

ALEX BATESMITH

CURRICULUM VITAE

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PROFESSIONAL PROFILE

A dynamic, motivated and highly adaptable lawyer and mediator, with twenty years' combined experience domestically and internationally as a consultant, trainer and advisor in national and international human rights and criminal law, transitional justice and rule of law issues.

I hold a lectureship in law at the University of Liverpool Law School, and also undertake consultancies for both public and private clients, including governments, non-governmental and inter-governmental organisations, in my three principal fields of expertise: national and international human rights law and regulation (including sustainability and business and human rights); justice sector capacity building (including access to justice) in developing legal systems; and post-conflict and transitional justice (including international criminal law and international humanitarian law).

After an initial ten years in practice as a barrister in criminal law at the English Bar in Leeds, I was an international prosecutor for the United Nations for five years (Kosovo and Cambodia). Since 2009 I have been engaged as a senior consultant for many leading international organisations across Europe, Africa and Asia. I am a Public Access barrister registered by the Bar Council, a qualified civil, commercial and community mediator.

I hold an LLM with Distinction in International Human Rights Law from Lancaster University, a BA in Law from Cambridge University and a United Nations Certificate in Cross-Cultural Negotiation. I am a Visiting Fellow of the British Institute of International and Comparative Law, London; an Expert Panel Member and external marker for Leicester University's Security, Conflict and International Development MSc; a Member of the Human Rights Lawyers Association; and a Member of the International Network to Promote the Rule of Law.

SPECIFIC SKILLS

- A positive, clear, compelling and engaging advocate, I have excellent oral and written presentation skills, with significant experience of both specialist and non-specialist advocacy, report and proposal writing.
- I am a sensitive and empathetic communicator and mediator, and an inclusive, flexible and clear-sighted leader of multinational and multi-disciplinary teams.
- I am an experienced trainer (including trainer of trainers) in the UK and overseas on international human rights issues, and I employ the latest inclusive, participant-focused training methods.
- I have considerable research experience, having worked with both UK universities and international organisations to produce reports, articles and studies, and have been published in scholarly works.
- I have managed projects on and provided technical expertise, training and drafting for justice capacity building, access to justice and human rights training programmes in more than 10 different legal systems.
- I have a full working knowledge of UN human rights mechanisms, instruments and principles and am fully committed to the principles of equality and diversity as they relate to issues of culture, gender, religion, race, nationality and age. In particular, I have significant expertise in sensitive liaison with multiple stakeholder groups including government, military, legal and civil society, as well as vast experience working with interpreters and translators.

EMPLOYMENT

I am a Lecturer in Law, Public Access barrister and independent international human rights consultant. I am an Associate of the human rights advisory firm Global Rights Compliance LLP. I am a mediator, a panel member of Small Claims Mediation (UK), founder of Mediation Manchester and have volunteered as a community mediator for Manchester Mediation Services since 2014. I am regularly engaged in a wide range of senior legal positions and consultancies in the field of international human rights, including business and human rights, national and international criminal law and transitional justice, including:

- *Aug 2015 to date (UK)*. **Lecturer in Law, University of Liverpool Law School**: I lecture in human rights law, transitional justice and criminal evidence.
- *Feb-May 2015 (UK)*. **Consultant for Traidcraft**: Contracted to advise on extraterritorial corporate criminal liability for human rights violations, findings discussed in an expert roundtable.
- *Mar 2015 to date*. **Associate for Global Rights Compliance LLP**: Joined the GRC team to advise on compliance with international human rights.
- *Feb-Mar 2015 (Myanmar)*. **Interim Team Leader for IDLO / UNDP**: Rule of law training and development expert for legal professionals in Mandalay, Myanmar, and drafter of final UNDP report.
- *Jan 2015 (Myanmar)*. **Consultant for Avocats Sans Frontières, Brussels**: Conducted exploratory mission and drafting project proposal on business and human rights and rule of law issues, Yangon, Myanmar.
- *Sep-Dec 2014 (Myanmar)*. **Curriculum Development Expert for IDLO / UNDP**: Rule of law training and development expert for legal professionals in Mandalay, Myanmar.
- *Nov 2014 to date (UK)*. **Volunteer Community Mediator for Manchester City Council**: Interpersonal community mediator for Manchester City Council's Mediation Services.
- *Aug 2014 to date (UK)*. **Panel member and mediator for Small Claims Mediation UK**: Mediator in a wide variety of civil disputes.
- *Jun 2014 to date (UK)*. **Founder and Principal Mediator for Mediation Manchester**: Created an online platform to offer a regional mediation service for the northwest of England.
- *Feb-May 2014 (UK)*. **Human rights trainer for Global Diligence LLP**: Devised and delivered an introductory training course on human rights for the private security industry.
- *Jan-Dec 2014 (Cambodia)*. **Research expert for Queen's University Belfast**: Worked closely with the Principal Researcher on a major ESRC-funded project on transitional justice in Cambodia, writing extensive briefing and post-mission reports, and managing the project on the ground in Phnom Penh.
- *Nov-Dec 2013 (Myanmar)*. **Justice capacity building expert for UNDP / IDLO**: Project manager, trainer, author of final report on a pilot training course on human rights for prosecutors and staff of the Attorney-General's Office of Myanmar.
- *Sep 2013 to date (UK)*. **Member, Panel of Experts and external marker for Leicester University's Security, Conflict and International Development MSc**: Working with the Department of Criminology, both remotely as a marker using Turnitin and in Leicester delivering a paper at the Annual Symposium.
- *Jul-Sep 2013 (Georgia)*. **Trial monitor and legal expert for ODIHR**: Conducted trial monitoring of high-level political criminal cases, producing reports on compliance with fair trial standards.
- *May-Sep 2013 (Croatia)*. **Senior expert, rule of law for OSCE**: Devised and delivered human rights training to lawyers and NGOs on European fair trial standards.
- *May-Aug 2012 (Uzbekistan)*. **Short-term expert, Deutsche Gesellschaft für Internationale Zusammenarbeit (GIZ)**: Providing support to the General Prosecutor's Office of Uzbekistan, including preparing and delivering training workshops on human rights issues for prosecutors and drafting a report of recommendations for reform of rule of law and access to justice issues.
- *May-Jun 2012 (Croatia)*. **Senior expert, rule of law for OSCE**: Devised and delivered human rights training to lawyers and NGOs on European fair trial standards.
- *Nov 2011-Apr 2012 (UK)*. **Consultant, British Institute of International and Comparative Law**: Provided expert advice on the Institute's research project on education-related violations in insecurity and armed conflict; editing and re-writing the manual on education and armed conflict.
- *Feb 2012 (Kosovo)*. **Consultant, International Center for Transitional Justice**: Advised the International Civilian Office in Kosovo; devised and presented human rights training workshop for government ministers and prosecutors and to the University of Pristina and EULEX.
- *Jun-Oct 2011 (Bosnia, Croatia, The Netherlands, Poland, Serbia)*. **Evaluation Consultant, OSCE-ODIHR**: Evaluated the 18-month long War Crimes Justice Project, interviewed stakeholders and prepared an 80-page evaluation report.

