

Straniak Academy

for Democracy and Human Rights

Programme

14 - 27 September 2014
Budva/Montenegro

Sunday, 14th September

- 18:00-19:30 Welcome by the leading team of the Straniak Academy
Introduction of students and organisational questions
- 19:30 Welcome by Austrian Ambassador in Montenegro, Deans or Vice Deans of
Universities of Vienna and Podgorica, Director of the Ludwig Boltzmann Institute of
Human Rights
Reception on invitation of the Austrian Honorary Consul in Montenegro

Monday, 15th September

- 09:30-11:00 Initial lessons & discussions: What does democracy, rule of law and human rights
mean? Is there a coherence of them? What are the powers in a modern democracy,
how does the system of 'checks & balances' work? (*Hannes Tretter and Ivana Jelić*)
- 11:00-11:15 Break
- 11:15-13:00 Concepts & standards, strengths & weaknesses of modern democracies (*Sonja
Tomović-Šundić and Vedran Džihić*)
- 13:00-15:00 Lunch & Beach
- 15:00-16:45 Reality of democracy in Southeast European States (*Sonja Tomović-Šundić and
Vedran Džihić*)
- 16:45-17:00 Break
- 17:00-18:30 Impact of globalisation and regionalisation on sovereignty of states and its reception
by peoples – opportunities & threats (*Milan Popović and Vedran Džihić*)

Tuesday, 16th September

- 09:30-11:15 Responsibility to protect (R2P) – peace enforcement, humanitarian intervention &
UN case studies (Ruanda, Kuwait-Iraq, Sudan, Libya) (*Hennie Strydom and Vasilka
Sancin*)
- 11:15-11:30 Break

- 11:30-13:00 Transitional justice and individual criminal responsibility & the International Criminal Court (ICC) (*Hennie Strydom and Christina Binder*)
- 13:00-15:00 Lunch & Beach
- 15:00-16:30 Transitional justice and individual criminal responsibility & Special International Criminal Tribunals (ICTY, UNICTR, SCSL, Khmer Rouge Tribunal) (*Hennie Strydom and Christina Binder*)
- 16:30-17:00 Break
- 17:00-19:00 Evening discussion with *Matthew Gilett* and *Morgiana Brading*, legal experts from the ICTY Outreach Programme
Moderation: *Hennie Strydom*

Wednesday, 17th September

- 09:30-11:00 The United Nations Organisation (UNO) – idea and legal basis, organs & bodies, approach and reality (*Hennie Strydom and Vesna Knežević Predić*)
- 11:00-11:15 Break
- 11:15-13:00 The Universal Declaration of Human Rights and development of the human rights system (*Hennie Strydom and Ivana Jelić*)

Free time & time for studying

Thursday, 18th September

- 09:30-11:15 The Organisation for Security and Cooperation in Europe (OSCE) – its history and mission & OSCE in practise (human dimension, conflict prevention, early warning, crisis management, mediation) (*Christina Binder and Vasilka Sancin*)
- 11:15-11:30 Break
- 11:30-13:00 The impact of the political change 1989/1990 and current challenges and threats for democracy, rule of law and human rights in the world (*Hannes Tretter and Saša Knežević*)
- 13:00-15:00 Lunch & Beach
- 15:00-16:30 The Ukrainian crisis – challenges and threats for Europe (*Hannes Tretter and Gjergj Sinani*)
- 16:30-16:45 Break
- 16:45-18:30 Principles of human dignity, universality, indivisibility, inter-dependence, freedom, culture and equality of human rights (*Hannes Tretter and Gjergj Sinani*)

