

Monica Feria-Tinta

CALL: 2014

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Languages: Spanish (fluent); French (fluent); German (intermediate)



Overview

Monica is a specialist in public international law. She is featured in The Lawyer Hot 100 2020 as amongst “the most daring, innovative and creative lawyers” in the United Kingdom.

Monica’s practice covers the full spectrum of public international law including statehood, treaty interpretation, state responsibility, immunities, law of the sea, boundary delimitation, transboundary environmental damage, environmental law, investment law, UN law, self-determination, human rights, use of force, international humanitarian law and international dispute settlement.

Her practice also covers private international law, international arbitration and public law, with an emphasis on human rights.

Monica acts as counsel in cases before English courts, international courts and arbitral tribunals under a variety of rules and applicable laws. She has appeared or advised before the International Court of Justice (ICJ), Permanent Court of Arbitration (PCA), International Tribunal for the Law of the Sea, UN Human Rights Committee, Inter-American Commission on Human Rights, Inter-American Court of Human Rights, ICSID and SIAC tribunals, International Criminal Tribunal for ex-Yugoslavia (ICTY), UN Special Rapporteurships and diplomatic fora. Monica is admitted to practice before the ICC. She is currently sitting as Arbitrator (Chair) in an investment arbitration with a seat in The Hague.

She brings a wealth of international law experience to her practice, and thorough knowledge of procedural and substantive law of international tribunals, having worked for the ICJ and the ICTY (Chamber Trial I) prior to the Bar. Her experience working with

Awards

- 2006 Inge Genefke International Award for “outstanding work against torture”.
- 2007 Gruber Justice Prize, which honours individuals who have advanced the cause of justice as delivered through the legal system (Justice Sandra Day O’Connor from the US Supreme Court, being among the members of the selection panel awarding the prize).

Publications

Books

- *Foreign State Immunity and Enforcement of Arbitral Awards in English Courts* (Oxford University Press, forthcoming).

Articles

- ‘The Rise of Environmental Law in International Dispute Resolution: The Inter-American Court of Human Rights Issues a Landmark Advisory Opinion on the Environment and Human Rights’ *Yearbook of International Environmental*

international law institutions includes assisting members of the International Law Commission (ILC) drafting comments to the ILC Draft Articles on State Responsibility, acting as Amicus (with the ILC Special Rapporteur on Diplomatic Protection); drafting responses relating to UN Special Procedures; acting as expert to the Final Report of the Independent Expert on the right to reparation for victims of gross violations of human rights and humanitarian law; assisting drafting UN General Assembly Resolutions (in an advisory capacity); and serving as legal adviser to a State Delegation to the Diplomatic Conference that negotiated the Rome Statute and established the ICC. She has also served as Assistant Legal Adviser to the Foreign and Commonwealth Office.

Monica's recent practice in international law includes advising on cases arising from Kosovo (peace-building operation), Syria, Iraq, Somalia and Iran. She is currently advising on complex aspects of sovereign state immunity in England and Wales. In arbitration, she has recently advised on state attribution in the context of construction contracts in an ICSID claim. She is also acting in inter-state litigation raising novel aspects of international law, in the area of the law of the sea. Monica's expertise in this area of law is reflected in her recent appointment to the IUCN World Commission on Environmental Law (Oceans, Coasts, and Coral Reefs Specialist Group).

She has published extensively in the area of public international law and her work has been cited in ICJ proceedings and by Lord Carnwath of the UK Supreme Court. She is the author of the forthcoming book *Foreign State Immunity and Enforcement of Arbitral Awards in English Courts* to be published by Oxford University Press. Monica has lectured worldwide on public international law including as guest lecturer at Oxford University; Kurt Bosch-University of Fribourg, Switzerland; Guangxi Normal University, Faculty of Law, China; Georgetown University Law Centre; and Universidad Autónoma de Mexico. She has held academic positions at the Lauterpacht Centre for International Law (University of Cambridge) and at the LSE (as Teaching Assistant to HE Christopher Greenwood, former ICJ Judge).

Monica has taken part in expert missions to Guatemala (2015), Myanmar (2016), and has trained advocates in South Africa on international law, Colombian lawyers on judicial processes in the context of transitional justice, and members of the Bar in Honduras on international arbitration.

She accepts appointments as arbitrator in ICSID, PCA, ICC and LCIA cases. She has been appointed to the Equality and Human Rights Commission's Panel of Preferred Counsel (B-Panel) who are generally instructed where "*substantial knowledge and experience is required*" in cases of great public importance concerning Equality Act 2010 and human rights breaches in litigation before domestic and European Courts.

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Lectures / talks

- International Law Seminar Alumni Conference 2019, Palais des Nations, Geneva (19 July 2019): 'Procedural issues in International Dispute Settlement'
- LCIL Executive Course on Investment Law and Arbitration, University of Cambridge (30 May 2019): 'Fair and Equitable Treatment & Full Protection and Security Standard in international investment law'
- Schiefelbein Global Dispute Resolution Conference, Sandra Day O'Connor College of Law, Arizona State University (18 January 2019): 'International Dispute Resolution for Climate

Law (Oxford University Press 11 October 2018) (with Simon Milnes).

- 'Sovereign Debt Enforcement in English Courts: Ukraine and Russia meet in the Court of Appeal in US \$3 Billion Eurobonds Dispute' (2018) 33(2) *Journal of International Banking Law and Regulation* (with Alistair Wooder).
- 'Bolivia and Chile in The Hague: Can They Quiet the Ghosts of the Pacific War, and Thrive together in the 21st Century?' *Opinio Juris* (27 March 2018) (with Simon Milnes).
- 'Like Oil and Water? Human Rights in Investment Arbitration in the Wake of *Philip Morris v. Uruguay*' (2017) 34(4) *Journal of International Arbitration* 601.
- 'The South China Sea: Chess Arbitration?' *EJIL: Talk!* (10 August 2016).
- 'Extra-Territorial Claims in the "Spider's Web" of the Law? UK Supreme Court Judgment in Ministry of Defence v Iraqi Civilians' *EJIL: Talk!* (25 May 2016).
- 'Litigation in Regional Human Rights Systems on Economics, Social and Cultural Rights against Poverty' in Van Bueren (ed), Sane (series ed), *Freedom from Poverty as a Human Right* (vol 4, UNESCO Publishing 2009).
- 'Due Process and the Right to Life in the Context of the Vienna Convention on Consular Relations: Arguing the LaGrand Case', *EJIL* 2001.
- 'Commanders on Trial: The Blaškić case and the Doctrine of Command Responsibility under International Law' (2000) 47(3) *Netherlands International Law Review* 293 (awarded the denomination of "Publication of the month" in the area of international humanitarian law, for its contribution to the correct understanding of states' duties under the Laws of War by the Swiss Ministry of Defence in 2001).

