

Prof. Dr. Chantal Meloni

Current academic position

- Since 2016: **Associate Professor of Criminal law**, *Università degli Studi di Milano*.

Teaching assignments

- Since 2011: In charge of the course of **International criminal law**, Faculty of Law, *Università degli Studi di Milano* (42 hours)
- Since 2017: In charge of the course of **Criminology**, Faculty of Law, *Università degli Studi di Milano* (42 hours)
- Since 2018: Coach for the **International Criminal Court Moot Court Competition**, *Università degli Studi di Milano*
- 2017-2018: Lecturer at the module of the course of Criminal law of the *Università degli Studi di Milano* **Funzioni del Diritto, funzioni della pena** at Bollate detention center (2 hours).
- 2016-2018: Teaching one module of the course **Criminal law and procedure in action**, Faculty of Law, *Università degli Studi di Milano* (15 hours)

Education and past academic positions

- January 2014: **Habilitation to the role of Associate Professor of Criminal law**, issued by the Italian Ministry of University, Research, and Education
- Since 2011: **Adjunct Professor**, course of **International criminal law** (teaching in English), Faculty of Law, *Università degli Studi di Milano*
- Since 2008: **Senior research fellow (ricercatore) in criminal law**, Faculty of Law, *Università degli Studi di Milano*
- 2006-2008: **Post-Doc research scholarship** for a research project on “Problematic attribution of individual criminal liability in international criminal law”, *Università degli Studi di Milano*
- 22 March 2006: **PhD in Italian and comparative criminal law**, *Università degli Studi di Pavia* - Doctoral thesis: “Command responsibility in international criminal law - Article 28 of the Rome Statute”
- Since 2001: **Research and teaching activities** in criminal law courses, organization of seminars, tutoring students, member of board of exams and graduation thesis commissions, Criminal Law Department, Faculty of Law, *Università degli Studi di Milano*
- 27 March 1998: **Law degree**, *Università degli Studi di Milano*. Master degree in Law: final grade of 110/110 *cum laude* - Degree thesis in criminal law: “The alternative sanctions to the short-term imprisonment in the German criminal system”.

Professional experiences and other titles

- Since 2015: **Legal advisor** for the **European Center for Constitutional and Human Rights (ECCHR)**, Berlin, International Crimes and Accountability department (part-time)
- 2010-2015: **Consultant** on International criminal law projects with the **Palestinian Centre for Human Rights (PCHR)** and **supervisor** of the **Moot Court project** on International

- Criminal Law (2011-13), PCHR and Gaza Universities, with the support of UNHCHR (part-time)
- 2010 (Feb-Nov): **International Legal Expert** at **PCHR** office, Gaza Strip (Palestine) (part-time)
 - 2010: **Consultant** on the **Juvenile Justice programme** for Terres des Hommes Swiss (part-time)
 - 2007 (Mar-Oct): **Associate Legal Officer** at the **International Criminal Court (ICC)**, The Hague (The Netherlands); assigned to Pre-Trial Chamber
 - March 2007: Included in the list of **Assistant-counsels** before the **ICC**
 - 2006 (Jan-Apr): **Visiting Professional** at the **ICC**; assigned to Pre-Trial Chamber
 - 19 September 2001: **Admitted to the Italian Bar** as a Lawyer, Court of Appeal of Milan
 - 1998–2001: **Junior Associate Lawyer**, *Pedrazzi-Mucciarelli Associates*; law firm, Milan, specializing in economic criminal law

