

Andrea Bianchi

CURRICULUM VITAE

PERSONAL:

Place & Date of Birth: Siena (Italy), July 4th, 1963
Nationality: Italian
Status: Married with Ida Johanne Koppen. Two daughters: Victoria (1997) and H el ene (2000)
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I. CURRENT POSITION:

Professor of International Law, Graduate Institute of International and Development Studies, Geneva (since 2002)

II. OTHER ACADEMIC POSITIONS:

Professor of International Law, Faculty of Law, Catholic University, Milan, 2001-2009

Visiting Professor, University of Paris I (Panth eon-Sorbonne), 2007

Director of the Graduate Programme, Graduate Institute of International Studies, Geneva, 2002-2005

Visiting Professor, ASERI (Post-graduate School of Economics and International Relations), Milan, 2001-2004

Co-director, CUDIH (University Centre for International Humanitarian Law), University of Geneva, 2002-2003

Professorial Lecturer in International Law, Johns Hopkins University, School of Advanced International Studies, Bologna Centre, 1998-2002.

Visiting Professor, Faculty of Law, Catholic University, Milan, 2000-2001.

Associate Professor of International Law, Faculty of Law, University of Parma, 1998-2001.

Assistant Professor of International Law, Faculty of Law, University of Siena, 1990-1997.

III. EARNED DEGREES:

- 1) Ph.D. in International Law, University of Milan, 1992.
- 2) LL.M. Harvard Law School, 1991.
- 3) Laurea, International Law Major, University of Siena, Faculty of Law, 1987. Thesis in International Law: “The International Safeguard System and the Non-Proliferation of Nuclear Weapons”. Final grade: 110/110 summa cum laude .
- 4) Liceo Ginnasio “E.S. Piccolomini”, Siena. Degree: Maturità classica. Final Grade: 60/60 .

IV. PRIZES, AWARDS, SCHOLARSHIPS AND MAIN RESEARCH GRANTS:

- 1) Swiss National Fund for Research (FNSR) (2010). Funds provided for a two and a half-year project for editing a book on ‘Transparency in International Law’, with Professor Anne Peters, University of Basel Faculty of Law.
- 2) Swiss National Fund for Research (FNSR) (2009). Funds provided for a two-year project for doing research and writing a monograph on ‘The Shifting Boundaries of Normativity in International Law’.
- 3) ‘Forum de l’Université 2005-2008’ (*Société Académique*). The Geneva-based *Société Académique* awards every three years one research grant on a subject of topical interest to foster scientific research and to make it available to a larger public. The ‘Forum 2005-2008’ was awarded to Professor Alexis Keller (Faculty of Law, University of Geneva) and me for the project ‘Democracy and Terrorism’.
- 4) Swiss National Fund for Research (FNSR) (2005). Funds provided for a two-year project for writing a book on ‘International Humanitarian Law and Terrorism’.
- 5) Catholic University, Milan. Ad Hoc Research Grants for research on: relationship between human rights and humanitarian law; states of emergency in international law: amnesties, pardons truth and reconciliation commissions and their compatibility with international criminal law (2002-2005).
- 6) University of Parma. Grant for the organization of a series of interdisciplinary seminars on international law and economics (together with Professor Francesco Daveri) (1999-2000)
- 7) Selected by the Standing Committee for External Relations, University of Siena, for a period of research and teaching at the Hebrew University of Jerusalem (May 1997) and at the University College London (October-December 1997).

- 8) Laylin Prize for LL.M. thesis: “Extraterritoriality and Export Controls: Some Remarks on the Alleged Antinomy between the US and the European Approach”, Harvard Law School, June 1991.
- 9) Fulbright Scholarship and Harvard Law School Fellowship, LL.M. Program, Harvard Law School, 1990-1991.
- 10) PhD Scholarship (*borsa di dottorato di ricerca*), University of Milan, 1988-1989.
- 11) Legal Research Scholarship, University of Siena, September 1987.
- 12) Ministry of Education of Malta, Scholarship, September 1986.
- 13) State University College at Buffalo, Scholarship, Spring Semester, 1986.
- 14) Polytechnic of Central London, Scholarship, Summer Term, 1984.