Professional appointments / memberships

- American Society of International Law
- Partner Fellow, Lauterpacht Centre for International Law, University of Cambridge
- British Institute of International and Comparative Law
- Canning House (The Hispanic and Luso Brazilian Council)
- CIArb
- Chatham House (The Royal Institute of International Affairs)
- Commercial Bar Association (COMBAR)
- COMBAR African Committee
- Equality and Human Rights Commission's

Change'

- 2018 UN Forum on Business and Human Rights (Palais de Nations, Geneva) (28 November 2018): 'New Perspectives on overcoming hurdles for parent company liability' (in conversation with Mr Surya Deva, Chairperson of the UN Working Group on Business and Human Rights).
- Trinity College Law Review Distinguished Speaker Series, Trinity College, Dublin (8 November 2018): 'State Immunity and Human Rights'.
- Annual Government Legal Profession International Law Conference, Lancaster House (18 Oct 2018): 'Public International Law in the UK Courts'.
- United Nations Commission on International Trade Law, Regional Centre for Asia and the Pacific and THAC, Bangkok (17-18 May 2018): 'New Opportunities for convergence in alternative dispute resolution'; 'Alternative dispute resolution and its use for the enforcement of environmental obligations'.
- Universidad de Los Andes Law Faculty, Center for Social Juridical Studies, and the Colombian Academy of international Law, Roundtable with Agent for Colombia in the Advisory Opinion OC-23/17, Bogotá (4 April 2018): 'New Frontiers of Litigation in international environmental law'.
- British Institute of International Law panel (11 December 2017), 'Legal Consequences of the Separation of the Chagos Archipelago from Mauritius (ICJ Advisory Opinion): Intervening parties under Article 66(2) of the ICJ Statute.'
- 3rd Annual GAR Live Energy Disputes (15 June 2017): 'International boundary disputes and energy related natural resources'.
- Queen Mary University of London (School of International Arbitration – Centre for Commercial Law Studies) and Brazilian CBAr (4 April 2017): 'The State as Party to Arbitration: Sovereign Immunity'.
- Oxford University Public International Law Discussion Group Lecture (Old Library – All Souls College) (1 December 2016): 'Like Oil and Water? Human Rights in Investment Arbitration in the Wake of Philip Morris vs. Uruguay'.
- Hong Kong Arbitration Week 2016, SCC and Shearman & Sterling Seminar, Hong Kong (19 October 2016): 'Energy Investment Arbitration: Trends and possible pitfalls'.
- The Law Society's Russian Law Week 2016 (14 November 2016): 'State-owned entities and enforcement of awards'.

Panel of Preferred Counsel (B-Panel)

- European Society of International Law
- Fair Trial International: Legal Experts Advisory Panel
- Honourable Society of the Middle Temple
- ICC Young Arbitrators Forum
- IUCN World Commission on Environmental Law
- London Common Law and Commercial Bar Association

Education

- The Hague Academy of International Law: Diploma in International Law (2000)
- London School of Economics:LLM, with merit (1996)
- Pontificia Universidad Católica del Perú:Bachiller en Derecho (1991)

Further training

- Institute of Human Rights, Abbo Academy:Diploma in Advanced Human Rights (Fellowship, European Commission and Finnish Ministry of Foreign Affairs) (2001)
- UN International Law Commission's International Law Seminar (Palais de Nations, UN Geneva), United Nations Fellowship, (amongst 24 lawyers, selected worldwide, to participate in the 36th session of the International Law Seminar to be trained by the UN International Law Commission in all areas of General International Law, pursuant to General Assembly Resolution 54/111), Geneva(2000)
- Institut International des Droits de l'Homme, René Cassin

Example cases

- *Prosecutor v Timohir Blaskic* ICTY: advised Trial Chamber I under the Presidency of HE Judge Claude Jorda on the applicable law in connection to command responsibility under international law, in preparation of a judgment relating to the highest-ranking officer at that time to be tried by the ICTY.
- *Case Concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v Serbia and Montenegro)* ICJ: advised the ICJ on substantive and procedural matters (applicable standards) in relation to genocide and state responsibility under the UN Genocide Convention as opposed to individual criminal responsibility standards and assisted with the legal analysis of evidence (over 700 witness statements).
- *LaGrand Case, (Federal Republic of Germany v United States of America)* ICJ: a ground-breaking case on the Vienna Convention on Consular Relations; developed successful lines of argumentation on the right to consular assistance and its relation to human rights, which set a new precedent in the interpretation of the Vienna Convention on Consular Relations (for Germany).
- *Legal consequences of the separation of the Chagos Archipelago from Mauritius in 1965 (Request for Advisory Opinion)* ICJ (application to intervene) (for an international non-governmental organisation) (lead counsel): application under Article 66(2) of the ICJ Statute; the case is one of the most high profile cases concerning decolonisation and territorial issues relating to the UK, currently pending before the ICJ.
- *Reyes v Al-Malki* [2015] IRLR 289 (Court of Appeal): test case concerning the interpretation of the Vienna Convention on Diplomatic Relations, in particular whether Article 31(1)(c) excludes diplomatic immunity in the context of employment/human trafficking claims (assisted Sir Daniel Bethlehem QC and Sudhanshu Swaroop QC).
- *Verica Tomanovic and others v FCO* High Court: a case concerning vicarious liability for human rights violations of the contributing state to EULEX mission for acts/omissions of a secondee in Kosovo, raising issues on the rules of attribution for liability in the context of peace-building operations and immunities of international organisations (for the FCO).
- *Amicus Curiae, before the Constitutional Court of Colombia*: on the compatibility of Acto Legislativo No 1 de 2017, Article 24 (Command Responsibility) and Article 16 (on individual criminal responsibility of third parties) with international law (endorsed by the Law Society, and the international non-governmental organisations ABColombia and Colombian Caravana UK Lawyers Group).
- *Pedro Emiro Florez Arroyo and others v Equion Energia Ltd (formerly known as BP Exploration Company (Colombia) Ltd)* [2016] EWHC 1699 (TCC): a case brought by Colombian farmers claiming for environmental damage and damage to their land caused by the construction of an oil pipeline; the trial lasted five months (assisted Alex Layton QC and Sudhanshu Swaroop QC).
- *Actavis UK v Eli Lilly* [2015] EWCA Civ 555 (Court of Appeal): a multi-billion pound case concerning the interpretation of Rome II Regulation raising issues of patent law across Europe in which Monica made a substantial contribution to the private international law arguments, which led the court to conclude that the conditions for negative declaratory relief are procedural and governed by the *lex fori* under Rome II (assisted Thomas Raphael QC).
- *The Enrica Lexie Incident (Italy v India)* (ITLOS) (PCA): an inter-state arbitration under Annex VII of the United Nations Convention on the Law of the Sea; Monica developed the successful line of argumentation on the law of the sea and human rights, which secured the granting of Provisional Measures in favour of Italy in the case.