Other affiliations, visiting research abroad, grants and awards

- 2010: Awarded an **Alexander von Humboldt Foundation fellowship** for a research project on “The protection of the right to life in asymmetrical conflicts”
- 2011-2014: **Visiting researcher** at the *Humboldt Universität*, Berlin, Faculty of Law, International Criminal Law Department (Prof. G. Werle);
- 2011-2015: **Teacher** at the **Summer School of the LLM on Transnational Criminal Justice and Crime prevention**, DAAD, University of Western Cape-Humboldt University of Berlin
- 2014: **Invited expert** at the Roundtable on Legal Aspects of the Question of Palestine, **UN Committee on the exercise of the inalienable rights of the Palestinian People**, 24-25 April 2014, Geneva (Swiss)
- 2013 (August): **Visiting scholar** at the **University of Sydney (AUS)**, Faculty of Law, Parsons fellow
- 2013/14 and 2014/15: **Teacher** at the **Defence, Development and Diplomacy Master**, **Durham University**, School of Government and International Affairs
- 2012: **Invited expert** at the **United Nation (UN) Seminar on Assistance to the Palestinian People**, FAO Headquarters, 27-28 February 2012, Rome (Italy)
- 2008/9 and 2009/10: **Teacher** at the **LLM programme in International Crime and Justice** of UNICRI, Turin (Italy)
- 2008 (Jan-June): granted a **DAAD-scholarship for a research stay at the Humboldt Universität**, Berlin, International Criminal Law Department
- 2002 (July-Sept) and 2003 (March): **Intern** at the **International Human Rights Law Institute**, *De Paul University*, Chicago (USA) (Prof. C. Bassiouni)
- 1998–2001: **Research assistant**, course of Economic criminal law, Faculty of Law and Economics, *Università Bocconi*, Milan (Prof. A. Alessandri).
- 1998: **Cariplo award for student career extraordinary achievement** (Law degree completed *cum laude* in 4 years)
- 1997 (Feb-July): **Erasmus program**, *Eberhard-Karls Universität*, Tübingen (Germany); one semester of study; **granted EU scholarship**

Research projects

- 2018: member of the **Project of relevant national interest** (Prin) on “The organization as a criminogen factor and as a preventive tool”, University of Milan Unit
- 2012-2014: participation in the research project “**Good Practices for protecting victims inside and outside the criminal process**”, granted with EU funds (JUST/2011/JPEN/AG/2901), University of Milan, Department of Criminal Law
- 2008-2009: Member of the **Marie Curie Research Course** on “Fragmentation of International Criminal Law”; one-year project and short research stay, Grotius Center for International Legal Studies, University of Leiden (The Netherlands)
- 2001-2008: member of several research projects at the national level; *inter alia* the **project of relevant national interest** “Legge Penale e Fonti Sovranazionali” (2006/7)

Journals’ editorial boards, membership in scientific committees and alia

- Member of the Association of Italian Criminal Law Professors (Associazione Italiana Professori di Diritto Penale)
- Member of the scientific committee of the PhD school, *Università degli Studi di Milano*, criminal law curriculum
- Since 2013: Judge of the “**ICC Moot Court Competition**”, University of Leiden (The Netherlands)
- On the **board of editors** of *Diritto Penale Contemporaneo* (www.penalecontemporaneo.it); in charge of the International criminal law section
- On the board of editors of Criminal Justice Network (<http://www.criminaljusticenetwork.eu/>)
- Editor of the section of the **Supranational Observatory on the International Criminal Court** for the *Rivista Italiana di Diritto e Procedura Penale*.
- **Blogger**, *Il Fatto Quotidiano* (online version)
- Author of non-scientific **articles and reportage** on Italian newspapers (e.g., L’Unità, Nena News, Ossin)

Language skills

Italian (native)

English (excellent, written and spoken)

German (very good, written and spoken)

French (very good spoken, basic written)

Spanish (very good spoken, basic written)

List of Publications

Monographic book

- Command Responsibility in International Criminal Law (2010, T.M.C. Asser Press, The Hague, 276 pp.)

Edited volume

- (with G. Tognoni) Is there a Court for Gaza? A Test Bench for International Justice (2012, T.M.C. Asser/Springer, 600 pp.)

Articles in international peer-reviewed journals and chapters in collective volumes (selection)