Friday, 19th September

- 09:30-11:00 The European Union (EU) – idea & development, structure & competences, accession & integration (*Alexander Egger and Vesna Knežević Predić*)
- 11:00-11:15 Break
- 11:15-13:00 The fundamental rights framework of the EU – Treaty of Lisbon, Charter of Fundamental Rights (CFR), the role of the Court of Justice of the EU (CJEU) and the Fundamental Rights Agency (FRA) (*Hannes Tretter and Vasilka Sancin*)
- 13:00-15:00 Lunch & Beach
- 15:00-16:30 Accession of the EU to the ECHR and its implication on the European and national fundamental rights protection (*Hannes Tretter and Evis Alimehmeti*)
- 16:30-17:00 Break
- 17:00-19:00 Evening discussion: Achievements and challenges of accession countries Montenegro and Serbia (N.N. and N.N.)
Moderation: *Ivana Jelić*

Saturday, 20th September

Excursion to Cetinje, Lovćen, and Kotor

Sunday, 21st September

Free time & time for studying

Monday, 22st September

- 09:30-11:00 Introduction into the Council of Europe (CoE) (*Hannes Tretter and Nebojša Vučinić*)
- 11:00-11:15 Break
- 11:15-13:00 The European Convention on Human Rights (ECHR) and the European Court of Human Rights (ECtHR) (*Hannes Tretter and Nebojša Vučinić*)
- 13:00-15:00 Lunch & Beach
- 15:00-16:30 Personal liberty and security, freedom of movement (*Kirstin Drenkhahn and Ivana Jelić*)
- 16:30-18:00 Procedural rights, independence and impartiality of the judiciary (*Christof Tschohl and Ivana Krstić*)
- 18:00-18:30 Break
- 18:00-18:30 Visit of *Christoph Liebscher*, President of the Straniak Foundation:
Presentation of the Straniak Foundation and its goals
- 18:30-20:00 Evening discussion with lawyers and representatives of civil society:
Christoph Liebscher, Attorney-at-law at Wolf Theiss, Vienna
Lana Vukmirović-Misić, Attorney-at-law at Harrison's Solicitors, Podgorica
Ana Novaković, NGO

Moderation: *Hannes Tretter*

Tuesday, 23rd September

- 09:30-11:15 Prohibition of torture and inhuman and degrading treatment (*Hannes Tretter and Ivana Krstić*)
- 11:15-11:30 Break
- 11:30-13:00 CPT, OPCAT and the rights of prisoners (*Hannes Tretter and Kirstin Drenkhahn*)
- 13:00-15:00 Lunch & Beach
- 15:00-16:30 Freedom of expression & Independence and pluralism of the media as preconditions for a living democracy (*Hannes Tretter and Ivana Jelić*)
- 16:30-16:45 Break
- 16:45-18:30 Combating corruption and the concept of good governance (*Verena Wessely and Olivera Komar*)

Wednesday, 24th September

- 09:30-11:00 Data protection and access to information (*Aleksa Ivanović and Christof Tschohl*)
- 11:00-11:15 Break
- 11:15-13:00 Political participation and right to vote (*Christina Binder and Olivera Komar*)
- 13:00-14:00 Lunch
- 14:00-15:30 Combating trafficking in human beings (*Ivana Krstić and Julia Planitzer*)
- Free time & time for studying

Thursday, 25th September

- 09:30-11:00 Human rights and corporate social responsibility (*Karin Lukas and Vladimir Savković*)
- 11:00-11:15 Break
- 11:15-13:00 Social rights and poverty reduction (*Karin Lukas and Filip Kovačević*)
- 13:00-15:00 Lunch & Beach
- 15:00-16:30 Asylum, refugees, IDPs and immigrant societies: challenges and political concepts (*Ivana Jelić and Katrin Wladasch*)
- 16:30-16:45 Break
- 16:45-18:15 Children's rights (*Julia Planitzer and Ajša Hadžibegović*)
- 18:15-18:30 Break
- 18:30-19:30 Evening discussion with a representative of UNICEF
Moderation: *Ajša Hadžibegović*

Friday, 26th September

- 09:30-11:15 The principles of equality and non-discrimination & Combating discrimination and underlying ideologies like racism, anti-semitism, xenophobia, islamophobia and homophobia (*Katrin Wladasch* and *Mehmed Dječević*)
- 11:15-11:30 Break
- 11:30-13:00 Rights of ethnic and national minorities (*Christina Binder* and *Ivana Jelić*)
- 13:00-15:00 Lunch & Beach
- 15:00-17:00 Time for studying
- 17:00-19:00 Multiple choice test
- 20:00 Reception on invitation of the Austrian Honorary Consul in Montenegro
Farewell Party

Saturday, 27st September

- 10:00 Handing over of students' certificates
Farewell cocktail on invitation of the Universities and the BIM
Departure

All lectures will be given by a **'tandem' of teachers**, namely by one expert from a EU Member State and one from a Western Balkan State.

