

PROCEEDINGS

Proceedings of the 115th Annual Meeting

*Reconceiving International Law:
Creativity in Times of Crisis*

American Society of International Law
March 24–26, 2021



American Society
of International Law

CAMBRIDGE
UNIVERSITY PRESS

PROCEEDINGS OF THE 115TH ANNUAL MEETING
Reconceiving International Law: Creativity in Times of Crisis
March 24–26, 2021

Proceedings of the ASIL Annual Meeting (Proceedings) is the official record of the American Society of International Law's Annual Meeting. It documents the array of presentations, addresses and discussions among scholars, practitioners, judges, government officials, and advocates from around the world who meet each year to discuss the most salient international legal issues of the day. For over a century, the Annual Meeting has been among the most important gatherings of international law professionals, bringing together more than 1,200 participants from some 75 countries. *Proceedings* serves as an indispensable account of the state of international law throughout the world.

Proceedings does not accept unsolicited submissions. Each Volume documents the year's Annual Meeting. Shortly after each Meeting, presenters are invited to submit a written version of their presentation by a particular deadline.

As a nonpartisan organization whose members hold a diversity of views, the Society refrains from taking positions on policy matters, except in accordance with the formal process set forth in the ASIL Constitution and Regulations. The views expressed in the addresses, remarks, and discussions delivered at the ASIL Annual Meeting and appearing in *Proceedings* are those of the individual speakers and do not necessarily represent the views of the Society.

THE AMERICAN SOCIETY OF INTERNATIONAL LAW

The American Society of International Law (ASIL) is a nonprofit, nonpartisan, educational membership organization founded in 1906 and chartered by Congress in 1950. Headquartered in Washington, D.C., its mission is “to foster the study of international law and to promote the establishment and maintenance of international relations on the basis of law and justice.” ASIL holds Special Consultative Status with the Economic and Social Council of the United Nations and is a constituent society of the American Council of Learned Societies.

ASIL's 3,500 members come from more than one hundred nations with nearly 40 percent residing outside the United States. Its members include scholars, jurists, practitioners, government officials, leaders in international and nongovernmental organizations, students, and others interested in international law. Through its many publications, conferences, briefings, and educational events, ASIL seeks to serve the needs of its diverse membership and to advance understanding of international law among policymakers and the public.

ASIL is a volunteer-led organization governed by an elected Executive Council and administered by an executive director and professional staff.

Become a Member
asil.org/membership

Join one of the Society's Partner Programs and Receive Complimentary Ad Space in *Proceedings*
asil.org/financial-support/sponsors-and-institutional-supporters

Follow the Society on Twitter
twitter.com/asilorg

Like us on Facebook
facebook.com/AmericanSocietyofInternationalLaw

JOURNAL INFORMATION

Proceedings is published annually in print and online by Cambridge University Press on behalf of the American Society of International Law. To reduce time between acceptance and publication, contributions may appear online as *FirstView* publications in advance of their scheduled publication in an issue. Discover the entire *Proceedings* back archive at cambridge.org/core/journals/proceedings-of-the-asil-annual-meeting/all-issues

Subscriptions

The electronic version of *Proceedings* is available to all members of the American Society of International Law by login to the ASIL website www.asil.org. Print copies are available to members for an additional fee.

To subscribe as a non-member or recommend a subscription to your librarian go to cambridge.org/core/journals/proceedings-of-the-asil-annual-meeting.

Claims and Address Updates

subscriptions_newyork@cambridge.org (in the USA, Canada and Mexico)
journals@cambridge.org (elsewhere)

Copyright and Permissions

cambridge.org/about-us/rights-permissions.

To Advertise in the Journal

ad_sales@cambridge.org

Abstracting and Indexing Services

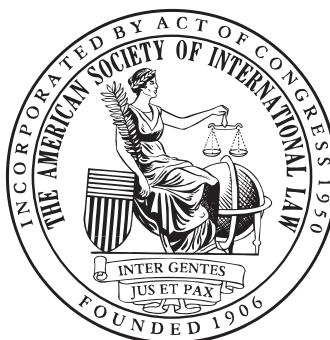
cambridge.org/core/journals/proceedings-of-the-asil-annual-meeting/information/abstracting-indexing-services