V. TEACHING EXPERIENCE:

- 1) Graduate Institute of International Studies, Geneva (2002-). Courses taught: Extraterritoriality in Theory and Practice; International Human Rights before Domestic Courts; International Law: Advanced Topics; State Responsibility; International Law and Terrorism; International Human Rights and Judicial Interpretation: A Critical Approach; International Law Making; Jurisdiction and Jurisdictional Immunities; the Making of International Law by its Scholars; International Law Methods; International Institutions and Regulation; Counterterrorism and International Law.
- 2) Faculty of Law, Catholic University, Milan (2000-2009). Courses taught: International Law; EC Law (Advanced Course). Seminars on: law of treaties, state responsibility, international criminal law, international economic law, law of jurisdiction and jurisdictional immunities, law of the sea, treatment of aliens, international human rights, humanitarian law, international terrorism, antitrust law.
- 3) Training Programme on International Law for Senior Officials in Kosovo, Pristina, 2-5 October 2010.
- 4) Professional Training Programme for State Officials on ‘International Human Rights’, Training Program for Government Officials, sponsored by the Swiss Agency for Development and Cooperation, 2004-2009: Baku (Azerbaijan), October 2009 and May 2006); Tbilisi (Georgia), October 2008 and October 2006; Yerevan (Armenia), October 2004.
- 5) ‘International Humanitarian Law and the War on Terror’, International Committee of the Red Cross, 26th course on international humanitarian law, Warsaw (Poland), July 2008.
- 6) Seminars given in the framework of the training programme for Swiss Diplomats on ‘Terrorism’, ‘Jurisdictional Immunities : Current Developments’, ‘International Law and How to Use It (as a Diplomat)’ organized jointly by the Graduate Institute of International Studies and the Swiss Minister of Foreign Affairs, Geneva, June 2006-2009.

- 7) University of Southern California Summer School, Geneva, Summer 2003-2006. Course on: 'The Role of Law in International Relations'.
- 8) University of Tulsa Law School, Summer Programme, Geneva, Summer 2005-2006. Course on: 'Contemporary Issues in Civil and Political Rights'
- 9) Professional Training Seminar for CEOs on 'The Shifting Paradigms of International Law', in the framework of the 'Comenius International Seminar for CEOs', organised by the University of Groeningen, Bologna (Italy)(one-day seminar twice a year (May-November) 2002-2006)
- 10) Faculty of Law, University of Parma (1998-2001). Courses taught: International Law; International Organization. Seminars on: methods and sources in international law, law of treaties, state responsibility, international criminal law, international economic law, law of jurisdiction and jurisdictional immunities, law of the sea, treatment of aliens, international human rights.
- 11) SAIS-Bologna Center (1998-2002). Courses taught: 'Foundations of International Law'; 'International Environmental Law'.
- 12) College of Europe in Parma (2000 and 2001). Course taught: 'The European Convention on Human Rights'.
- 13) Visiting Professor, Tulane Law School Summer Programme, Siena, 1999. Course on: 'EU Environmental Law'.
- 14) LUISS School of Management (Rome). Course on: 'The New Law of International Trade', Rome, March 1998; March 1997; March 1996, May 1995.
- 15) Visiting Professor, Italian Association of European Jurists (AIGE). Advanced course on 'EU Law' for the Rome Bar. Rome, May 1998; May 1996; June 1994.
- 16) Assistant Professor of International Law, Faculty of Law, University of Siena, 1990-1997. Courses and seminars taught on the following subjects: public international law, law of treaties, state responsibility, international human rights, international humanitarian law, the role of domestic courts in the enforcement of international human rights, international criminal law, law of the sea, law of treaties, international economic law, international environmental law, European environmental law, international protection of the cultural heritage.
- 17) Visiting Lecturer, University College London, October-December 1996. Classes taught in Prof. M. Mendelson's courses on: 'Methods and Sources of International law' and 'Law of the Sea'.
- 18) Visiting Professor, Western State University Summer Programme, Cambridge (U.K.), 1993-1996. Course: 'The Jurisprudence of the European Court of Justice'.
- 19) Guest Lecturer, LUISS University, Rome, Political Science Department, May 1995. Lectures on: 'Current Trends in International Environmental Law'.

- 20) Visiting Professor, Tulane Law School Summer Programme, Siena, 1994 and 1995. Course: 'The Environmental Law of the European Union'.
- 21) Visiting Professor, Tulane Law School Summer Programme, Siena, 1993. Course: 'Comparative Constitutional Law'.
- 22) Visiting Professor, Tulane Law School Summer Programme, Siena, 1992. Course: 'International Human Rights'.
- 23) Visiting Lecturer at the 'Advanced Course in International Relations for Latino-American Diplomats at the International Research and Studies Foundation (Florence), 1990. Course: 'European Defence: Interaction Between Military Systems of Alliance and Cooperation for the Maintenance of Peace'.

