



The 1995 UNIDROIT Convention – Cultural objects at the crossroad of rights and interests

THURSDAY 8 OCTOBER 2020

9.30 - 10.00

OPENING SESSION

Maria Chiara Malaguti | President, UNIDROIT

Roberto Riccardi | Brigadier-General Commander, Carabinieri Command for the Protection of Cultural Heritage, Rome *on behalf of Dario Franceschini, Minister of Cultural Heritage and Activities and Tourism of Italy*

Audrey Azoulay | Director General, UNESCO (tbc)

Webber Ndoro | Director General, ICCROM

Alberto Garlandini | President, ICOM

10.00

INTRODUCTION – RESTITUTION AND RETURN, THE STRENGTH OF UNIFORM LAW

10.00 - 10.20

Impact of Uniform Laws on the Protection of Cultural Property – the 1995 Convention

Prof. Toshiyuki Kono | Distinguished Professor, Kyushu University, President of the International Council of Monuments and Sites (ICOMOS)

10.25

SESSION I – CULTURAL OBJECTS - PROTECTION AND CIRCULATION

MODERATOR – Manlio Frigo | Full Professor of International Law, Milan *Università degli Studi – Of Counsel Bonelli Eredi*

10.25 - 10.40

Striking a fair balance between cultural heritage protection and private ownership through shared responsibility

Marie-Sophie de Clippele | Postdoctoral Researcher F.R.S.-FNRS and Lecturer at Université Saint-Louis – Brussels, Faculty of Law

10.45 - 11.00

The core question of “due diligence”

Marc-André Renold | Professor of art and cultural heritage law and holder of the UNESCO Chair on “The International Law of the Protection of Cultural Heritage” at the University of Geneva, Director of the Art-Law Centre

11.05 - 11.20	<p><i>The regulation of online sales</i></p> <p>Ana Filipa Vrdoljak Professor, Faculty of Law, University of Technology Sydney / UNESCO Chair of International Law and Cultural Heritage, President, International Cultural Property Society</p>
11.20 - 11.40	PAUSE
11.45 - 12.00	<p><i>Making the resolution of cultural heritage disputes more effective - time limitations under the UNIDROIT Convention</i></p> <p>Andrzej Jakubowski Assistant Professor at the Institute of Law Studies, University of Opole (Poland), Chair of the ILA Committee on Participation in Global Cultural Heritage Governance</p>
12.05 - 12.20	<p><i>The need for effective patrimony laws – the Model Provisions on State Ownership of Undiscovered Cultural Objects</i></p> <p>Patty Gerstenblith Distinguished Research Professor, Director, Center for Art, Museum and Cultural Heritage Law, DePaul University College of Law (De Paul)</p>
12.25 - 12.50	<p><i>Non retroactivity but no legitimacy</i></p> <p>Vincent Negri Senior Researcher at the Institute of Politics Social Sciences, Ecole Normale Supérieure Paris-Saclay</p>
12.50 - 13.15	Questions & Answers
13.15 - 14.30	PAUSE
14.30	<p>SESSION II – INTERPLAY AND INTERDEPENDENCE OF RULES AND CULTURAL INSTRUMENTS..... <i>the 1995 UNIDROIT Convention and</i></p> <p>MODERATOR – Marina Schneider Principal Legal Officer and Treaty Depository, UNIDROIT</p>
14.30 - 14.55	<p><i>... the UNESCO 1970 Convention on Illicit Traffic in Cultural Property</i></p> <p>Lazare Eloundou Assomo Director for Culture and Emergencies, UNESCO Folarin Shyllon Professor, Ibadan University</p>
15.00 - 15.25	<p><i>... the EU Law Instruments against the Illicit Trafficking of Cultural Property</i></p> <p>Hans Ingels Head of Unit Single Market policy, Mutual Recognition and Market Surveillance, EU Commission Sophie Vigneron Director Centre for Heritage, Co- Director Graduate Studies (taught), Reader, Kent Law School, Eliot College, University of Kent</p>
15.30 - 15.55	<p><i>... the Council of Europe - Nicosia Convention and other Council of Europe cultural conventions</i></p> <p>Matjaž Gruden Director of Democratic Participation, <i>on behalf of Ms Pejčinović Burić, Secretary General</i>, Council of Europe Jérôme Fromageau President of the International Society for Research on Art and Cultural Heritage Law (ISCHAL)</p>
16.00 - 16.20	PAUSE