For Other ASIL Publications

www.asil.org

Proper Citation

Proceedings shall be cited according to the following example:
115 ASIL PROC. 214 (2021)



ISSN: 0272-5037

E-ISSN: 2169-1118

© American Society of International Law

Managing Editor

Erin Lovall

Annual Meeting 2021 Committee Co-Chairs

Simon Batifort, Curtis, Mallet-Prevost, Colt & Mosle LLP
Christie Edwards, Organization for Security and Cooperation in Europe
Darin Johnson, Howard University School of Law

Annual Meeting 2021 Committee Members

Andre Abbud, Barbosa, Müssnich & Aragão Advogados
Rob Anderson, U.S. Department of the Treasury
Raymond Atuguba, University of Ghana
Ari Bassin, Office of Global Criminal Justice, U.S. Department of State
Saadia Bhatty, Gide Loyrette Nouel
Colin Brown, European Union
Gary Corn, Technology, Law, & Security Program, AUWCL
Melissa del Aguila, Center for Human Rights and Humanitarian Law, AUWCL
Andrés Felipe Esteban Tovar, National Agency for the Legal Defense of the Republic of Colombia
Ezequiel Heffes, Geneva Call
Jaroslav Kudrna, Ministry of Finance, Czech Republic
Andrew Larkin, Curtis, Mallet-Prevost, Colt & Mosle LLP
Rachel Lopez, Drexel University School of Law
Ben Love, Reed Smith LLP
Kate MacKintosh, Promise Institute for Human Rights, UCLA School of Law
Manoj Mate, University of California, Irvine School of Law
Alina Miron, University of Angers
Sahr Muhammedally, Center for Civilians in Conflict
Katerina Ossenova, Office of Foreign Litigation, U.S. Department of Justice
Duncan Pickard, Debevoise & Plimpton LLP
Michele Potesta, Levy Kaufman-Kohler
Lisa Sachs, Columbia Center for Sustainable Investment
Victoria Sahani, Arizona State University College of Law
Camilo Sanchez, University of Virginia School of Law
Lela Scott, Office of the Legal Adviser, U.S. Department of State
Arsalan Suleman, Foley Hoag LLP
Margaretha Wewerinke-Singh, Leiden University Law School
Alyssa Yamamoto, Debevoise & Plimpton LLP
Hongchuan Zhang, Attorney General's Chambers, Singapore
Adnan Zulfiqar, Rutgers Law School

American Society of International Law
2021–2022 Executive Council

Catherine Amirfar
President

Gregory Shaffer
President-Elect

Patrick Robinson
Honorary President

Mark David Agrast
Executive Vice President (Executive Director)

David W. Bowker
Anna Spain Bradley
James Thuo Gathii
David J. Scheffer
Vice Presidents

James A.R. Nafziger
Secretary

Nancy L. Perkins
Treasurer

Ronald J. Bettauer
Assistant Treasurer

Susan L. Karamanian
Audit Committee Chair

Lori Fisler Damrosch
Lucinda A. Low
Sean D. Murphy
Honorary Vice Presidents

Executive Council

Julian Arato

Simon N. Batifort

Jay Butler

Marney L. Cheek

Kathleen E. Claussen

Steven A. Crown

Melissa J. (MJ) Durkee

Christie Edwards

Nienke Grossman

Rebecca Ingber

Neha Jain

Eric Talbot Jensen

Aloysius (Louie) Llamzon

David H. Moore

Tafadzwa Pasipanodya

Patrick W. Pearsall

Mark A. Pollack

Rafael A. Porrata-Doria, Jr.

Catherine Powell

Bruce C. Rashkow

Caroline S. Richard

Sonia E. Rolland

Frédéric Gilles Sourgens

Milena Sterio

Councillors

Diane Marie Amann

Laurence Boisson de Chazournes

Nicola Bonucci

Frits E. Bontekoe

John R. Crook

Timothy L. Dickinson

Brian Egan

Meg Kinnear

Peter Mason

Natalie Y. Morris-Sharma

Joseph E. Neuhaus

Mónica Pinto

Stephen W. Preston

Balakrishnan Rajagopal

Jaya Ramji-Nogales

Steven R. Ratner

Natalie Reid

Leila Nadya Sadat

Dan Sarooshi

Michael O. Scharf

Steven M. Schneebaum

David Sloss

Bruce C. Swartz

Xue Hanqin

Past Presidents:

