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## **Justice without reconciliation?**

### **War crimes and trials in Europe since 1945**

International seminar cycle France-Germany-Kosovo-Serbia  
Organized by the Youth Initiative for Human Rights Serbia,  
Humanitarian Law Centar Kosovo, Community Building Mitrovica (Kosovo),  
Altea France, Max-Mannheimer-Studienzentrum Dachau (Germany)  
and the French-German Youth Office (FGYO, Paris/Berlin),  
In the framework of the South Eastern European Initiative of the FGYO

The aim of this project is to discover, analyze and discuss the role of War Crime Trials (WCT) and their judicial, political and societal implications in the 20th century, especially regarding Serbia, Kosovo, France and Germany. The leading question of this seminar cycles are: To what extent and in which ways do war crime trials contribute to reconciliation/ dealing with the past processes in and between societies? The group will explore different examples of mass violence in the 20th century in relation especially with the four named countries, and will work on the following questions for each case: Which crimes are we talking about? To what extent, how, by whom and with which purpose have these crimes been prosecuted? What impact on the societies did have the trials, which took place? One topic of the seminar cycle will also be to compare the role of trials and of other mechanisms in dealing with the past and reaching for reconciliation in and between post-conflict-societies.

The seminars include field visits, presentations of and discussion with experts, group discussion and working groups.

The project is part of the South Eastern European Initiative of the French-German Youth Office (FGYO), which is also funding the project.

#### Phases:

1st phase: Dachau, München, Ludwisgburg and The Hague, 3 – 11.11.2015

2rd phase: Paris and Limoges, 6 – 13.3.2015

3rd phase: Belgrade and Pristina, 25.10 – 2.11.2016

#### Target-group:

Students of history, law and political science, civil society activists and multipliers, young journalists, youth of political parties, aged between 20 and 30 years, living in France, Germany, Croatia and Serbia.

A good knowledge of the English language is requested.

The organizers cover the costs for the program, the accommodation, the meals and the transfers during the seminars, while the travel costs to the seminar places are reimbursed up to a certain amount after each seminar on the basis of the guidelines of the Franco-German Youth Office. The participation fee for persons from France and Germany is 100 € per

seminar, and for persons from Serbia and Kosovo 50 € per phase. For more info, please contact the organization team (see below)

Organsiation team and contact:

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**Program First Phase, Germany and The Netherlands, 3 - 11/11/2015**

Tuesday, 3.11.2015

Arrival of the participants

Welcome / Introduction meeting / Getting to know each other

Wednesday 4.11.2015

Dancing tables – exercise: personal interests and expectations

Exercise: Questions related to the topic of our seminar

*Lunch*

Exercise „Barometer of public opinion „regarding the topics justice and reconciliation

Working on documents about key terms related to our topic: Group work and presentation in plenary.

*Dinner*

Thursday, 5.11.2015:

Guided tour by Dirk Riedel of the Dachau Memorial Site, with focus on perpetrators.

*Lunch*

Individual visit of the Memorial Site

Lecture by Dr. Robert Sigel: The Dachau Trials and the Western-German Society

*Dinner*

Movie-lecture by Dr. Nicolas Moll: Nazi crime trials and their cinematographic representation from 1945 until today

Friday, 6.11.2015:

Travel by bus to Ludwigsburg

Visit of the „Zentrale Stelle der Landesjustizverwaltungen zur Aufklärung nationalsozialistischer Verbrechen“in Ludwigsburg :

Presentation of the role of the Zentrale Stelle in investigating and documenting Nazi crimes from 1958 until today

Group Work on documents related to several investigations

Transport to the Youth Hostel in Stuttgart

*Dinner*

Saturday 7.11.2015:

Feedback session about the first part of the seminar  
Transport by train from Stuttgart to The Hague  
Check in at the Youth Hostel in The Hague

Sunday 8.11.2015

Free time  
Lecture by Jasmina Lazovic: From Nuremberg to The Hague – the development in international criminal justice from 1945 to today

Monday 9.11.2015

Transfer to the ICTY  
Welcome to the ICTY, by Nenad Golcevski, acting Spokesperson of the ICTY  
Attending a hearing of the trial of Ratko Mladic  
The ICTY / MICT structure and its mandate, by William Tomljanovich, Office of the Prosecutor  
Working with Witnesses, by Aida Hasanbegovic, Victims and Witnesses Section  
*Lunch*  
The ICTY/MICT in the perspective of the Judges, with Judge Alphons Orié  
The ICTY/MICT in the perspective of the Office of the Prosecutor, with Kevin Hughes, Office of the Prosecutor  
The role of Media in War Crime Trials, with Mirko Klarin.  
*Dinner*

Tuesday, 10.11.2015

Overview about the Mechanisms for International Criminal Tribunals, with Giorgia Tortora, Communication Services MICT  
The Outreach Program: Aims and Future, with Nenad Golcevski  
Transfer back to the Youth Hostel  
*Lunch*  
Feedback-session about the visit of the ICTY and group discussion about the role of war crime trials in post-war-societies.  
*Dinner*

Wednesday 11.11.2015

Departure of the participants

**Program Second Phase, France, 6 - 13/3/2016**

Sunday, 6 March:

