

*Accident: Or What Became of Kilbride v. Lake?* in R. Clark ed., Essays on Criminal Law in New Zealand 47 (1971)

*Police Powers to Seize and Detain Goods and Documents*, [1971] N.Z.L.J. 153

*Police Power to Arrest Without Warrant*, [1970] N.Z.L.J. 176

*Hans Kelsen's Pure Theory of Law*, 22 J. Legal Ed. 170 (1970)

*The Defence of Impossibility and Offences of Strict Liability*, 11 Crim. L.Q. (Canada) 154 (1969)

*Broadcasting and Private Enterprise: The Proposed Broadcasting Authority*, 30 N.Z.J. Pub. Admin. 29 (1968)

*Automatism and Strict Liability*, 5 Vict. U. of Wellington L. Rev. 12 (1968)

Chapters 1, 2, 4 & 5 of J. Robson ed., New Zealand: The Development of Its Laws and Constitution (Stevens, London, 1967) (with C. C. Aikman and K. J. Keith)

*Strict Liability Offences of Possession*, [1967] N.Z.L.J. 182

*Some Developments in Administrative Law*, 29 N.Z.J. Pub. Admin. 48 (1967) (with C. C. Aikman)

*The Narcotics Act 1965*, 2 N. Z. U. L. Rev. 92 (1966)

*Some Developments in Administrative Law*, 28 N.Z.J. Pub. Admin. 96 (1966) (with C. C. Aikman)

*Some Developments in Administrative Law*, 27 N.Z.J. Pub. Admin. 45 (1965) (with C. C. Aikman)

*The Geneva Accords and the Two Vietnams,* in M. Bassett ed., New Zealand and South East Asia 12 (Auckland, 1965)

*French Tests and International Law,* New Zealand Monthly Review, No. 52, 5 (1964-5)

**Reports:**

Report of the Commission of Experts on Reforming Internal Justice at the United Nations (with Geoffrey Robertson and Ousmane Kane) (New York, 2006)

Report of the International Observer Mission, Palau Referendum, December 1986 (with A. Boss, E. Hammerich, S. Roff & D. Wright) (International League for Human Rights & Minority Rights Group, New York, 1987)

**Compiled and Edited:**

Symposium, International Criminal Law, Vol. 5, No. 2, Transnat’l L. & Contemp. Prob. (Iowa City, Iowa, 1995) (with Ved Nanda)

Democracy in South Korea: A Promise Unfulfilled (A Report on Human Rights l980l985) (New York, l985, for the International League for Human Rights and the International Human Rights Law Group) (general editor and contributor)

Micronesia: The Problem of Palau, Minority Rights Group Report No. 63 (New York, 1984, rev. ed. 1987) (with S. Roff)

Constitutions of Dependencies and Special Sovereignties: The Trust Territory of the Pacific Islands, A. Blaustein and E. Blaustein eds., (Oceana, Dobbs Ferry, N.Y., 1982) (successor volumes on the Commonwealth of the Northern Mariana Islands, the Federated States of Micronesia, the Marshall Islands and Palau, 1988)

Constitutions of the Countries of the World: New Zealand, A. Blaustein and G. Flanz eds., (Oceana, Dobbs Ferry, N.Y., 1985)

Constitutions of Dependencies and Special Sovereignties: New Zealand Territories, A. Blaustein and E. Blaustein eds., (Oceana, Dobbs Ferry, N.Y., 1985)

**Book Reviews:**

Erpelding. M., Hess, B., & H. Ruiz Fabri eds., *Peace Through Law: The Versailles Peace Treaty and Dispute Settlement After World War I*, (2019), 31 Criminal Law Forum 281 (2020)

Van Zyl Smit, D., & C. Appleton, *Life Imprisonment: A Global Human Rights Analysis* (2019), 41 Human Rights Quarterly 1022 (2019)

Sadat, L.N. ed., *Seeking Accountability for the Unlawful Use of Force* (2018), 30 Criminal Law Forum 241 (2019)

