

Second All Art and Cultural Heritage Law Conference

24-25 June 2016

Art-Law Centre and UNESCO Chair
University of Geneva | Uni Mail, Room MR290



The Art-Law Centre and the UNESCO Chair in “The International Law of the Protection of Cultural Heritage” are proud to invite you to participate in the second “All Art and Cultural Heritage Law” conference, which will be dealing with the two following highly relevant themes: cultural heritage in the crossfire, and the relationship between law and ethics in the field of cultural heritage. It will also present some national and regional experiences regarding the implementation of cultural heritage law. Once again Geneva hopes to be for these two days the “capital of the world” of art and cultural heritage law.

Friday, 24 June 2016

8:30 - Registration

9:00 - Opening speeches

Christine Chappuis, Dean of the Law Faculty, University of Geneva

Marc-André Renold, Director of the Art-Law Centre, UNESCO Chair, University of Geneva

PANEL I – ART AND CULTURAL HERITAGE: WHAT IS THE ROLE OF ETHICS?

Chair: **Stephen Urice**, University of Miami School of Law, President of the International Cultural Property Society

Round table with the following keynote speakers:

9:10 - **Tatiana Flessas**, London School of Economics and Political Science

Where Ownership and Ethics Collide

9:30 - **Stephen W. Clark**, Vice President, General Counsel and Secretary, The J. Paul Getty Trust

9:50 - **Sophie Vigneron**, Kent University

Soft Law and Ethics: Towards Global Compliance

10:10 - **Andrea Raschèr**, Raschèr Consulting, Zürich

How to do the right thing?!

Discussion and coffee break

11:15 - Ethical Databases: Case Studies and Remaining Gaps in Cultural Heritage Information Sharing

Susan Douglas, University of Guelph, Canada

11:30 - Scores on the Doors: Establishing a Certificate of Virtue Framework for Future Art Market Regulation

Gareth Fletcher, Sotheby's Institute of Art, London

11:45 - Cultural Heritage as Stock for Particle Physics Experiments: The Changing Game

Elena Perez-Alvaro, Licit Cultural Heritage Ltd, London

12:00 - Filling the Gap between International Organizations' Soft Law and Cultural Institutions' Governance

Maria Luisa Tufano and **Sara Pugliese**, University of Napoli "Parthenope"

12:15 - Protecting Cultural Heritage: Whose Burden?

Marie-Sophie de Clippele, Université Saint-Louis, Bruxelles

12:30 - Ownership, Ethics and Mediation

Anthony Connerty, Barrister, London

Discussion and lunch break

PANEL II – CULTURAL HERITAGE IN THE CROSSFIRE: REALITY AND EFFECTIVENESS OF PROTECTION EFFORTS

Chair: **Marc-André Renold**, Director of the Art-Law Centre, UNESCO Chair, University of Geneva

Round table with the following keynote speakers:

14:30 - Stephen Urice, University of Miami School of Law, President of the International Cultural Property Society:

14:50 - Sabine von Schorlemer, University of Dresden

The Usefulness of the 'Responsibility to Protect' as Applied to the Protection of Cultural Heritage in Armed Conflict

15:10 - Riccardo Pavoni, University of Siena

After Palmyra: International Law and the Deliberate Destruction of Cultural Heritage

15:30 - Ali Ahmed Ali, Egyptian Government, Ministry of Antiquities

Heritage in Danger

Discussion and coffee break

16:30 - Humanitarian Action and the Protection of Cultural Heritage in Times of Armed Conflict

Jihane Chedouki, École Normale Supérieure de Cachan, France

16:45 - Reality and Effectiveness of Protection Efforts Involving Armed Non-State Actors

Marina Lostal (The Hague University of Applied Sciences), **Kristin Hausler** (British Institute of International and Comparative Law) and **Pascal Bongard** (Geneva Call)

17:00 - Concurrent State Responsibility in International Cultural Heritage Law between

Erga Omnes Obligations and Territoriality

Vassilis Tzevelekos (University of Liverpool)

17:15 - Cultural Genocide under the Jurisdiction of the ICC: Possibilities and Limits of the Protection of Cultural Heritage

Wenke Brückner, University of Cologne

17:30 - The International Protection of World Heritage from Natural and Man-Made Disasters

Claudia Morini, ECampus University, Italy

Discussion

20:00 – Dinner

Tribute to John H. Merryman by Kurt Siehr.

Tribute to Pierre Lalive by Marc-André Renold.

With the kind support of the ICPS.

Saturday, 25 June 2016

9:00 - Registration

**PANEL III – CULTURAL HERITAGE IN PRACTICE:
NATIONAL AND REGIONAL EXPERIENCES**

Chair: **Alessandro Chechi**, University of Geneva

9:30 - Unequal Treatment: Plea for More Generous National Implementations of the 1970 UNESCO Convention in light of Canada's Experience

Justine Ferland, University of Geneva

9:45 - Preserving the Divine and Combating Sacred Art Theft in Nepal and India

Donna Yates, University of Glasgow

10:00 - Of the Rise of Safe Havens for Threatened Cultural Heritage

Nikolaus Paumgartner (Pestalozzi Attorneys) and **Raphael Zingg** (ETH Zurich)

Discussion and coffee break

11:00 – Protection of Cultural Heritage in the Kingdom of Bahrain: Practice and Challenges

Michal Wosinski, Bahrain Authority for Culture and Antiquities

11:15 - Protecting Iraqi and Syrian Cultural Property against Illicit Trafficking for the Financing of Terrorism: The European Union's Perspective

Sabrina Urbinati, University of Milano-Bicocca

11:30 - Where State Responsibility Does Not Apply: An Impasse for UNESCO

Yin-Cheng Hsu, University of Glasgow

Discussion

12:00 - Conclusions

Marc-André Renold and **Stephen Urice**

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International Cultural
Property Society

With the cooperation of

Société internationale pour la recherche en droit du patrimoine culturel et droit de l'art

The banner features the logo of the Organisation des Nations Unies pour l'éducation, la science et la culture (UNESCO) on the left, followed by the logo of the Université de Genève (Uni Twin). To the right, the text reads: FACULTÉ DE DROIT and CENTRE DU DROIT DE L'ART.