Arrival in Paris

Monday 7 March

Introduction to the project and the program  
Presentation round / Expectations  
“Dancing tables” – Exercise

*Lunch at the Youth Hostel*

Transfer by metro to the Center of Paris

"War crimes and trials. The case of the Algerian War of Independence. 1954-1962": Lecture by Sylvie Thénault, followed by discussion

Memory Walk in Paris: Exploring memory sites related to World War Two and the war in Algeria

*Dinner in town*

Tuesday 8<sup>th</sup> March:

Transfer to the Memorial de la Shoah

Guided visit of the Mémorial de la Shoah

"The Eichman Trial and its sociopolitical importance": Lecture by Annette Wiewiorka, followed by discussion

*Individual lunch in town*

Transfer back to the Youth Hostel

Feedback-session about the visits and lectures of the first two days

*Dinner at the youth hostel*

Wednesday 9<sup>th</sup> March:

„Reconciliation without trials? The dealing with war crimes within the French-German relations, 1945 – today“: Presentation by Nicolas Moll, followed by discussion

Broadening the perspective: Reconciliation and mechanisms to deal with crimes in different countries (Phase 1): Group work about four case studies - Argentina, Rwanda, South Africa, Northern Ireland.

*Lunch at the Youth Hostel*

*Free afternoon*

Thursday 10<sup>th</sup> March:

Transfer to Limoges by bus

*Lunch at Cheops in Limoges*

"Justice and reconciliation": Lecture by Pascal Plas, at the Faculty of Law at the University of Limoges, Department about International Criminal Justice transitional and transitional justice, followed by discussion

Memory-Decryptage in the center of Limoges

*Dinner at Cheops*

Presentation of the results of the decryptage

Friday 11<sup>th</sup> March:

Transfer by bus to Oradour sur Glane

Guided Visit through the exhibition in the Memorial Center of Oradour

Guided Visit of the destroyed village of Oradour

Transfer back to Limoges

*Lunch at Cheops*

Feedback-session about the visit of Oradour

Judicial investigations and trials related to Oradour and other crimes committed in France during second World War: Work in parallel groups about the Oradour-trial 1953 in Bordeaux, the Oradour-Trial 1983 in East-Berlin; the Oradour-investigations in Germany in 2014-2015; the trial against Philippe Pétain in 1945.

*Dinner in Cheops*

Movie night: “Music Box” from Costa-Gavras.

#### Saturday 12th March

Broadening the perspective: Reconciliation and mechanisms to deal with crimes in different countries (Phase 2): Presentation of four case studies: Argentina, Rwanda, South Africa, Northern Ireland.

Concluding discussion: How important is criminal justice for reconciliation processes?

*Lunch in Cheops*

Evaluation of the week and perspectives for the 3<sup>rd</sup> phase in Serbia and Kosovo

Transfer by bus to Paris, dinner during the transfer

#### Sunday 13<sup>th</sup> March:

Departure of the participants

### **Previsional Program Third Phase, Serbia and Kosovo, 25/10 - 2/11/2016**

#### Tuesday, 25 October:

Arrival in Belgrade

#### Wednesday 26 October:

Introduction to the project and the program

Presentation round / Expectations

Mini-Decryptage around the accommodation

Presentation about World War Two in Yugoslavia

*Lunch*

Visit of the former concentration camp Staro Sajmiste

Lecture about war crimes trials related to World War Two and their perception in Yugoslavia after 1945 and in Serbia since the 1990s

*Dinner*

#### Thursday 27 October:

Visit of Humanitarian Law Center:

Overview-lecture about the Yugoslav break-up wars in the 1990s and especially the conflict in Kosovo, and about prosecution in Serbia related to crimes committed in Kosovo

*Lunch*

Group work on ICTY-cases related to crimes committed during the Kosovo-conflict, and presentation in plenary

Feedback-session about the first two days

*Dinner*

Movie night: Film about Batajnica

Friday 28 October:

Visit of the Court / War Crimes Chamber

*Lunch*

„War crimes trials and reconciliation in the post-Yugoslav space“: Public discussion with different panelists

*Dinner*

Saturday 29th October:

*Transfer by bus from Belgrade to Pristina, with stops, in Batajnica and in Mitrovica*

Sunday 30 October:

Meeting and discussion with Humanitarian Law Centar Kosovo

*Lunch*

Visits of Suhareka, Meja or Krusha, and Gjakova/Djakovica.

Meetings and discussions with representatives of family associations

Feedback-session about the visits

*Dinner*

Monday 31 October

Visit of a court session

Meeting with a state prosecutor concerning war crimes trials in Kosovo

*Lunch*

Meeting with a EULEX judge

Discussion about the role of EULEX in war crime trials, the planned Special Court and the role of civil society organizations regarding war crime trials in Kosovo

*Dinner*

Tuesday 1<sup>st</sup> November:

Dealing with war crimes through arts: Meeting with Saranda Bogujevci

Feedback-session about the day before and the meeting with Saranda Bogujevci

*Lunch*

Concluding discussion: Under which conditions can war crime trials contribute to reconciliation processes

Evaluation of the week and of the whole project

*Dinner*

Wednesday 2nd November:

Departure of the participants