José E. Alvarez

Charles N. Brower

James H. Carter

Lori Fisler Damrosch

Donald Francis Donovan

Lucinda A. Low

Sean D. Murphy

Lucy F. Reed

Arthur W. Rovine

Anne-Marie Slaughter

Peter D. Trooboff

Edith Brown Weiss

PHILANTHROPY AND THE SOCIETY

The American Society of International Law is grateful to its Patrons and the many members who contribute to the Annual Fund and the Endowment. Patron-level donors and Heritage Circle members who have included the Society in their estate plans are acknowledged below. The Society gratefully acknowledges the support of its Law Firm, Publisher and Academic Partners, who are listed on the next page. All institutional partners and individual donors of \$500 and above are acknowledged in the Society's Annual Report for the year in which the gift was made.

LEADERSHIP PATRONS

This category recognizes extraordinary and sustained philanthropic support of the Society.

HOWARD M. HOLTZMANN*

CHARLES N. BROWER

CURRENT PATRONS

Elihu Root Patron (\$50,000)

DONALD K. ANTON
CHARLES N. BROWER
THE FAMILY OF ROBERT E. DALTON
DONALD FRANCIS DONOVAN AND
JENNIFER LAKE
SUSAN L. KARAMANIAN
CHARLOTTE KU
ARTHUR W. ROVINE

Cordell Hull Patron (\$25,000)

CATHERINE M. AMIRFAR
R. DOAK BISHOP
JAMES H. CARTER
TAI-HENG CHENG
JOHN R. CROOK
LORI FISLER DAMROSCH AND
JEAN BAUER FISLER*
ELI WHITNEY DEBEVOISE II
JENNIFER ANNE HILLMAN
EDWARD G. KEHOE
CAROLYN B. LAMM

James Brown Scott Patron (\$15,000)

MARK D. AGRAST AND DAVID M. HOLLIS
ARIF ALI
SIMON N. BATIFORT
PERRY S. BECHKY
JULIE BEDARD
ANDREA K. BJORKLUND
DAVID BOWKER
CHARLES H. CAMP
STEVEN A. CROWN
TIMOTHY L. DICKINSON
JONATHAN DRIMMER
CHRISTINA HIOUTREAS
MÉLIDA N. HODGSON

ERIC J. KADEL
CHARLOTTE KU
EDWARD K. KWAKWA
ALOYSIUS LLAMZON
BRYAN MACPHERSON
ERIC C. MALLEY
PEDRO MARTINEZ-FRAGA
JOSEPH E. NEUHAUS
PATRICK W. PEARSALL
INA C. POPOVA
NATALIE L. REID
CAROLINE S. RICHARD
PHILIPPE J. SANDS
STEVEN M. SCHNEEBAU
MORTIMER N.S. SELLERS
CHRISTOPHER K. TAHBAZ
ROBERT G. VOLTERA
DON WALLACE, JR.
ADRIEN K. WING
MARCIA A. WISS
SIR MICHAEL CHARLES WOOD

LEGACY PATRONS

DOMINGO E. ACEVEDO
GERALD AKSEN
ARTHUR R. ALBRECHT
GEORGE H. ALDRICH
TEYMOUR A. ALIREZA*
JOSÉ E. ALVAREZ AND SUSAN
DAMPLIO
DIANE MARIE AMANN
JAMES G. APPLE*
FRANK A. BAUMAN*
MRS. RICHARD BAXTER*
DAVID J. BEDEMAN* AND
LORRE B. CUZZI
DANIEL L. BETHLEHEM
RICHARD B. BILDER
JOHN A. BOYD
JOHN BRISCOE
CHARLES N. BROWER
IAN BROWNLEE*
EDITH BROWN WEISS
LEE C. BUCHHEIT
THOMAS BUERGENTHAL
WILLIAM J. BUTLER
DAVID D. CARON* AND SUSAN
SPENCER
HUGO AND SUSANA CAMINOS
DAVID A. COLSON
JAMES R. CRAWFORD*
JOHN R. CROOK
ANTHONY D'AMATO*
ARTHUR H. DEAN*
SARAH WHITCRAFT DEFORD*

