

CONDENSED RESUME

JOHAN DAVID VAN DER VYVER

ACADEMIC QUALIFICATIONS

B.Com. (1954); **LL.B.** (1956); **Hons. B.A.** (philosophy) (1965) (Potchefstroom University); **LL.D.** (1974) (University of Pretoria); **Diploma of the International and Comparative Law of Human Rights** (1986) (Int'l Inst. Hum. Rts, Strasbourg); **LL.D. (honoris causa)** (1993) (University of Zululand); **LL.D. (honoris causa)** (2003) (Potchefstroom University).

CAREER:

I.T. Cohen Professor of International Law and Human Rights, Emory University School of Law, Atlanta, Georgia (1995-). Senior Fellow in the Center for the Study of Law and Religion of Emory University.

Extraordinary Professor in the Department of Private Law, University of Pretoria, South Africa (2010-2017).

Fellow in The Human Rights Program of The Carter Center (1995-1997).

Ad hominem Professor of Law, University of the Witwatersrand, Johannesburg (1979-1995).

Professor of Law and Head of the Department of Legal Philosophy, Potchefstroom University for Christian Higher Education (1970-1978).

Dean of the Faculty of Law, Potchefstroom University for Christian Higher Education (1972-1974).

Lecturer and Senior Lecturer in the Department/Faculty of Law, Potchefstroom University for Christian Higher Education (1958-1969).

Supervised higher-degree dissertations of seven candidates for the Doctor of Philosophy or the Doctor of Laws degree in Potchefstroom and at the University of the Witwatersrand, and co-supervised the thesis of one student for the Doctor of Philosophy degree of the University of the Orange Free State. Supervised the SJD dissertation at Emory University School of Law.

CURRENT TEACHING OBLIGATIONS

International Law

International Criminal Law

International Human Rights

Humanitarian Law

A seminar on Implementation of International Law in the United States

A seminar on Legality of Armed Interventions

PROFESSIONAL QUALIFICATIONS

Advocate of the High Court of South Africa and appeared as counsel in the following cases reported in the South African Law Reports: *S. v. Margolis*, 1964 (4) SA 579 (T) (on speed-measuring devices); *S. v. Lampbrecht*, 1970 (3) SA 141 (T) (on punishment policy in drunken driving cases); *Burger v. Western Credit Bank Ltd.*, 1970 (4) SA 74 (T) (on penalty clauses in a contract); *Brown v. Hoffman*, 1977 (2) SA 556 (NC) (on remoteness of damages in the case of intentional assault); *Ex parte Friedgut*, 1983 (2) SA 336 (T) (on the status of the Latin Special course of the University of the Witwatersrand in respect of the statutory requirements for becoming an advocate); *S. v. Chabalala*, 1986 (3) SA 623 (BA) (on the constitutionality of the death penalty in Bophuthatswana); *Government of the Republic of Bophuthatswana & others v. Segale*, 1990 (1) SA 434 (BA) (on the constitutionality of a state-imposed prohibition of certain gatherings and meetings); *Bopalamo v. The Government & others and Other Cases*, 5 BSC 140 (1988) (on the constitutionality of the ninety-days-detention clause in the Internal Security Act of Bophuthatswana); *Nyamakazi v. President of Bophuthatswana*, 1992 (4) SA 540 (BGD) (on the constitutionality of legislation denying aliens the right to participate in gatherings in Bophuthatswana); *In re Certification of the Constitution of the RSA*, 1996 (4) SA 744 (CC) (on certification of the Constitution of the Republic of South Africa, Act 108 of 1996).

The most recent professional activities included a legal opinion for the South African Medical and Dental Council on the constitutionality of the professional rules of conduct applying to members of the health services professions (instructed by Gildenhuis Van der Merwe, Pretoria), one on the constitutionality under the laws of India of a regulation excluding the use of any representative in negotiating arms contracts with the Indian Government (instructed by Gildenhuis Van der Merwe, Pretoria), and one on the nationalization of mineral rights (instructed by attorneys for Agriforum proclaiming that deprivation of the right of landowners to mineral and petroleum products amounted to expropriation for which compensation must be paid).

MAJOR PUBLICATIONS

Author of the following textbooks and monographs:

- (a) INTRODUCTION TO LEGAL SCIENCE* (with F.J. van Zyl as co-author). Durban: Butterworths (1st ed., 1972, 2nd ed., 1982).
- (b) THE JURIDICAL FUNCTION OF STATE AND CHURCH: A CRITICAL ANALYSIS OF THE DOCTRINE OF SPHERE SOVEREIGNTY.* Durban: Butterworths (1972).
- (c) HUMAN RIGHTS.* Potchefstroom: Institute for the Advancement of Calvinism (1974).
- (d) THE PROTECTION OF HUMAN RIGHTS IN SOUTH AFRICA.* Cape Town/Wynberg/Johannesburg/Durban: Juta & Co. (1975).
- (e) SEVEN LECTURES ON HUMAN RIGHTS. Cape Town/Wynberg/Johannesburg: Juta & Co. (1976).
- (f) THE LAW OF PERSONS AND FAMILY LAW* (with D.J. Joubert as co-author). Cape Town/Wetton/Johannesburg: Juta & Co., (1st ed., 1980, 2nd ed., 1985, 3rd ed., 1991).