VI. SERVICE:

- 1) Director of the Graduate Programme, Graduate Institute of International Studies (2002-2005); Member of the Executive Committee HEI (2002-2005).
- 2) Supervision of Ph. D. Theses and Master's Dissertations (since 2002)(see Annex 1).
- 3) Member of the self-evaluation Committee, the Reform of Studies Committee; the *ad-hoc* Committee for the evaluation of the computer centre (2003).
- 4) Member of Search Committees for:
 - CUDIH (University Centre for International Humanitarian Law) Directorship (2003);
 - Graduate Institute's Directorship (2004);
 - Political Science Professorship, Graduate Institute, Geneva (2005);
 - International Economic Law Professorship, Graduate Institute, Geneva (2006);
 - International Criminal Law Professorship, University of Geneva, Faculty of Law (2007-2008);
 - International Law Professorship, University of Geneva, Faculty of Law (2007-2008);
 - International Trade Law Chair, Graduate Institute of International Studies (2008);
 - International Law Chair, Faculty of Law, University of Neuchâtel (2008)
 - Private and/or Transnational Law Chair, Graduate Institute, 2010-2011
 - Pictet's Chair in Finance and Development, Graduate Institute, 2010-2011
- 5) Administration of exams, supervision of Laurea theses; Participation in Faculty meetings and other academic committees, including Graduation Committees (Commissioni di Laurea); Catholic University, Milan (2001-2009-); Faculty of Law, University of Parma (1998-2000); Faculty of Law, University of Siena (1990-1997)
- 6) Member of the Selection Committee for the National Bar Exam (Bologna District), 1999-2000.

VII. RELEVANT PROFESSIONAL AFFILIATIONS:

- 1) Designated Member, Global Agenda Council on Terrorism, World Economic Forum (2010-)

- 2) Founding Member and Member of the Executive Council of the European Society of International Law, 2001- 2010.
- 3) Member of the American Society of International Law (since 1988); of the European Society of International Law (since 2002) and of the French Society of International Law (since 2005).

VIII. SCIENTIFIC ACTIVITIES (OTHER THAN PAPERS AND PUBLICATIONS):

- 1) Participant in the Annual Global Agenda Councils Meeting, organized by the World Economic Forum, Dubai, 29 November-1 December 2010-12-30.
- 2) Participant in the workshop on: 'Drones and Targeted Killings', organized by the International Commission of Jurists, Geneva, 20-21 September 2010.
- 3) Participant in the Conference on: 'The Condition of International Law', upon invitation by the Ditchley Foundation, Ditchley Park (UK), 21-23 May 2010.
- 4) Co-chair (together with Sir Michael Wood) of the Working Group on the Use of Force, in the framework of the Initiative for Developing the *Leiden Policy Recommendations on Counter-terrorism and International Law* (Grotius Centre for International Legal Studies, Leiden University, in cooperation with the Netherlands Ministry of Foreign Affairs) (2008-2010).
- 5) External Expert for the Counter-Terrorism Implementation Task Force (CITF), UN Headquarters, New York (2009).
- 6) Presenter at the workshop on: 'The WTO Dispute Settlement and Third World Countries', organized by the ICTSD (International Centre for Trade and Sustainable Development), Geneva, 27 April 2009.
- 7) Participant in the first workshop on: 'International Process on Global Counterterrorism Cooperation', organized by the Swiss Ministry of Foreign Affairs, Zürich, 21-22 2008.
- 8) External Expert for the UN Office of the High Commissioner for Human Rights and for the UN Office for Drugs and Organized Crimes on matters of counterterrorism and human rights (2007).
- 9) Chairperson of the Panel on: 'Judicial Review of Internationally-enacted Anti-terror Measures', American Society of International Law and Nederlandse Vereniging voor Internationaal Recht, Hague Joint Conference on Contemporary Issues of International Law – 2007: Criminal Jurisdiction 100 After the 1907 Hague Peace Conference, The Hague, 28-30 June 2007.
- 10) Organizer and Co-chair of the Geneva Workshop on Human Rights and Implementation of the UNGA Global Counter-terrorism Strategy, organised jointly by the Center on Global Counter-Terrorism Cooperation (N.Y.) and the Graduate Institute of International Studies, Geneva, 20-21 June 2007.

