

# NEHA JAIN

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## **ACADEMIC APPOINTMENTS**

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### **European University Institute, Florence, Italy**

*Professor of Public International Law* (2019–present)

- Service: Co-ordinator, European Society of International Law Partnership; Co-Director, Academy of European Law; Co-ordinator, Law Department U.S. Exchange Programme

### **University of Minnesota Law School, Minneapolis, MN**

*Associate Professor of Law* (2012–present); *tenured* in 2017

- Honours: *McKnight Land-Grant Professor* (2016–2018); *Lampert-Fesler Research Scholar* (2015–16)
- Courses: International Law, International Criminal Law, International Law Workshop, Criminal Law
- Service: Faculty Works-in-Progress Committee (2015–16); International and Graduate Programs Committee (2012–present); Clerk of the faculty (2012–16); University of Minnesota UK Scholarships Committee (2016–18); Humphrey School of Public Affairs Faculty Appointments Committee (2016–17); Director of Graduate Studies (2018–19)

### **Georgetown University Law Center, Washington DC**

*Georgetown Law Research Fellow* (2010–2012)

- Course: *Seminar on Collective Responsibility in Tort and Criminal Law*

### **Max Planck Institute for Foreign and International Criminal Law, Freiburg, Germany**

*Wissenschaftliche Mitarbeiterin (Research fellow)* (2008–2010)

### **University of Oxford, Oxford, United Kingdom**

*External tutor, Harris Manchester and Exeter Colleges* (Spring 2008)

- Course: *Constitutional Law*

## **VISITING POSITIONS AND FELLOWSHIPS**

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### **Institute for Advanced Study, Stellenbosch University, Stellenbosch, South Africa**

*STIAS Fellowship* (2016)

### **iCourts, The Danish National Research Foundation's Centre of Excellence for**

**International Courts, Copenhagen, Denmark**

*Visiting Fellow* (2016)

### **Max Planck Institute for Foreign and International Criminal Law, Freiburg, Germany,**

*Max Planck Stipendium* (2015, 2016)

**Lauterpacht Centre for International Law**, Cambridge, UK  
*Brandon Research Fellowship* (2015)

## **EDUCATION**

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**University of Oxford**, D.Phil. in Law, 2011; M.Phil. in Law, 2007; B.C.L. (Masters in Law) (with Distinction), 2006

- Rhodes scholar; Balliol College Jowett Senior Academic Merit Scholarship (2008–10)
- Editor-in-Chief, Oxford University Commonwealth Law Journal (2006–07)

**National Law School of India University**, Bangalore, B.A., LL.B. (Hons.), 2005

- Class Rank 1
- University medals for best performance in international law, jurisprudence, public law, criminal law, business and corporate laws

## **PUBLICATIONS**

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### **BOOKS**

OXFORD HANDBOOK ON COMPARATIVE HUMAN RIGHTS LAW (with Mila Versteeg) (under contract with OUP)

INTERNATIONAL AND TRANSNATIONAL CRIMINAL LAW (Aspen Casebook Series, Wolters Kluwer, 2019) (with David Luban, Julie O’Sullivan, and David P. Stewart)

PERPETRATORS AND ACCESSORIES IN INTERNATIONAL CRIMINAL LAW: INDIVIDUAL MODES OF RESPONSIBILITY FOR COLLECTIVE CRIMES (HART PUBLISHING, OXFORD 2014)

### **ARTICLES, NOTES AND BOOK CHAPTERS**

*Imputation of Responsibility: Intoxication as an Enquiry into the General Part of the Criminal Law*, in CORE CONCEPTS IN CRIMINAL LAW AND CRIMINAL JUSTICE. VOL. II (Kai Ambos et al., eds., CUP 2021) (forthcoming) (with Sabine Gless & Arlie Loughnan)

*De-Gendering Schreibtischtäter: Women as Desk Perpetrators*, in DESK PERPETRATORS (Jens Meierhenrich ed., CUP 2021) (forthcoming)

*Separate Judicial Speech*, 61 VIRGINIA JOURNAL OF INTERNATIONAL LAW (2020) (with Cosette Creamer) (forthcoming)

*Pandemics as Rights-Generators*, 114 AMERICAN JOURNAL OF INTERNATIONAL LAW 677 (2020)

*Teachings of Publicists and the Reinvention of the Sources Doctrine in International Criminal Law*, in OXFORD HANDBOOK OF INTERNATIONAL CRIMINAL LAW 106 (Kevin Jon Heller et al eds., OUP 2020)

*The Democratizing Force of International Law: Human Rights Adjudication by the Indian Supreme Court*, in COMPARATIVE INTERNATIONAL LAW 319 (Anthea Roberts et al eds., OUP 2018)

*Radical Dissents in International Criminal Trials*, 28 EUROPEAN JOURNAL OF INTERNATIONAL LAW 1163 (2017)

*Interpretive Divergence*, 57 VIRGINIA JOURNAL OF INTERNATIONAL LAW 45 (2017)