- (g) THE REPUBLIC OF SOUTH AFRICA CONSTITUTION ACT.* Johannesburg/Cape Town: Lex Patria (1984).
- (h) REFORMED CHRISTIANS AND SOCIAL JUSTICE. Sioux Center, Iowa: Dordt College Press (1988).
- (i) THE INTERNATIONAL CRIMINAL COURT: AMERICAN RESPONSES TO THE ROME CONFERENCE AND THE ROLE OF THE EUROPEAN UNION. Trier, Germany: Institut für Rechtspolitik an der Universität Trier (2003).
- (j) LEUVEN LECTURES ON RELIGIOUS INSTITUTIONS, RELIGIOUS COMMUNITIES AND RIGHTS, pp. 119. Leuven: Uitgeverij Peeters (2004).
- (k) IMPLEMENTATION OF INTERNATIONAL LAW IN THE UNITED STATES, pp. 309. Frankfurt a.M./Berlin/Bern/Bruxelles/New York/Oxford/Wien: Peter Lang (2010).
- (l) ACTS OF AGGRESSION AND PROSECUTING THE CRIME OF AGGRESSION, pp. xiii plus 233 (with a Foreword written by Benjamin Ferencz, Chief Prosecutor in the *Einsatzgruppen* Case at Nuremberg). Labert Academic Publishing, Saarbrücken, Germany (2015) ISBN 978-3-659-69701-2.

(* These books were written in Afrikaans).

Co-editor of John Witte Jr. & Johan D. van der Vyver, RELIGIOUS HUMAN RIGHTS IN GLOBAL PERSPECTIVE: RELIGIOUS PERSPECTIVES. The Hague/Boston/ London: Martinus Nijhoff (1996), and of

Johan D. van der Vyver & John Witte Jr., RELIGIOUS HUMAN RIGHTS IN GLOBAL PERSPECTIVE: LEGAL PERSPECTIVES. The Hague/Boston/ London: Martinus Nijhoff (1996).

Editor of Johan D. van der Vyver, THE PROBLEM OF PROSELYTISM IN SOUTHERN AFRICA: LEGAL AND THEOLOGICAL DIMENSIONS, special edition of the EMORY INTERNATIONAL LAW REVIEW, No. 14.2 (Summer 2000).

Author of more than 300 law review articles, chapters in books, book reviews, and popular articles.

CHAPTERS IN BOOKS

Chapters in books published in the last seven years include:

- (a) *The United States and the Jurisprudence of International Tribunals*, in RESOLVING INTERNATIONAL CONFLICTS: LIBER AMICORUM TIBOR VÁRADY (eds.) Peter Hay, Lajos Vékás, Yehuda Elkana & Nenad Demitrijevic, pp. 283-318. Budapest/New York: Central European University Press (2009).
- (b) *Civil Society and the International Criminal Court*, in GLOBAL ACTIVISM READER, Ch. 9, pp. 122-136 (ed.) Luc Reydam. New York/London: Continuum Int'l Publishing Group (2011).
- (c) *The Rights to Self-Determination of Religious Communities*, in RELIGION AND HUMAN RIGHTS: AN INTRODUCTION, Ch. 14, pp. 236-253 (eds.) John Witte Jr. & M. Christian Green. Oxford University Press (2011).

