

# Gabrielle McIntyre

(Australia)

## SUMMARY OF QUALIFICATIONS

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- Leading expert on international criminal law and procedure, international humanitarian law, human rights and administrative law
- Adept manager of complex international judicial proceedings at all stages, including pre-trial, trial and appeal
- Expert jurist, possessing a proven ability and wide-ranging expertise in investigation, substantive legal analysis and evidentiary review and assessment
- Trained United Nations Office of Internal Oversight investigator and experienced in the investigation of workplace misconduct, including sexual misconduct in international and national settings
- Transitional justice expert with experience in the implementation of transitional justice programmes in Seychelles, Democratic Republic of the Congo, Kosovo and Uganda
- Experienced leader of diverse, goal-oriented teams, adept at motivating team-members, exercising sound judgment, designing and executing solutions to novel problems and achieving results in the context of sensitive and fast-paced work

## EDUCATION

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### University of Cambridge, Faculty of Law

*LLM*

October 1999 – July 2000

- Focus on public international law
- First Class Honours
- Tutorial Prize for Outstanding Achievement, St. Edmund's College
- British Chevening Scholarship
- Pegasus Scholarship

### University of Adelaide, Faculty of Law

*Honours Degree in Law*

March – November 1997

- Dissertation: Bayes Theorem and the Presumption of Innocence
- First Class Honours

*Bachelor of Laws*

March 1991 – November 1995

- Automatic Honours (top 10%)
- The Thomas Gepp Prize 1995 (Conflict of Laws)
- Dean's Certificate of Merit (Family Law)

*Bachelor of Arts (jurisprudence)*

March 1991 – November 1995

## EXPERIENCE

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### Independent Consultant

April 2023 – Current

- Senior Legal Advisor to Lex Collective providing investigative and legal advice on accountability issues for human rights violations, international crimes and financial corruption before various human rights bodies and international and national courts

### Independent Oversight Mechanism, International Criminal Court

May 2023 – July 2023

- Carried out due diligence investigation mandated by the Bureau of the Assembly of States Parties into candidates nominated for judicial office

### The Truth, Reconciliation and National Unity Commission

Victoria, Seychelles

Chairperson

May 2019 – March 2023

- Serve as Chairperson of the Commission, responsible for its establishment from scratch, its management and day to day operations, and the discharge of its mandate in full conformity with its establishing Act

- Draft all regulatory instruments, including Rules of Procedure and Evidence, Standard Operating Procedures, Memoranda of Understanding and Codes of Conduct
- Draft all management instruments, including job descriptions, risk assessments and performance indicators
- Conceptualise operational resource needs, prepare budgets and draft staff contracts
- Conceptualise and design strategies to meet operational objectives
- Receive complaints and investigate and direct investigation of over 370 allegations of gross human rights violations, including allegations of unlawful killings, enforced disappearances and other abuses of executive power
- Identify witnesses and suspects and examine and determine reliability and credibility of evidence
- Schedule, preside over and manage hearings of complainants, witnesses, suspects and perpetrators
- Direct examination and cross-examination of witnesses, suspects and perpetrators
- Determine applications for amnesty and orders for perpetrator compensation
- Make recommendations for compensation and rehabilitation
- Draft determinations on over 371 complaints and applications for amnesty
- Establish cooperative relationships with the national police, judiciary and other relevant institutions
- Engage with media and manage relationships with media, including through drafting articles for media publication and website materials

**Women's Initiatives for Gender Justice, The Hague, Netherlands, and Amolatar, Uganda**

*Chair of the Board of Directors*

December 2014 – present

- Supervise the execution of the mandate of leading international women's human rights organisation responsible for advocating for gender justice through the International Criminal Court and through various mechanisms at the national level, including peace negotiations and transitional justice processes, in collaboration with grassroots partners, victims' groups and other advocates
- Oversee and ensure resolution of internal audits and inquiries regarding reconciliation programmes

**International Residual Mechanism for Criminal Tribunals, Arusha, United Republic of Tanzania, and The Hague, Netherlands**

