



Max Planck Institute  
**LUXEMBOURG**  
for Procedural Law



## EZECHIEL AMANI CIRIMWAMI

[ezechiel.amani@mpi.lu](mailto:ezechiel.amani@mpi.lu)

Tel.: (+352) 269 488 432

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### Professional Experience

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| 09/2019 – present | <b>Research Fellow</b> , Max Planck Institute Luxembourg for Procedural Law, Department of International and Dispute Resolution.                                |
| 09/2016 – present | <b>Doctoral Researcher</b> , Vrije Universiteit Brussel and Université Catholique de Louvain (joint PhD).   |
| 2019 – present    | <b>Legal assistant to counsel</b> in the <i>Armed Activities on the Territory of the Congo (DRC v. Uganda)</i> before the International Court of Justice (ICJ). |
| 03/2019 –08/2019  | <b>Visiting Scholar</b> , Max Planck Institute Luxembourg for Procedural Law, Department of International and Dispute Resolution.                               |
| 02/2018 –06/2018  | <b>Short-term Consultant</b> , Human Rights-Based Approach to Development, Belgian Development Agency - ENABEL.   |
| 05/2016 – present | <b>Magistrate – Sitting Judge</b> , Democratic Republic of the Congo (Administrative leave).  |
| 07/2010 –04/2016  | <b>Magistrate – Deputy Public Prosecutor</b> , Democratic Republic of the Congo.  |

### Education

- LLM in International Humanitarian Law and Human Rights, Université Catholique de Bukavu, DR. Congo (2012).
- Law Degree, Université Officielle de Bukavu, DR. Congo (2008).

### Publications

#### Journal Articles

- (with Magadju Pacifique Muhindo), 'Prosecuting Rape as a War Crime in the Democratic Republic of the Congo: challenges and lessons learned from Military Tribunals' (2021) 59(1) *The Military Law and the Law of War Review* 44.
- 'Fashioning Rights in the African Court of Human and Peoples' Rights: Understanding the Proceduralization of Substantives Rights' (2020) 4 *African Human Rights Yearbook* 1. OA: <<https://perma.cc/78ZQ-JTHS>>.
- 'Extraterritorial Obligation to Prevent and the Concept of Effective Control: An Analysis of the ILC Draft Articles on the Prevention and Punishment of Crimes Against Humanity, *Chinese Journal of International Law* (forthcoming).
- (with Abelungu Junior Mumbala), 'Le Système africain de protection des droits de l'homme et le droit international humanitaire' (2018) 2 *Annuaire Africain des Droits de l'Homme* 1. OA: <<https://perma.cc/3AS6-55JM>>.

- (with Derek Inman, Stefaan Smis and Christian Bahati Bahalaokwibuye), 'The (Un)Willingness to Implement the Recommendations of the African Commission on Human and Peoples' Rights: Revisiting the Endorois and the Mamboleo decisions' (2018) 2 African Human Rights Yearbook 400. OA: <<https://perma.cc/R6TH-EAYK>>.
- (with Stefaan Smis), 'Repenser la création fragmentée des juridictions pénales internationalisées en Afrique au profit de la Cour africaine de justice, des droits de l'homme et des peuples' (2017) 1 Revue Belge de Droit International 313.
- (with Stefaan Smis), 'Le régime des obligations positives de prévenir et de poursuivre à défaut d'extrader ou de remise prévues dans le texte des projets d'articles sur les crimes contre l'humanité provisoirement adoptés par la Commission du droit international' (2017) 30(1) Revue Québécoise de Droit International 1. OA: <<https://perma.cc/87JA-HMC3>>.

### Book Chapters

- 'À propos de quelques développements récents en droit international pénal. Notes cursives sur le projet de convention sur la prévention et la répression des crimes contre l'humanité' in Jean-Paul Segihobe and Shamashanga Minga (eds), *Le droit pénal entre douleur et enchantement dans le contexte contemporain. Liber amicorum doyen Raphaël Nyabirungu* (Bruylant 2021).
- (with Derek M.K. Inman), 'In Search of an Inclusive Democracy for Indigenous Peoples in the Democratic Republic of the Congo: Expropriation, Expulsion, and the Emergence of Free, Prior and Informed Consent' in Romola Adeola (ed), *Human Rights Protections and Democratic Legitimacy in Post-Colonial Africa* (Palgrave MacMillan forthcoming).
- 'La jurisprudence congolaise en matière de justiciabilité des droits économiques, sociaux et culturels' in Moïse Cifende Kaciko and Muhindo P. Madadju (eds), *Le contrôle juridictionnel et extra juridictionnel des droits de l'homme en République Démocratique du Congo. Mélanges offerts au Bâtonnier et Chargé des cours Thomas Lwango* (Bruylant forthcoming).