Public international law - international courts

- *Prosecutor v Timohir Blaskic*, International Criminal Tribunal for the Former Yugoslavia (Chamber Trial I). Advising Trial Chamber I under the Presidency of H.E. Judge Claude Jorda, on the applicable law in connection to command responsibility under international law in preparation of a judgment in the case, of the highest-ranking officer at that time to be tried by the ICTY.
- *Case Concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v. Serbia and Montenegro)*, International Court of Justice. Advising the International Court of Justice on substantive and procedural matters (applicable standards) in relation to Genocide and State Responsibility under the UN Genocide Convention as opposed to individual criminal responsibility standards, and assisting with the legal analysis of evidence (over 700 witness' statements) in the case.

- *LaGrand Case, (Federal Republic of Germany v United States of America)*, International Court of Justice. Advising Counsel for Germany, Professor Bruno Simma; developed successful lines of argumentation on the right to consular assistance and its relation to human rights which set a new precedent in the interpretation of the Vienna Convention on Consular Relations.
- *Communication No 868/1999 : Philippines. 11/11/2003*, United Nations Human Rights Committee. Adviser to the Redress Trust, representing the claimant.
- Advising on jurisdictional and substantive issues arising from a death penalty case before the Inter-American Commission on Human Rights, relating to a Caribbean State.
- *Case of the Gomez Paquiyauri Brothers vs Peru*, Judgment of July 8, 2004 (Series C: Decisions and Judgments No. 110), before the Inter-American Court of Human Rights – Sole Counsel to the claimants. Successfully representing a case concerning the arbitrary detention, torture and extra-judicial execution of two minors in the context of anti-terrorist police operations under states of emergency, securing a \$740,500,000 reparation award. First international case on the protection of children in times of internal armed conflict; precedent on opposing the use of Ad Hoc Judges in individual contentious cases before the Inter-American Court, which led to the elimination of Ad Hoc Judges in individual petitions before the Inter-American Court in 2009.
- *Case of the Miguel Castro Castro Prison Massacre vs Peru*, Judgment of November 25, 2006 (Series C: Decisions and Judgments No 160), before the Inter-American Court of Human Rights. Lead Counsel acting for 800 victims. Successfully representing a multi-million dollar landmark case on the protection of persons in detention. First international human rights case in which an international court ordered the prosecution of a former Head of State for crimes against humanity and held the State's duty to take all judicial and diplomatic steps for that purpose (seeking extradition). Precedent on torture practices to include falanga beatings, electro-shocks with batons, use of unmuzzled dogs in prisons against detainees, prolonged incommunicado detention, positional torture, blunt beatings following different methodologies, manipulation of sleep patterns, deprivation of water, deprivation of natural light, denial of exercise, denial of access to books and of work, enforced hunger and denial of medical attention, among others. First international binding case on violence against women in the Latin America region under the Convention on the Prevention, Punishment and Eradication of Violence against Women ("Convention of Belem do Pará").
- *Bouterse case*, Amsterdam Court of Appeals – Joint Amicus Curiae brief with Professor John Dugard, former Special Rapporteur on Diplomatic Protection at the United Nations International Law Commission, relating to Netherlands' jurisdiction to prosecute extra-judicial killings and torture amounting to crimes against humanity in Surinam by former Dictator Desi Bouterse.
- *Communication No 2034/2011 v. Canada* before the United Nations Human Rights Committee, under the International Covenant on Civil and Political Rights. Sole Counsel to the Claimants (Concerning fair trial in administrative proceedings related to zoning-law in Toronto, non-discrimination, right to privacy)
- *Case of J v. Peru* Preliminary Objection, merits, reparations and costs. Judgment of November 27, 2013. Series C No 175 Inter-American Court of Human Rights, lead counsel to the Claimant. Successfully represented a case of State international Responsibility for arbitrary detention and violations of fair trial, torture and right to privacy.
- *Gareth Henry v. Jamaica*, before the Inter-American Commission on Human Rights. Adviser to the Claimant (A non-discrimination case, challenging a law criminalising all forms of consensual sexual activity between adult males; potentially to change criminal law legislation in Jamaica.)
- *The Enrica Lexie Incident (Italy v India)*, (for the Claimant) Assisted Guglielmo Verdirame in this an inter-State arbitration under Annex VII of UNCLOS. Permanent Court of Arbitration No 2015-28 (See also Request for Provisional Measures, before the International Tribunal for the Law of the Sea (ITLOS)). Monica developed the successful line of argumentation on individual human rights (due process safeguards under Article 9(2), 14(3)(a), 9(1) under the ICCPR) pleaded by counsel on behalf of the Republic of Italy. The case concerns an oil tanker flying the Italian flag, and India's subsequent exercise of criminal jurisdiction over two Italian marines from the Italian Navy in respect of an incident concerning the killing of two Indian fishermen on board an Indian vessel. The case raises issues of immunity as well as human rights, within the broader framework of the law of the sea.
- Assisted Sir Michael Wood on matters concerning crimes against humanity, jurisdictions, discontinuance of claims, state immunity, review of the jurisprudence before the ICJ on immunity, universal jurisdiction, compliance with ICJ judgments in relation to a potential claim / and claim, in the ICJ. (Languages used French, English, and Spanish)
- Monica has a keen interest in the interaction of UN and EU sanctions with rights and obligations in the private sphere (e.g. commercial law), and on the judicial control of such sanctions affecting companies and individuals, including before the European Court of Justice, in Luxembourg. She is the author of a recent article on sanctions and the Panama Papers entitled [Sanctions in the wake of the Panama Papers: Diplomacy with teeth?](#) and has provided expert comments to the Foreign and Commonwealth Office on the White Bill on Sanctions post-Brexit, "Response to HMG Public Consultation on the United Kingdom's Future Legal Framework for Imposing and Implementing Sanctions" (with Alistair Wooder).
- Monica is equally comfortable with both traditional public international law areas as well as working with the interrelation of those and human rights. Monica's Hague Academy Diploma, written and oral examinations (under the theme of *Proliferation of International Courts and the Role of Jurisprudence*), covered the full-breadth of international jurisprudence of international tribunals. Building on her prior experience teaching Public International Law as well as