*Chief Judicial Advisor*

January 2019 – April 2019

- Serve as Chief legal advisor to the remote judges of transcontinental institution responsible for completing the judicial work of the International Criminal Tribunals for Rwanda and the former Yugoslavia
- Manage and provide oversight to the work of the Chambers staff in general and coordinate the completion of the legal work of the remote judges of the Mechanism
- Draft and oversee the drafting of all interlocutory appeal decisions and appeal judgements of the remote judges of the Mechanism
- Draft and oversaw the drafting of requests for judicial review of decisions of management
- Serve as Focal Point for Gender and Focal Point for Sexual Exploitation and Abuse
- Investigate under the authority of the Registrar, allegations of staff place misconduct, including sexual harassment and abuse at the Arusha Branch
- Serve on Advisory Panel, mandated to provide advice to the President and the Registrar on matters relating to defence counsel
- Serve as Alternate Chair of Joint Negotiating Committee's Review Board
- Serve as Chair of the Advisory Committee to the Sarajevo Information Centre on the International Criminal Tribunal for the former Yugoslavia

*Chef de Cabinet / Principal Legal Advisor*

July 2012 – January 2019

- Served as principal legal and policy advisor to the President of transcontinental institution responsible for carrying out essential residual functions of the International Criminal Tribunals for Rwanda and the former Yugoslavia
- Managed and provided oversight for the work of Chambers in general and coordinated the work of the Presidency and Chambers and court proceedings at the appellate level
- Drafted and oversaw drafting of all interlocutory appeal decisions and appeal judgements on which the President presided as well as all orders and decisions of the President
- Oversaw and developed regulatory instruments, internal policies and practice directions

- Developed and operationalized strategies and policies relevant to the leadership and management of the institution
- Allocated resources for the completion of outputs and their timely delivery and provided programmatic, managerial and administrative guidance for the functioning of the Office of the President, the Chambers Legal Support Section and the institution
- Reviewed communications, press releases, and external relations activities and provided guidance to the Registry on external communications
- Carried out internal investigations into allegations of workplace misconduct, including sexual harassment and abuse
- Draft and oversaw the drafting of requests for judicial review of decisions of management
- Facilitated judicial monitoring of transferred cases and sentence enforcement in Africa and Europe
- Drafted and reviewed reports to the Security Council and the General Assembly
- Liaised with the diplomatic community, non-governmental organisations, victims' groups and the broader international community on the work of the Mechanism
- Served as Focal Point for Gender and Focal Point for Sexual Exploitation and Abuse
- Served on Advisory Panel, mandated to provide advice to the President and the Registrar on matters relating to defence counsel
- Served as Alternate Chair of Joint Negotiating Committee's Review Board
- Served as Chair of the Advisory Committee to the Sarajevo Information Centre on the International Criminal Tribunal for the former Yugoslavia

**International Criminal Tribunal for the former Yugoslavia, The Hague, Netherlands**

***Chef de Cabinet/Principal Legal Advisor***

July 2004 – November 2015

- Served as principal legal and policy advisor to the President, with primary responsibility for the management and conduct of all judicial proceedings in which the President presided and the oversight and management of the work of Chambers more generally
- Drafted and oversaw drafting of all interlocutory appeal decisions and appeal judgements on which the President presided in both the International Criminal Tribunal for Rwanda and the International Criminal Tribunal for the former Yugoslavia as well as all orders and decisions of the President
- Oversaw and developed regulatory instruments and practice directions
- Developed and operationalized strategies and policies relevant to the leadership and management of the institution
- Allocated resources for the completion of outputs and their timely delivery and provided programmatic, managerial, and administrative guidance for the functioning of the Office of the President, the Chambers Legal Support Section, and the institution
- Reviewed communications, press releases, external relations activities and provided guidance to the Registry on external communications
- Drafted and reviewed responses to complaints and applications for administrative review
- Managed and coordinated the work of the Presidency and Chambers
- Managed the supervision of sentence enforcement
- Drafted reports to the Security Council and General Assembly
- Oversaw the development, fundraising for, and implementation of Tribunal legacy projects
- Liaised with the diplomatic community, non-governmental organisations and the broader international community on the work of the Tribunal, including support for national truth-and-transparency transitional justice initiatives such as the establishment of dedicated War Crimes Chambers, reparation programs and information and memory centres
- Led and coordinated the conceptualisation and institution building of the International Residual Mechanism for Criminal Tribunals
- Oversaw communications and external relations and developed and managed outreach events with victims' groups
- Conceptualized, and represented the ICTY on the board of, the War Crimes Justice Project, a multi-million Euro funded initiative directed towards building national judicial capacity in the adjudication of war crimes cases
- Served as a member of the Disciplinary Panel, adjudicating claims of misconduct by counsel appearing before the ICTY
- Served as a member of the Performance Assessment Rebuttal Panel, rendering decisions on allegations of procedural unfairness in performance reviews