16.25 - 16.40

...the African Union instruments

Angela Martins | Head of Culture Division, Social Affairs Department African Union Commission

16.40 – 16.55

... out-of-court settlement of cultural property disputes

Irini Stamatoudi | Professor, University of Nicosia, Cyprus

16.55 - 17.10

The work that remains to be done, private collections

Jorge Sanchez Cordero Davila | Director of the Mexican Center of Uniform Law, Vice President of the International Academy of Comparative Law

17.10 - 17.30

Questions & Answers

END OF DAY 1

FRIDAY 9 OCTOBER 2020

9.30

SESSION III – CHALLENGES AND FUTURE STEPS

MODERATOR – Ignacio Tirado | Secretary General, UNIDROIT

9.30 - 9.45

The 1995 UNIDROIT Convention and access to justice

Augustin Lazăr | Professor, University “1 Decembrie 1918”, Alba Iulia, Former Prosecutor General of Romania

9.45 – 10.00

The 1995 UNIDROIT Convention and immunity for seizure

Mariachiara Malaguti | Full Professor of International law at Università Cattolica Sacro Cuore (Milan/Rome), Attorney at law, President of UNIDROIT

10.00 - 10.15

The enforcement of the 1995 UNIDROIT Convention in China – achievements and shortcomings

Wang Yunxia | Professor, Director, Institute of Cultural Heritage Law, School of Law, Renmin University of China

10.15 - 10.30

The Antiquities Trade: A reflection on the past 25 years

Joanna van der Lande | Chairman, Antiquities Dealers’ Association

10.30 - 10.45

The impact of legal measures in the fight against the illicit trade

Martin Wilson | Chief General Counsel, Phillips, London

10.45 - 11.05

PAUSE

11.05 – 11.20

The 1995 UNIDROIT Convention and the role of the civil society

Lynda Albertson | Chief Executive Officer, Association for Research into Crimes against Art (ARCA)

11.25 - 11.40

The role of UNIDROIT and the oversight mechanism

Marina Schneider | Principal Legal Officer and Treaty Depository, UNIDROIT

Statement by a representative of the Ministry of Foreign Affairs, Greece

11.45 - 12.10

Towards increased vigilance and strengthened political will

Gilles de Kerchove | EU counter terrorism coordinator

Ignacio Tirado | Secretary General, UNIDROIT

Statement from a representative of the Chinese National Cultural Heritage Administration

12.10 - 12.40

Questions & Answers

12.40 - 13.00

CLOSING SESSION

Ms Ingrida Veliute | Vice-Minister of Culture, Lithuania

Ignacio Tirado | Secretary General, UNIDROIT

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[The 1995 UNIDROIT Convention Academic Project](#)



Manlio Frigo is Full professor of International and European Law and of International Contracts and Arbitration Law at the Milan Università degli Studi, Department of International, Juridical, Political and Historical Studies; Member of the Steering Committee of the PhD in Legal Studies at the Bocconi University, Milan; Member of the Committee on Cultural Heritage Law of the ILA (International Law Association); Vice-president of the Société internationale pour la recherche en droit du patrimoine culturel et droit de l'art. and member of the Legal Affairs Committee of ICOM.

Consultant of UNESCO, UNIDROIT, the EU Commission and the EU Parliament, he is author of several books and articles in private and public international law related matters, namely concerning contractual obligations, international and European cooperation in civil and commercial procedure, international economic law, protection and circulation of cultural property, applicable law and the linguistic factor in the circulation of arbitral awards. Professor Frigo and the *Università degli Studi di Milano* are partners of the UNIDROIT Convention Academic Project (UCAP).



Toshiyuki KONO is Distinguished Professor, Kyushu University (Fukuoka, Japan).

He currently serves as the president of the International Council of Monuments and Sites (ICOMOS), an advisory body of UNESCO, since 2017. While he is responsible for the World Heritage Business of ICOMOS as a whole, he also leads various projects, which includes “Global Case Study Projects on Reconstruction of Cultural Heritage in Post-Trauma Context”, as well as “Urbanization and Cultural Heritage”.