- (d) *Multi-Tiered Marriages in South Africa*, in MARRIAGE AND DIVORCE IN A MULTICULTURAL CONTEXT: MULTI-TIERED MARRIAGES AND THE BOUNDARIES OF CIVIL LAW AND RELIGION, pp. 200-218 (ed.) Joel A. Nichols. Cambridge University Press (2012).
- (e) *The Right to Self-Determination of Religious Communities*, in CONSCIENCE AND LIBERTY: RIGHTS OF COMMUNITIES TO FAITH AND RIGHTS OF INDIVIDUAL BELIEVERS, pp. 76-94 (ed.) Karel Nowak. Bern, Switzerland: International Association for the Defence of Religious Liberty (2011).
- (f) *The Principle of Complementarity*, in (ed.) Marko Novaković, BASIC CONCEPTS OF PUBLIC INTERNATIONAL LAW: MONISM AND DUALISM, pp. 373-384. Belgrade: Faculty of Law, University of Belgrade; Institute of Comparative Law, Belgrade; Institute of International Politics and Economics, Belgrade (2013). ISBN 978-86-7067-181-2.
- (g) *Limitations of Freedom of Religion or Belief: International Law Perspectives*, in (eds.) Silvio Ferrari & Rinaldo Cristofori, FREEDOM OF RELIGION OR BELIEF, vol. II, pp. 117-55. Ashgate Publishing, Oxford, U.K. (2013). ISBN 978-1-4094-3604-1.
- (h) *Sovereignty*, in THE OXFORD HANDBOOK OF INTERNATIONAL HUMAN RIGHTS LAW, pp. 379-400 (ed.) Dinah Shelton. Oxford Univ. Press (2013) ISBN 978-0-19-964013-3.
- (i) *Religious Minorities' Right to Self-Determination*, in STATE RESPONSES TO MINORITY RELIGIONS, pp. 243-256 (ed.) David M. Kirkham. Ashgate Publishers (2013). ISBN-978-1-4724-1646-9.
- (j) *State Interference in the Internal Affairs of Religious Institutions*, in REASONING RIGHTS: COMPARATIVE JUDICIAL ENGAGEMENT, pp. 241-258 (eds.) Liora Lazarus, Christopher Mc.Crudden & Nigel Bowles. Oxford 7 Portland, Oregon: Hart Publishing (2014). ISBN-978-1-84946-252-5.
- (k) *The Diversity of Religiously-Based Marriages and Family Law within the African Legal Systems*, in LAW AND RELIGION IN AFRICA: THE QUEST FOR THE COMMON GOOD IN PLURALISTIC SOCIETIES, pp. 225-244 (eds.) Pieter Coertzen, M. Christian Green & Len Hensen. SUN MeDIA, Stellenbosch (2015). ISBN 978-1-919985-63-3 and 978-1-928314-00-4 (e-book).
- (l) *Literalism, Travaux Préparatoires and Purposive Construction as Interpretation Incentives in International Law*, in (ed.) Jacques de Ville, ESSAYS IN HONOUR OF LOURENS M. DU PLESSIS, pp. 183-201 (2015).

LAW REVIEW ARTICLES

Law Review articles published in the last seven years include:

- (a) *International Standards for the Promotion and Protection of Children's Rights: American and South African Dimensions*, in 15 BUFFALO HUMAN RIGHTS LAW REVIEW, pp. 81-108 (2009).
- (b) *The Environment: State Sovereignty, Human Rights, and Armed Conflict*, in 23 EMORY INTERNATIONAL LAW REVIEW, pp.85-112 (2009).
- (c) *Legal Ramifications of the War in Gaza*, in 21 FLORIDA JOURNAL OF INTERNATIONAL

LAW, pp. 403-448 (2009).

- (d) *International Criminal Law—Mens Rea—Intent and Guilty Knowledge* (Prosecutor v. Jean Pierre Bemba Gombo (Decision Pursuant to Article 67(1)(a) and (b) of the Rome Statute on the Charges of the Prosecution against Jean Pierre Bemba Gombo), Case No. ICC-01/05-01/08-803 (June 15, 2009), in 104 THE AMERICAN JOURNAL OF INTERNATIONAL LAW, pp. 241-247 (2010).
- (e) *International Criminal Law—Genocide—Mens Rea—Standard of Proof—Superior Responsibility: PROSECUTOR v. OMAR HASSAN AHMED AL BASHIR* (JUDGMENT ON THE APPEAL OF THE PROSECUTOR AGAINST THE “DECISION ON THE PROSECUTION’S APPLICATION FOR A WARRANT OF ARREST AGAINST OMAR HASSAN AHMED AL BASHIR”), Case No. ICC-02/05-01/09-73 (February 3, 2010), AMERICAN JOURNAL OF INTERNATIONAL LAW, PP 461-467 (2010).
- (f) *Prosecuting Terrorism in International Tribunals*, in EMORY INTERNATIONAL LAW REVIEW, pp. 101-121 (2011).
- (g) *Prosecuting the Crime of Aggression in the International Criminal Court*, in 1 UNIVERSITY OF MIAMI NATIONAL SECURITY AND ARMED CONFLICT LAW REVIEW, pp. 1-52 (2011), available at http://www.nsac.law.miami.edu/?page_id=51
- (h) *The Right to Self-Determination of Ethnic, Religious and Linguistic Communities in South Africa*, 14.1. PER (University of the North-West, South Africa, 2011), pp. 1-28, available at <http://www.nwu.ac.za/export/sites/default/nwu/p-per/2011volume14no4.html>
- (i) *Prosecuting the President of Sudan: A Dispute between the African Union and the International Criminal Court*, in AFRICAN HUMAN RIGHTS LAW JOURNAL, vol. 11 No. 2, pp. 683-698 (2011).
- (j) *Soewereiniteit van Kerklike Organisasies — Die Geval van die Moreleta Parkse Gemeente van die NG Kerk* (“Sovereignty of Religious Institutions — The Case of the Moreleta Park Congregation of the NG Church”), in 44 DE JURE, pp.1-17 (2011).
- (k) *Children’s Rights, Family Values and Federalism*, in 15.1 JOURNAL OF MARKETS AND MORALITY, PP. 117-142 (2012).
- (l) *State Interference in the Internal Affairs of Religious Institutions*, in 26.1 EMORY INTERNATIONAL LAW REVIEW, pp. 1-9 (2012).
- (m) *Time is of the Essence: The In-Depth Analysis Chart in Proceedings before the International Criminal Court*, in 48. 4 CRIMINAL LAW BULLETIN, pp. 601-624 (2012).
- (n) *Tribute: David Bederman*, 61 EMORY LAW JOURNAL, pp. 1077-1085 (2012).
- (o) *Nationalization of Mineral Rights in South Africa*, vol. 45, No. I DE JURE, pp. 125-142 (2012).
- (p) *Constitutional Protection of the Right to Education*, in 27.2 SOUTH AFRICAN PUBLIC LAW, pp. 326-343 (2012).
- (q) *Equality and Sovereignty of Religious Institutions: A South African Perspective*, 10 SANTA CLARE JOURNAL OF INTERNATIONAL LAW, pp.147-169 (2012).
- (r) *Regulating Group-Related Rivalries in Highly Polarized Communities*, in AIR AND