- Acting Head of Chambers** February 2010 – February 2011
- Oversaw and coordinated the work of Chambers, including managing over 70 professional and general staff members
- Deputy Chef de Cabinet** October 2003 – July 2004
- Served as a senior legal advisor to the President, with primary responsibility for the management and conduct of all judicial proceedings in which the President presided and the oversight and management of the work of Chambers more generally
  - Drafted and oversaw the drafting of orders, interlocutory appeal decisions, and appeal judgements
  - Drafted reports to the Security Council and General Assembly
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- Associate Legal Officer** February 2001 – October 2003
- Managed pre-trial and trial proceedings
  - Served as legal advisor to a Judge
  - Drafted legal opinions, decisions and judgements
- United Nations Mission in Kosovo, Pristina, Kosovo** September 2002 – March 2003  
*Legal Officer, Department of Justice*
- Trained international jurists in the domestic application of international humanitarian law within the domestic civil law legal framework of Kosovo
  - Assisted international prosecutors in the preparation and presentation of war crimes cases for trial in the civil law jurisdiction of Kosovo
- Crown Solicitor's Office, South Australia, Australia** April 1999 – September 1999  
*Solicitor to the Crown Solicitor*
- Served as legal advisor on Constitutional issues
- Supreme Court of South Australia, Adelaide, Australia** April 1997 – April 1999  
*Associate to Justice Prior*
- Served as legal advisor to Judge
- University of Adelaide, Adelaide, Australia** March 1997 – September 1999  
*Evidence Tutor*
- Taught the law of evidence to final year law students
- Research Assistant** November 1996 – June 1998
- Assisted Andrew Litgerwood in research for inclusion in *The Law of Evidence*, 2<sup>nd</sup> Edition
- University Tutor** March 1993 – December 1995
- Taught Aboriginal students a range of subjects falling under the degree Bachelor of Arts
- Fisher Jeffries, Law Firm, Adelaide, Australia** December 1995 – July 1996  
*Legal Clerk*
- Assisted in preparing cases for litigation

## **PUBLICATIONS**

*Defining Human Rights in the Arena of International Humanitarian Law: Human Rights in the Jurisprudence of the ICTY*, July 2003, G. Boas & W. Schabas (eds.), *International and Criminal Law Developments in the Case Law of the ICTY*.

*Equality of Arms – Defining Human Rights in the Jurisprudence of the ICTY*, *Leiden Journal of International Law*, Vol. 16, 2003.

*Part B: Issues, Institutions and Personalities: Cumulative Convictions*, pp. 289-290; *Detention (Ad Hoc International Tribunals)*, pp. 296-297; *Detention (Conditions of)*, pp. 297-298; *Pre-trial Custody*, pp. 459-460; *Part C: Cases:*

*Buzzacott v. Hill*, pp. 627-628; *Delalić and Others (Čelibići)*, pp. 638-641; *Ndindiliyimana and Others (Military II Case)*, pp. 839-840 (with Mélanie Deshaies, Luc Côté and Matthias Marcussen); *Nyiramasuhuko and Others (Butare Case)*, pp. 856-858 (with Matthias Marcussen and Luc Côté); *Nulyarimma v. Thompson*, pp. 858-859; *Todović and Rašević*, pp. 954-955, February 2009, Antonio Cassese (ed.), *The Oxford Companion to International Criminal Justice*.

*The International Residual Mechanism and the Legacy of the International Criminal Tribunals for the former Yugoslavia and Rwanda*, *Goettingen Journal of International Law*, Vol. 3(3), 2011.

*Expert Initiative on Promoting Effectiveness at the International Criminal Court*, May 2014.