- 11) Participant in the expert seminar on: 'Counter-terrorism Strategies, Human Rights and International Law: Meeting the Challenges' at the invitation of the Dutch Ministry of Foreign Affairs, Leiden, 10-12 April 2007.
- 12) Moderator of the Seminar/Workshop : 'Peut-on lutter efficacement contre le terrorisme, tout en préservant l'Etat de droit et les droits de l'homme?', Paul Seger, Ambassadeur, Chef de la Direction du droit international public, Direction fédérale des affaires étrangères de la Confédération suisse, Geneva (Les Salons), 1 November 2006.
- 13) Moderator of the Seminar/Workshop : 'Quel avenir pour le Conseil des droits de l'homme ?', by Federico Andreu-Guzmann, Secrétaire-général adjoint, Commission internationale des juristes, Geneva (Les Salons), 27 September 2006.
- 14) Moderator of the Seminar/Workshop : 'Conventions de Genève et lutte antiterroriste: quels enjeux?', by Stéphane Ojeda, Conseiller juridique aux Opérations, Comité international de la Croix-Rouge, Geneva (Les Salons), 29 June 2006.
- 15) Moderator of the Seminar/Workshop: 'Revisiting the Torture Memos', by Andrew Clapham et David Sylvan (Professors, GIIIS, Geneva) 31 May 2006.
- 16) Chair, Panel on 'Intervention on Humanitarian Grounds: History, Issues and Prospects', organised by The Luxembourg Group, Geneva, 24-25 May 2004.
- 17) Commentator on 'Human Rights and Terrorism'. Symposium on 'Europe and International Law' organised jointly by the European Journal of International Law, Michigan Law School and New York University School of Law, Florence, 16-17 May 2004
- 18) Chair of the Agora on 'International Legal Doctrine' at the First Conference of the European Society of International Law on 'International Law in Europe: Between Tradition and Renewal, Florence, 13-15 May 2004.
- 19) Panellist in the Workshop on 'Not to Forget: Ten Years from the Rwandan Genocide', Faculty of Law, Catholic University, 30 April 2004.
- 20) Chair of the Session on 'Contemporary Challenges of International Humanitarian Law, Refugee Law and Human Rights Law', at the XIIth Annual Seminar on International Humanitarian Law for Diplomats Accredited at the United Nations, organised by the International Committee of the Red Cross, Geneva, 14 October 2003.
- 21) Panellist in the Round Table, organised by the GIIIS, on 'War in Irak: the Paradoxes of Military Power', Geneva, 1 April 2003
- 22) Founder and organizer of the International Law Department's Series on 'International Law in the Making. *Rencontres avec les praticiens du droit international*', Geneva, GIIIS, 2002-2003.
- 23) Consultant to Professor James Crawford, Special Rapporteur of the International Law Commission on State Responsibility. In this capacity he participated in the 'Conference on State Responsibility', Cambridge, 22-23 January 2000.

- 24) Co-founder (with Prof. F. Daveri) and coordinator of the joint interdisciplinary seminar series EpoDI (international law and economics seminars) at the Faculty of Law, University of Parma.
- 25) Panellist in the workshop: 'Immunity Vs. Human Rights: an International Law Appraisal of the Pinochet Case', organised by the Bologna Center of the Johns Hopkins University, Paul H. Nitze School of Advanced International Studies, Bologna, 14 December 1998.
- 26) Participation in the Meeting of Independent Experts on Environmental Liability, at the invitation of the European Commissioner for the Environment, Brussels, October 1997; May 1996.
- 27) Participant in the Conference on 'Extraterritorial Application of National Laws Regulating Business Activities', upon invitation by the Ditchley Foundation, Ditchley Park, Enstone, Chipping Norton, Oxfordshire (U.K.), 21-23 March 1997.
- 28) Visiting Scholar, University College London, October-December 1996.
- 29) Panellist in the International Workshop: 'The Article 53 countries and the Restructuring of the UN', Siena, 28-31 August 1994.
- 30) Participant in a Special Panel on: 'National and International Arms Transfers', at the Conference on: 'Transparency in International Arms Transfers. Initiatives of Governments and Possible Multilateral Action', Florence, 27-28 April 1990.
- 31) Assistant to the Italian Delegation during the 'Forum on the International Law of the Environment', Siena, 17-21 April 1990.
- 32) Research Assistant in International Law, Faculty of Law, University of Siena, 1987-1989.
- 33) Public International Law Course (attendance) at The Hague Academy of International Law, Summer 1987; Summer 1988.