He was a vice president of ICOMOS from 2014 through 2017, in charge of, among others, World Heritage issues. He has been active in UNESCO as an independent expert as well. For example, he served in 2010 as the Chairperson of the 3rd General Assembly of the State Parties of the UNESCO Convention for the Safeguarding of Intangible Cultural Heritage, and Chairperson of the Legal Committee of the 34th

UNESCO General Conference in 2007. His recent publication in the field of international heritage law includes “Authenticity, notions and principles”, *Change over Time*, Fall 2014, Vol. 4, No.2, pp.436-460; “Destruction of Cultural Heritage and Recovery: The World Heritage, Authenticity and ‘Process –Thinking’”, *the Japanese Yearbook of International Law*, Vol. 62 (2019). He is among others Titular Member of the International Academy of Comparative Law; the Chairman of the Committee for Intellectual Property and Private International Law at the International Law Association; the President of International Academy of Commercial and Consumer Law. In 2019, he received the Reimer-Luest Award from the Alexander von Humboldt Foundation in Germany.



Marie-Sophie de Clippele, PhD, is a postdoctoral researcher from the Fonds National de la Recherche Scientifique of Belgium (F.R.S.-FNRS) at the Université Saint-Louis – Bruxelles (USL-B) and the UCLouvain. Her research currently focuses on the collective dimension of cultural heritage. She holds a PhD at the ENS Paris-Saclay and the USL-B under the following title: « Whose burden ? Responsibility towards cultural heritage, a revisited property ». She is affiliated to the Centre for Environmental Law (CEDRE) at the USL-B and to the Centre for Law, Entreprise and Society (CRIDES) at the UCLouvain. Marie-Sophie is part of several interdisciplinary research projects related to: restitution of colonial collections (partly at the Royal Belgian Academy), legal status and repatriation of human remains (part of the HOME project,

coordinated by the Royal Institution of Natural Science) and the notion of the collective actor in environmental and heritage matters (coordination of seminars with the CEDRE). She holds several publications in peer-reviewed journals on cultural heritage and coordinated research at Belgian and international level on the notion of the commons. She is also an expert member at the ICOMOS International Scientific Committee on Legal, Administrative and Financial Issues.



Marc-André Renold, who studied in Geneva, Basel and Yale (USA), is an ordinary professor at the University of Geneva, responsible for teaching art and cultural property law. He was also Associate Professor from 2006 to 2019, Lecturer at the University of Geneva from 2003 to 2006, Visiting Lecturer at the Graduate Institute of International Studies of Geneva (2004) and at the Duke-Geneva Institute in Transnational Law (2005) and Visiting Professor at the University of Paris 11 (2006-2007). He also directs the *Centre du droit de l'art*, an institution dedicated to research and teaching on legal issues relating to works of art and cultural property. In addition, since 2012 he has held the UNESCO Chair in International Law for the Protection of Cultural Property. Marc-André Renold is also a member of the Geneva

Bar where he practices in particular in the fields of art law, international civil and commercial law and intellectual property law. He is the author or co-author of numerous publications in the field of art and cultural property law at the Swiss and international levels; he is also the co-editor of the series *Etudes en droit de l'art* published by the *Centre du droit de l'art*.

Professor Renold and the *Centre* are partners of the UNIDROIT Convention Academic Project (UCAP).



Ana Filipa Vrdoljak is Professor of Law, Faculty of Law and UNESCO Chair of International Law and Cultural Heritage at the University of Technology Sydney. She is the author of *International Law, Museums and the Return of Cultural Objects* (Cambridge: Cambridge University Press, 2006, 2nd edn forthcoming 2021) and editor of *Oxford Handbook on International Cultural Heritage Law* with Francesco Francioni (Oxford: Oxford University Press, 2020), *International Law for Common Goods: Normative Perspectives in Human Rights, Culture and Nature* with Federico Lenzerini (Oxford: Hart Publishing, 2014) and *The Cultural Dimension of Human Rights* (Oxford: Oxford University Press, 2013). She is co-General Editor of the Oxford University Press book series *Cultural Heritage Law and Policy*, and

Commentaries on International Cultural Heritage Law, Advisory Board member of the *International Journal of Cultural Property*, and President of the International Cultural Property Society. Ana Filipa Vrdoljak and the University of Technology Sydney are partners of the UNIDROIT Convention Academic Project (UCAP).