working for the International Court of Justice, ICTY, and representing cases before international human rights tribunals, she welcomes instructions to appear before the ICJ, ITLOS, PCA Tribunals, UN human rights bodies, as well as regional courts and tribunals (European Court of Human Rights, European Court of Justice; organs before the Inter-American, and African systems). Monica is the author of [Litigation in Regional Human Rights Systems on Economic, Social and Cultural Rights](#), commissioned by UNESCO, a comprehensive analysis of regional litigation on the right to housing, right to health, right to education, right to water, environmental rights, in their interrelation with the right to life, to humane treatment, right to property in Europe, Latin America and Africa.

- Currently instructed as lead counsel on a ground-breaking multiparty claim before the UN CEDAW Committee concerning mass rape, impunity for atrocities, and other serious violations against women and girls in the context of internal armed conflict arising from an African jurisdiction (acting for the claimants).
- Advising on a third party intervention on public international law aspects of a claim before the Hong Kong Court of Appeal (advising the intervenor).
- [Case regarding the Constitutionality of Legislative Act No 1, 2017](#) (Expediente RPZ-003), Constitutional Court of Colombia, which establishes the Special Jurisdiction for Peace to prosecute crimes during the internal armed conflict in Colombia. Amicus Curiae (sole amicus) challenging the compatibility with international law of Art. 24 (Command Responsibility) and Art.16 (Aiding and Abetting) (Corporate Responsibility) of Legislative Act No.1 of 2017.
- *Legal consequences of the separation of the Chagos Archipelago from Mauritius in 1965 (Request for Advisory Opinion)*, International Court of Justice (application to intervene) (for an international non-governmental organisation) (lead counsel) Application under Article 66 (2) of the ICJ Statute (the case is one of the most high profile cases concerning de-colonisation and territorial issues relating to the UK, currently pending before the ICJ).
- Commission for the Control of Files of INTERPOL- (lead counsel) (for the applicant) Successful application challenging a Red Notice on the grounds of breach of human rights (fair trial) under international law, in support of a multi-jurisdictional arbitration
- Successfully advising a party on diplomatic protection and the interaction of international human rights law (under the European Convention on Human Rights), international refugee law and extradition law in the context of a commercial dispute with a South American State.
- Successfully advising a party on a human rights application to Charter-based UN Special Rapporteurships.
- Advising on issues of self-determination, Statehood, and boundary delimitation to a government in Asia.

Public international law - English courts

- Monica acts and advises in all areas of public international law arising in the context of domestic disputes, often in the intersection between commercial law and public international law, as in cases where different areas of public international law appear to converge (or apparently to conflict), namely Human Rights, EU Law (and its application to human rights), Immunities, and International humanitarian law.
- Monica is developing a strong advisory practice on immunities involving Sovereign-State-related claims as well as diplomatic immunity. Concerning State immunity, Monica is developing particular expertise on enforcement immunity (in addition to jurisdictional immunity), in the context of enforcement of arbitral awards. Her forthcoming book, *Foreign State Immunity and Enforcement of Arbitral Awards in English Courts*, will be published by Oxford University Press in 2018. She also holds expertise in construing the State immunity Act 1978 and other domestic statutes by reference to International UK obligations, inter alia those under the European Convention on Human Rights and EU law.
- *Reyes v Al-Malki* [2015] IRLR 289 (Court of Appeal), Assisted Sir Daniel Bethlehem QC and Sudhanshu Swaroop QC in this test case concerning the interpretation of the Vienna Convention on Diplomatic Relations (VCDR), in particular whether Article 31(1) (c) of the VCDR excludes diplomatic immunity in the context of employment/human trafficking claims and whether this position is affected by Articles 4 or 6 of the European Convention on Human Rights. Monica's work in the case covered drafting substantive arguments on State immunity, diplomatic immunity, a review of all relevant Strasbourg jurisprudence, developing key arguments on treaty Interpretation under the Vienna Convention on the Law of Treaties (which included a thorough analysis of the Travaux Préparatoires of the VCDR) as well as a full review of US jurisprudence on diplomatic immunity and preparing arguments on the correct method for serving process on diplomats under English law.
- Instructed by a State to advise on its position on immunity and liabilities as guarantor on aircraft leasing contracts entered into by its national airline in the context of proceedings against the airline for alleged default in its contractual obligations; in particular, as to whether the guarantees it provided are "on demand" or a secondary liability, and on issues of State immunity under the 1978 State Immunity Act.
- Advising on State immunity in the context of enforcement of arbitral awards with a particular focus on the interrelation between substantive immunity matters and procedural issues.
- *Eloise Mukami Kimathi James Karanja Nyoro and others and the Foreign and Commonwealth Office ("The Kenyan Emergency Group Litigation")* Claim No HQ13XO2162 High Court of Justice (instructed by the Foreign and Commonwealth

Office) a multi-million pound claim alleging human rights violations against the Mau Mau, in Colonial Kenya during the Emergency Period between 1952 and 1961.

- Advising a party on possible judicial review grounds in the education sector, with discrimination elements under the Equality Act 2010.
- *The London Borough of Haringey (Wards Corner Regeneration Project) Compulsory Purchase Order 2016 Public Inquiry*, Appearing as lead counsel for market traders (objectors) in a three-week public inquiry into the compulsory purchase order sought in respect of the c.£100m redevelopment of the Seven Sisters market, during which she cross-examined both witnesses of fact and expert witnesses for two consecutive weeks. The case raises novel arguments under the Equality Act 2010 and human rights (right to property, non-discrimination, right to culture, minorities' rights), including under the International Covenant on Civil and Political Rights as carried out by common-law and statutory law. The Inspector's report is awaited.