THOMAS A. DUBBS
EDWARD DUMBAULD*
RICHARD W. EDWARDS, JR.
ALONA E. EVANS*
BENJAMIN B. FERENCZ
DONALD FERENCZ
THOMAS M. FRANCK*
ALWYN V. FREEMAN*
JOHN KING GAMBLE
RONALD E.M. GOODMAN
CHRISTOPHER J. GREENWOOD
JOHN LAWRENCE HARGROVE
VICTORIA M. HARIRI*
OONA A. HATHAWAY
RITA E. HAUSER
JOHN N. HAZARD*
GLENN P. HENDRIX
ALICE AND LOUIS* HENKIN
ROBERT E. HERZSTEIN*
ROSALYN HIGGINS
KEITH HIGHET*
HOWARD M. HOLTZMANN*
CHARLES A. HUNNICKITT
JOHN H. JACKSON*
ANDREW J. JACOVIDES
MARK R. JOELSON
RICHARD A. JOHNSON
O. THOMAS JOHNSON
KENNETH I. JUSTER
JUDD KESSLER
BENEDICT KINGSBURY
FREDERIC L. KIRGIS

JEFFREY LANG
SIR ELIHU LAUTERPACHT*
ROY S. LEE
JEREMY I. AND CANDACE C. LEVITT
CYNTHIA C. LICHTENSTEIN
RICHARD B. LILlich* AND
GERDA HEIDEL*
A. VAUGHAN LOWE
ANDREAS F. LOWENFELD*
HOUSTON PUTNAM LOWRY
BRUNSON MACCHESNEY
ROBERT MACCRATE*
RONALD ST. JOHN MACDONALD*
STEPHEN C. McCAFFREY
GABRIELLE KIRK McDONALD
EDWARD WATSON McWHINNEY*
D. STEPHEN MATTHIAS
ROBERT F. MEAGHER*
THEODOR MERON
HUSAM MESHAL
W. ROBERT MORGAN*
JAMES A.R. NAZIGER
VED P. NANDA
ANDRE NEWBURG
MARY ELLEN O'CONNELL
SHIGERU ODA
BERNARD H. OXMAN
JAN PAULSSON
NANCY L. PERKINS
HERMAN PHLEGER*
B. DONOVAN PICARD
DANIEL M. PRICE

LUCY F. REED
W. MICHAEL REISMAN AND
MAHNOUSH H. ARSANJANI
SANG-MYON RHEE
DAVIS R. ROBINSON
WILLIAM D. ROGERS*
SEYMOUR J. RUBIN*
OSCAR SCHACHTER*
STEPHEN M. SCHWEBEL
JUDGE BRUNO E. SIMMA
ANNE-MARIE SLAUGHTER
ABBY COHEN SMUTNY
EARL A. SNYDER*
BARBARA STARK
ERIC STEIN*
CHARLES W.T. STEPHENSON
JOHN R. STEVENSON*
DAVID P. STEWART
LAURENCE STORCH
ANDRES RIGO SUREDÀ
ENRIQUE P. SYQUIA*
GENEVIEVE EAGON TILLAR*
PETER D. TROOBOFF
DETLEV F. VAGTS*
BETH VAN SCHAACK
CHARLES O. VERRILL, JR.
JILL McCCLANAHAN WATSON
RUTH WEDGWOOD
BURNS H. WESTON*
EDWIN D. WILLIAMSON
BASIL S. YANAKAKIS
NASSIB G. ZIADÉ

THE ASIL HERITAGE CIRCLE

Members who have advised the Society that they made provisions to include the Society in their estate plans.

ANONYMOUS (2)
ELIZABETH ANDERSEN
JAMES G. APPLE*
FRANK A. BAUMAN*
CHARLES N. BROWER
JAMES H. CARTER

SARAH WHITCRAFT DEFORD*
MICHAEL AND MARY ANN FARLEY
THOMAS M. FRANCK*
CHRISTIAN A. HERTER, JR.*
SUSAN L. KARAMANIAN
CHIMÈNE KEITNER

CHARLOTTE KU
CYNTHIA CRAWFORD LICHTENSTEIN
H.C.L. MERILLAT*
SEAN D. AND JULIE MURPHY
MARY ELLEN O'CONNELL
LUCY F. REED

*deceased

LAW FIRM PARTNERS

Platinum

ALLEN & OVERY LLP
ARNOLD & PORTER KAYE SCHOLER LLP
DEBEVOISE & PLIMPTON LLP
FOLEY HOAG LLP
FRESHFIELDS BRUCKHAUS DERINGER LLP
KING & SPALDING LLP
SIDLEY LLP
WHITE & CASE LLP
WILMER HALE LLP