Andrzej Jakubowski is Assistant Professor at the University of Opole and at the Institute of Law Studies of the Polish Academy of Sciences in Warsaw. He also serves as Chair of the Committee on Participation in Global Cultural Heritage Governance of the International Law Association (ILA), and mediator at the UNESCO Intergovernmental Committee for Promoting the Return of Cultural Property to its Country of Origin or its Restitution in Case of Illicit Appropriation (ICPRCP). He holds PhD in Law (European University Institute (Italy)), and authored inter alia *State Succession in Cultural Property* (Oxford University Press 2015), edited *Cultural Rights as Collective Rights – An International Law Perspective* (Brill-Nijhoff 2016), and co-edited *Fragmentation vs. the Constitutionalisation of International Law – A Practical Inquiry* (Routledge 2016), and *Cultural Heritage in the European Union: A Critical Inquiry into Law and Policy* (Brill-Nijhoff 2019).

The University of Opole and the Institute of Law Studies of the Polish Academy of Sciences in Warsaw are institutional partners of the UNIDROIT Convention Academic Project (UCAP).



Patty Gerstenblith is a distinguished research professor of law at DePaul University and director of its Center for Art, Museum & Cultural Heritage Law. She is founding president of the Lawyers Committee for Cultural Heritage Preservation (2005-2011), an officer of the U.S. Committee of the Blue Shield and member of the Steering Committee of the ABA's Art and Cultural Heritage Law Committee, and a research associate at the University of Pennsylvania Museum of Archaeology and Anthropology. From 2011 to 2017, she served as an appointee of President Obama as the chair of the President's Cultural Property Advisory Committee in the U.S. Department of State, on which she had previously served as a public representative in the Clinton administration. From 1995 to 2002, she was editor-in-chief of the *International Journal of Cultural Property*. Her publications include the casebook, *ART, CULTURAL HERITAGE AND THE LAW* (now in its fourth edition), and her articles, *The Disposition of Movable Cultural Heritage*, in *INTERSECTIONS IN INTERNATIONAL CULTURAL HERITAGE LAW* (Anne-Marie Carstens and Elizabeth Varner eds. Oxford Univ. Press 2020); *Theft and Illicit Excavation: Legal Principles and Responses*, in *OXFORD HANDBOOK ON INTERNATIONAL CULTURAL HERITAGE LAW* (Francesco Francioni and Ana Vrdoljak eds. Oxford Univ. Press 2020), and *Provenances Real, Fake and Questionable*, 26 *INT'L JOURNAL OF CULTURAL PROPERTY* 285-304 (2019). Gerstenblith received her AB from Bryn Mawr College, PhD in art history and anthropology from Harvard University, and JD from Northwestern University. Before joining the DePaul law faculty, Gerstenblith clerked for the Honorable Richard D. Cudahy of the U.S. Court of Appeals for the 7th Circuit. Professor Gerstenblith is a partner of the UNIDROIT Convention Academic Project (UCAP).



Vincent NEGRI is senior researcher at the Institute of Politics Social Sciences (Institut des Sciences sociales du Politique), *Ecole Normale Supérieure Paris-Saclay*. His works and his publications focus on comparative and international law of culture and cultural heritage, as well as on the interactions between norms and cultures. He is leading an international research program on *Archéologie & Bien commun. Figures de la propriété et le préjudice archéologiques* [Archaeology and Common Goods. Research on archaeological ownership and reparation of damage]. He contributed to the writing of Felwine Sarr and Bénédicte Savoy report: *Report on The Restitution of African Cultural Heritage. Toward a New Relational Ethics*, for the French President of Republic, November 2018.

He is co-author (with Marie Cornu) of the *Code du patrimoine commenté et annoté* 2020, Dalloz, 4th publishing, June 2020. Among his last books, as editor, are: *La diversité dans la gouvernance internationale*, Bruylant, 2016; *Le patrimoine archéologique et son droit*, Bruylant, 2015; *Le patrimoine culturel, cible des conflits armés*, Bruylant, 2014.