Public international law - Amicus Curiae

- [*Amicus Curiae, before the Constitutional Court of Colombia*](#) – on the compatibility of Acto Legislativo No. 1 de 2017, Article 24 (Command Responsibility) and Article 16 (on individual criminal responsibility of third parties (aiding and abetting)), with international law (endorsed by The Law Society, and the international non-governmental organisations ABColombia and Colombian Caravana UK Lawyers Group).
- *Amicus Curiae, Bouterse case, Amsterdam Court of Appeals* – Joint Amicus Curiae brief with Professor John Dugard, former Special Rapporteur on Diplomatic Protection at the United Nations International Law Commission, relating to Netherlands' jurisdiction to prosecute extra-judicial killings and torture amounting to crimes against humanity in Surinam by former Dictator Desi Bouterse

Public international law - non-contentious matters

Fact-finding missions and training to foreign lawyers and diplomats

- Monica has participated in fact-finding missions to Guatemala (2015) and to Myanmar (2016). She has further carried out training for Diplomats in Guatemala (On Business and Human Rights in the energy sector) by invitation of the FCO, to foreign lawyers in South Africa (on international law in domestic courts), in Guatemala and Honduras (on arbitration, under the auspices of the FCO), and for Colombian lawyers (on international law in transitional justice).

Advising States

- Diplomatic Conference for the Establishment of an International Criminal Court. Rome, Italy
- Legal Adviser in International Human Rights Law and International Humanitarian Law for the Delegation of the Islamic Republic of Comoros Islands

Advising non-governmental organisations and academic institutions

- Prepared the Moot Court Case ("*The Case of AW v Landia*"), for the Moot Court Competition to mark the celebration of the 25th anniversary of the UN Convention on the Rights of the Child (CRC), to be judged on the final bench by H.E. Judge Joyce Aluoch of the ICC, H.E. Judge Flavia Lattanzi and H.E. Judge Mandiaye Niang of the UN ICTY. Commissioned by Leiden University, Law Department. (2014)
- Legal Opinion – In the Matter of the International Legal Implications of the Honduran Constitutional Statute on Special Development Regions ("*Regiones Especiales de Desarrollo*") jointly with Professor Guglielmo Verdirame, instructed by the Urbanisation Project Stern Business School, New York University. (June 2012)
- Prepared Expert Comments to the Final Report of the Independent Expert on the right to reparation for victims of gross violations of human rights and humanitarian law, Mr. Cherif Bassiouni on behalf of the Redress Trust. (2000)
- Worked on a draft paper of future International Law Commission area of codification and development: "The Effects of War on Treaty Obligations" under the supervision of Professor Hafner, member of the ILC. (2000)
- Prepared Comments on the International Law Commission Draft Articles on State Responsibility (secondary rules and Article 19) at the request of Prof. Bruno Simma, member of the ILC. (2000)

Private international law

As a pupil, Monica assisted Thomas Raphael QC (arguing the private international law aspects of the case for Actavis) in [Actavis UK v Eli Lilly](#) [2015] EWCA Civ 555, a multi-billion pound case before the Court of Appeal, raising issues of patent law across Europe as well as of private international law (a case concerning five jurisdictions), as Lilly argued that the conditions for negative declaratory relief were governed by the *lex causae* not the *lex fori*. Monica made a substantial contribution to the private international law arguments which secured Actavis winning its case on private international law, as the Court of Appeal concluded that the conditions for negative declaratory relief are procedural and governed by the *lex fori* under Rome II in its judgment, the lead judgment on this aspect of the new Rome II Regulation. (Areas of work in the case included Interpretation of Rome II/ *lex fori/lex causae* principle/interpretative principles/forum shopping/EU legislation/Academic commentary) Languages used: German/Spanish/English).

Monica has a keen interest in conflict of laws and extra-territorial torts:

As a pupil, Monica was involved in *Pedro Emiro Florez Arroyo and Equion Energia Limited (formerly known as BP Exploration Company (Colombia) (Ltd))* (In the matter of the Ocesa pipeline group litigation) before the Technology and Construction Court (on behalf of the claimants) (under the supervision of Sudhanshu Swaroop QC, led by Alex Layton QC) (a case brought by Colombian farmers claiming for environmental damage and damage to their land, caused by the construction of an oil pipeline, against BP, and decided by the English Courts under Colombian law). Described in the media as “one of the largest cases in environmental legal history”, the trial lasted five months.

During pupillage she also assisted Sudhanshu Swaroop QC on a conflict of laws case arising from a tort taking place overseas (Private International Law Act 1995, Rome II, and Brussels I) (details omitted required by confidentiality)

During pupillage she worked on a comparative analysis on issues concerning tort, private international law and corporate liability in the United States (under the Aliens Tort Act jurisprudence) and tort under English law.

Monica retains interest in cases raising issues of corporate liability for extra-territorial torts and cases alleging corporate complicity in human rights violations. Her public international law background enables her to effectively deal with act of state doctrine arguments in the context of extra-territorial violations. Her dual training in the common law and civil law systems allows her to feel comfortable handling cases arising from common law and civil law jurisdictions. Initially trained as an advocate in Latin America, and with over 15 years’ international experience in the region, Monica has particular interest in representing cases arising from Latin American jurisdictions. Her ability to handle evidence in the technical, legal, native language, has come as an advantage in her practice, especially in the representation of cases where the applicable law may be the law of such jurisdictions.

Energy and natural resources

- *Investment Arbitration under the Energy Charter Treaty* – Acting as Presiding Arbitrator in a multi-million-pound arbitration between a Sovereign State and an investor alleging breaches of the Energy Charter Treaty (details confidential).
- *Torres Strait Islanders case v Australia (UN Human Rights Committee)* – Acting for claimants in this ground-breaking case on climate change litigation under the International Covenant on Civil and Political Rights. Referred to as the ‘world first climate change human rights case’ by the media, the case has received worldwide attention with coverage from the New York Times, the Guardian, Aljazeera, CNN.
- [Pedro Emiro Florez Arroyo and others v Equion Energia Limited \(formerly known as BP Exploration Company \(Colombia\) Limited\)](#) [2016] EWHC 1699 (TCC) (on behalf of the claimants) – assisted Alex Layton QC on this case brought by Colombian farmers claiming for environmental damage and damage to their land, caused by the construction of an oil pipeline, against BP, and decided by the English Courts under Colombian law. Described in the media as “one of the largest cases in environmental legal history”, the trial lasted five months.
- *Camisea Gas Project (Peru)* – Advising on matters concerning exploration of gas in one of the largest undeveloped gas reserves in South America, the Camisea Gas Project, and the rights of indigenous populations in the Amazon (addressing considerations relating to the fragile biodiversity in the relevant Amazon jungle basin, rights of Indigenous Peoples in Voluntary Isolation and Initial Contact living in the area, and the legal status of territorial reserves, within the general framework of international law).
- *Mega hydro-electric project in Chiquimula (Guatemala)* – Acting as an expert on issues of human rights of Mayan communities, corporate responsibility and hydro-electric projects in Guatemala. As part of an expert delegation, Monica visited the region, met with all stakeholders and wrote a [report](#) on the situation with recommendations. The report addressed issues such as business and human rights good practices (UN Guiding Principles on Business and Human Rights), indigenous peoples’ rights, collective rights to property and their entitlements to land and natural resources, as well as the right to consultation in the context of large-scale investment.
- *Salween River Dams (Myanmar)* – Instructed as adviser on regulatory aspects (cross-over between public international law and energy and natural resources investment law) of a large-scale hydroelectric project on one of the longest