### Encyclopedic Entries

- 'The Special Criminal Court in the Central African Republic' in Hélène Ruiz Fabri (ed), *Max Planck Encyclopedia of International Procedural Law* (OUP forthcoming).
- (with Tetevi Davi), 'Individual Complaint: African Court on Human and Peoples' Rights (ACtHPR)' in Hélène Ruiz Fabri (ed), *Max Planck Encyclopedia of International Procedural Law* (OUP forthcoming).

### Blogposts

- 'States of Justice Symposium: What If We Took the 'Unwilling or Unable' Seriously?. Symposium on Oumar Ba's new book States of Justice: The Politics of International Criminal Court' (*OpinioJuris*, 19 August 2020) <<https://perma.cc/UT7W-WVRP>>.
- (with Tetevi Davi), 'Another One Bites the Dust: Côte d'Ivoire to End Individual and NGO Access to the African Court' (*EJIL: Talk!*, 19 May 2020) <<https://perma.cc/VH57-MZA9>>.
- 'Does the United Nations Convention Against Torture Oblige States Parties to Criminalise Torture in their Domestic Laws?' (*Harvard International Law Journal*, 12 February 2019) <<https://perma.cc/A5AV-S8ES>>.
- (with Jakjimovska Viktorija), 'Protecting the Environment in Non-International Armed Conflicts: Are We There Yet?' (*EJIL: Talk!*, 16 July 2019) <<https://perma.cc/DE8R-24LJ>>.

## Reports

### Technical Reports – Human Rights-Based Approach to Development

- 'Integrating a Human Rights-Based Approach in Belgium's Country Policing Program in the Central East of Burkina Faso', ENABEL – Belgian Cooperation Agency, 6 June 2018.
- 'Integrating a Human Rights-Based Approach in Belgium's Country Programme to Strengthen Sexual and Reproductive Rights in Central East Burkina Faso', ENABEL – Belgian Cooperation Agency, 6 June 2018.
- 'Integrating a Human Rights-based Approach in Belgium's Strategic Plan for the Development of Inclusive and Sustainable Entrepreneurship in the Central East of Burkina Faso', ENABEL – Belgian Cooperation Agency, 6 June 2018.

- 'Integrating a Human Rights-Based Approach in Belgium's Workplan to Promote Training, Studies and Expertise in the Central East of Burkina Faso', ENABEL – Belgian Cooperation Agency, 6 June 2018.

#### **Narrative Report – Training Programme and Moot Court in International Humanitarian Law and Human Rights**

- 'Narrative Report on the 5<sup>th</sup> edition of the Great Lakes Regional Training Programme in International Humanitarian Law and Human Rights', presented to Initiatives for Peace and Human Rights (iPeace), 10 February 2019.
- 'Narrative Report on the 6<sup>th</sup> edition of the Great Lakes Regional Training Programme in International Humanitarian Law and Human Rights', presented to Initiatives for Peace and Human Rights (iPeace), 19 January 2018