- (with A. Schueller), “Preliminary Examination of Civil Society Submissions”, in M. Bergsmo and C. Stahn (eds), *Quality Control in Preliminary Examination: Volume 2*, Torkel Opsahl Academic EPublisher (TOAEP), 2018, 521-553
- “Punire l’incommensurabile? Sulla difficile funzione e commisurazione della pena nel diritto penale internazionale”, in C.E. Paliero, F. Viganò, F. Basile e G.L. Gatta (eds), *La Pena ancora. Fra attualità e tradizione. Studi in onore di Emilio Dolcini*, Giuffrè, 2018, 389-420
- “State and Individual Responsibility for Targeted Killings by Drones”, in F. Santoni de Sio and E. Di Nucci (eds), *Drones and Responsibility: Legal, Philosophical and Socio-technical Perspectives on the Use of Remotely Controlled Weapons*, Ashgate, 2016, 47-64
- “The ICC preliminary examination of the Flotilla situation: An opportunity to contextualise gravity”, *Questions of International Law, Zoom-in* 33, 2016, 3-20
- “Modes of Responsibility (Article 28N), Individual Criminal Responsibility (Article 46B) and Corporate Criminal Liability (Article 46C)”, in G. Werle and M. Vormbaum (eds), *The African Criminal Court. A Commentary of the Malabo Protocol*, Springer, 2016, 139-155
- “Command responsibility, joint commission and ‘control over the crime’ approach in the first ICC jurisprudence”, in T. Mariniello (ed.), *The International Criminal Court in Search of its Purpose and Identity*, Routledge, 2015, 39-56
- “The Evolution of Command Responsibility in International Criminal Law”, in M. Bergsmo, CHEAH Wui Ling, SONG Tianying and YI Ping (eds), *Historical Origins of International Criminal Law: Volume 3*, Torkel Opsahl Academic EPublisher (TOAEP), 2015, 683-714
- “I nodi della responsabilità per genocidio nel diritto penale internazionale: tra dimensione collettiva e imputazione individuale, precetto internazionale e accertamento nazionale”, *Diritti Umani e Diritto Internazionale*, 2015, 589-607
- “Vittime e Giustizia Penale Internazionale”, in L. Luparia (ed.), *Lo statuto europeo delle vittime di reato. Modelli di tutela tra diritto dell’Unione e buone pratiche nazionali*, Cedam/Kluwer, 2015, 45-59 (also in English)
- “Fragmentation of the notion of co-perpetration in international criminal law?”, in L. van den Herik and C. Stahn (eds.), *The Diversification and Fragmentation of International Criminal Law*, Brill/Martinus Nijhoff Publishers, 2012, 483-504
- (with S. Manacorda) “Indirect Perpetration versus Joint Criminal Enterprise: concurring approaches in the practice of the international criminal Law?”, *Journal of International Criminal Justice*, Oxford University Press, 2011, 159-178
- “La partecipazione delle vittime davanti alla Corte Penale Internazionale”, in P. Corso and E. Zanetti (eds.), *Studi in Onore di Mario Pisani*, La Tribuna, Piacenza, 2010, vol. 2, 387-426

- “Command Responsibility - Mode of Liability for the Crimes of Subordinates or Separate Offence of the Superior?”, *Journal of International Criminal Justice*, Oxford University Press, 2008, 619-637
- “Superior responsibility for acts of torture committed by subordinates under international criminal law - The case of U.S. abuse against Iraqi prisoners”, in S. Manacorda & A. Nieto (eds.), *Criminal Law between War and Peace, Justice and cooperation in criminal matters in international military interventions*, University of Castilla de la Mancha, Cuenca, 2009; and in *Revista Brasileira de Ciencias Criminais*, 2007, n. 70, 9-40

Other articles, comments to judgments, entries in commentaries (selection)

- “Sulla (il)legittimità degli omicidi mirati mediante i droni e i possibili ricorsi alle corti” *Droni Militari: Proliferazione o controllo? Rapporto di ricerca*, Istituto di Ricerche Istituzionali IRIAD, Roma, April 2017
- (with G. Carbone), “Africa vs the ICC: searching for an exit strategy, Dossier Ispi online, 28 March 2017
- “Jurisdictional Immunity of States: The Italian Constitutional Court v. the International Court of Justice? Brief notes on the Judgment no. 238 of 22 October 2014 of the Italian Constitutional Court”, in *Zeitschrift für Internationale Strafrechtsdogmatik*, n. 6/2015
- “La Corte Costituzionale annulla gli effetti della decisione della CIG in materia di immunità giurisdizionale dello Stato estero”, *Diritto Penale Contemporaneo*, 24 October 2014
- “Kenya and the ICC: a boomerang effect?”, in *ISPI Studies: “African Leaders and the ICC: perpetrators, victims or scapegoats?”*, Ispi online, 5 May 2014
- “Ancora in tema di immunità giurisdizionale degli Stati e responsabilità (civile) per crimini internazionali”, *Diritto Penale Contemporaneo*, 4 February 2014
- “Una importante sentenza della Corte EDU in materia di tortura e immunità dello Stato di fronte a una giurisdizione straniera”, *Diritto Penale Contemporaneo*, 28 January 2014
- “*Extraordinary renditions* della Cia in Europa: il punto di vista della Corte Europea dei diritti dell’Uomo”, *Diritto Penale Contemporaneo*, 10 June 2013
- “Il lento adeguamento dell’Italia allo Statuto della Corte penale internazionale”, *Diritto Penale Contemporaneo*, 11 January 2013
- “L’impasse della Corte Penale internazionale sulla Libia”, *Diritto Penale Internazionale*, 1 June 2012
- Commentary on the Martić Trial Chamber Judgment, Prosecutor v. Martić (IT-95-11-T), T. Ch. 12 June 2007”, in A. Klip & G. Sluiter (eds.), *Annotated Leading Cases of International Criminal Tribunals, Volume XXXIV, The International Criminal Tribunal for the Former Yugoslavia*, Intersentia, 2012
- “Un’importante pronuncia della Corte di Strasburgo in materia di tutela dei diritti umani nell’ambito di missioni militari all’estero”, *Diritto Penale Internazionale*, 2 November 2011
- “Giustizia per le vittime di Srebrenica”, *Diritto Penale Contemporaneo*, 11 July 2011
- “Il Procuratore della Corte penale internazionale annuncia l’apertura formale delle indagini in Libia”, *Diritto Penale Internazionale*, 4 March 2011
- Commentary on the Sentencing Judgment, Prosecutor v. Darko Mrda (IT-02-59-S), T. Ch. 31 March 2004”, in A. Klip & G. Sluiter (eds.), *Annotated Leading Cases of International Criminal Tribunals, Volume XIX, The International Criminal Tribunal for the Former Yugoslavia*, Intersentia, 2009
- Author of 12 entries in A. Cassese et al. (eds.), *The Oxford Companion to International Criminal Justice*, Oxford University Press, 2009