Among the teachers are (in alphabetical order):

Evis Alimehmeti is Associate Professor at the Faculty of Law of the University of Tirana, where she has been employed since 1998. Currently she holds the chair of public law. Her research interests relate to the international human rights law, comparative law, and legal ethics. She has a PHD in Law from the University of Tirana, Albania. She has also LLM degree from Queen's University, Ontario, Canada and MPhil degree in International Human Rights Law from the Open University, UK/Central European University, Hungary.

Christina Binder is Associate Professor of international law at the University of Vienna. Her fields of expertise are general public international law, the law of international relations and conflicts, international human rights and humanitarian law and the rights of indigenous peoples. She regularly publishes and teaches in these fields. Christina also has long standing work experience as independent consultant/legal expert for OSCE/ODIHR and EU election observation and assessment missions.

Mehmed Dječević is Teaching Assistant and Researcher at the Faculty of Political Science of the University of Montenegro, where he researches mainly in social psychology. He is a doctorate candidate in the department of Social Work and Social Policy at the University of Montenegro, where

he defended his master thesis in social psychology in 2010. He graduated in psychology at University of Sarajevo, Bosnia and Herzegovina in 2006. Also, he attended gestalt psychotherapy and transactional analysis education for years. He contributes regularly to the international and domestic conferences and publishes.

Kirstin Drenkhahn is Assistant Professor of criminal law and criminology at the Department of Law of the Freie Universität Berlin. Before that, she was a research associate at the University of Greifswald and worked in criminology, criminal law and criminal procedure. She specializes in prison law and research, sanctions and sentencing as well as juvenile justice. For the last few years, her research has focused mainly of human rights issues of prisoners and prison life.

Vedran Džihić is Senior Researcher at the Austrian Institute for International Politics (OIIIP) and holds lectures at the University of Vienna. His field of expertise are socioeconomic and political transformation, conflict studies, international conflict management, European integration, EU enlargement. Since 2010, he is Austrian Marshall Plan Fellow and Senior Fellow at the Paul H. Nitze School for Advanced International Studies, Johns Hopkins University, Washington, USA.

Alexander Egger is Attorney-at-law at the Central European law firm Lansky, Ganzger + partner (Vienna) specialised in EU law. He practices and publishes in economic law (i.a. regulatory, state aids, public procurement) and in institutional law (i.a. fundamental rights, Council). After graduating in law (Dr.iur.) and political science (Dr.phil.), he got a degree at the College of Europe in EU law and the *habilitation* (PhD) at the University of Economy and Business (Vienna) where he is still teaching. He served many years in the Austrian Foreign Ministry and as *référéndaire* at the Court of justice of the EU. The EU entrusted him with several TAIEX- and Twinning-projects of the EU in new member states as well as candidate countries.

Ajša Hadžibegović is Program Director of the NGO Civic Alliance in Montenegro. She has professional experience as trainer on peace education, conflict transformation, human and children rights, employability, inclusion, project management, training and presentation skills, communication and fundraising. She is also a member of the working groups for drafting the Strategy for Development of the NGO sector and the Law on Youth in Montenegro.

Aleksa Ivanović is a member of the Council at the Agency for Personal Data Protection in Montenegro. He worked for diverse international organisations such as the OSCE Mission to Montenegro, and has profound experience in the rule of law and in the NGO sector. Also, he was a member the working group for drafting Montenegrin law on NGOs, working group for Preparation of the Draft Law on Discrimination, and the State Committee for Reducing Weapons.