#### **Conference Presentations**

- 'Human Rights and Military Operations' (2<sup>nd</sup> ICRC conference on 'Respecting and Ensuring Respect for International Humanitarian Law', online, 11 June 2021).
- 'La compétence des Etats et le jugement des terroristes' (17<sup>th</sup> annual colloquium of the 'Réseau francophone de droit international', online, 10 May 2021).
- (with Kritika) 'The Shaping Effect of Procedure at the International Criminal Court (ICC)' (What is procedural law? The Power of Procedure – Max Planck Law Network, online, 15 January 2021).
- (with Kritika) 'The Shaping Effect of Procedure at the International Criminal Court (ICC) (2020-2021 ITLOS/NIPPON Foundation Training Seminar – MPI Luxembourg, online, 17 February 2021).
- 'La portée de l'obligation de poursuivre le génocide en droit international : Apport de la Cour européenne des droits de l'homme' (Colloque international sur le crime de génocide à la lumière de la jurisprudence des juridictions internationales et nationales : du Tribunal militaire international (TMI) de Nuremberg à la Cour pénale internationale (CPI), Lyon, 7 November 2019).
- 'Les projets d'articles sur les crimes contre l'humanité adoptés par la Commission de droit international' (Le Midi du Centre de droit international et européen (CeDie), Louvain-la-Neuve, 22 January 2019).
- 'Clarifying the Scope and Application of the Principle of Universal Jurisdiction (54<sup>th</sup> edition of the UNOG – ODG International Law Seminar, Geneva, 19 July 2018).
- 'The ILC Draft Articles on the Prevention and Punishment of Crimes Against Humanity: The Obligation to Prevent' (VUB L&C TALKS, Brussel, 12 May 2017).
- 'The ILC Draft Articles on the Prevention and Punishment of Crimes Against Humanity: the obligation to prosecute or extradite' (VUB L&C TALK, Brussel, 28 April 2017).
- (co-organiser) 'Les 70 ans de la Déclaration Universelle des Droits de l'Homme : Que faut-il célébrer aujourd'hui ?' (Great Lakes Regional Training programme in international humanitarian law and human rights, Kigali, 10 December 2018).
- (co-organiser) 'Maintaining the Rule of Law in Emergency and Armed Conflict situations' (Great Lakes Regional Training programme in international humanitarian law and human rights, Kigali, 12 December 2017).
- (co-organiser) 'L'avenir de la répression des crimes internationaux en Afrique' (Great Lakes Regional Training programme in international humanitarian law and human rights, Kigali, 15 December 2016).

#### **Teaching Activities**

- Lecturer, 'Human Rights and Military Operations' (Post Graduate, 8 hours), Royal Military Academy of Belgium (since 2021).
- Judge in the Oral Rounds of the BENELUX Jessup International Moot Court in International Law (2021).
- Judge in the Oral Rounds of the *Concours de droit international Charles-Rousseau* organised by the *Réseau francophone de droit international* (2021).

- Evaluator of the written submissions (memorial) of the International Criminal Court Moot Court Competition (ICCMC Competition) organised by the Grotius Centre for International Legal Studies – Leiden University (since 2021).
- Evaluator of the written submissions (memorial) of the *Concours de droit international Charles-Rousseau* (since 2021).
- Judge in the written and Oral Rounds of the Great Lakes Regional Moot Court in International Humanitarian Law and Human Rights (since 2013).
- Academic Tutor for the Charles Rousseau Moot Court Competition in International Law (LLM, 15h), Vrije Universiteit Brussel (2016).
- Pedagogical Committee member of the Great Lakes Regional Training Programme in International Humanitarian Law and Human Rights (since 2015).
- Lecturer, 'Criminal Law and Procedural Law' (Graduate, 60h), Université du Cinquanteaire (DRC) (since 2015).

## Other Professional Activities

### Legal consulting and expertise

- Belgian Development Agency – ENABEL (2018-2019).

### Editorship

- Associate Editor, *Max Planck Encyclopedia of International Procedural Law* ([mpeipro.com](http://mpeipro.com)) (since September 2019).

### Scientific Event Organization

- Great Lakes Regional Training programme in international humanitarian law and human rights, Kigali, 12 December 2017.

## Professional Affiliations

- Belgian Network of Junior Researchers in International Law (since 2020).
- UNOG International Law Seminar Alumni Association (since 2018).
- Asian Society of International Law (since 2017).
- Réseau Francophone de Droit International (since 2016).
- Société Québécoise de Droit International (since 2016).

## Scholarships and Prizes

- PhD Scholarship, Max Plank Institute Luxembourg for Procedural Law (2019).
- PhD Scholarship, Catholic University of Louvain (2019).
- PhD Scholarship, Vrije Universiteit Brussel (2018).
- Scholarship Global Minds – joint PhD (Mir-Uos) mobility Grant, Vrije Universiteit Brussel (2017).
- Scholarship, The Hague Academy of International Law (2016).
- PhD Exchange mobility Grant – Erasmus Mundus Programme, Vrije Universiteit Brussel (2015).
- Best Magistrate Award, Congolese Civil Society (2017).