IX. SELECT PUBLIC LECTURES:

- 1) 'Terrorism and Armed Conflict', Academic Year Inaugural Lecture, Geneva Academy of International Humanitarian Law and Human Rights, Geneva, 24 September 2009.
- 2) 'Textual Interpretation : the Myth of (In)Determinacy', Ecole Doctorale, Faculty of Law, University of Freiburg, 30 April 2009.
- 3) 'The Use of Force against Terrorist Groups', Geneva Academy of international Humanitarian Law and Human Rights, 7 December 2007.

- 4) 'Les internationalistes: ont-ils perdu leur boussole? Le droit international entre fragmentation et constitutionnalisme', Ecole doctorale, Faculté de droit, University of Paris I (Panthéon-Sorbonne), 10 February 2007.
- 5) 'The Magic of Jus Cogens', University of Naples (Federico II), Faculty of Law, 5 December 2006
- 6) 'International Law and Terrorism', Lecture given at the 4th Capacity Building Programme for Officials from Iraq 'Enhancing Iraq's Presence in the International Arena: Challenges and Opportunities', Geneva, 6 September 2006.
- 7) 'International Terrorism: the Challenges for Diplomats', 1st Diplomatic Programme for Diplomats from Afghanistan, organised by the Centre for Applied Studies in International Negotiations, Geneva, 17 September 2004
- 8) 'Le droit international face au terrorisme', Faculty of Law, University of Geneva, 13 January 2004
- 9) 'The fight against international terrorism between state and individual responsibility' (in Italian), University of Naples (Federico II), Faculty of Law, 11 avril 2003
- 10) 'The Act of the State: the State of the Act. Judicial Interpretation and Human Rights Enforcement', The Graduate Institute of International Studies, Geneva, 17 May 2001.
- 11) 'Municipal Courts, Foreign States and Serious Violations of International Law' (in Italian), Faculty of Law, University of Palermo, 5 June 2001.
- 12) 'European Environmental Law and Individual Rights', delivered at the University of Modena, Faculty of Law, Research Center on European Community Law. Modena, 28 May 1998.
- 13) 'The Apollonian and the Dionysian in Contemporary Human Rights Law: Old Subjects and New Actors on the Global Stage', The Graduate Institute of International Studies, Geneva, 29 January 1997.
- 14) 'Of Law and Justice: the Strange Case of State Immunity for Violations of Human Rights', The Institute of Advanced Legal Studies, London, 12 November, 1996.
- 15) 'State Immunity and Human Rights', Faculty of Law, University of Edinburgh, 8 November 1996.

X. PAPERS:

- 1) 'Reflexive Butterfly Catching: Insights from a Situated Catcher', paper delivered at the workshop on: 'Informal International Public Policy Making', Geneva, 24-25 June 2010.
- 2) 'The Use of Force against Terrorism', paper delivered at the Expert Meeting on 'Counterterrorism Strategies, Human Rights and International Law: Meeting the Challenges', The Hague, 11-13 June 2009.