Ivana Jelić, the Deputy Director of the Straniak Academy for Democracy and Human Rights, is Associate Professor at the Law Faculty and Faculty of Political Science in Podgorica, University of Montenegro. She teaches public international law, international human rights law and diplomatic and consular law. She has profound working experience as consultant/expert with the CoE, EU, OSCE, OECD, ICRC, UNDP, and provided expertise on the harmonisation of Montenegrin legislation with EU standards. Since 2012, she is a member of the Advisory Committee on the CoE Framework Convention for the Protection of National Minorities in respect of Montenegro. She published numerous scientific papers, among which three monographs.

Saša Knežević is Dean of the Faculty of Political Science of the University of Montenegro. He is Professor of international and national history, diplomacy and history of political relations at the

Department for International Relations. He is a member of the Senate of the University of Montenegro. He is involved in international cooperation projects and international academic researches. He published numerous academic papers and regularly contributes to scientific conferences in the field concerned.

Vesna Knežević Predić is Chair in public international law and law of international organizations of the Faculty of Political Science, University of Belgrade. She is Head of The Faculty's Center for International Humanitarian Law and International Organizations since 2003. She was a principle legal advisor to the Ministry of foreign affairs of Serbia as well as Vice Dean of the Faculty of Political Science in Belgrade. She has rich expertise in international academic projects. She authored several books and published extensively in international and domestic journals.

Olivera Komar is Assistant Professor at the Faculty of Political Science in Podgorica, University of Montenegro and teaches on contemporary political systems, introduction to political science, political communication, political behavior, introduction to comparative politics, political marketing and public opinion. Since November 2012, she is Vice-dean for international cooperation at the Faculty of Political Science, University of Montenegro.

Filip Kovačević is Associate Professor at the Faculty of Political Science & Faculty of Tourism at the University of Montenegro. He received his PhD in the USA where he lived for more than a decade and was a visiting professor at St. Petersburg State University in Russia for two years. He is the author of several books and a number of articles published in international academic journals. He was invited to lecture in several European countries and the US. He is an activist public intellectual, a newspaper columnist, and a political analyst for the print and electronic media in Montenegro and beyond.

Ivana Krstić is Associate Professor at the Faculty of Law, University of Belgrade. She teaches international human rights law, public international law, as well as different courses in anti-discrimination, minority rights, animal rights, international jurisprudence with particular emphasis on the ECtHR. She has profound working experience in diverse international organisations such as the World Bank, UNICEF, IOM, OSCE, UNHCR and UNWOMEN.

Karin Lukas is Senior Researcher and Team Leader of the Human Rights in Development Cooperation and Business Team at the Ludwig Boltzmann Institute of Human Rights. She holds lectures, trainings and presentations for various target groups on human rights and business, women's rights and development cooperation. She is a member of the European Committee of Social Rights, Council of Europe and works as consultant for UNDP, Austrian Federal Ministry of Foreign Affairs, Austrian Development Agency, OMV, etc.

Julia Planitzer works as Legal Researcher at the Ludwig Boltzmann Institute of Human Rights in the Unit for Women's Rights, Children's Rights and Trafficking in Human Beings. Her current work focuses on trafficking in human beings. Between 2010 and 2013 she was a research fellow at the Doctoral College "Empowerment through Human Rights" of the University of Vienna.

Milan M. Popović is Professor and Program Director of the PhD-Studies in World-Systems Analysis at the Law School of the University of Montenegro. He was the Founder and Director of the Center for International Studies of the University of Montenegro and of its first generation of the MA in European and Southeast European Studies. He was a member of many committees such as the Executive Committee of the Inter-University Center in Dubrovnik, the International League of Humanists, and the International Forum Bosnia in Sarajevo.

Vasilka Sancin is Assistant Professor on public international law, international humanitarian law, diplomatic and consular law and international organisations at undergraduate and postgraduate level at the Faculty of Law, University of Ljubljana. She is also Director of the Institute for International Law and International Relations at the Faculty of Law in Ljubljana and Director of the Center for International and Business Law in Ljubljana. She regularly contributes to the scientific conferences and published a significant number of publications.