*Performance Assessment Cannot Take Place in a Vacuum*, May 2017, ICC Forum, Invited Experts on Performance Question, available at <http://iccforum.com/performance#McIntyre>.

*The Pace of Progress: Addressing Crimes of Sexual and Gender-Based Violence in the Generation After Rome*, *AJIL Unbound*, Vol. 112, 2018.

*The Impact of a Lack of Consistency and Coherence: How Key Decisions of the International Criminal Court Have Undermined the Courts Legitimacy*, *QIL*, Zoom in 67 (2020) 25-57.

*The ICC, Self-created Challenges and Missed Opportunities to Legitimize Authority over Non-State Parties*, *Journal of International Criminal Justice* (2021) 1-31.

#### **PROFESSIONAL MEMBERSHIPS AND ASSOCIATIONS**

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Member, Expert Group on Promoting Procedural Effectiveness at the International Criminal Court

Member, Cambridge Fellowship

Member, British Chevening Alumni

Member, Cambridge Commonwealth Trust Alumni

#### **PROFESSIONAL QUALIFICATIONS**

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Admitted to the List of Counsel practicing before the ICC **July 2014**

Admitted as a Practitioner of the Supreme Court of South Australia **February 1997**

Graduate Certificate in Legal Practice **June 1996**

## ΟΡΕΣΤΗΣ Σ. ΝΙΚΗΤΑΣ

### Βιογραφικό Σημείωμα

Ο Ορέστης Νικήτας γεννήθηκε στη Λευκωσία. Το 1996 αποφοίτησε από την Αγγλική Σχολή Λευκωσίας. Σπούδασε νομικά στο Ηνωμένο Βασίλειο. Είναι κάτοχος πτυχίου LLB από το Πανεπιστήμιο του Leicester (University of Leicester) και μεταπτυχιακού LLM από το Πανεπιστήμιο του Bristol (University of Bristol). Από τον Οκτώβριο του 2003 ασκεί το επάγγελμα του δικηγόρου και από το 2008 μέχρι το 2023 ήταν συνétairos στην **Πικής & Νικήτας Δ.Ε.Π.Ε.** Από τον Οκτώβριο του 2023 είναι ο διευθύνων σύμβουλος της **Ορέστης Νικήτας Δ.Ε.Π.Ε.** Έχει ευρεία πείρα σε θέματα ποινικού και αστικού δικαίου.

Διετέλεσε μέλος της Δικαστικής Επιτροπής της ΚΟΠ για την περίοδο 2013-2015 και είναι μέλος της Δικαστικής Επιτροπής της ΕΠΟΠΛ από το 2007 μέχρι σήμερα. Διετέλεσε επίσης μέλος του Διοικητικού Συμβουλίου του Πολιτιστικού Κέντρου της Τράπεζας Κύπρου από το 2016 μέχρι τον Φεβρουάριο του 2020.

Από το 2014 μέχρι σήμερα είναι μέλος της Επιτροπής Ανθρωπίνων Δικαιωμάτων του Παγκυπρίου Δικηγορικού Συλλόγου («ΠΔΣ»). Από το 2016 μέχρι σήμερα εκπροσωπεί τον ΠΔΣ στην Επιτροπή Ποινικών Θεμάτων του Συμβουλίου Δικηγορικών Συλλόγων της Ευρώπης (Criminal Law Committee of the Council of Bars and Law Societies of Europe). Τον 2020 εκλέχθηκε Εκπρόσωπος του Δικηγορικού Συλλόγου Λευκωσίας στον Παγκύπριο Δικηγορικό Σύλλογο. Τον Οκτώβριο του 2023 επανεκλέγεται στη θέση του Εκπροσώπου του Δικηγορικού Συλλόγου Λευκωσίας στον Παγκύπριο Δικηγορικό Σύλλογο και έκτοτε είναι μέλος του Διοικητικού Συμβουλίου του Παγκύπριου Δικηγορικού Συλλόγου. Από τον Νοέμβριο του 2020 μέχρι σήμερα είναι Πρόεδρος της Επιτροπής κατά της Διαφθοράς του ΠΔΣ. Στις 19 Ιουλίου 2023 διορίστηκε από το Υπουργικό Συμβούλιο στο πρώτο Γνωμοδοτικό Συμβούλιο για τον διορισμό Διοικητικών Συμβουλίων Νομικών Προσώπων Δημοσίου Δικαίου.