- “I primi passi della Corte Penale Internazionale: la decisione che conferma le accuse nei confronti di Thomas Lubanga Dyilo”, *Corriere del Merito*, 2007, 885-888
- “La tutela dei bambini soldato in diritto internazionale e responsabilità per crimini internazionali”, *Cassazione Penale*, 2006, 1139-1149

Translations and Book Reviews

- Translation of: G. Werle, B. Burghardt: *Autoría e compartecipazione nello Statuto della Corte Penale Internazionale* (titolo originale: *Täterschaft und Teilnahme im Statut des Internationalen Strafgerichtshof*), *Rivista Italiana di Diritto e Procedura Penale*, 4, 2015
- Translation of: G. Werle, *Il Diritto Penale Internazionale e il Codice Tedesco dei crimini internazionali* (titolo originale: *Voelkerstrafrecht und Deutsches Voelkerstrafgesetzbuch*), *Rivista Italiana di Diritto e Procedura Penale*, 2012, 1555-1574
- Book Review: G. Werle, con la collaborazione di F. Jessberger, W. Burchards, V. Nerlich, B. Cooper, *Principles of International Criminal Law*, T.M.C. Asser Press, 2005, in *Rivista Italiana di Diritto e Procedura Penale*, 2005, 1201-1203
- Book Review: G. Fornasari, *Giustizia di Transizione e Diritto Penale*, Giappichelli, 2013, in *Rivista Italiana di Diritto e Procedura Penale*, 2014
- Book Review: C. Ragni, *I Tribunali penali internazionalizzati. Fondamento, giurisdizione e diritto applicabile*, Giuffré, 2012, in *Rivista Italiana di Diritto e Procedura Penale*, 4, 2013
- Book Review: M.C. Bassiouni, *The institutionalisation of torture by the Bush administration. Is anyone responsible?*, Intersentia, 2010, in *Rivista Italiana di Diritto e Procedura Penale*, 4, 2012

Organization of conferences, papers and presentations as invited speaker (selection)

- Invited speaker at the international conference by the Lelio Basso Foundation in memory of Lelio Basso “La memoria del passato, le domande del presente”, presenting a paper on “Quale futuro per il diritto dei popoli e il diritto interazionale?”, Rome, 15 January 2019
- Co-organizer and speaker at the international conference “Armed drones at Sigonella: Legal issues and tensions between right to life protection, transparency obligations and military strategy”, University of Catania, Faculty of Law, 11 January 2019
- Chair of a panel at the international conference on “Managing migration through criminal law tools”, University of Milan, Faculty of Law, 3-4 December 2018
- Invited speaker at the International conference on “The Accountability of ‘Major Powers’ for Alleged Serious Violations of Human Rights and Humanitarian Law: Challenges and Prospects”, Hague Humanity Hub, The Hague, Netherlands, 1 October 2018
- Invited speaker at the international Alumni conference of the South African-German center for transnational criminal justice, “Current debates in International Criminal Justice”, panel on “Victims' Roles in International Criminal Justice”, Humboldt University of Berlin, 22 May 2018
- Invited speaker at the International conference by CILRAP on “Quality control in preliminary examination: Reviewing impact, policies and Practices”, Peace Palace, The Hague, 14-14 June 2017
- Co-organizer, in collaboration with the Alexander von Humboldt Foundation, and speaker at the international conference on: “The Arab spring and Syrian crisis. International and regional dimension”, Accademia di Merano, 29 June-1 July 2017
- Co-organizer and speaker at the international conference on “Armed drones in Italy and Europe; Problems and perspectives”, University of Milan, Faculty of law, 25 September 2017