undammed rivers remaining in mainland Southeast Asia, in Myanmar. Monica acted as an expert on corporate due diligence practices under the UN Guiding Principles on Business and Human Rights; entitlements of local communities under international law, standards on the right to consultation; aspects to be addressed by EIAs, balancing rights between investment protection under a BIT and State duties under other treaty obligations, among others.

Monica has been a speaker on Energy in Investment Arbitration at different fora including at the Hong Kong Arbitration Week 2016 (“Energy disputes – lessons learnt in Europe and opportunities facing the Chinese energy market”), (representing the Bar) at Russian Law Week 2016 in London, and on “Renewable energy cases in investment treaty arbitration and before the European Court of Justice” at the Stockholm Chamber of Commerce at an event jointly organised by SCC, IBA and ICC.

Recent commentary on Energy disputes includes “ECT and Renewables – An Early Scorecard” (an analysis of recent jurisprudence in Europe under the Energy Charter Treaty) (Project Finance International Sept 21 2016), “South China Sea: Business as Usual?” on implications of the South China Sea case on the Energy Sector (New Law Journal, 7 Oct 2016), and a piece on Yukos (“Annulment of the Yukos award: a sore spot in Investment Arbitration?”). She is the author of a forthcoming piece on investment arbitration under the Energy Charter Treaty, on the Journal of World Investment and Trade. For her arbitration practice (including in the energy sector) see below.

International arbitration

Monica has been involved in both investment and commercial international arbitrations across a range of sectors (including the construction, telecommunications, energy and the garment sectors) governed by a variety of arbitration rules (ICSID, UNCITRAL, SIAC, ICC Rules) and applicable laws. She also acts and advises in Inter-State arbitration cases.

Inter-State arbitration

The Enrica Lexie Incident (Italy v India), an inter-State arbitration under Annex VII of UNCLOS. Permanent Court of Arbitration NO 2015-28 (See also Request for Provisional Measures, before the International Tribunal for the Law of the Sea (ITLOS)) – Monica developed the line of argumentation on individual human rights (due process safeguards under Article 9(2),14(3)(a), 9(1) under the ICCPR) [successfully pleaded on behalf of Italy](#). The case concerns an oil tanker flying the Italian flag, and India’s subsequent exercise of criminal jurisdiction over two Italian marines from the Italian Navy in respect of an incident concerning the killing of two Indian fishermen on board an Indian vessel. The case raises issues of immunity as well as human rights, within the broader framework of the law of the sea.

Commercial and Investment Arbitration

In Investment Arbitration, Monica has expertise on disputes both under multilateral treaties as well as Bilateral Investment Treaties (BITs) including ICSID and NAFTA arbitration and disputes under the Energy Charter Treaty. Monica brings to her Investment Arbitration practice a strong Public International Law foundation. She is experienced in addressing the inter-relationship between Bilateral Investment Treaties and Human Rights (and other competing treaty obligations to investment protection) in the context of BITs disputes, as well as “right to regulate” arguments both under BITs and Energy Charter Treaty claims.

Recent experience in Commercial and Investment Arbitration includes:

- *Investment Arbitration under the Energy Charter Treaty* – Acting as Presiding Arbitrator in a multi-million-pound arbitration with a seat in The Hague between a Sovereign State and an investor alleging breaches of the Energy Charter Treaty (details confidential).
- Involved in a commercial arbitration raising competition law issues, in the telecommunication sector, under ICC rules, seated in London.
- Advising a newly appointed administration in an Asian State on its BITs liabilities by reference to other conflicting duties under international law.
- Assisting the Tribunal in a commercial international arbitration arising from a JVA agreement in the garment industry, under the SIAC Rules, with seat in Singapore.
- Assisting the Tribunal in an Investment Arbitration case in the construction sector under the Turkish-Turkmenistan BIT.

Monica has lectured in the LCIL Executive Course on Investment Law and Arbitration, at the University of Cambridge, specifically on ‘Fair and Equitable Treatment & Full Protection and Security Standard in international investment law’.

She has been a speaker on Investment Arbitration at different fora including at the invitation of the UK Embassy in Central America and at Hong Kong Arbitration Week 2016 (“[Energy disputes – lessons learnt in Europe and opportunities facing the Chinese energy market](#)”); at the Stockholm Chamber of Commerce in an event jointly organised by SCC, IBA and ICC (“Renewable energy cases in investment treaty arbitration and before the European Court of Justice”); at Russian Law

Week 2016 (on enforcement of awards and State entities); and at Oxford University (on “Like Oil and Water? Human Rights in Investment Arbitration in the Wake of Philip Morris v Uruguay case”).

Recent commentary on Investment Arbitration topics includes a piece on Yukos (“[Annulment of the Yukos award: a sore spot in Investment Arbitration?](#)”), “ECT and Renewables – An Early Scorecard” (an analysis of recent jurisprudence in Europe under the Energy Charter Treaty), and a forthcoming piece on the Journal of World Investment and Trade.

She is a member of the Chartered Institute of Arbitrators and has recently been listed on the panel of arbitrators of SCC, ICC, and CRECIG (Comisión de Resolución de Conflictos de la Cámara de Industria de Guatemala).

Human rights

Monica brings to the Bar over 15 years of award-winning International litigation experience in human rights matters. She has expertise in the European system, Inter-American System and African system as well as in making representations before UN Human Rights Treaty-based-bodies (*inter alia* CAT (Committee Against Torture), UN Human Rights Committee, CESCR, CEDAW, CRC) and Charter-based bodies (Rapporteurships and Working Groups including the Working Group on Arbitration Detention, and the Working Group on Enforced Disappearances), which built on her previous experience teaching Public International Law as teaching assistant to H.E. Judge Christopher Greenwood and lecturing on subjects of her expertise at LLM level, at the LSE.

