RULE OF LAW COLLABORATIVE

RULE OF LAW SHORT COURSE

September 13-14, 2012

Washington, DC

Course Objectives
Fundamental to the mission of the Rule of Law Collaborative is the design and delivery of innovative, interagency training of personnel working in environments where rule of law is a necessary and promising aspect of post-conflict stabilization. Drawing on an extensive basis of research and practical experience of USC faculty, we seek to assist practitioners in enhancing their collaboration, coordination, and effectiveness. Through these trainings participants will better understand the roles of USG agencies (State, DOD, Justice, USAID, and others) in ROL and recognize opportunities for interagency cooperation in identifying, funding, and implementing projects. Participants will develop additional skill sets in working in an interagency approach to critical problem areas, while deepening their understanding of root causes of conflict and state breakdown.

Location
Department of Justice
810 7th St. NW
Room 3500
Washington, DC 20001

Arrival & Attire
Nearest Metro: Gallery Pl.-Chinatown / Photo ID Required / Casual Civilian Dress

Contact Information
Course Coordinator: Kristen Check
Email: rolc@sc.edu / checkk@mailbox.sc.edu
Phone: 803-777-4551
Agenda

Day 1: Thursday, September 13, 2012

12:45pm-1:00pm  Registration
                   *due to budgetary constraints we will not be providing lunch

1:00pm-1:30pm   Welcome Remarks
                   Faye Ehrenstamm, Deputy Director, OPDAT
                   Dr. Gordon Smith, University of South Carolina

1:30pm-2:00pm   Course Overview and Defining ROL
                   Dr. Gordon Smith, University of South Carolina

2:00pm-2:15pm   Break

2:15pm-3:30pm   SESSION 1: RULE OF LAW MISSIONS AND MONEY
                   Dr. Gordon Smith, University of South Carolina
                   *READINGS:
                   o Catalogue of Main ROL Assistance Providers and Their Programs
                   o Rule of Law Success Stories
                   REFERENCES:

3:30pm-3:45pm   Break

3:45pm-5:00pm   SESSION 2: COMBATING CORRUPTION: AN EXERCISE
                   Dr. Gordon Smith, University of South Carolina
                   One of the persistent problems confronting rule of law personnel is corruption. This exercise illustrates the challenges in mounting interagency efforts to break the cycle of corruption.
                   READINGS:

* Additional recommended reading and reference materials are optional.
Agenda

Day 2: Friday, September 14, 2012

8:15am-8:30am  Registration

8:30am-9:30am  SESSION 3: CUSTOMARY JUSTICE AND PASHTUNWALI IN AFGHANISTAN/Pakistan

Dr. Sudha Ratan, Augusta State University

A discussion on the ethical code of Pashtunwali and other customary forms of justice in the context of Afghanistan/Pakistan

READINGS:
  o  My Cousin’s Enemy is My Friend: A Study of Pashtun “Tribes” in Afghanistan
  o  “The Clash of Two Goods: State and Nonstate Dispute Resolution in Afghanistan” In Customary Justice and the Rule of Law in War-Torn Societies
  o  Tribal Law of Pashtunwali and Women’s Legislative Authority
  o  Afghanistan Rule of Law Project, USAID

9:30am-9:45am  Break

9:45am-11:45am  SESSION 4: CUSTOMARY LAW AND WOMEN’S AND GENDER ISSUES

Aparna Polavarapu, University of South Carolina School of Law
Hamid Khan, United States Institute of Peace
Jennie Kim, Department of State
Naomi Roht-Arriaza, UC Hastings College of the Law

Moderator: Kristen Check, University of South Carolina

Panelists discuss the implications of rule of law in countries with strong customary law or Shari’a systems and their influence on women’s and gender issues.

READINGS:
  o  Rule of Law Reform without Cultural Imperialism?: Reinforcing Customary Justice Through Collateral Review in Southern Sudan
“Conclusion: Understanding and Engaging Customary Justice Systems” In Customary Justice and the Rule of Law in War-Torn Societies

Women’s Rights to Property in Marriage, Divorce, and Widowhood in Uganda: The Problematic Aspects, Human Rights Review, 2010

11:45am-12:00pm Break

12:00pm-2:00pm SESSION 5: INTERAGENCY RULE OF LAW PLANNING: CASE STUDY ON SIERRA LEONE

Professor Joel Samuels, University of South Carolina

(Lunch Provided)

Tabletop exercise and analytical session to clarify agency roles through the use of a case study on post-conflict Sierra Leone

READINGS:


2:00-2:15pm Wrap-up Session