Lazare Eloundou Assomo is Director for Culture and Emergencies at UNESCO since November 2018. The entity for which he is responsible deals with all matters regarding protection of cultural heritage in emergency situations, restitution and fight against illicit trafficking of cultural objects, protection of underwater cultural heritage and museums. He is an architect conservator and town-planner specialized in cultural heritage conservation and management. Previously, he held the position of Deputy Director of the Division of Heritage and the World Heritage Centre. From September 2013 until October 2016, he was the UNESCO Representative in Mali and mainly responsible for coordinating UNESCO's actions to rehabilitate Mali's cultural heritage and ancient manuscripts. In this capacity, he had successfully coordinated the reconstruction of the destroyed mausoleums in Timbuktu by violent extremist

groups, in close cooperation with MINUSMA, the United Nations peacekeeping mission in Mali. Before being posted in Mali, Lazare Eloundou Assomo was the Chief of Unit for Africa at the UNESCO World Heritage Centre, where he was in charge of coordinating the cooperation between UNESCO and African Member States for all issues related to World Heritage. He is the author of the book "African World Heritage, a remarkable diversity" published by UNESCO in 2012.



Folarin Shyllon is of the Faculty of Law, University of Ibadan, Nigeria. He specializes in cultural and intellectual property law. He is on the editorial board of *International Journal of Cultural Property* and *Art Antiquity and Law*. He has been on the Nigerian delegation to UNESCO's Intergovernmental Committee for Promoting the Return of Cultural Property to Its Countries of Origin or Its Restitution in Case of Illicit Appropriation and was the Rapporteur of the Committee's 16th session. He was also a member of UNESCO and UNIDROIT's Expert Committee on States' Ownership of Cultural Heritage which drafted the UNESCO-UNIDROIT Model Provisions on State Ownership of Undiscovered Cultural Objects.



Hans Ingels is the Head of Free Movement of Goods Unit in the European Commission's DG for Internal Market, Industry, Entrepreneurship and SMEs. The Unit is also responsible for free movement of goods (Articles 34-36 TFEU) and product liability. He joined the European Commission in 1995 and spent most of his career on files related to the single market for products. Hans Ingels obtained a Law Degree (KULeuven – Belgium), a Degree in Notarial Studies (KULeuven - Belgium), a Postgraduate in Company Law (KUBrussel Belgium) and a Master Degree in European and International Law (VUBrussel – Belgium).



Sophie Vigneron is co-Director of Graduate Studies (taught programmes) at the Kent Law School, University of Kent. Her research interests include art and cultural heritage law and covers both the regulation and protection of heritage broadly defined (underwater, intangible, objects, monuments...) by national laws (French, English and the USA) and international conventions. She is also interested in the intersection between law and heritage studies. Sophie's research aims firstly at assessing the efficiency of restrictions on the circulation of cultural objects and of restitution laws at the international, European and national levels and secondly at defining their core relationships with private law (property, criminal, conflict of laws) and public international law in order to propose a coherent legal framework. Her earlier work focused on the regulation of cultural objects and the restitution

of stolen and/or illegally exported cultural objects, in particular in the case of historic wrong. She was the principal investigator of the AHRC network on the protection of Cultural World Heritage Sites. She is currently working on a theoretical approach of cultural heritage law as an emerging field of study. Her research aims to analyse the fragmentation of cultural heritage law between the different types of heritage that are protected in order to critically explore the reasons why there are distinctive rules for the protection and regulation of movable property, immovable property, tangible heritage and intangible heritage. Sophie is a partner of the UNIDROIT Convention Academic Project (UCAP).

Matjaž Gruden is Director of Democratic Participation at the Council of Europe, which includes Council of



Europe activities and programmes in the area of education, including education for democratic citizenship, youth cooperation, culture and cultural heritage, landscape and biodiversity. The Directorate also includes the Platform for the protection of Journalists, the Eurimages film fund and the North-South Centre for Global Interdependence and Solidarity.

Matjaž Gruden previously served as Director of Policy Planning, Deputy Director of the Private Office of the Secretary General, political adviser and speechwriter for the Secretary General and President of the Parliamentary Assembly of the Council of Europe. Prior to his career at the Council of Europe, he was a diplomat at the Slovenian Ministry of Foreign Affairs, posted in Brussels. He holds a law degree from

the Law Faculty of the University of Ljubljana, as well as a post-graduate degree in EU law from the College of Europe in Bruges, Belgium.