Monica’s international litigation work before human rights organs has covered the full spectrum of human rights: from security of person, the right to privacy, non discrimination and due process (on civil, administrative and criminal cases) to the rights of the child, gender justice, prisoners’ rights and the protection of the right to life and freedom from torture in the context of mass atrocities. Whereas some of the issues she has dealt with have arisen from societies in times of peace, she has wide experience litigating human rights violations taking place in the context of armed conflicts or raising issues of international humanitarian law. She has particular expertise in the area of command responsibility.

Monica has experience in the investigation of violations of the right to life in the context of counterinsurgency operations, police operations, death under custody and crowd control, and expertise in dealing with cases of mass violations of the right to life of civilians based on alleged direct participation in hostilities. She has experience working with complex forensic evidence requiring specialised knowledge on a wide range of weapons, ammunition and gases (such as white phosphorous gases) and their impact on human targets both in closed and open environments. She has extensive experience dealing with large-scale cases of torture and its investigation under international standards.

Monica has proven, tested experience in successfully running novel points of law and obtaining groundbreaking decisions. She has used her strong academic foundation in all core areas of Public International Law such as Sources, Treaty law, Jurisdiction, State Responsibility, and her practical previous experience working in large, complex cases before international tribunals (ICTY and ICJ), to successfully represent human rights claims. She has particular experience in dealing with the interface of different areas of public international law (such as immunities/human rights; international human rights law/international humanitarian law; human rights/international refugee law; human rights *ius ad bellum/ius in bellum*) in human rights litigation.

As a world expert in the Inter-American system, Monica has particular interest in *duty to investigate* cases (e.g. such as in the context of inquests and enquiries), before English courts, including cases raising extra-territorial issues, concerning massacres or violations taking place abroad. The Inter-American system has produced most of the jurisprudence on the duty to investigate often relied on by the European Court of Human Rights and the UK Supreme Court in deciding cases raising Article 2 of the European Convention. Monica is interested both in extra-territorial cases raising *temporal* issues under the right to investigate, as well as *territorial* issues, namely the scope of extraterritorial jurisdiction and the duty to investigate.

Monica also welcomes instructions raising complex jurisdictional public international law matters (such as those raised by extraordinary rendition cases), *acts of state doctrine*, non-justiciability, and universal jurisdiction.

International cases

- *Case Concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v. Serbia and Montenegro)*, International Court of Justice. Advising the International Court of Justice on substantive and procedural matters (applicable standards) in relation to Genocide and State Responsibility under the UN Genocide Convention as opposed to individual criminal responsibility standards, and assisting with the legal analysis of evidence (over 700 witness’ statements) in the case.
- *LaGrand Case, (Federal Republic of Germany v United States of America)*, International Court of Justice. Advising Counsel for Germany, Professor Bruno Simma; developed successful lines of argumentation on the right to consular assistance and its relation to human rights which set a new precedent in the interpretation of the Vienna Convention on Consular Relations.

- *Communication No 868/1999: Philippines*, 11/11/2003, United Nations Human Rights Committee. Adviser to the Redress Trust, representing the claimant.
- Advising on jurisdictional and substantive issues arising from a death penalty case before the Inter-American Commission on Human Rights, relating to a Caribbean State
- *Case of the Gomez Paquiyauri Brothers v Peru*, Judgment of July 8, 2004 (Series C: Decisions and Judgments No. 110), before the Inter-American Court of Human Rights – Sole Counsel to the claimants. Successfully representing a case concerning the arbitrary detention, torture and extra-judicial execution of two minors in the context of anti-terrorist police operations under states of emergency, securing a \$740,500,000 reparation award. First international case on the protection of children in times of internal armed conflict; precedent on opposing the use of Ad Hoc Judges in individual contentious cases before the Inter-American Court, which led to the elimination of Ad Hoc Judges in individual petitions before the Inter-American Court in 2009.
- *Case of the Miguel Castro Castro Prison Massacre v Peru*, Judgment of November 25, 2006 (Series C: Decisions and Judgments No 160), before the Inter-American Court of Human Rights. Lead Counsel acting for 800 victims. Successfully representing a multi-million dollar landmark case on the protection of persons in detention. First international human rights case in which an international court ordered the prosecution of a former Head of State for crimes against humanity and held the State's duty to take all judicial and diplomatic steps for that purpose (seeking extradition). Precedent on torture practices to include falanga beatings, electro- shocks with batons, use of unmuzzled dogs in prisons against detainees, prolonged incommunicado detention, positional torture, blunt beatings following different methodologies, manipulation of sleep patterns, deprivation of water, deprivation of natural light, denial of exercise, denial of access to books and of work, enforced hunger and denial of medical attention, among others. First international binding case on violence against women in the Latin America region under the Convention on the Prevention, Punishment and Eradication of Violence against Women ("Convention of Belem do Pará").
- *Bouterse case, Amsterdam Court of Appeals* – Joint Amicus Curiae brief with Professor John Dugard, former Special Rapporteur on Diplomatic Protection at the United Nations International Law Commission, relating to Netherlands' jurisdiction to prosecute extra-judicial killings and torture amounting to crimes against humanity in Surinam by former Dictator Desi Bouterse
- *Communication No 2034/2011 v. Canada* before the United Nations Human Rights Committee, under the International Covenant on Civil and Political Rights, sole counsel to the Claimants (Concerning fair trial in administrative proceedings related to zoning-law in Toronto, non-discrimination, right to privacy)
- *Case of J v. Peru* Preliminary Objection, merits, reparations and costs. Judgment of November 27, 2013. Series C No 175 Inter-American Court of Human Rights, lead counsel to the Claimant. Successfully represented a case of State international Responsibility for arbitrary detention and violations of fair trial, torture and right to privacy.
- *Gareth Henry v. Jamaica*, before the Inter-American Commission on Human Rights. Adviser to the Claimant (A non-discrimination case, challenging a law criminalising all forms of consensual sexual activity between adult males; potentially to change criminal law legislation in Jamaica.)
- *The Enrica Lexie Incident (Italy v India)*, (for the Claimant) Assisted Guglielmo Verdirame in this inter-State arbitration under Annex VII of UNCLOS. Permanent Court of Arbitration NO 2015-28 (See also Request for Provisional Measures, before the International Tribunal for the Law of the Sea (ITLOS)). Monica developed the successful line of argumentation on individual human rights (due process safeguards under Article 9(2), 14(3)(a), 9(1) under the ICCPR) pleaded by counsel on behalf of the Republic of Italy. The case concerns an oil tanker flying the Italian flag, and India's subsequent exercise of criminal jurisdiction over two Italian marines from the Italian Navy in respect of an incident concerning the killing of two Indian fishermen on board an Indian vessel.. The case raises issues of immunity as well as human rights, within the broader framework of the law of the sea.
- Currently instructed as lead counsel on a ground-breaking multiparty claim before the UN CEDAWCommittee concerning mass rape, impunity for atrocities, and other serious violations against women and girls in the context of internal armed conflict arising from an African jurisdiction (acting for the claimants).
- Advising on a third party intervention on public international law aspects of a claim before the Hong Kong Court of Appeal (advising the intervenor).
- Successfully advising a party on a human rights application to Charter-based UN Special Rapporteurships.
- [*Case regarding the Constitutionality of Legislative Act No 1, 2017*](#) (Expediente RPZ-003), Constitutional Court of Colombia, which establishes the Special Jurisdiction for Peace to prosecute crimes during the internal armed conflict in Colombia. Amicus Curiae (sole amicus) challenging the compatibility with international law of Art. 24 (Command Responsibility) and Art. 16 (Aiding and Abetting) (Corporate Responsibility) of Legislative Act No. 1 of 2017.
- Successfully advising a party on diplomatic protection and the interaction of international human rights law (under the European Convention on Human Rights), international refugee law and extradition law in the context of a commercial dispute with a South American State.
- Commission for the Control of Files of INTERPOL – (lead counsel) (for the applicant) Successful application challenging a Red Notice on the grounds of breach of human rights (fair trial) under international law, in support of a multi-jurisdictional arbitration.