- 3) 'US Courts and International Law: an Impertinent Look from Outside', ASIL/ESIL Joint Leadership Retreat, 11-12 January 2008
- 4) 'The Evolution of International Law on Immunities With Respect to Crimes under International Law in Light of Recent Case Law', paper presented in the framework of the *Journée du droit international 2007*: "Les immunités juridictionnelles en droit international: développements récents", organized by the Swiss Ministry of foreign Affairs, Bern, 19 November 2007.
- 5) 'Cosi fan tutt(e)!', paper delivered at the Conference: 'L'amour du droit (international) – Propos croisés autour de Brigitte Stern', Geneva, Graduate Institute, 12 October 2007.
- 6) 'Fear's Legal Dimension' ('La dimensione giuridica della paura'), paper delivered at the Conference: 'Human Rights Protection and the Fight against Terrorism' ('La protezione dei diritti dell'uomo nella lotta al terrorismo'), organised by the Faculty of Law of the University of Teramo (Italy), 29-30 November 2007.
- 7) 'The Fight Against Terrorism in International Law: The Quest for Checks and Balances', paper delivered at the Conference on 'Democracy, Separation of Powers and the Fight against Terrorism: Is There a Quest for New Paradigms?', organized jointly by the Graduate Institute of International Studies and the Faculty of Law of the University of Geneva. Geneva, 16-18 November 2006.
- 8) 'Introductory Paper', presented at the Workshop: 'The Mexican soft drinks dispute: implications for regionalism and for trade and sustainable development', Geneva, ICTSD (International Centre on Trade and Sustainable Development), 30 May 2006.
- 9) 'The Jurisdiction of the Court and the Question of Judicial Propriety', paper delivered at the 'ESIL Research Forum on International Law: Contemporary Issues', in the framework of a special panel on 'The ICJ Advisory Opinion on the Legal Consequences of the Construction of a Wall in Palestinian Territory', Geneva, 26-28 May 2005
- 10) 'Les dissonances du droit international', paper delivered at the Conference 'Quel droit international pour le XXIème siècle?', organised by the University of Neuchâtel and the Swiss Foreign Ministry, Neuchâtel (Switzerland), 6-7 May 2005
- 11) '*Jus cogens* violations, municipal courts and remedies for victims of human rights atrocities: the way ahead', paper delivered at the Workshop: "In Search for Justice and Accountability in the XXIst Century", Yale Law School, 30th March 2005
- 12) 'The UN and the Unilateral Use of Force by States: a Recurrent Dilemma', paper delivered at the Workshop 'Winds of War: Iraq, the United States and the Institutional Crisis of the European Union', Milan, Catholic University, 17 March 2003
- 13) 'Managing the Risk of International Terrorism'. Paper delivered at the Conference: 'Risk and Public Policy', Spetzes (Athens), 13-15 September, 2002.
- 14) 'The Status of the Precautionary Principle in International Law'. Paper delivered at the Conference: 'The Precautionary Principle in International and European Community Law', Modena, 30 November 2001.

- 15) 'Ad-hocism and the Rule of Law'. Paper delivered at the Symposium on 'The Impact on International Law of a decade of Measures Against Iraq', organized jointly by the European Journal of International Law and Michigan Law School, European University Institute, Florence, 24-25 May 2001.
- 16) 'State Immunity and Human Rights'. Paper delivered at the Conference: 'Customary Law, State Responsibility and Human Rights Violations', organised by the Political Science Department, University of Siena, 15-16 December 2000.
- 17) 'The Impact of International Trade Law on Environmental Law and Process'. Paper delivered at the Conference: 'Environment, Human Rights and the Liberalisation of International Trade', organised jointly by the University of Siena and the University of Milan-Bicocca. Siena, 10-11 April 2000.
- 18) 'Asylum in International and European Union Law'. Paper delivered at the Conference: 'Immigration, Asylum and Citizenship', organised by the University of Parma. Parma, 22-23 October 1999.
- 19) 'Liability in Respect of Ecological Damage'. Paper submitted at the 'Workshop on Environmental Liability', organised by the University of Cambridge and the Commission of the European Communities. Cambridge, 16-17 January 1998.
- 20) 'The Assessment of Environmental Damage in International Treaty Practice'. Paper delivered at the workshop on 'Civil Liability for Environmental Harm: Selected Questions of Comparative, European and International Law', organised by the University of Milan and by the European Science Foundation. Gargnano (Brescia), 10-13 September 1997.
- 21) 'Harmonizing Liability Rules for Environmental Damage in Europe: Achievements and Prospects'. Paper delivered at the Conference: 'Towards a New European *Jus Commune*', organised by the Hebrew University in Jerusalem. Jerusalem, 4-8 May 1997.
- 22) 'Harm to the Environment in Italian Practice: the Interaction of International Law and Domestic Law'. Paper delivered at the Conference: 'Harm to the Environment: the Right to Compensation and the Assessment of Damages', Turku/Abo (Finland), 15-18 June 1995.
- 23) 'New Institutional Arrangements and Old Paradigms: Some Remarks on the Nature of the European Union'. Paper delivered at the Conference: 'Today's Europe: Present Situation and Trends in Italy and the Nordic Countries', Oslo, 10 October 1994.
- 24) 'Jurisdictional Rules in Customary International Law: Selected Issues'. International Symposium on Extra-territorial Jurisdiction, Dresden, 8-10 October 1993.
- 25) 'Overcoming the Jurisdictional Hurdle of State Immunity'. International Conference on the Role of Domestic Courts in the Enforcement of International Human Rights, 21-22 June 1993.
- 26) 'Liability for Environmental Damage. An Italian View in a European Perspective'. Lessons From Europe 1993: Workshop on the Impact of European Environmental Law on Italian and Dutch Policies, Amsterdam, 8 March 1993.