- *Dec 2010-Apr 2011 (The Netherlands)*. **Project Legal Officer for the Special Court for Sierra Leone**: Co-authored best practice / human rights manual for international prosecutors, funded by the Canadian government and administered by the Special Court for Sierra Leone.
- *Nov 2010-Jan 2011 (The Netherlands)*. **Consultant for the UN's Special Tribunal for Lebanon**: Produced memoranda on substantive international and Lebanese legal issues and advised on strategy for the Defence Office.
- *May-Oct 2010 (Cambodia, Sierra Leone)*. **Consultant for the British Institute of International and Comparative Law**: Conducted two transitional justice research missions and drafted detailed reports on each. Presented the findings at an international symposium.
- *Mar 2010 (Lebanon)*. **Consultant for the UN's Special Tribunal for Lebanon**: Devised and delivered human rights training for Lebanese defence lawyers.
- *Jan-May 2010 (UK)*. **Teaching Fellow for the University of Lancaster**: Prepared and delivered lectures and seminars to Masters students.
- *Aug-Oct 2009 (UK)*. **Consultant for the UN's Extraordinary Chambers in the Courts of Cambodia (ECCC)**: Drafted closing oral arguments for the Office of the Co-Prosecutor.
- *Aug 2006-June 2009 (Cambodia)*. **International Prosecutor for the UN's ECCC**: Lead international prosecution counsel for the first case against the former Khmer Rouge accused.
- *May 2003-Jul 2004 (Kosovo)*. **International Prosecutor for the UN Mission in Kosovo**: Lead prosecution counsel for war crimes cases.
- *Oct 1994-May 2003 (UK)*. **Barrister in self-employed practice in the courts of England and Wales**: Wide-ranging experience in domestic English criminal law.

EDUCATION & TRAINING

- January 2015. Certified practitioner in Restorative Justice Conferencing, Manchester Mediation Services.
- November 2014. Certified community mediator, Manchester Mediation Services.
- July 2011. Certified Mediator (civil and commercial), London School of Mediation.
- November 2008. Certificate in Cross-Cultural Negotiation, United Nations Institute for Training and Research.
- September 2004-September 2005, Lancaster University. LLM (Master of Laws) in International Human Rights and Humanitarian Law. Graduated with Distinction.
- September 1993-June 1994 Inns of Court School of Law. Bar of England and Wales Vocational Course – graduated with overall Very Competent Grade.
- October 1989-June 1992 Cambridge University (Queens' College). BA in Law, graduated with 2:1 degree overall (First Class in International Law – studied under Professor Robert McCorquodale).
- 1981-1988 Market Weighton School, East Yorkshire, UK: 1 Special Level Certificate in French, 4 A Grade 'A' levels (English, French, History, General Studies), 10 'O' Levels.