Vladimir Savković is Vice Dean at the Faculty of Law of the University of Montenegro and Assistant Professor at the Department of Business and Corporate Law. As one of the negotiators, he is also intensively involved in the negotiation process between European Union and Montenegro in regard to the accession of Montenegro. He authored numerous scientific papers and regularly publishes at national and international level.

Gjergj Sinani is Professor at the Faculty of Social Sciences of the University of Tirana, Albania. He teaches philosophy of history, philosophy of religion and history of ideas of Europe. He has been active in international human rights protection area as a member of the Advisory Committee of the Framework Convention for the Protection of National Minorities in two mandates (2004-2008 and 2010-2014). As a human rights activist, he took part in numerous international projects regarding democracy and human rights protection. He published extensively at national and international level especially in regard to philosophical aspects of human rights, freedom, freedom of conscience and religion.

Hennie Strydom is Professor in Public Law at the University of Johannesburg. He holds a chair in public international law and administrative law. He is Programme Leader for the LLM in Public International Law and specialises in environmental law and humanitarian law. He is also President of the South African Branch of the International Law Association. He regularly contributes to scientific conferences and published a significant number of scientific works.

Sonja Tomović-Šundić is Professor at the Faculty of Political Science Podgorica, University of Montenegro. Her major courses are anthropology and ethics. Her recent research interest is focused on culture of human rights and democracy in transitional societies. She published an extensive number of books and papers. Since 2008 she is Advisor on human rights of the President of Montenegro, Mr Filip Vujanović.

Christof Tschohl is Scientific Director of the Research Institute AG & Co KG in Austria, Of Counsel at the Ludwig Boltzmann Institute of Human Rights, Lecturer in education and training of Austrian judges and prosecutors, Lecturer at the Danube University Krems and the University of Vienna. He is also Board Member of the 'Working Group on Data Retention Austria' (AKVorrat.at) and Board Member of the Austrian Computer Society (OCG). His fields of expertise are fundamental and human rights in the digital information society, technology and law, telecommunications law, media law and IT law, as well as fundamental rights in the judicial practice.

Hannes Tretter, the Director of the Straniak Academy for Democracy and Human Rights, is Associate Professor for fundamental and human rights law at the Faculty of Law of the University of Vienna, Co-Director of the Ludwig Boltzmann Institute of Human Rights (BIM) in Vienna, and Board Member of the Austrian League for Human Rights. He is also teaching at the Danube University Krems/Austria and as a Visiting Professor at the University of Montenegro. He was and is acting as human rights expert in various EU and CoE projects. Between 2007 and 2012 he was Vice-chair of the Management Board of the European Union Agency for Fundamental Rights (FRA).

Nebojša Vučinić is a judge of the European Court for Human Rights and Professor in public international law, international relations and human rights law at the University of Montenegro. He was a founder and director of Human rights Centre of the University of Montenegro, from 2001 to 2008, when he was elected as a judge.

Verena Wessely works in the International Department of the Austrian Federal Bureau of Anti-Corruption. Before that function, she worked among other functions as OSCE Long-term election observer and Programme and Project Manager within the European Commission/EU Delegation in Belgrade.

Katrin Wladasch works as Legal and Socio-Economic Researcher at the Ludwig Boltzmann Institute of Human Rights. Her main areas of expertise are anti-discrimination, diversity and access to justice and her work focuses on bringing the underlying principles into practise – in Austria as well as in EU accession countries. She is founding member of the NGO ZARA for civil courage and anti-racism work, vice-president of the Litigation Association of NGOs against discrimination, member of the monitoring body for the UN Convention on the Rights of Persons with Disabilities in Vienna, lecturer at the University of Vienna, the Danube University Krems and the University of Applied Sciences bfi Vienna and has been working as a human rights consultant and trainer since 1999.