SPACE POWER JOURNAL – AFRICA AND FRANCOPHONE, pp. 4-24 (2013), available at http://www.airpower.au.af.mil/apjinternational/apj-af/2013/2013-1/eng/2013_1.asp

- (s) *International Criminal Justice and the American System of Criminal Procedure*, ATHENS: ATINER'S CONFERENCE PAPER SERIES, No. LAW 2013-0716, pp. 5-34 (2013), available at <http://www.atiner.gr/papers.htm>
- (t) *Treatment on International Human Rights Violations in the United States*, in DUKE FORUM FOR LAW AND SOCIAL CHANGE, pp. 61-89 (2014), available at <http://scholarship.law.duke.edu/dflsc/vol6/iss1/9>
- (u) *Military Intervention in Syria: The American, British and French Alternatives and the Russian Option*, 48 DE JURE, pp. 36-54 (2015).
- (v) *Regsverydeliking en Anargisme van die Suid-Afrikaanse Staatsowerheid (Violation of the Law and Anarchism of the South African Government)*, dealing with South Africa's violation of its international obligation to arrest and surrender Sudanese President Omar Al Bashir for prosecution in the International Criminal Court, published on the Internet by MAROELA MEDIA (an on-line news service) on June 19, 2015, available at <http://maroelamedia.co.za/blog/debat/meningsvormers/regsverydeliking-en-anargisme-van-die-suid-afrikaanse-staatsowerheid>

BOOK REVIEWS

- (a) Koos Malan, *Politokrasie: 'n Peiling van die Dwanglogika van die Territoriale Staat en Gedagtes vir 'n Antwoord Daarop*, in 2013 DE JURE, pp. 633-638.
- (b) Wessel Bentley & Dion A. Forster (eds.) *Between Capital and Cathedral: Essays on Church-State Relations*, in JOURNAL OF CHURCH AND STATE, University of South Africa (2014).
- (c) At the request of the publishers, wrote an endorsement of the book of FRANCOIS VENTER CONSTITUTIONALISM AND RELIGION.

SPECIAL AWARDS

Recipient in 1978 of the Toon van den Heever Prize of the South African Academy for Science and Arts for *Die Beskerming van Mneseregte in Suid-Afrika (The Protection of Human Rights in South Africa)*.

Recipient in 1993 of the Doctor of Laws Degree (*honoris causa*) of the University of Zululand and in 2003 of the Doctor of Laws Degree (*honoris causa*) of the Potchefstroom University for Christian Higher Education.

Recipient in 1995 of the Distinguished Alumni Award of the Potchefstroom University for Christian Higher Education.

Recipient in 1997 of a special honorary medallion of the (South African) Society of University Teachers of Law.

64. 2 and 3 KOERS (1999) contains a collection of essays dedicated to J.D. van der Vyver.

Invited in 1999 to write the Mauritz Bobbert Prestige Award Article for the JOURNAL FOR JURIDICAL SCIENCE. The article, *Truth Commissions, State Sovereignty and an Emerging Criminal Justice System for the New Millennium*, appeared in vol. 24.2 (1999) of the Journal.

Invited as the Distinguished Visiting Professor of the Potchefstroom University for Christian Higher Education for the year 2000, hosted by the Center for Faith and Science and the Faculty of Law of that University. Delivered a wide range of public addresses, and in-class lectures in various academic departments of the University, in the period July 17 to August 24, 2000, including the annual Puk-Forum Address on *Challenges of the New Century for the Potchefstroom University as a Christian University on South African Soil* (on July 17) and the annual H.L. Swanepoel Lecture on *Christian Legal Philosophy in a Post-Modern Setting* in the Faculty of Law (on August 15).

