



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*

Webber Ndoro | Director General, ICCROM

H.E. Salim AlMalik | Director General, ICESCO

Ernesto Ottone Ramírez | Assistant Director-General for Culture, UNESCO

Corrado Catesi | Works of Art Unit Coordinator, INTERPOL

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 | Executive Vice President and Distinguished Professor, Kyushu University - President ICOMOS

10.25

SESSION I – CULTURAL OBJECTS - PROTECTION AND CIRCULATION

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

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>State Ownership of Undiscovered Cultural Objects: The UNIDROIT Convention and Model Provisions</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 Depositary, 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, <i>EU Commission</i></p> <p>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</p> <p>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

Statement by Ms Sunneva Saetevik, Senior Adviser, Department for Cultural Heritage Ministry of Culture, Norway

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 Ms Artemis Papanthassiou, Senior Legal Adviser, 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 by Mr Bennahi Lemrabott, Minister of Culture, Mauritania

Statement by Ms Zhiyi Zhu, Deputy Director of International Organizations, Division in Foreign Affairs Department, National Cultural Heritage Administration, China

Statement by Mr. Yashar Huseynli, Head of the Division for the control of cultural values and registers, Ministry of Culture, Azerbaijan

Statement by H.E. Mr Tserendorj Jambaldorj, Ambassador of Mongolia in Italy

12.20 - 12.40

Questions & Answers

12.40 - 13.00

CLOSING SESSION

Ingrida Veliute | Vice-Minister of Culture, Lithuania

Giorgio Marrapodi | Director-General Development Cooperation, Ministry of Foreign Affairs and International Cooperation, Italy

Ignacio Tirado | Secretary General, UNIDROIT

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[The 1995 UNIDROIT Convention Academic Project](#)