- Submission of an *Amicus Curiae* Brief before the Constitutional Court of Colombia “On the non-conformity of transitory Article 24 of the Legislative Act No. 01 of 2017 with regard to command responsibility under the Rome Statute of the International Criminal Court”, with ECCHR, May 2017
- Invited speaker at the Conference panel, *The Grey zone. On the (il)legitimacy of targeted killings by drones*, Bethanien, Berlin, 17-18 April 2015
- Invited Speaker at the Roundtable “Palestine and International Justice”, London School of Economics, Department of International Relations, London, 18 March 2015
- *International Criminal Court and Command Responsibility under International Criminal Law*, Lecture at Birzeit University (Palestine), in cooperation with Konrad Adenauer Stiftung, 26 February 2015
- *The Evolution of Command Responsibility in International Criminal Law*, Invited speaker at the CILRAP Conference “The Historical Origins of International Criminal Law”, New Delhi, India, 29-30 November 2014
- Invited speaker at the International Conference “Vittime di Reato e Giustizia Penale”, University of Milan, 9-10 October 2014
- Invited speaker and co-organizer with Brot fuer die Welt of the International Conference “The ICJ’s Wall Opinion Revisited: towards its effective implementation”, Berlin, 7 July 2014
- *Complaints before relevant International Courts: drawbacks and challenges*, Roundtable on Legal Aspects of the Question of Palestine, UN Committee on the exercise of the inalienable rights of the Palestinian People, Geneva, 24-25 April 2014
- *Right to Life in War times? Protection of Human Rights in Contemporary Asymmetric Conflicts and Individual Criminal Responsibility*, University of Sydney (AUS), 22 August 2013
- Invited Speaker at the seminar “Italia: la tortura c’è ma non è reato”, University of Milan, 26 June 2013
- *ICC and Palestine a Closed Chapter?*, Supranational criminal law lectures series (Asser Institute and Grotius Centre, The Hague, 19 September 2012
- Invited speaker at the seminar *Is there a Court for Gaza?* by Lawyers for Palestinian Human Rights and Amnesty International, London, 7 June 2012
- Invited speaker at United Nation Seminar on Assistance to the Palestinian People, FAO Headquarters, Rome, 27-28 February 2012
- Discussant at the International Conference “Truth and Justice. Normative Questions, Political Practices”, Department of Political and Social Sciences, University of Milan, 13-14 April 2011
- *Right to life under international criminal law: the targeted killing issue as a paradigm*, paper presented at the seminar of the research group on “La protection internationale du droit à la vie: mobiliser le système pénal? », Collège de France, Paris, 19 March 2011
- *The Responsibility of Senior Leaders and Military Commanders and the Recourse to the Principle of Universal Jurisdiction*, paper presented at the international conference “Palestine and International Law, New Approaches”; published in the Acts of the Conference, Birzeit University, West Bank, 24- 26 September 2010
- *Attributing crimes to upper echelons: the doctrine of command responsibility in international criminal law*, Guest lecture, International Criminal Court, The Hague, January 2010
- Invited speaker at the international seminar *Vulnerable Victims*, University of Milan, November 2009
- Invited speaker at the international conference “C’è un giudice per Gaza?”, by the Lelio Basso Foundation, Sala conferenze del Senato della Repubblica, Rome, 22 May 2009

- *Superior responsibility for acts of torture committed by subordinates under international criminal law - The case of U.S. abuse against Iraqi prisoners*, paper presented at the International Conference “Le Droit Pénal entre la guerre et la paix: Justice et coopération pénale dans les interventions militaires internationaux”, Toledo, September 2007; awarded with a prize for the junior section; published
- Panelist at the round table “International Criminal Justice and African conflicts”, International Institute for Political Science, Milan, January 2007

Milan, February 2019