Recipient in 2001 of an Alexander von Humboldt Stipendium and conducted research at the Max Planck Institute for Foreign and Comparative Penal Law in Freiburg in the period May 14 to August 23, 2001 on “Globalization of the Norms of Criminal Justice.”

Recipient of a TransCoop 2000 grant of the Alexander von Humboldt Foundation, with Professor Gerhard Robbers, for a project on Limitations of Freedom of Religion or Belief.

Nominated for the Monsignor W. Onclin Chair of The Catholic University in Leuven, Belgium for 2004. Deliver an inaugural address on *Contributions of the Holy See to the Refinement of the Rome Statute of the International Criminal Court* and four in-class lectures on *Religious Institutions, Religious Communities and Rights* in the period February 23 to 28, 2004.

INTERNATIONAL CONFERENCES, LECTURING ASSIGNMENTS, AND PUBLIC LECTURE OF THE LAST SEVEN YEARS

Papers delivered at international conferences, lecturing assignments, and on special occasions during the past seven years include the following:

- (i) Visiting Professor at the Dresden University of Technology in Dresden, Germany, May 23 to July 3, 2009. Delivered a series of six lectures on *The American Criminal Justice System* and a series of six lectures on *Implementation of International Law in the United States*.
- (ii) Delivered a guest lecture at the University of Pretoria on August 18, 2009 on *Competencies, Rights, Entitlements and the Surface Support of Land*.
- (iii) Delivered an introductory talk on September 21, 2009 to the Global Cultures First Year Community at Dobbs Residence Hall on the Emory campus to commemorate the United Nations’ International Day of Peace.
- (iv) Presented comments on the International Criminal Court and acted as facilitator of discussions following showing of the movie: *The Reckoning: The Battle for the International Criminal Court*, presented by the United Nations Association—USA, Atlanta Chapter in Atlanta on November 5, 2009.
- (v) Delivered a talk on *Customs, Communications and Religious Traditions* to the Emory Employee Council on November 18, 2009.
- (vi) Participated as a member of the NGO Coalition for an International Criminal Court in the Continued Eighth Session of the Assembly of States Parties of the International Criminal Court held at the United Nations in New York on March 22—25, 2010 in preparation of the Review Conference of the International Criminal Court to be held in Kampala, Uganda on May 31 to June 11, 2010.

- (vii) Delivered a paper on *Children's Rights, Family Values and Federalism* at a symposium on "The Convention on the Rights of the Child" held at Regent University in Virginia Beach, Virginia on March 26, 2010.
- (viii) Participated as a respondent in a symposium sponsored by *Emory International Law Review* and the Emory Center for International and Comparative Law on "Who Should Prosecute: The Challenge of International Terrorism; The Response of International Law" and held at Emory University on April 6, 2010. I prepared a paper for the symposium on *Prosecuting Terrorism in International Tribunals*.
- (ix) Participated, as a member of the NGO Coalition for an International Criminal Court, in the Review Conference of the International Criminal Court that took place in Kampala, Uganda on May 31 through June 11, 2010.
- (x) Extraordinary Professor in the Department of Private Law, University of Pretoria, 2010-2012. Remained in residence there from May through August 2010 and delivered an address in the Department of Private Law on *International Standards of the Rights of the Child*, a faculty address on *The Rights to Self-Determination on Peoples*, and a lecture to students in the LL.M program of the Centre of Human Rights and the LL.M. program in International Law on *The Review Conference of the International Criminal Court*.
- (xi) Delivered a series of lectures on August 9 to 13, 2010 at the Peking University in Beijing, China on *International Dimensions of the Interaction between Law and Religion* as part of a colloquium on *The Rule of Law and Religious Freedom*.
- (xii) Presented a paper on September 13, 2010 on *Human Rights Overview*, as part of a session on *Conservation and Human Rights Issues* in a workshop of Conservation International dealing with *CI's Rights-Based Approach* held at the Conference Center of Emory University.
- (xiii) Delivered a key-note address at The Georgia Tech Model United Nations Conference held at Georgia Tech on October 18-19, 2010.
- (xiv) Conducted a workshop on "International Justice" at the USA's Southern Regional Conference of Amnesty International held in Atlanta on October 23, 2010.
- (xv) Participated in the Atlanta Horn of Africa Peace Conference of Citizens for Peace held in Atlanta on December 9 to 11, 2010.
- (xvi) Delivered a series of lectures on Jurisdiction and Immunity, Human Rights, and International Criminal Law and Humanitarian Law as part of the International Law Short Course offered by the Institute of International and Comparative Law in Africa in collaboration with the Centre for Human Rights, University of Pretoria, held at the University of Pretoria on January 24-29, 2011.
- (xvii) Acted as judge in the International Law Students Associated Fund's South African national final round of the 2011 Philip C. Jessup International Law Moot Court Competition held at the University of Johannesburg on January 29, 2011.
- (xviii) Delivered a series of lectures in the LL.M. program of the Center for Human Rights of the University of Pretoria, comprising the philosophy of human rights (February 7, 2011).