*Autonomous Weapon Systems: New Frameworks for Individual Responsibility*, in AUTONOMOUS WEAPON SYSTEMS: LAW, ETHICS, POLICY 303 (Nehal Bhuta et al eds., CUP 2016)

*Judicial Law-Making and General Principles of Law in International Criminal Law*, 57 HARVARD INTERNATIONAL LAW JOURNAL 111 (2016)

*Comparative International Law at the ICTY: The General Principles Experiment*, 109 AMERICAN JOURNAL OF INTERNATIONAL LAW 486 (2015)

*The Joint Criminal Enterprise Doctrine at the Extraordinary Chambers in the Courts of Cambodia*, in TRIALS FOR INTERNATIONAL CRIMES IN ASIA 275 (Kirsten Sellars ed., CUP 2015)

*Individual Responsibility for Mass Atrocity: In Search of a Concept of Perpetration*, 61 AMERICAN JOURNAL OF COMPARATIVE LAW 831 (2013)

*The Control Theory of Perpetration in International Criminal Law*, 12 CHICAGO JOURNAL OF INTERNATIONAL LAW 159 (2011)

*Introductory Note to Extraordinary Chambers in the Courts of Cambodia: Co-Prosecutors' Notice of Appeal Against the Judgment of the Trial Chamber in the Case of Kaing Guek Eav alias Duch*, 49 ILM 1683 (2010)

*Between the Scylla and Charybdis of Prosecution and Reconciliation: The Khmer Rouge Trials and the Promise of International Criminal Justice*, 20 DUKE JOURNAL OF COMPARATIVE & INTERNATIONAL LAW 247 (2010)

*Conceptualising Hybridisation in International Criminal Courts*, SINGAPORE YEARBOOK OF INTERNATIONAL LAW 81 (2008)

*Forced Marriage as a Crime Against Humanity: Problems of Definition and Prosecution*, 6 JOURNAL OF INTERNATIONAL CRIMINAL JUSTICE 1013 (2008)

*A Separate Law for Peacekeepers: The Clash between the Security Council and the International Criminal Court*, 16 EUROPEAN JOURNAL OF INTERNATIONAL LAW 239 (2005)

## **SHORTER WORKS**

*Review Essay (Reviewing Mary Ellen O'Connell's The Art of Law in the International Community)*, AMERICAN JOURNAL OF INTERNATIONAL LAW (forthcoming) (Book Review)

*A Tale of Two Cities: Reflections on Robinson's Twinning of International Criminal Law and Criminal Law Theory*, TEMPLE INTERNATIONAL & COMPARATIVE LAW JOURNAL (2020) (forthcoming) (Book Symposium)

*The Many Inequalities of International Law*, 99 BOSTON UNIVERSITY LAW REVIEW ONLINE 1 (2019) (Book Symposium)

## **PROFESSIONAL ACTIVITIES**

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**American Society of International Law**

*ASIL-Midwest Interest Group, Vice-Chair (2016–17); Co-Chair (2017–19)*

*ASIL Annual Meeting Program Committee (2018)*

*ASIL Annual Meeting Co-Chair (2019)*

**European Society of International Law**

*Member of the ESIL Board (2019–present)*

*Liaison, EUI-ESIL Partnership (2019–present)*

*Diversity Study Group (2020–present)*

*Annual Conference 2022, Programme Committee (2020–present)*

**Asian Society of International Law**

*Member of the Planning Committee (2016–18)*

**American Society of Comparative Law**

*Scholarship Advisory Group, Younger Comparativists Committee (2013–15)*

*Program Committee, YCC Global Conference (2015)*

**Editorial Positions**

*Managing Editor, AJIL Unbound (2020–present)*

*Board member, Criminal Law Forum (2017–present)*

*Board member, Kriminalpolitische Zeitschrift (2017–present)*

**Peer Review**

Hart Publishing, Law and Philosophy, Leiden Journal of International Law, International Journal of Transitional Justice, Asian Journal of International Law, Melbourne Journal of International Law, Ethics & International Affairs, Ottawa Law Review, Criminal Law Forum, Journal of International Criminal Justice, The Law and Practice of International Courts and Tribunals

**LEGAL WORK EXPERIENCE**

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**International Criminal Court, The Hague, Netherlands, 2017**

*Visiting Professional, Chambers*

**United Nations Assistance to the Khmer Rouge Trials (UNAKRT), Phnom Penh, 2007**

*Legal Intern*

**International Tribunal for the Law of the Sea, Hamburg, 2006**

*Legal Intern*

**Ministry of External Affairs, Legal and Treaties Division, New Delhi, 2004**

*Legal Intern*

**Hon. Chief Justice of India, Justice V.N. Khare, Supreme Court of India, Delhi, 2004**

*Law Clerk*

**LANGUAGES**

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English (native); Hindi (native); Italian (intermediate); German (intermediate, passive)