Jérôme Fromageau, university historian of law, former Director of studies at the National School of Heritage, Honorary Dean of the Faculty of Law, Economics, Management of the University of Paris Sud. He is the author and co-author of numerous publications in environmental law and cultural and natural heritage law, co-Director, with Marie Cornu, of the Collection of cultural and natural heritage law at L'Harmattan (more than 50 titles published since 2000). He is President of the International Society for Research on Art and Cultural Heritage Law (ISCHAL), Administrator of the French Society for Environmental Law, President of the Section-Ile de-France, and Advisor for culture of the French National Commission for UNESCO. ISCHAL is a partner of the UNIDROIT Convention Academic Project (UCAP).



Angela Martins is Head of Culture Division at the Social Affairs Department, African Union Commission. Her main duties include the coordination of the development of Arts and Culture continental policies and monitoring the implementation of such policies by African Union Member States as well as by Pan-African Cultural Institutions. Currently the arts and culture sector has the following main continental policies: The Charter for African Cultural Renaissance, the African Union Plan of Action on Cultural and Creative Industries, the African Union Model Law on the Protection of Cultural Property and Heritage, the Statute of the African Audio-visual and Cinema Commission (AACC) as well as the main African Union Framework for development the AU Agenda 2063 which has a specific Aspiration for arts, culture

and heritage, the work of the Culture Division thus relates to the popularization and monitoring of the implementation of the above mentioned continental policy tools by AU Member States. Ms. Martins is the Overall Coordinator of the African Union Pan-African Cultural Congress (PACC) a forum which is held every three (3) years and brings together cultural experts and practitioners and Pan-African Cultural Institutions working in the arts, culture and heritage sector to provide their contribution in the policy making role of the AUC.



Irini Stamatoudi is a Law Professor at the University of Nicosia (Cyprus), a Visiting Professor at the International Hellenic University in Thessaloniki (Greece) and a lawyer at the Supreme Court of Athens (Greece). She is specialised in Copyright and in Cultural Heritage Law. From 2007 – 2018 she was the General Director of the Hellenic Copyright Organisation, which is the competent organisation in Greece for copyright matters and belongs to the Ministry of Culture and Sports. She holds degrees from the University of Athens - Greece (Law Degree/1990-1994) and the University of Leicester - UK (LL.M/1995-1996, Ph.D/1996-1999). She has taught at the Law School of the University of Leicester, on the joint LL.M. of the University of Turin, ILO and WIPO, at the Academy of the World Intellectual Property

Organization and on several other academic courses. For many years she acted as a legal counselor to the Ministry of Culture on issues of illegal trafficking of antiquities where she handled particular cases, such as the J. P. Getty Museum and the Leon Levy & Shelby White cases. Since 1999 she has participated in a number of negotiation committees on the issue of Parthenon Marbles. She has published thirteen books in copyright and in cultural heritage law in Greece and abroad and several articles in academic journals worldwide. She is included in the WIPO List of Arbitrators and Mediators, the UNESCO List of Mediators and Conciliators and in the ICOM-WIPO List of Mediators.



Marina Schneider is Senior Legal Officer and Treaty Depositary at UNIDROIT. She studied law at the University of Strasbourg (France) and Paris I - Panthéon Sorbonne. She was involved, within the UNIDROIT Secretariat, in the elaboration of the 1995 UNIDROIT *Convention on Stolen or Illegally Exported Cultural Objects* and of the *UNESCO-UNIDROIT Model Provisions on State Ownership of Undiscovered Cultural Objects* and is responsible for their promotion and follow-up. She is the author of the Explanatory Report of the 1995 Convention and articles on the Convention. Ms Schneider is also responsible for the *UNIDROIT Convention Academic Project (UCAP)*. Member of the Board of the International Society for Research on Art and Cultural Heritage Law (ISCHAL).