Mackay, R., & W. Brookbanks, *Fitness to Plead: International and Comparative Perspectives* (2018), Criminal Law and Criminal Justice Books, March 2019, available at https://clcjbooks.rutgers.edu/books/fitness-to-plead-international-and-comparative-perspectives/

Hauck, P., & S. Peterke eds., *International Law and Transnational Organised Crime* (2016), Criminal Law and Criminal Justice Books, July 2018, available at

<http://clcjbooks.rutgers.edu/books/international-law-and-transnational-organised-crime/>

Gordon, Gregory, *Atrocity Speech Law, Foundation, Fragmentation, Fruition* (2017), Opinio Juris, available at: http://opiniojuris.org/2017/07/13/comment-on-atrocity-speech-law-by-gregory-gordon/

Grzebyk, Patrycja, *Criminal Responsibility for the Crime of Aggression* (2013), Criminal Law and Criminal Justice Books, November 2014, *available at* http://clcjbooks.rutgers.edu/books/international-criminal-justice.html

Boas, G, W. A. Schabas & M. P. Scharf, *International Criminal Justice: Legitimacy and Coherence* (2012), Criminal Law and Criminal Justice Books, January 2014, *available at* http://clcjbooks.rutgers.edu/books/international-criminal-justice.html

Ambos, K., *Treatise on International Criminal Law. Vol. I: Foundations and General Part* (2013), 24 Criminal Law Forum 561 (2013)

Braithwaite, J., H. Charlesworth & A. Soares, *Networked Governance of Freedom and Tyranny: Peace in Timor-Leste* (2012), 35 Human Rights Quarterly 241 (2013)

Hagan, J., & W. Rymond-Richmond, *Darfur and the Crime of Genocide* (2009), 22 Criminal Law Forum 445 (2011)

Heller, K.J., *The Nuremberg Military Tribunals and the Origins of International Criminal Law* (2011), Opinio Juris, available at http://opiniojuris.org/2011/11/02/the-nuremberg-military-tribunals-and-contemporary-international-criminal-law/

Glasius, M., *The International Criminal Court: A Global Civil Society Achievement* (2006), 19 Criminal Law Forum 589 (2008)

Olusanya, O., *Identifying an Aggressor under International Law: A Principles Approach* (2006), 19 Criminal Law Forum 303 (2008)

Weeramantry, C.G., *Universalising International Law* (2004), 99 American Journal of International Law 298 (2005)

Kolodzeij, E.A., ed., *A Force Profonde: The Power, Politics and Promise of Human Rights* (2003), Human Rights Review October/December 2005, 135

Ambos, K., & M. Othman eds., *New Approaches in International Criminal Justice: Kosovo, East Timor, Sierra Leone and Cambodia* (2003), 15 Criminal Law Forum 467 (2005)

Maguire, P., *Law and War: An American Story* (2000), Society May/June 2002 89

Kauzlarich D., & R.C. Kramer, *Crimes of the American Nuclear State at Home and Abroad* (1998), 10 Social and Legal Studies 428 (2001)

Beigbeder, Y., *Judging War Criminals: The Politics of International Justice* (1999), 22 Human Rights Quarterly 302 (2000)

Nanda, V.P., & D. Krieger, *Nuclear Weapons and the World Court* (1998), 14 Emory International Law Review 199 (2000)

Stith, K. & J.A. Cabranes, *Fear of Judging: Sentencing Guidelines in the Federal Courts* (1998), 11 Criminal Law Forum 249 (2000)

Weeramantry, C.G., *Justice Without Frontiers. Vol. 1: Furthering Human Rights* (1997), *Vol. 2: Protecting Human Rights in the Age of Technology* (1998), and *The Lord’s Prayer: Bridge to a Better World* (1998), 94 American Journal of International Law 232 (2000)

Bassiouni M.C. & E.M. Wise, *Aut Dedere Aut Judicare: The Duty to Extradite or Prosecute in International Law* (1995), 91 American Journal of International Law 204 (1997)

