

## THE SECOND CHAUTAUQUA DECLARATION

AUGUST 26, 2008

*The Assembled International Prosecutors, both Past and Present*

Celebrating the 60<sup>th</sup> anniversary of the Genocide Convention of 1948;

Saluting the efforts of many who fought for its passage and implementation;

Understanding that it is a cornerstone to modern international criminal law;

Reflecting on the life of Raphael Lemkin who championed the recognition by the international community that genocide is the crime of crimes;

Noting the importance of the First Chautauqua Declaration signed in August of 2007, and its call for all states to honor their responsibility to fulfill the promise of the law they created; to enforce judicial decisions; to ensure the arrest and surrender of sought individuals;

Appreciating the efforts of the international community to bring peace through justice;

Understanding that enforcement of actions by the existing tribunals and courts can be a political decision, but still noting that it is the law to hold those who commit international crimes accountable;

Applauding the advancements of international criminal law to end impunity around the world since Nuremberg;

Also, appreciating that international criminal law has only begun to shape and mold the conduct of states;

Noting that the non-permanent courts and tribunals will soon complete their mandates and recognizing their historic contribution to the development of international criminal law and to peace and justice in their regions;

Additionally, noting that the non permanent courts and tribunals need effective residual mechanisms and must leave an enduring legacy to the communities which they serve;

Continuing to seek methods, procedures, and tools to improve the efficiency and effectiveness of the various tribunals and courts;

Recognizing that only through truth and justice can a true peace be sustained...

#### NOW DO SOLEMNLY DECLARE TO THE WORLD

That states must conform their conduct to the law, to settle disputes peaceably, to refrain from aggressive acts, to honor the sanctity of the person, and to allow the peoples of the world to live free from want, fear, and to worship and express themselves without repression;

That states honor their legal commitments to uphold the directions and orders of the justice mechanisms they have created and *once again*, call upon all states to arrest and surrender to the appropriate, court, tribunal or chamber Ratko Mladic, Felician Kabuga, Joseph Kony, Ahmed Harun, Ali Kushyab and all others not listed here and who are sought by international justice;

That all states are responsible for the care and protection of their own citizenry and that failure to uphold that responsibility is not in accord with the spirit of the United Nations Charter;

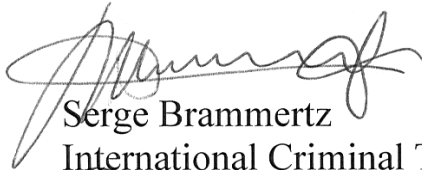
Applaud and recognize the constructive role regional organizations can play in maintaining the rule of law and in supporting existing tribunals and courts;

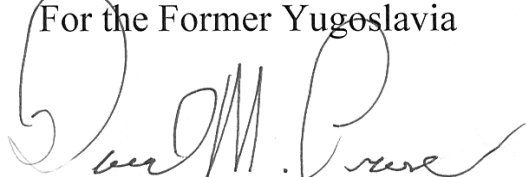
Call upon the international community to provide continuing support to the non permanent courts and tribunals to allow the successful completion of their mandates, including arrangements for the full discharge of their residual functions;

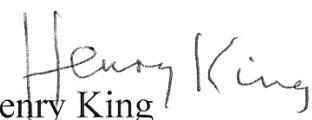
That the nations of the world consider the words of our colleague Whitney R. Harris....

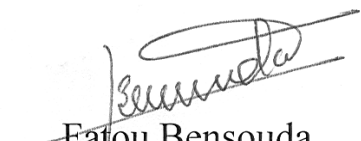
*We have naught to fear save ourselves. Only ourselves. The tyrant must be forced to end his tyranny. The aggressor must be punished for his aggressions. And law, not force, must rule the world. Man's destiny lies in the hands of man.*

SIGNED IN MUTUAL WITNESS:

  
Serge Brammertz  
International Criminal Tribunal  
For the Former Yugoslavia

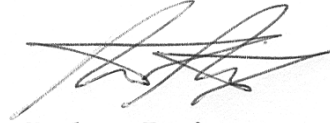
  
David M. Crane  
Special Court for Sierra Leone

  
Henry King  
International Military Tribunal  
Nuremberg

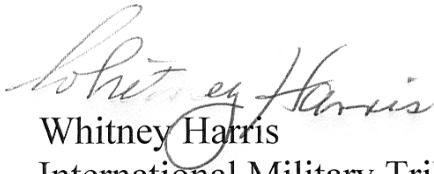
  
Fatou Bensouda  
International Criminal Court



Ben Ferenz  
International Military Tribunal  
Nuremberg



Robert Petit  
Extraordinary Chambers in  
the Courts of Cambodia



Whitney Harris  
International Military Tribunal  
Nuremberg



Stephen J. Rapp  
Special Court for Sierra Leone



Hassan B. Jallow  
International Criminal Tribunal for Rwanda