Augustin Lazar (born October 25, 1956) is a professor of criminal sciences at the University of Alba Iulia, Romania, and author of legal publications. He graduated from the Faculty of Law within the "Babeş-Bolyai" University of Cluj-Napoca, Romania, later attending studies and study visits in EU countries as well as the USA. In 2004 he obtained a PhD in Law degree from the same university, in the field of investigation of business crimes. *Professional activity.* After graduation, he served as a lawyer, prosecutor, General Prosecutor of the Court of Appeal and General Prosecutor to the High Court of Cassation and Justice of Romania (2016-2019). As a magistrate, he coordinated complex investigations in the field of organized crime and corruption, as well as the repatriation of stolen historical

treasures belonging to the national and universal cultural heritage. In his capacity as Prosecutor General, he promoted the justice reform in the spirit of European values, led the Romanian Public Ministry in key projects destined to fight corruption, money laundering, environmental offenses; he developed international judicial cooperation, actively participating in the Forum of Prosecutors General of the European Union supporting the establishment process of the European Public Prosecutor's Office. *Main honor and awards:* The National Order "Faithful Service" in the rank of Officer, awarded by the President of Romania (2000); United States Department of Justice Appreciation, for the activity in the Overseas Prosecutorial Development, Assistance and Training Program, 2001; Honorary Member of European Lawyers Union, Luxembourg, 2016.



Maria Chiara Malaguti is Full Professor of International law at *Università Cattolica Sacro Cuore* (Milan/Rome, Italy). She is currently legal advisor to the Italian Ministry for Foreign Affairs on trade matters and to the World Bank on modernization of payment systems, financial markets and governance. She chairs the UNCITRAL WG1 on Micro, Small and Medium-Size Enterprises. International arbitrator in particular for foreign direct investments, she supports the General Attorney's Office of Italy in all investment arbitration procedures opened against Italy until now. Until 31st July 2003 she was senior expert in the Payments Systems Division of the European Central Bank, advising in legal matters to the Section on Securities Settlement Systems. Already in a previous period of consultancy at the European Monetary Institute in 1996 she had dealt with issues concerning financial markets and global

governance. Dr. Malaguti holds degrees in law and in economics, an LLM from Harvard Law School and a PhD from the European University Institute (EUI) in Florence, Italy. She has various publications, mainly focusing on financial markets, harmonization of law and sovereign debt. In the past, she has been legal assistant and chief of cabinet at the European Court of Justice and still practices as an attorney in Rome. Dr Malaguti is President of UNIDROIT (August 2020 - ...).



Wang Yunxia is a professor, UNESCO Chair in Cultural Heritage Law, director of the Institute of Cultural Heritage Law, School of Law, Renmin University of China; a founding member of Beijing Cultural Heritage Protection Center. She is the Vice Chairperson (2015-) of Legal Committee for China National Museum Association; Vice Chairperson (2015-) of Legal Committee for China Cultural Relics Academy.

She holds an LL B degree from East China University of Political Science and Law (1984), and a Ph D degree from Renmin University of China (1996). Her Research areas mainly include Foreign Legal History, Comparative Legal Culture and Cultural Heritage Law. She published 17 books and more than 50 papers on legal history and cultural heritage law. Her representative publications include books “A Study on the

Return Of Cultural Objects looted by Japan during the Second World War”(2020), and “A Comparative Study on Cultural Property Law”(2019); articles such as “Cultural Revitalisation after Catastrophe: The Qiang Culture in A'er”(2016), “From the Restitution of Nazi-looted Arts to the Restitution of Cultural Objects Looted by Japan during the Second World War” (2015) and “On the Rights to Cultural Heritage”(2011).



Jorge Sánchez Cordero Davila. German bachelor’s diploma (*deutsches abitur*). Gabino Barreda silver medal awarded by the National Autonomous University of Mexico (UNAM). Gold medal awarded by the Government of Mexico as the best university student in the years of 1969/1974. Magna cum laude in his juris doctor dissertation. Phd awarded by Pantheon-Assas University (Paris II) - Doctoral dissertation conferred the mention *très honorable avec les félicitations du jury*. Silver medal awarded by the Henri Capitant Association. Practitioner and public notary in Mexico City. Judge at the Electoral Federal court. Representative of the Government of Mexico in several diplomatic Conferences. He served as Vice President of the diplomatic Conference which approved the UNIDROIT cultural Convention in Rome in 1995. He was recently nominated as an emeritus consultant of the Mexican Ministry