- 27) 'The International Lawyer's Perspective'. Seminar on European Citizenship: Legal Aspects, Siena 18-19 October 1991.
- 28) 'Environmental Harm Resulting From the Use of Nuclear Power Sources in Outer Space: Some Remarks on State Responsibility and Liability'. Conference on International Responsibility for Environmental Harm Resulting From Industrial Activities, Siena, 23-24 March 1990.
- 29) 'The International Safeguard System Applicable to Nuclear-Powered Space Objects' (in Italian). Conference on the International Legal Regime of Outer Space, Trieste (Italy), 20-21 January 1990.
- 30) 'Costs and Benefits of EC Membership for Italian Environmental Policy'. Erasmus research project on Costs and Benefits of European Community Membership: a Twelve Nations Study, Joint Seminar (Universities of Siena/Bonn/Oxford), Siena, March 1989, Oxford, April 1989, Bonn, June 1989.
- 31) 'The Non-Proliferation Treaty and Articles 10 and 11 of the Italian Constitution'. Joint Seminar of the Universities of Siena and Munich on International Law and the Constitution, Siena, October 1987.

XI. CURRENT PROJECTS

At present my research concentrates on the preparation of two books. The first is a collection of essays on 'Transparency in International Law', to be co-edited with Professor Anne Peters of the University of Basel. The second is a monograph I am writing on 'The Shifting Boundaries of Normativity in International Law'. Below is a sketchy presentation of the two projects:

i) 'Transparency in International Law'

Legal scholars have long recognized the importance of transparency within domestic law. International law, however, has not yet benefited from a systematic study of transparency questions. As the enclosed table of contents shows (see Annex 2), Anne Peters and I will bring together a fairly large group of eminent and emerging scholars of international law to contribute to the volume. Our goal is to trace, in a comprehensive and cross-cutting manner, the meaning and importance of transparency within international law. The task for each of the participating authors (who have all confirmed their participation in the project) will therefore be to examine how the notion of transparency has played out within the major subject matter areas of international law and to analyze how international transparency principles could or should evolve in these areas in the future. A final section of the book will then address the cross-cutting transparency issues inherent in the broader processes of international law-making, international administrative law, and international adjudication.

While there are many important crossovers between the concept of transparency and related concepts such as accountability and participatory democracy, this project differs from existing works in that it aims to focus primarily on transparency per se. Transparency, for the purposes of this book, refers to the availability of information concerning legal processes, including outcomes. The term "legal processes" comprises legal decision-making of all kinds, whether legislative, judicial, executive or organizational, and may encompass either "hard" or "soft" law. Our project aims to examine both inputs and outputs of such legal processes.

ii) 'The Shifting Boundaries of Normativity in International Law'

This project will analyse normativity in international law by focusing on international practice and by drawing theoretical insights from other disciplines. This research comes at a critical time when the nature of normativity in international law is increasingly called into question. In international law the discourse about normativity is often simplistically reduced to the distinction between legally binding and non-legally binding acts. The former is considered to constitute law, properly so called, whereas the latter is outside the sphere of legal normativity. However the complexity of current normative phenomena no longer neatly fits within this formal dichotomy. The aim of the research project is to approach normativity in international law from a broader perspective. This perspective includes taking into account the role of values and interstitial legal concepts in international practice, the role of interpretative communities at the international level, the culture of expertise and specialisation as well as the role of the judicial function in international law.

ANNEX 1
STUDENTS' SUPERVISION (AT THE GRADUATE INSTITUTE SINCE 2002)

I. PhD Theses

PhD (Finished):

2003

- 1) Katrien Beeckman (2nd reader): 'The Child's Right to Basic Education in Africa'

2005

- 2) Vanessa Pedro Cid (2nd reader), 'National Security Clauses in International Treaties'

2007

- 3) Haroldo Machado Filho (Supervisor), 'The Principle of Common but Differentiated Responsibilities and the Climate Change Regime'
- 4) Yasmin Naqvi (2nd reader): 'Impediments to Exercising Jurisdiction Over International Crimes'

2008

- 5) Andraz Zidar (Supervisor): 'The International Community between Hegemonism and Constitutionalism'

2009

- 6) Fouad Zarbiev (Supervisor): 'The Interpretive Discourse in International Law: a Critical and Genealogical Approach'
- 7) Christophe Golay (2nd reader), 'Right to Food and Access to Justice'