Gold

SULLIVAN & CROMWELL LLP

Bronze

BRYAN CAVE LEIGHTON PAISNER LLP
COVINGTON & BURLING LLP
CURTIS MALLET-PREVOST, COLT &
MOSLE LLP
DECHERT LLP
JENNER & BLOCK LLP
STEPTOE & JOHNSON LLP

PUBLISHER PARTNERS

Platinum

CAMBRIDGE UNIVERSITY PRESS

Silver

BRILL NIJHOFF PUBLISHERS
OXFORD UNIVERSITY PRESS

Bronze

HART PUBLISHING

ACADEMIC PARTNERS

AMERICAN UNIVERSITY WASHINGTON COLLEGE OF LAW
BENJAMIN N. CARDODOZ SCHOOL OF LAW
BOSTON COLLEGE LAW SCHOOL
BOSTON UNIVERSITY SCHOOL OF LAW
BROOKLYN LAW SCHOOL
CASE WESTERN RESERVE UNIVERSITY SCHOOL OF LAW
COLUMBIA LAW SCHOOL
CORNELL LAW SCHOOL
DALHOUSIE UNIVERSITY SCHULICH SCHOOL OF LAW
DUKE UNIVERSITY SCHOOL OF LAW
EMORY UNIVERSITY SCHOOL OF LAW
FLETCHER SCHOOL OF LAW AND DIPLOMACY, TUFTS UNIVERSITY
FLORIDA INTERNATIONAL UNIVERSITY SCHOOL OF LAW
FLORIDA STATE UNIVERSITY COLLEGE OF LAW
FORDHAM UNIVERSITY SCHOOL OF LAW
GEORGE MASON UNIVERSITY ANTONIN SCALIA LAW SCHOOL
GEORGE WASHINGTON UNIVERSITY LAW SCHOOL
GEorgetown UNIVERSITY LAW CENTER
HAMAD BIN KHALIFA UNIVERSITY COLLEGE OF LAW
HARVARD LAW SCHOOL
HOWARD UNIVERSITY SCHOOL OF LAW
INDIANA UNIVERSITY MAURER SCHOOL OF LAW
INDIANA UNIVERSITY McKINNEY SCHOOL OF LAW
LOYOLA UNIVERSITY CHICAGO SCHOOL OF LAW
LOYOLA UNIVERSITY NEW ORLEANS COLLEGE OF LAW
NEW YORK UNIVERSITY SCHOOL OF LAW
NORTHWESTERN UNIVERSITY PRITZKER SCHOOL OF LAW
PACE UNIVERSITY ELISABETH HAUB SCHOOL OF LAW
PENN STATE'S DICKINSON SCHOOL OF LAW
PEPPERDINE UNIVERSITY SCHOOL OF LAW
STANFORD UNIVERSITY LAW SCHOOL
SYRACUSE UNIVERSITY COLLEGE OF LAW
TEMPLE UNIVERSITY BEASLEY SCHOOL OF LAW
UNIVERSITY OF BALTIMORE SCHOOL OF LAW
UNIVERSITY AT BUFFALO SCHOOL OF LAW
UNIVERSITY OF CALIFORNIA, BERKELEY SCHOOL OF LAW
UNIVERSITY OF CALIFORNIA, DAVIS SCHOOL OF LAW
UNIVERSITY OF CALIFORNIA HASTINGS COLLEGE OF THE LAW
UNIVERSITY OF CALIFORNIA, IRVINE SCHOOL OF LAW
UNIVERSITY OF CALIFORNIA, LOS ANGELES SCHOOL OF LAW
UNIVERSITY OF CINCINNATI COLLEGE OF LAW
UNIVERSITY OF COLORADO LAW SCHOOL
UNIVERSITY OF DENVER STURM COLLEGE OF LAW
UNIVERSITY OF GENEVA FACULTY OF LAW
UNIVERSITY OF GEORGIA SCHOOL OF LAW
UNIVERSITY OF HOUSTON LAW CENTER
UNIVERSITY OF IOWA SCHOOL OF LAW
UNIVERSITY OF MIAMI SCHOOL OF LAW
UNIVERSITY OF MICHIGAN LAW SCHOOL
UNIVERSITY OF OTTAWA FACULTY OF LAW
UNIVERSITY OF THE PACIFIC, McGEORGE SCHOOL OF LAW
UNIVERSITY OF PENNSYLVANIA LAW SCHOOL
UNIVERSITY OF PITTSBURGH SCHOOL OF LAW
UNIVERSITY OF RICHMOND SCHOOL OF LAW
UNIVERSITY OF SOUTHERN CALIFORNIA GOULD SCHOOL OF LAW
VANDERBILT UNIVERSITY LAW SCHOOL
WASHINGTON AND LEE UNIVERSITY SCHOOL OF LAW
WASHINGTON UNIVERSITY SCHOOL OF LAW
YALE LAW SCHOOL