Reicher, H., ed., *Australian International Law Cases and Materials* (1995), [1996] Canadian Yearbook of International Law 518

Nadelmann, E.A., *Cops Across Borders: The Internationalization of U.S. Criminal Law Enforcement* (1993), 6 Criminal Law Forum 249 (1995)

Weeramantry, C.G., *Nauru: Environmental Damage Under International Trusteeship* (1992), 28 The International Lawyer 186 (1994)

Schabas, W.A., *The Abolition of the Death Penalty in International Law* (1991), [1993] Canadian Yearbook of International Law 433

Paton, A., *Cry the Beloved Country* (1948), 14 Human Rights Quarterly 653 (1992)

Tolley, H., *The U.N. Commission on Human Rights* (1987), 83 American Journal of International Law 190 (1989)

Humphrey, J.A., *Human Rights and the United Nations: A Great Adventure* (1984), 79 American Journal of International Law 195 (1985)

Hannum, H. ed., *Guide to International Human Rights Practice* (1984), 12 International Journal of Legal Information 271 (1984)

Australian Senate Standing Committee on Foreign Affairs and Defence, *The Human Rights Conditions of the People of East Timor* (1983), 12 International Journal of Legal Information 68 (1984)

Dunn, J., *Timor: A People Betrayed (1983),* 12 International Journal of Legal Information 66 (1984)

Ramcharan, B.G., *Humanitarian Good Offices in International Law: The Good Offices of the United Nations Secretary-General in the Field of Human Rights* (1983), 12 International Journal of Legal Information 64 (1984)

Tay, A.E-S. ed., *Teaching Human Rights* (1981), 77 American Journal of International Law 349 (1983)

International Commission of Jurists, *States of Emergency: Their Impact on Human Rights* (1983), 11 International Journal of Legal Information 308 (1983)

Elkind, J.B., *Interim Protection—A Functional Approach* (1981), 11 International Journal of Legal Information 58 (1983)

Zartman, I.W. & M. Berman, *The Practical Negotiator* (1982), 10 International Journal of Legal Information 271 (1982)

Morrisson, C., *The Dynamics of Development in the European Human Rights Convention System* (1981), 10 International Journal of Legal Information 261 (1982)

Ball, M., *The promise of American Law: A Theological, Humanistic View of Legal Process* (1981), 10 International Journal of Legal Information 80 (1982)

Williams, P. ed., *The International Bill of Rights* (1981), 10 International Journal of Legal Information 74 (1982)

McDougal, M.S., H.D. Lasswell & L. Chen, *Human Rights and World Public order: The Basic Politics of an International Law of Human Rights* (1980), 76 American Journal of International Law 184 (1982)

Bedard, R. ed., *Human Rights and Europe: A Study of the Machinery of Human Rights Protection of the Council of Europe* (2nd ed. 1980), 9 International Journal of Law Libraries 229 (1981)

Dominguez, J.I, N.S. Rodley, B.Wood & R. Falk, *Enhancing Global Human Rights* (1979), 74 American Journal of International Law 226 (1980)

Auerbach, J.R., *Unequal Justice: Lawyers and Social Change in Modern America* (1976), 9 Victoria University of Wellington Law Review 208 (1977-78)

Hill, L.B., *The Model Ombudsman: Institutionalizing New Zealand’s Democratic Experiment* (1976), 92 Political Science Quarterly 354 (1977)

New Zealand Department of Justice, *Crime in New Zealand* (1968), 5 Victoria University of Wellington Law Review 268 (1968-70)

Harding, A., *A Social History of English Law* (1966), 5 Victoria University of Wellington Law Review 115 (1968-70)

Rubinstein, A., *Jurisdiction and Illegality* (1965), 1 New Zealand Universities Law Review 593 (1965)

Wheare, K.C., *Legislatures* (1963), 1 New Zealand Universities Law Review 368 (1964)