- (xix) Participated in the Religion and International Law Symposium held at the University of Santa Clara, California on February 18-19, 2011 and delivered a paper on “Religious Freedom, Non-Discrimination and Internal Sovereignty of Religious Institutions: A South African Perspective.”
- (xx) Participated as “an expert” in the first session of Discussions on Recent Developments in Africa of the LL.M. class in Human Rights of the Center for Human Rights of the University of Pretoria, held on April 1, 2011 which dealt with *The Situation in Libya*, and delivered an address on “The Legal Implications of Security Council Resolution 1973 of March 17, 2011”.
- (xxi) The Open Society Foundation (South Africa) provided funding to the Department of Political Science and the Centre for Human Rights of the University of Pretoria to conduct a series of seminars during 2011 in connection with South Africa’s election for a second term on the Security Council of the United Nations. A seminar was held on 5 April 2011 on “The Creation and Implementation of a Global Framework for the Prosecution of Genocide, Mass Violence, and Crimes against Humanity”. Delivered a paper on “Positive Complementarity” highlighting efforts to empower national jurisdictions to fulfill their primary obligation to bring perpetrators of serious international crimes to justice.
- (xxii) On April 13, 2011, I was the lead-in speaker on a South African case, *Strydom v. Dutch Reformed Church, Moreletta Park Congregation* (relating to the dismissal of an organ teacher in the Arts Academy of the Church because he became engaged in a same-sex relationship) at a Research Discussion Session in the Department of Private Law of the University of Pretoria.
- (xxiii) On May 5–7, 2011, I participated in a Conference on *The Emerging New Constitution in Nepal* held in Kathmandu, Nepal. I was one of 11 “international experts” from Australia, Canada, China, India, Spain, South Africa and the United States invited to analyze aspects of a new constitution for Nepal based on specially selected themes, such as forms of government, federalism, the judiciary, and human rights-women’s issues and human-rights-secularism. I was a speaker on the judiciary (with emphasis on a constitutional court), human rights and secularism (with emphasis on the right to self-determination of religious communities), federalism (as a means of accommodating ethnic rivalries), and rights on land and natural heritage to indigenous and local communities. Following the conference, a small group of the “foreign experts” had a breakfast session with the President of Nepal, Dr. Ram Baran Yadav, to inform him of the outcome of the deliberations on the different themes on the agenda.
- (xxiv) On May 9, 2011, I participated in a one-day international symposium of the Institute of Advanced Legal Studies of Amity University Uttar Pradesh in Delhi, India on *Religion and Governance in a Secular State* and delivered a paper on “Sovereignty of Religious Institutions in a Secular State: The South African Experience”.
- (xxv) Extraordinary Professor in the Department of Private Law, University of Pretoria, and delivered lectures, on May 16, 2011, on *International Instruments for the Protection of the Rights of the Child*, on May 20, 2011 on *Rights relating to Minerals*, and on August 10, 2011 on *The Review Conference of the International Criminal Court*.

- (xxvi) On May 17, 2011, I delivered a lecture at the University of Johannesburg on *International Humanitarian Law* focused on the war in Libya and the killing of Osama bin Laden.
- (xxvii) On May 26, 2011, I delivered the annual H.L. Swanepoel public lecture at the University of the North-West in Potchefstroom, South Africa on “The Right to Self-Determination of Cultural, Religious and Linguistic Groups in South Africa.
- (xxviii) On May 27, 2011, I was one of three “expert panelists”, which included the United Nations Special Rapporteur on Extrajudicial Executions, to consider the legality of the killing of Osama Bin Laden. The event was organized by the Institute for International and Comparative Law and the Centre for Human Rights of the University of Pretoria.
- (xxix) On June 6, 2011, I introduced discussions in the Center for International and Comparative Law of the University of Pretoria, based on my participation in the conferences in Kathmandu on *The Emerging New Constitution in Nepal* and at Amity University in India on *Religion and Governance in a Secular State*. My presentation has been published on the website of the Center for International and Comparative Law at <http://web.up.ac.za/default.asp?ipkCategoryID=15338>
- (xxx) On June 13-14, 2011, I participated in an *Expert Workshop: Giving Effect to the Law on War Crimes, Crimes against Humanity and Genocide in Southern Africa* organized by the Center for Human Rights of the University of Pretoria, the International Criminal Law Services, and the Konrad Adenauer Stiftung and held at the University of Pretoria. The workshop was made possible through generous financial contributions of the Federal Republic of Germany, the Ministry of Foreign Affairs of Finland, and the Konrad Adenauer Stiftung. Participants included government representatives of almost all sub-Saharan African countries and focused on promoting the ratification of the Statute of the International Criminal Court by the few sub-Saharan States that have not yet done so, and on encouraging States to adopt legislation that would enable them (a) to prosecute war crimes, crimes against humanity and genocide in their national criminal justice systems, and (b) to fully cooperate with the International criminal Court in bringing perpetrators of those crimes to justice. Proceedings were mostly conducted in English but included simultaneous translations into French and in Portuguese. I delivered an after-dinner key-note address on *The Crime of Aggression in International Law*.
- (xxxi) On July 18 to 29, 2011, I participated as an instructor in the Summer Training Program on Religion and the Rule of Law held at Peking University in Beijing, China and sponsored by the Center for Constitutional and Administrative Law of Peking University and the Pu Shi Institute for Social Science. I delivered lectures on *Religious Influence in Politics* (on July 22); on *Religious Speech that Offends; Speech that Offends Religion* (on July 26); on *The European Court of Human Rights* (on July 26); on *Religiously-Motivated Terrorism* (on July 27); and on *Religious Law and Religious Courts* (on July 29).
- (xxxii) Participated in an international conference on Religion and Constitution of the International Consortium of Law and Religion Studies (CLARS) held at the Pontifical Catholic University of Chile in Santiago, Chile on September 8 to 10, 2011 and