PROCEEDINGS OF THE 115TH ANNUAL MEETING

CONTENTS

<i>Foreword</i>	xiii
Introduction	
<i>Simon Batifort, Christie Edwards, and Darin Johnson</i>	1
Keynote Remarks by David Miliband (IRC): “Combating the Global Rise in Impunity”	
3	
Reconceiving the Society’s Role in a Time of Crisis: The Presidential Roundtable	
Introductory Remarks by:	
<i>Catherine Amirfar</i>	9
Remarks by:	
<i>Edith Brown Weiss</i>	9
<i>José Alvarez</i>	10
<i>Lucinda Low</i>	11
<i>Sean D. Murphy</i>	12
Judging the Climate Crisis: The Role of the International Court of Justice in Addressing Environmental Harms	
Introductory Remarks by:	
<i>Jorge Viñuales</i>	19
Remarks by:	
<i>Solomon Yeo</i>	21
<i>Christina Voigt</i>	21
<i>Lavanya Rajamani</i>	22
Look Both Ways: Future and Historical Perspectives on the Refugee Convention at 70	
Remarks by:	
<i>Guy S. Goodwin-Gill</i>	31
<i>Volker Dürk</i>	34
<i>Jaya Ramji-Nogales</i>	35
Protest and Police Force: Examining Racial Discrimination and The Legality of Police Force in The United States	
Introductory Remarks by:	
<i>Justin Hansford</i>	39
Remarks by:	
<i>Gay McDougall</i>	39
<i>Agnès Callamard</i>	40
<i>Claudia M. Flores</i>	41
<i>Charles Ramsey</i>	42
<i>Clément Nyaletsossi Voule</i>	42
The Road Ahead and Beyond: Future Challenges and Opportunities in the Legal Profession	
<i>Suhong Yang, Markus Beham, Mauricio Duarte, Kabir Duggal, and Chandri Navarro</i>	53

There and Back Again: How to Ensure Compliance with IHL by Relying on Non-traditional Voices and Live to Tell the Tale

The Impact of Commentaries on Compliance with International Law <i>Jean-Marie Henckaerts</i>	55
What You Fight for Shapes How You Fight <i>Tanisha M. Fazal</i>	58
Non-traditional Illustrations of Compliance-Generation from Practice <i>Pascal Bongard</i>	60

Annual Hudson Medal Discussion

Introductory Remarks by: <i>Catherine Amirfar</i>	63
<i>Paul Reichler</i>	64
Remarks by: <i>Lori Fisler Damrosch</i>	65
<i>Bernard H. Oxman</i>	65

The Rise of Restrictions on Data Flows and Digital Technologies: National Security, Human Rights, or Geo-Economics?

Designing International Economic Data Law <i>Thomas Streinz</i>	73
National Security, Investment Review, and Sensitive Data <i>Sarah Bauerle Danzman</i>	78

Accomplice Accountability for Grave Violations of International Law

Introductory Remarks by: <i>Oona Hathaway</i>	83
Remarks by: <i>Katherine Gallagher</i>	84
<i>Ibrahim al-Kasem</i>	86
<i>Radhya al-Mutawakel</i>	88

Debate: This House Believes that Parallel Proceedings in Investment Arbitration

Are Abusive and Should Be Banned

Opening Remarks by: <i>Lindsay Gastrell</i>	97
Opening Statement in Favor of the Motion <i>Sam Wordsworth QC</i>	98
Opening Statement Against the Motion <i>Jan Paulsson</i>	100