Domestic cases

- *Reyes v Al-Malki* [2015] IRLR 289 (Court of Appeal), assisted Sir Daniel Bethlehem QC and Sudhanshu Swaroop QC in this test case concerning the interpretation of the Vienna Convention on Diplomatic Relations (VCDR), in particular whether Article 31(1) (c) of the VCDR exclude diplomatic immunity in the context of employment/human trafficking claims and whether this position is affected by Articles 4 or 6 of the European Convention on Human Rights. Monica's work in the case covered drafting substantive arguments on State immunity, diplomatic immunity, rights under the European Convention on Human Rights addressing all relevant Strasbourg jurisprudence.
- Currently instructed in *Eloise Mukami Kimathi James Karanja Nyoro and others and the Foreign and Commonwealth Office ("The Kenyan Emergency Group Litigation")* Claim No HQ13XO2162 High Court of Justice (instructed by the Foreign and Commonwealth Office) a multi-million pound claim alleging human rights violations against the Mau Mau, in Colonial Kenya during the Emergency Period between 1952 and 1961.
- Advising a party on possible judicial review grounds in the education sector, with discrimination elements under the Equality Act 2010.
- *The London Borough of Haringey (Wards Corner Regeneration Project) Compulsory Purchase Order 2016 Public Inquiry*, Appearing as lead counsel for 35 market traders (objectors) in a three-week public inquiry into the compulsory purchase order sought in respect of the c.£100m redevelopment of the Seven Sisters market, during which she cross-examined both witnesses of fact and expert witnesses for two consecutive weeks. The case raises novel arguments under the Equality Act 2010 and human rights (right to property, non-discrimination, right to culture, minorities' rights), including under the International Covenant on Civil and Political Rights as carried out by common-law and statutory law. The Inspector's report is awaited.

International criminal law

- *Prosecutor v Timohir Blaskic*, International Criminal Tribunal for the Former Yugoslavia (Chamber Trial I). Advising Trial Chamber I under the Presidency of H.E. Judge Claude Jorda, on the applicable law in connection to command responsibility under international law in preparation of a judgment in the case, of the highest-ranking officer at that time to be tried by the ICTY.
- *Case Concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v Serbia and Montenegro)*, International Court of Justice. Advising the International Court of Justice on substantive and procedural matters (applicable standards) in relation to Genocide and State Responsibility under the UN Genocide Convention as opposed to individual criminal responsibility standards, and assisting with the legal analysis of evidence (over 700 witness' statements) in the case.
- *Bouterse case*, Amsterdam Court of Appeals – Joint Amicus Curiae brief with Professor John Dugard, former Special Rapporteur on Diplomatic Protection at the United Nations International Law Commission, relating to Netherlands' jurisdiction to prosecute extra-judicial killings and torture amounting to crimes against humanity in Surinam by former Dictator Desi Bouterse.
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- Currently instructed as lead counsel on a ground-breaking multiparty claim before the UN CEDAW Committee concerning mass rape, impunity for atrocities, and other serious violations against women and girls in the context of internal armed conflict arising from an African jurisdiction (acting for the claimants).

Aviation

Monica's practice in aviation law lies at the confluence of aviation and public international law. She is very experienced advising on reparation in cases of airplane downings (including cases where the interests of several States are involved) and on the interpretation of multilateral air law treaties including the Convention on International Civil Aviation ('The Chicago Convention') and the Montreal Convention. Recent advice in this area includes:

- Advising a Sovereign State on the interpretation of the Montreal Convention and other reparation mechanisms under International law in a case of downing by a missile
- Advising a Sovereign State on different headings of reparation and the notion of next-of-kin under international law in

aircraft downings

- Advising on the immunity of aircrafts carrying royal families (state-owned aircrafts and non state-owned aircrafts)
- Advising a Sovereign State on the nature of sovereign guarantees in commercial contracts relating to the leasing of aircrafts for a state-owned national airline.

Recommendations

An expert in public international law, particularly in relation to international organisations and privileges and immunities. [The Legal 500 UK Bar 2020](#)

Her work is a stroke of genius.

Very experienced in international criminal law matters. [The Legal 500 UK Bar 2020](#)

She is outstanding.

She astutely combines vast knowledge of human rights and international environmental law with great advocacy skills. [The Legal 500 UK Bar 2020](#)

Her practice is centred around international crime matters. [The Legal 500 UK Bar 2019](#)

A delight to work with.

She has superb attention to detail.

Monica Fera-Tinta's Hot 100 ranking is the only latest of many garlands awarded to her in a sparkling career spanning many countries. [The Lawyer Hot 100](#)