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THIRD INTERNATIONAL MILITARY JUSTICE FORUM

Le congrès international sur la justice militaire

PARIS
25-26 June 2025
Ecole Militaire / Sénat

Information / Registration: militaryjusticeforum.com
Contact: militaryjusticeforum@gmail.com

Wednesday 25 June 2025
Ecole Militaire
CESM - Amphithéâtre Suffren

13.30 - Opening of the Forum

- Gwenaël Guyon (Saint-Cyr Coëtquidan Military Academy, Univ. Paris Cité)
- Evert Kleynhans (Stellenbosch University)
- Nicolas Cornu Thénard (Université Paris Panthéon-Assas, Société de Législation Comparée)

Parallel session A
CEMSG - Salle Ste Geneviève

14.00 – **Military justice in wartime: an historical approach. Chair: Raffaella Bianchi Riva**

- **Emanuele Sica (Royal Military College of Canada)**, **Giovanni Focardi (Università di Padova)**, *Italian military justice from WWI to WWII.*
- **Evert Kleynhans (Stellenbosch University)**, **Andries Fokkens (Stellenbosch University)**, *The first test of South African military law: the 1914 Afrikaner Rebellion and the execution of Captain Jopie Fourie.*
- **Anna la Grange (University of Postdam),** *"I never witnessed such law carried out by Britishers before": Perceptions of the rules and norms of warfare during the 1922 Rand Revolt.*

Questions (10')

15.00 Break (10')

15.10 – Military justice in WWII. Chair: Evert Kleynhans

- **Gwenaël Guyon (Saint-Cyr Coëtquidan Military Academy)**, *From London to Paris via Algiers: De Gaulle, the Free French and military justice (1940-1945).*
- **Raffaella Bianchi Riva (Università degli studi di Milano)**, *Women before military justice. The trials against mobilized female workers in the military court of Milan during World War II (1941-1945).*
- **Matthias Zachmann (Freie Universität Berlin)**, *Fighting war with law: Japanese legal officers and their cases during the Asia-Pacific war, 1937-45.*

Questions (10')

16.10 Break (10')

16.20– Military justice in the post-Second World War era. Chair: Gwenaël Guyon

- ***Jonas Campion (Université de Québec à Trois-Rivières)**, Military justice for unusual soldiers? Trying Belgian 'gendarmes' for collaboration at the end of the Second World War.*
- ***Yves Tremblay (Canadian Department of National Defense)**, Rape scenarios: the strategy of defence counsel in the trials of Canadian servicemen in Germany, 1945-1946.*
- ***David Turns (Swedish Defence University)**, Military war crimes in historical and comparative perspectives.*
- ***Louis Makau (Stellenbosch University)**, Liberation armies and "their" administration of justice: a critical examination of Umkhonto we Sizwe of the ANC.*

Questions (10')

Parallel session B
CESM - Amphithéâtre Suffren

14.00 – History of military courts and military offences. Chair: David Gilles

- **Guillaume Pinet (Université de Québec à Montréal)**, *A comparative history of the emergence of councils of war in France and England (c. 1650-1715).*
- **Nishant Gokhale (University of the West of Scotland)**, *The English East India Company and summary trials in 19th century.*
- **Astrid Donias (Université de Grenoble Alpes)**, *Moderniser le crime d'intelligence avec l'ennemi en France.*

Questions (10')

15.00 – Break (10')

15.10 – Military justice and judicial independence. Chair: Alison Duxbury

- **Eugene Fidell (Former President of the National Institute of Military Justice, Yale Law School),** *Can uniformed personnel be independent?*
- **Capt. Chris Griggs RNZNR (Acting Director of Military Prosecutions, NZ)**, *Judicial independence in Commonwealth military courts – a work in progress.*
- **David Gilles (Saint-Cyr Coëtquidan Military Academy, University of Sherbrooke)**, *Should the army be stripped of jurisdiction over criminal sexual offences within its ranks?*

Questions (10')

16.10 – Break (10')