- delivered a paper (on September 10) on *Constitutional Protection and Limits to Religious Freedom*.
- (xxxiii) Represented Emory University at the American Society of Comparative Law Annual Meeting held at the University of the Pacific McGeorge School of Law in Sacramento, California on October 20-22, 2011.
- (xxxiv) On November 4, 2011, I served on a panel, together with Ms. Andrea Young, Executive Director of the Andrew Young Foundation, discussing “Rule of Law and Democracy Building” at the 2011 Fulbright Visiting Scholar Regional Enrichment Seminar of the Bureau of Education and Cultural Affairs of the United States Department of State that was held in Atlanta, Georgia on November 2 to 6, 2011.
- (xxxv) On November 17, 2011, I was a member of the Rhodes Practice Interview Panel that interviewed two finalists from Emory for the Rhodes scholarship to Oxford University.
- (xxxvi) On April 12, 2012, I presented a poster presentation on *Regulating Group-related Conflicts in Highly Polarized Plural Societies* at the 70th Annual Conference of the Midwest Political Science Association held at the Palmer House Hilton in Chicago.
- (xxxvii) On April 19-20, 2012, I participated in the Oxford Journal of Law and Religion Seminar at Oxford University in England for the official launching of the *Oxford Journal of Law and Religion*, and on April 20, 2012, presented a paper, as part of a book project of Oxford University Press, on *State Interference in the Internal Affairs of Religious Institutions*.
- (xxxviii) 11th Austroasian Property Law Teachers Conference, 2012, held at the National University of Singapore in Singapore on July 12 to July 13, 2012. Delivered a paper on July 12 entitled *Remedial Action and Mineral Rights in Post-Apartheid South Africa*.
- (xxxix) Summer Certificate Training Program on “Religion and the Rule of Law” held at Communication University in Beijing, China, July 8-20, 2012. Delivered a lecture, on July 16, entitled *Conflict Situations: Separation, Homogeneity, and the Right to Self-determination of Peoples*; on July 17, entitled *Land Use Issues: When Freedom of Religion Conflicts with Non-Discrimination Laws*, and on July 19, entitled *Protection of Religious Minorities*.
- (xl) Conference of the Interuniversity Centre for Education Law and Education Policy (CELP) on “Interpreting the South African Constitution in Educational Context”, held in the Hilton Hotel in Johannesburg, South Africa on July 30-31, 2012. Delivered a conference paper, on July 30, on *Constitutional Protection of the Right to Education*.
- (xli) Visiting Professor at the University of the Free State in Bloemfontein, South Africa on August 7-8, 2012. Delivered an in-class lecture, on August 7, entitled *Sovereignty*, and the annual (public) prestige lecture, on August 8, entitled *The Right to Self-determination of Cultural, Religious and Linguistic Communities*.