Observations by the Members of the Tribunal

Remarks by: <i>Mariam Gotsiridze</i>	105
<i>Caline Mouawad</i>	106
<i>Pierre Mayer</i>	106

2021 Detlev F. Vagts Roundtable on Transnational Law Pandemic Vaccines: Market Products or Global Public Goods?

Introductory Remarks by: <i>Gian Luca Burci</i>	109
Remarks by: <i>Mark Eccleston-Turner</i>	110
<i>Suerie Moon</i>	114

<i>Beatriz Thome</i>	116
<i>Yuvraj Dalvi</i>	118
A Conversation with Louise Arbour, 2021 Goler T. Butcher Medal Recipient	
Introductory Remarks by:	
<i>Mónica Pinto</i>	123
Remarks by:	
<i>Louise Arbour</i>	123
Twenty-Third Annual Grotius Lecture on International Law	
“Never Let a Good Crisis Go to Waste”: Can International Law Seize the Advantage?	
<i>Yves Daudet</i>	129
Discussant Remarks	
<i>Hannah L. Buxbaum</i>	141
Interdisciplinary Approaches to Cultural Heritage and the Arts	
Distinguishing Cultural Property and Cultural Heritage: Technologies of Sovereignty and Reformation	
<i>Valdimar Tryggyvi Hafstein</i>	145
Interdisciplinary, Cross-practice, Cross-issue: Reflections on Field Studies of Heritage Struggles in Myanmar	
<i>Jonathan Liljeblad</i>	146
Is More Than an Interdisciplinary Approach to Cultural Heritage Protection Needed?	
<i>Kristin Hausler</i>	147
Territorial Barriers—On the Border of International Law, Too?	
<i>James A.R. Nafziger</i>	149
Litigating Health and Security Exceptions in Investment Treaties: A Simulation	
<i>J. Benton Heath, Ina Popova, Justin Jacinto, Samaa Haridi, Tafadzwa Pasipanodya, and Sabina Sacco</i>	
.....	151
Protecting People in the Context of Climate Change and Disasters	
Introductory Remarks by:	
<i>Giulio Bartolini</i>	155
Protecting People in the Context of Climate Change and Disasters: Setting the Scene	
<i>Kirsten Hagon</i>	156
Remarks by:	
<i>Patrícia Galvão Teles</i>	158
The Case of <i>Ioane Teitiota V. New Zealand</i> at the Human Rights Committee: A Common Sense Approach	
<i>Duncan Muhumuza Laki</i>	161
Remarks by:	
<i>Mohamed Nasheed</i>	163
Civilian Harm Mitigation in Urban Areas: A Wargaming Exercise (Lieber Society on the Law of Armed Conflict)	
Remarks by:	
<i>Battalion Commander</i>	167
<i>Civic</i>	168
<i>Human Rights Watch</i>	170
<i>U.S. Legal Advisor</i>	171
<i>UK Legal Advisor</i>	173

International Trade Dispute Settlement 2.0

Remarks by:

<i>Kathleen Claussen</i>	177
<i>Cherise Valles</i>	179
<i>Geraldo Vidigal</i>	182

Multilateral Diplomacy When the World is Locked Down

Introductory Remarks by:

<i>Niels Blokker</i>	187
Views from New York	
<i>Stephen Mathias</i>	188
Views from Vienna	
<i>Peri Lynne Johnson</i>	190
Views from Geneva	
<i>Verity Robson</i>	193
Views from Addis Ababa	
<i>Namira Negm</i>	195

Prominent Woman in International Law Award Discussion: Featuring Judge Gabrielle Kirk McDonald

Gabrielle Kirk McDonald

Introduction of Judge Gabrielle Kirk McDonald, WILIG Prominent Woman in International Law Honoree, 2021	
<i>Elizabeth Andersen</i>	199
Acceptance Remarks	
<i>The Honorable Gabrielle Kirk McDonald</i>	201

Mass Atrocities and Statelessness: (Re)considering the Case of the Rohingya

How Statelessness Matters to Atrocity Prevention: Lessons from the Rohingya Case	
<i>Katherine G. Southwick</i>	203