16.20 – Special focus: Military justice issues in Africa. Chair: Andries Fokkens

- **Christian Angue (Université de Dschang)**, *Military justice and private military companies in Africa.*
- **Lt-Col. Michelle Nel (Stellenbosch University), Ernst Heydenrych (Boston City Campus & Business School),** *Maladministration, fraud and corruption in South African Defence procurement: where to in terms of justice, discipline and accountability?*
- **Lt-Col. Sonja Els, Col. Piet Bester (Stellenbosch University**), *The fight for justice: addressing moral injury compensation for service members in the SANDF.*
- **Lt Cdr Elsie Morake (Stellenbosch University)**, *Involuntary referral of a military accused for observation: the dilemma in South African military justice.*

Questions (10')

17.35 - End of discussions - Speakers Cocktail

Thursday 26 June 2025
Sénat, Palais du Luxembourg – Salle Médicis

9.00 - Military justice and international law (Part I) Chair: Kevin Riordan

- **Col. Winston Williams (US Military Academy Wespoint), Sophia Zademack (University of Zurich),** *Prosecution of war crimes- conceptualizing past, present and future.*
- **Nicolas Cuer (French Ministry of Defense, Université de Lille II),** *Violations of international humanitarian law and new technologies: the case of drones in the Russian-Ukrainian war.*
- **Brian Lee Cox (Cornell Law School),** *High profile: comparative military justice approaches to investigating and accounting for civilian casualties in armed conflict.*

Questions (10')

10.00 – Break (10') (

10.10 - Military justice and international law (Part II) Chair: Alan Large

- **Maria Elizabeth Teixeira Rocha (President of the Brazilian Superior Military Court),** *Discussion on international principles governing the administration of justice through military tribunals in South America.*
- **Clémence Pellissier (PhD st., Trinity College Dublin),** *Military law: between internationalization and nationalization.*
- **Mario Ferreira Monte (Universidade do Minho),** *Any chance for transitional (restorative) justice for armed conflicts?*

Questions (10')

11.05 – Summary hearings and non-judicial punishments. Chair: Maurizio Block

- **Pascal Levesque (Barrister, Ethics and Professional Conduct Commissioner, Canada)**, *Military summary hearing system in Canada.*
- **Frank Rosenblatt (Mississippi College, President of the National Institute of Military Justice),** *Nonjudicial punishment.*

Questions (10')

11.50 - Speakers Lunch

13.45 Military justice in its operational context. Chair: Sonja Els

- **Lt Cdr Nick Fryer (Legal advisor, British Royal Navy)**, *British military justice in its recent operational context.*
- **Laurent Drouvot (Université de Toulon, Judicial Police Officer)**, *Military justice in its operational context: the emergence of the notion of 'Lawfare' in modern conflictuality.*

Questions (10')

14.30 - Break (10')

14.40 – The reform of military justice: global perspectives (Part I) Chair: Michelle Nel

- **HHJ Alan Large (Judge Advocate General of His Majesty's Armed Forces, UK)**, *The Commonwealth military justice transformation project.*
- **Ernest Nilles (Diekirch State Prosecutor, Luxembourg)**, *The reform of military justice in Luxembourg.*
- **Chief Judge Kevin Riordan (Judge Advocate General of the Armed Forces of New Zealand)**, *Historical and future-looking aspects of New Zealand's military justice system.*
- **Lt-Col. Yvette Foliant (Netherlands Defence Academy)**, *Addressing undesirable behavior in the Netherlands Armed Forces: a paradigm shift from institutionalized discipline to integrity as a virtue?*

Questions (10')

15.55 - Break (10')

16.05 – The reform of military justice: global perspectives (Part II) Chair: Franklin Rosenblatt

- **Alison Duxbury (University of Melbourne)**, *The principle of open justice and military courts.*
- **Maurizio Block (Military Prosecutor General at the Italian Court of Cassation)**, *The Italian military codes in the view of new reforms*
- **Jens Claerman (Belgian Ministry of Defense), Pieter-Jan Tuts (Associate Deloitte Legal)**, *Military justice in Belgium.*
- **Nicolas Bernard (Referendary at the Belgian Constitutional Court, UCLouvain)**, *The resurrection mechanism of military jurisdiction in Belgium: institutional aspects and practical difficulties.*

Questions (10')

17.20 - Conclusion of the Forum

Eugene Fidell (Former President of the National Institute of Military Justice, Yale Law School)

17.35 - Closing of the event

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