- (xlii) Delivered a prestige lecture on *The Nationalization of Mineral Rights in South Africa* at the University of Pretoria, South Africa on March 13, 2013.
- (xliii) Member of the Steering Committee of a conference on *Law and Religion in Africa: Comparative Practices, Experiences, and Prospects*, held at the University of Ghana in Legon, Ghana on 14 through 15 January 2013. The purpose of the conference was to establish an African Consortium for Law and Religious Studies. Besides an international consortium, regional organizations have now also been established in Latin America and in Africa. I chaired a session on “Tension between Religion and State: Country Case Studies” with speakers from Kogi State University, Nigeria, a human rights’ activist from Eritrea now working in London, from the University of Pretoria in South Africa, and from the Trinity Theological Seminary in Ghana. I will again serve on the steering committee for the next pan-African conference to be held in Stellenbosch, South Africa in May 2014.
- (xliv) Member of the Steering Committee of the African Consortium for Law and Religious Studies (ACLARS) and participated in the Third Annual African Law and Religion Conference on *Religious Freedom and Religious Pluralism in Africa: Prospects and Limitations* that was held in Windhoek, Namibia on May 17-19, 2015. I chaired a session on “Law and Religion: A Country Perspective from Ethiopia and Benin”.
- (xlv) On June 25, 2015, a debate was arranged by the Institute for International and Comparative Law in Africa of the University of Pretoria, South Africa between myself and Prof. Dire Tladi, Professor of International Law in the Faculty of Law, University of Pretoria, and a member of the United Nations International Law Commission and Special Advisor to the South African Minister of International Relations and Cooperation, on *Omar Al-Bashir and South Africa’s Obligations: Beyond the Sound Bites*. The debate attracted great attention and the audience included several governmental and diplomatic agents from various countries. It is posted on the Internet at <https://www.youtube.com/watch?v=wmSISOC6JUY> and a shorter clip at <https://youtu.be/IFXA7Din8XM>
- (xlvi) Addressed a faculty colloquium on August 26, 2015 in the School of Law of Emory University on *The ISIS Crisis and the Development of International Humanitarian Law*.
- (xlvii) The Faculty of Law at the Potchefstroom Campus of the North West University in South Africa (my *alma mater* and of which I was the Dean in 1972-1974) celebrated its 50th anniversary on September 25-26, 2015. The occasion was commemorated by a conference on “Law in Crisis: New Developments”. I delivered a paper in a session on “The Development of International Law”, entitled “The Development of International Law through Unauthorised Conduct of International Institutions”, and also chaired a session focused on International Criminal Law. At a formal dinner of faculty and alumni in the evening of September 2, I deliver the main after-dinner speech.

ACTIVITIES PERTAINING TO SOUTH AFRICA'S TRANSITION TO A DEMOCRACY

In 1992, the South African Communication Service organized a series of workshops with a view to promoting the development of a human rights ethos in South Africa. Participated in the

program and delivered lectures on human rights at workshops of a women's organization, held in Potchefstroom on 24/6/92; of Black Church groups representing working youth from several townships in the Western Transvaal, held in Stilfontein on 27/6/92; of students and faculty of the University of Pretoria, held in Pretoria on 21/8/92; of members of the general public of George, held in George on 22/7/92; of students of the Rand Afrikaans University, held in Johannesburg on 2/9/92; of members of the general public of Britz, held in Britz on 25/8/92; and of the general public of Kosmos (Hartebeespoort Dam), held in Kosmos on 28/10/92.

In 1994, the South African Communications Service organized, as part of the voters' education program, a series of lectures to the lay public on the Republic of South Africa Constitution Act 200 of 1993. Conducted lectures as part of this program to senior citizens of the coloured township of Davidsonville, Roodepoort (on 7/2/94); students and teachers of the Helpmekaar Girls High School in Johannesburg (on 10/2/94); Rotarians and Rotary Anns in Randfontein (on 10/2/94); the Indian business community of Roshnee, Vereeniging (on 20/2/94); Telcom workers in Vereeniging (on 1/3/94); and senior personnel of the Gold Mine in Randfontein (on 28/3/94).

Served as a member of the Task Group on the Repeal of Legislation Impeding Free Political Activity as well as Discriminatory Legislation of the Multi-Party Negotiating Process in Kempton Park. Compiled a report, dated 18 October 1993, and a subsequent supplementary report, on statutory provisions with validity in Bophuthatswana which could be resorted to with a view to obstructing free and fair elections in the territory.

Was consulted by a member of the legal team of the African National Congress for expert advice on the question of "horizontal application" of a Bill of Rights. My recommendations found their way into the final draft of the 1993 Constitution.

Acted as Consultant of the South African Department of Justice in the period 1994-1996, charged *inter alia* with the training of judges, magistrates, public prosecutors and other officers in the Department in litigation under the new South African Constitution.

EXTRA-CURRICULUM OFFICES:

Member of the Editorial Board of *P.E.R.* (an electronic Law Journal of the University of the North-West, Potchefstroom Campus), member of the Editorial Board of the *Journal for Juridical Science* (University of the Free State), Honorary Member of the Editorial Committee of the *Journal of Contemporary Roman Dutch Law* (South Africa), member of the body of Editorial Associates of *Koers: Bulletin for Christian Scholarship* (University of the North-West, South Africa).

Serve on a panel of the (South African) National Research Council that evaluates applications for grants and scholarships of the NRC's Centre for Science Development.

Advisor to the Editorial Board of the *Emory International Law Review*.

PERSONAL DETAILS

Date of birth: February 21, 1934.

Atlanta, October, 2015.