 **MEMBERSHIP IN PROFESSIONAL ASSOCIATIONS**

American Civil Liberties Union

American Law Institute (Life member)

American Society of International Law

International Law Association, American Branch

International Society for the Reform of Criminal Law

Society of American Law Teachers

 **PROFESSIONAL AND PUBLIC SERVICE**

Board: International Center for the Study, Prevention and Treatment of Multi-Generational Legacies of Trauma (2018-present)

General Editor: Procedural Aspects of International Law (“PAIL”) monographs (2004-12)

Editorial Board: Criminal Law Forum: *An International Journal* (1998-present) (Editor-inChief 1989-1998)

Editorial Advisory Board: Eyes on the ICC (2013-present)

Editorial Advisory Board: The International Lawyer (1997-2016)

Editorial Board: Journal of South Pacific Law (2013-present)

Editorial Advisory Board: New Zealand Yearbook of International Law (2003-present)

Editorial Advisory Board: Istanbul Journal of Human Rights Law (2012-present)

Board: International Centre for Criminal Law Reform and Criminal Justice Policy, Vancouver, B.C. (2007-2016)

Board: International Platform of Jurists for East Timor (1998-present)

Board: International Society for the Reform of Criminal law (1998-present)

International Advisory Panel: New Zealand Centre for Global Studies (2013-present)

Board: US Friends of Victoria University of Wellington (President 2008-2013)

Board of Advisers, University of Buckingham Centre for United Nations Studies (2018-present)

Council of Advisers, Global Institute for the Prevention of Aggression (2010-present)

 **INVOLVEMENT WITH UNITED NATIONS**

**AND INTERNATIONAL CRIMINAL COURT**

Member, Council of Advisers on the Application of the Rome Statute to Cyerwarfare (convened by Mission of Liechtenstein to the UN (2019-present)

Counsel to Marshall Islands, International Court of Justice, cases on Obligations relating to Cessation of the Nuclear Arms Race and to Nuclear Disarmament (2014-16)

Representative of Government of Samoa to Review Conference on International Criminal Court, Kampala (2010)

Representative of Government of Samoa to Assembly of States Parties for the International Criminal Court and to the Assembly’s Special Working Group on the Crime of Aggression (2002-2017)

Representative of Government of Samoa to Preparatory Commission for the International Criminal Court (1999-2002)

Representative of Government of Samoa at United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court, Rome, (1998)

Representative of Government of Samoa to Preparatory Committee on the Establishment of an International Criminal Court, New York, 1996-1998

Counsel to Samoa, Illegality of Nuclear Weapons Case, International Court of Justice, 1995-96 (one of team that argued case)

Member, New Zealand delegation, Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, Cairo, Egypt, 1995

Member, New Zealand observer delegation to United Nations Commission on Crime Prevention and Criminal Justice, Vienna, 1992, 1993, 1996

Observer of New Zealand to Intergovernmental Working Group on the Creation of an Effective International Crime and Justice Programme, Vienna, 1991

Special Guest, Regional Seminars in Observance of the Thirtieth Anniversary of the Declaration on the Granting of Independence to Colonial Countries and Peoples, held in Port Vila, Vanuatu, and Bridgetown, Barbados, 1990

Member, New Zealand delegation, Eighth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, Havana, Cuba, 1990

Member, United Nations Committee on Crime Prevention and Control, 19871990 (the Committee, now replaced by the Commission on Crime Prevention and Criminal Justice, supervised the work of the United Nations in the criminal justice area and was the preparatory committee for the fiveyearly Congresses on the Prevention of Crime and the Treatment of Offenders)

Crime Prevention and Criminal Justice Branch, Consultant on Victims of Crime and of Abuse of Power, l98385 (reportwriting and drafting in preparation for and at Seventh United Nations Congress on the Prevention of Crime and the Treatment of Offenders)

Centre for Human Rights, l984 (author of Background Paper for United Nations Seminar on the Encouragement of Understanding, Tolerance and Respect in Matters Relating to Religion or Belief, Geneva, December l984)