**Χαρίλαος Μ. Χρυσάνθου**  
**Δικηγόρος**

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Ο Χαρίλαος αποφοίτησε το 1999 από την νομική σχολή του University of East Anglia, λαμβάνοντας πτυχίο νομικής (Bachelor of Laws).

Το 2000 εγγράφηκε στο μητρώο δικηγόρων της Κύπρου και έκτοτε είναι μέλος του Παγκύπριου Δικηγορικού Συλλόγου και μέλος του Δικηγορικού Συλλόγου Λευκωσίας.

Από το 2000 μέχρι το 2019 εργάστηκε σε διάφορα δικηγορικά γραφεία, ενώ μεταξύ 2002 και 2005 εργάστηκε στην Νομική Υπηρεσία της Δημοκρατίας, ως δικηγόρος της Δημοκρατίας όπου χειριζόταν κυρίως ποινικές υποθέσεις ενώπιον του Κακουρηγοδικείου Λάρνακας.

Από τον Ιούνιο του 2019, ίδρυσε και εργάζεται στην δικηγορική εταιρεία Χαρίλαος Μ. Χρυσάνθου Δ.Ε.Π.Ε. της οποίας είναι μέτοχος και διευθυντής. Στο γραφείο εργάζεται ακόμη μια δικηγόρος.

Το δικηγορικό γραφείο παρέχει νομικές υπηρεσίες σε φυσικά και νομικά πρόσωπα.

Παρέχονται υπηρεσίες σε πελάτες (εξωδικαστικές και δικαστικές), που αφορούν ποινικές (υπεράσπιση και κατηγορούσα αρχή) και αστικές υποθέσεις, περιλαμβανομένων συμβάσεων, αστικών αδικημάτων, εμπορικό δίκαιο, τραπεζικό δίκαιο, ασφαλιστικό δίκαιο, εργατικό δίκαιο, ενοικιοστάσιο και οικογενειακό δίκαιο.

Ασκεί καθήκοντα κατηγορού σε πειθαρχικές διαδικασίες του Τεχνικού Επιστημονικού Επιμελητηρίου Κύπρου (ΕΤΕΚ) και ερευνώντας λειτουργός σε διαδικασίες της Επιτροπής Δεοντολογίας και Προστασίας του Αθλητισμού.

Από τον Μάιο 2022 κατέχει πιστοποιητικό κατάρτισης διαμεσολαβητή.

## Βιογραφικό Ανδρέα Α. Ευθυμίου

Ο κύριος Ανδρέας Α. Ευθυμίου με καταγωγή από τη Λάπηθο και την Αμμόχωστο είναι κάτοχος πτυχίου Νομικής από τη Νομική Σχολή του Εθνικού και Καποδιστριακού Πανεπιστημίου Αθηνών. Είναι εγγεγραμμένος Δικηγόρος στον Παγκύπριο Δικηγορικό Σύλλογο καθώς και διαπιστευμένος Διαμεσολαβητής. Διατηρεί Δικηγορικό Γραφείο στη Λάρνακα και έχει χειριστεί υποθέσεις Διοικητικού, Αστικού και Ποινικού Δικαίου ενώ είναι και μέλος της Επιτροπής κατά της Διαφθοράς το Παγκύπριου Δικηγορικού Συλλόγου. Ο κύριος Ευθυμίου παρείχε τις νομικές του υπηρεσίες στην Ερευνητική Επιτροπή των κατ' Εξαίρεση Πολιτογραφήσεων Αλλοδαπών Επενδυτών και Επιχειρηματιών καθώς και στην Ερευνητική Επιτροπή για την κατάρρευση του Συνεργατικού Πιστωτικού Συστήματος, με την ιδιότητα του επικεφαλής Νομικού Συνεργάτη/Ερευνητή. Έχει παρακολουθήσει σωρεία νομικών συνεδρίων/σεμιναρίων στην Κύπρο και το εξωτερικό, ενώ ομιλεί την ελληνική, την αγγλική και τη γαλλική γλώσσα.