We Are All Climate Lawyers Now

Climate Lawyers as Movement Lawyers (and Vice Versa)	
<i>Carmen G. Gonzalez</i>	207
Charting the Course When International Law Is Fragmented	
<i>Margaret A. Young</i>	210
Are We All Climate Lawyers? Some Brief Notes	
<i>Hermann Ott</i>	213

The Rule of Law at the International Level: Evolution and Challenges—

Keynote Remarks by: Judge Abdulqawi Yusuf

Remarks by:

<i>Judge Abdulqawi Yusuf</i>	215
Introductory Remarks by:	

<i>Catherine Amirfar</i>	216
<i>Patrícia Galvão Teles</i>	216

International Aid in a Time of Global Crisis

Introductory Remarks by:

<i>Marsha Echols</i>	225
----------------------------	-----

Remarks by:

<i>Jay Pozenel</i>	225
<i>Katherine Meighan</i>	227
<i>Sergio Gusmao Suchodolski</i>	231
<i>Mark Ward</i>	232

Late Breaking Panel: Democracy Under Threat

Remarks by:

<i>Sean D. Murphy</i>	235
<i>Rosa Brooks</i>	235

Backlash to the International Legal Order: Breakdown or Breakthrough?

Remarks by:

<i>Peter Danchin</i>	249
<i>Shruti Rana</i>	249
<i>Anne-Marie Slaughter</i>	252
<i>Jamil Dakwar</i>	253
<i>Amb. Ebrahim Rasool</i>	254

Human Rights and COVID-19: Challenges and Good Practices to Effective Recovery

Introductory Remarks by:

<i>Kathryn Sikkink</i>	257
------------------------------	-----

Remarks by:

<i>Meaghan Fitzgerald</i>	258
<i>Albrecht Schnabel</i>	260
<i>Idayat Hassan</i>	261
<i>Michael Tanner</i>	263

Ninth Annual Charles N. Brower Lecture Crisis Cases: Not Reconceiving International Dispute Resolution

Remarks by:

<i>Lucy Reed</i>	267
------------------------	-----

BLM and International Human Rights Law: The Challenge of Systemic Racism

Introductory Remarks by:

<i>Zachary D. Kaufman</i>	277
---------------------------------	-----

Remarks by:

<i>Reginald Noël</i>	278
<i>Jordan Robert Axt</i>	279
<i>Anna Spain Bradley</i>	281

International Law Online: How Will the Pandemic Change the Practice of Law?

<i>Brian Farrell, Stuart Ford, Juliet Sorensen, Lawrence Schaner, Kanglin Yu, Robert Eno, and Vera Korzun</i>	289
---	-----

Reframing International Legal Inquiries: New Voices Discussion

Philanthropic Justice: The Role of Private Foundations in Transitional Justice

Processes <i>Julia Emtseva</i>	295
---	-----

Insurgent Legality: State-Building and Failure of the Islamic State in Iraq and Syria

<i>Mara Redlich</i>	297
---------------------------	-----

Remarks by:

<i>Aaron Wu</i>	302
-----------------------	-----

Winning Likes and Minds: Creative Responses to the International Struggle Over Information

International Regulation on Disinformation: The Case for a Multilateral, Multi-Stakeholder Approach

<i>Costanza Sciubba Caniglia</i>	307
--	-----

Remarks by:	
<i>Henning Lahmann</i>	310
<i>Faisal Saeed Al Mutar</i>	312
Global Engagement Series – Reconceiving America’s Global Role in the Biden Era: International Perspectives in Asia	
U.S.-China Trade Relations in the Biden Era: Trade War, Industrial Policy, and Rule-Based International Order	
<i>Wang Jiangyu and Dawn Yamane Hewett</i>	315
The Future of the Iran Deal from the International Law Perspective	
<i>Pouria Askary</i>	320
Global Engagement Series: At Home and Abroad: The European Union in a Changing Global Order	
At Home and Abroad: The European Union in a Changing Global Order	
<i>Jan Wouters</i>	325
The Society’s Task Force Report on Options for Pragmatic Engagement with the ICC	
Remarks by:	
<i>Todd F. Buchwald</i>	337
115th Annual Meeting Program	343
ASIL 2021 Annual Meeting Daily Program	345
Sixty-Second Annual Philip C. Jessup International Law Moot Court Competition	385
ASIL Elections and Presentation of Honors and Awards	391