of Foreign Affairs. Chair of the Mexican branch of the Henri Capitant Association. Member of the American Law Institute and fellow of the European Law Institute. Member of the Governing Council and member of the Permanent Committee of UNIDROIT. Member of the International Committee on Legal, Administrative and Financial Issues (ICLAFI) of the International Committee of Monuments and Sites (ICOMOS). Member of the Committee on Participation in Global Cultural Heritage Governance of the International Law Association. Member and former Vice President of the International Academy of Comparative Law. Member and Vice President of the Governing Council of the International Association of Legal Science (IALS). Honorary member of the Royal Spanish Academy of Legislation and Jurisprudence. Director of the Mexican Center of Uniform Law. Author and editor of various books written and translated in different languages, and of several articles and essays published in Mexican and international reviews. Member of several editorial boards such as the International Journal of Cultural Property edited by Princeton University.



Joanna van der Lande has been working in the art and auction business for over 30 years. Having read Ancient History and Archaeology at Birmingham University in the 1980s she set up the Antiquities Department at Bonhams Auction House, London in 1990. She was appointed by the Rt Hon Alan Howarth to the UK Ministerial Advisory Panel on Illicit Trade (ITAP) from 2000 until it was disbanded in 2006. It was ITAP who advised the UK Government to accede to the 1970 UNESCO Convention. She is current Chair of the UK based Antiquities Dealers’ Association and advised the UK Government on aspects of the Cultural Property (Armed Conflicts) Act 2017. She regularly chairs vetting committees at London based art fairs. She is an independent consultant providing valuations and advising on authenticity, provenance and political issues affecting the antiquities market, while also acting as a valuer to the Treasure Valuation Committee, the Government body responsible

for establishing the value for UK treasure finds.



Martin Wilson is Chief General Counsel at Phillips Auction House, having previously worked for 25 years at Christie's auction house where he was co-head of the legal department. Martin is the author of the recently published book, 'Art Law and the Business of Art'.

Lynda ALBERTSON

Lynda Albertson is Chief Executive Officer of the Association for Research into Crimes against Art (ARCA). ARCA is a research and outreach organisation that works to promote the study and research of art crime and cultural heritage protection. The Association seeks to identify emerging and under-examined trends related to this field of study as well as to develop strategies to advocate for the responsible stewardship of our collective artistic and archaeological heritage. Lynda Albertson and ARCA are partners of the UNIDROIT Convention Academic Project (UCAP).



Gilles de Kerchove was appointed EU Counter-terrorism Coordinator on 19 September 2007. In this function, he coordinates the work of the European Union in the field of counter-terrorism, maintains an overview of all the instruments at the Union's disposal, closely monitors the implementation of the EU counter-terrorism strategy and fosters better communication between the EU and third Countries to ensure that the Union plays an active role in the fight against terrorism. He was previously Director for Justice and Home Affairs at the EU Council General Secretariat (1995-2007), where he played a central role in the negotiations leading to the creation of Eurojust, CEPOL or the European Arrest Warrant. Before that, he was Deputy Secretary of the Convention which drafted the Charter of fundamental rights of the European Union (1999-2000). He was also Head of the

Private Office of the deputy Prime-Minister of the Federal Government of Belgium, Minister of Justice, Minister of Economic Affairs (1993-1995) and Minister of Defense (1989-1995). Mr. de Kerchove teaches European Law at the Université Catholique de Louvain, at the Université Libre de Bruxelles and at the Université Saint Louis-Bruxelles. He has published a number of books and articles on European law, human rights, security and counter terrorism.



Ignacio Tirado Ignacio Tirado was appointed Secretary-General of UNIDROIT by the Governing Council at its 97th session (May 2018), and officially took office on 27 August 2018. A national of Spain, Professor Tirado (Commercial, Corporate and Insolvency Law, Universidad Autónoma of Madrid, Spain) holds a PhD from the Universities of Bologna and Autónoma de Madrid and an LLM from the University of London. Professor Tirado has been a Senior Legal Consultant at the World Bank's Legal Vice-Presidency and Financial Sector Practice for more than nine years, having also consulted for the IMF on insolvency related matters as well as for the Asian Development Bank on commercial legal reform.

Amongst other accolades to his professional experience, Professor Tirado is a founding member of the European Banking Institute, an International Fellow of the American College of Bankruptcy and has been Director and Academic Co-Chair of the International Insolvency Institute.