2010

- 8) Awalou Ouedraogo (Supervisor): 'Revisiting the Notion of Due Diligence in the Law of International Responsibility'
- 9) Julie Gaudreau (Supervisor): 'The prohibition of discrimination on grounds of nationality in international human rights law'
- 10) Juan-Carlos Ochoa (2nd reader): 'Access and Participation in Criminal Procedures for Victims of Serious Human Rights Violations'
- 11) Vida Amirmokri (2nd reader): 'Fragmentation and Pluralism in Public International Law'
- 12) Maria Queirol (2nd reader): 'The Notion of International Legal Order: its Structure and its Limits. Rethinking the Normative View'
- 13) Matthieu Namountogou (2nd reader): 'International Organizations' Immunity and Human Rights'
- 14) Mélanie Samson (2nd reader): 'The Protection of Health and International Trade Law'

PHD (Expected):

2011

- 15) Sandra Kraehnmann (Supervisor): 'Positive Obligations in Human Rights Treaties'
- 16) Vassilis Pergantis (Supervisor): 'Challenging the Paradigm of State Consent in the Law of Treaties'
- 17) Delphine Haym (Supervisor): 'Non-Derogable Norms in International Law: a Functional Analysis'

- 18) Yamaguchi Yaei (2nd reader): 'The Right to Fair Trial and the Protection of National Security in Terrorism Cases'
- 19) Eleonora Meli Messineo (2nd reader): 'Defendants' Rights and Victims' Interests in International Criminal Proceedings'

2012

- 20) Octavian Ichim (Supervisor): 'Just Satisfaction in the Practice of the European Court of Human Rights'
- 21) Thiago Luchesi (Supervisor): 'Children's Right to Health'
- 22) Daniel Jug (Supervisor): 'The Role of Values in International Law'
- 23) Juneyoung Lee (2nd reader): 'Globalization and National Culture from the Perspective of International Trade Law'
- 24) Emilia Richard (2nd reader): 'Non-International Armed Conflicts in International Humanitarian Law'
- 25) Iona Cismas (2nd reader): 'The Rights and Obligations of Religious Actors in International law'
- 26) Adineh Abghari (2nd reader): 'Reservations to Human Rights Treaties in a Multicultural World'

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- 27) Melanie Wahl (Supervisor): 'On Legal Certainty in International Law'
- 28) Federica Morvay (Supervisor): 'Improving Women's Access to Economic, Social and Cultural Rights in Conflict and Post-Conflict Situations: a Condition for Sustainable Peace'
- 29) Antonella Angelini (Supervisor): 'The Interpretation of Security Council Resolutions'
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II. Master's dissertations

Over 50 Master's dissertations have been supervised since 2002. Data are available on request.

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Transparency in International Law (A.Bianchi & A. Peters (eds))

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Andrea Bianchi, Professor of International Law, Graduate Institute of International and Development Studies, Switzerland

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Jutta Brunné, Metcalf Chair in Environmental Law, University of Toronto Faculty of Law, Canada; and
Ellen Hey, Professor of Public International Law, Erasmus Universiteit Rotterdam, the Netherlands
- Chapter 3: Transparency requirements in international law concerning national environmental law and policy*
Jonas Ebbesson, Professor of Environmental Law & Director of Stockholm Environmental Law & Policy Centre, Stockholm University, Sweden
- Chapter 4: Transparency and business in international environmental law*
Larry Catá Backer, Professor of Law, Pennsylvania State University, Dickinson School of Law, USA

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Panagiotis Delimatsis, Assistant Professor of Law, Tilburg University, The Netherlands
- Chapter 6: Transparency in international investment law-making and dispute resolution*
Julie Maupin, Lecturing Fellow and Research Fellow, Center for International and Comparative Law, Duke Law School, United States
- Chapter 7: Transparency in international intellectual property law*
Thomas Cottier, Managing Director of the World Trade Institute and Professor of European and International Economic Law, University of Bern, Switzerland
Michelangelo Temmerman, Lecturer of Intellectual Property Law at the World Trade Institute and research fellow to the National Centre for Competence in Research on Trade Regulation, Switzerland
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Megan Donaldson, Institute Fellow at the Institute for International Law and Justice, New York University, USA

Chapter 20: Transparency in international adjudication
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Chapter 21: Conclusion: Title to be specified depending on results of chapters
Andrea Bianchi and Anne Peters (Editors)