PUBLICATIONS

Academic and professional publications and papers:

- 'Options for Prosecution of UK Companies for Human Rights Abuses Committed Outside England and Wales' (forthcoming, 2015) paper written for Traidcraft as part of their on going Justice Campaign for people in developing countries harmed by UK companies.
- 'Rule of law in conflict-affected environments: how 'international' lawyers can work more effectively with their national counterparts' in E. Gordon (ed.) (forthcoming, 2015) SCID Reader: Researching and Working in Conflict-Affected Environments, Leicester: University of Leicester.
- 'Improving the Effectiveness of International Lawyers in Rule of Law and Transitional Justice Project' Queen's University Belfast, School of Law and the Transitional Justice Institute, Ulster University *Lawyers Conflict and Transition* Project (2015) (available at <http://lawyersconflictandtransition.org/themainevent/wp-content/uploads/2014/07/Improving-the-Effectiveness-of-International-Lawyers-25-February-2015.pdf>)
- Credited Project Legal Officer and contributor to International Association of Prosecutors

Prosecuting Mass Crimes: A Compendium of Lessons Learned and Best Practices (2014) ed. by Petit, R., Akerson, D. and Warren, M (available at <http://www.iap-association.org/> - membership required)

- ‘Corporate Criminal Responsibility for War Crimes and Other Violations of International Humanitarian Law: The Impact of the Business and Human Rights Movement’ in *Contemporary Challenges to the Laws of War: Essays in Honour of Professor Peter Rowe* (2014) ed. by Harvey, C., Summers, J. and White, N., Cambridge: Cambridge University Press.

- Credited contributor to Hausler, K., Urban, N. and McCorquodale, R. *Protecting Education in Armed Conflict and Insecurity: An International Law Handbook* (2012)

- *Transitional Justice in Cambodia: Analytical Report* for the British Institute of International and Comparative Law, ATLAS project (2010) (available at <http://projetatlas.univ-paris1.fr/spip.php?rubrique27>)

- *Transitional Justice in Sierra Leone: Analytical Report* for the British Institute of International and Comparative Law, ATLAS project (2010) (available at <http://projetatlas.univ-paris1.fr/spip.php?rubrique27>)

- ‘Cambodia’s Extraordinary Chamber: Is it the Most Effective and Appropriate Means of Addressing the Crimes of the Khmer Rouge?’ in *The Criminal Law of Genocide: International, Comparative and Contextual Aspects* (2007) ed. by Henham, R. and Behrens, P. Aldershot: Ashgate Publishing.

Online articles and blog posts:

- *Investment opportunities in Burma/Myanmar and the corporate responsibility to respect human rights: what does the immediate future hold?* 3 May 2013, Global Diligence LLP blog <http://www.globaldiligence.com/news/>

- *The Kiobel ruling: big business wins the battle but not the war – and how all companies will be under increasing scrutiny in the future* 19 April 2013, Global Diligence LLP (as above)

- *Distant allegations, domestic implications: how corporate conduct in Cambodia is being scrutinised in the English courts* 12 April 2013, Global Diligence LLP (as above)

- *ICC Prosecutor reaffirms commitment to investigating the link between business and international crimes at the Paris Conference on international corporate liability in conflict zones* 10 April 2013, Global Diligence LLP (as above)

- *Bones unchained: Ieng Sary’s untimely death at the ECCC* 15 March 2013, blog for <http://www.batesmithlaw.com/>

- *How the UN Guiding Principles create a business opportunity as well as human rights obligations for lawyers* 8 March 2013, blog for <http://www.batesmithlaw.com/>

- *HRW vs. Ruggie: How Valid is the Criticism of the UNGPs?* 8 March 2013, blog for <http://www.batesmithlaw.com/>

- *Turning the Supertanker: Reflections on the first UN Forum on Business and Human Rights, Geneva 4-5 December 2012* 7 December 2012, blog for <http://www.batesmithlaw.com/>

- *The new horizon for ethical business: the inaugural global Forum on Business and Human Rights, Geneva 4-5 December 2012*, 28 November 2012, blog for <http://www.batesmithlaw.com/>

- *Judicial fireworks at the ICTY and the impact of the Gotovina and Markač acquittals* 27 November 2012, blog for <http://www.batesmithlaw.com/>

- *Abu Qatada and the dangers of limiting human rights protection*, 16 November 2012, blog for <http://www.batesmithlaw.com/>

- *Lessons to be learned from Canada's dismissal of claims against Anvil Mining for complicity in Congolese war crimes*, 9 November 2012, blog for <http://www.batesmithlaw.com/>
- *No 'joined up government' on business and human rights? Kiobel and the October 2012 Foreign Affairs Committee Report*, 2 November 2012, blog for <http://www.batesmithlaw.com/>
- *Maintaining the Credibility of 'Internationalised' Justice in Cambodia* Human Rights Defender, University of New South Wales (2012)

INTERESTS

- Travel, music, film, literature, football, hiking, cycling.
- Photography: winner of the Kuoni International Travel Photography competition, 2011.
- International relations and conflict resolution.

PERSONAL

- Married, one daughter.
- Excellent health. Full international driving licence.
- Fully computer literate (Mac and PC): Microsoft Excel, Word and PowerPoint, Zylab, CaseMap, Case Matrix, Light Room.
- Keen linguist: excellent French (DELF B2 79.5%, July 2012), basic Spanish, German, Khmer.

REFERENCES

Available on request