

2019 Current Fiscal Year Report: Advisory Committee on International Law

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1. Department or Agency		2. Fiscal Year	
Department of State		2019	
3. Committee or Subcommittee		3b. GSA Committee No.	
Advisory Committee on International Law		660	
4. Is this New During Fiscal Year?	5. Current Charter	6. Expected Renewal Date	7. Expected Term Date
No	04/16/2018	04/16/2020	
8a. Was Terminated During FiscalYear?	8b. Specific Termination Authority	8c. Actual Term Date	
No	22 U.S.C. 2656		
9. Agency Recommendation for Next FiscalYear	10a. Legislation Req to Terminate?	10b. Legislation Pending?	
Continue	No	Not Applicable	
11. Establishment Authority	Agency Authority		
12. Specific Establishment Authority	13. Effective Date	14. Committee Type	14c. Presidential?
22 U.S.C. 2656	08/22/1986	Continuing	No
15. Description of Committee	National Policy Issue Advisory Board		
16a. Total Number of Reports	No Reports for this FiscalYear		
17a. Open Meetings and Dates	17b. Closed	17c. Partially Closed	Other Activities
No Meetings	0	0	0

	Current FY	Next FY
18a(1). Personnel Pmts to Non-Federal Members	\$0.00	\$0.00
18a(2). Personnel Pmts to Federal Members	\$0.00	\$0.00
18a(3). Personnel Pmts to Federal Staff	\$13,500.00	\$13,500.00
18a(4). Personnel Pmts to Non-Member Consultants	\$0.00	\$0.00
18b(1). Travel and Per Diem to Non-Federal Members	\$0.00	\$0.00
18b(2). Travel and Per Diem to Federal Members	\$0.00	\$0.00
18b(3). Travel and Per Diem to Federal Staff	\$0.00	\$0.00
18b(4). Travel and Per Diem to Non-member Consultants	\$0.00	\$0.00
18c. Other(rents,user charges, graphics, printing, mail, etc.)	\$151.00	\$302.00
18d. Total	\$13,651.00	\$13,802.00

20a. How does the Committee accomplish its purpose?

During FY 2019, the Committee once again provided a valuable forum for a lively exchange of views on U.S. policy on important international law issues. The Committee continued to produce spirited and open discussion among leading U.S. international law experts, giving the Legal Adviser and Office of the Legal Adviser attorneys useful observations concerning their analyses of current issues, providing alternative views, and flagging potential problems. These exchanges also gave Committee members – leading international lawyers – a better understanding of the Government's concerns and objectives. During FY 2019, the Committee considered various issues relating to international law. Committee members provided comments and insights that aided in structuring the U.S. analyses and approaches on these current topics involving vital U.S. interests. The Committee's discussions on these matters with the Legal Adviser and Office of the Legal Adviser attorneys enhanced their legal advice to the Secretary of State and the Department of State.

20b. How does the Committee balance its membership?

The Committee's membership is composed of (i) former Legal Advisers; (ii) members of the private bar; and (iii) law school faculty members and representatives of professional associations focused on international law. Members reflect a variety of political viewpoints. Committee members are leaders or active participants in national and influential bar associations or other professional societies. Their participation in the Committee allows the U.S. Government not only to ascertain the views of these organizations but also to ensure that United States Government positions are effectively disseminated to leading members of the U.S. international law community.

20c. How frequent and relevant are the Committee Meetings?

The Committee generally meets twice a year. The Legal Adviser, Acting Legal Adviser, or Principal Deputy Legal Adviser calls meetings of the Committee to obtain the Committee's views in light of pending issues. During FY 2020, there will likely be a continued need for the Committee's consultation on current issues.

20d. Why can't the advice or information this committee provides be obtained elsewhere?

The Committee's membership includes former State Department Legal Advisers and many of the nation's outstanding academics and practitioners in the field of public international law. Together, the Committee members constitute a unique reservoir of experience and expertise in international law and foreign policy. The exchanges among

the Committee members – as well as between the members, the Legal Adviser, and Office of the Legal Adviser attorneys – could not be duplicated; the openness and candor of members' advice, elicited during their interactions, is unparalleled. Moreover, the time and resources the Legal Adviser and Office of the Legal Adviser attorneys save by soliciting such views through Committee meetings are considerable. The members are generous in giving their unremunerated time and advice to the Department through the Committee.

20e. Why is it necessary to close and/or partially closed committee meetings?

N/A

21. Remarks

The Committee does not provide formal recommendations, and thus does not generate any reports. All members are recognized experts in international law. Meetings are held in order to give them an opportunity to comment and offer suggestions or insights to the Legal Adviser and Office of the Legal Adviser attorneys on international legal challenges currently being addressed. Costs are incurred to plan and manage the meetings and prepare relevant background materials for members and attendees.

Designated Federal Officer

Alison R. Welcher Attorney Adviser

Committee Members	Start	End	Occupation	Member Designation
Amirfar, Catherine	08/25/2018	04/16/2020	Partner, Debevoise & Plimpton	Special Government Employee (SGE) Member
Anaya, James	08/25/2018	04/16/2020	Professor, Univ. of Arizona College of Law	Special Government Employee (SGE) Member
Aswad, Evelyn	08/25/2018	04/16/2020	Professor, Univ. of Oklahoma College of Law	Special Government Employee (SGE) Member
Bellinger, John	08/25/2018	04/16/2020	Partner, Arnold & Porter LLP	Special Government Employee (SGE) Member
Bethlehem, Daniel	08/25/2018	04/16/2020	Law Professor & Barrister	Representative Member
Bodansky, Daniel	08/25/2018	04/16/2020	Professor, Arizona State Univ. College of Law	Special Government Employee (SGE) Member
Bradley, Curtis	08/25/2018	04/16/2020	Professor, Duke Law School	Special Government Employee (SGE) Member
Cleveland, Sarah	08/25/2018	04/16/2020	Professor, Columbia Law School	Special Government Employee (SGE) Member
Damrosch, Lori	08/25/2018	04/16/2020	Professor, Columbia Law School	Special Government Employee (SGE) Member
Deeks, Ashley	08/25/2018	04/16/2020	Associate Professor of Law, Univ. of Virginia School of Law	Special Government Employee (SGE) Member
Dodge, William	08/25/2018	04/16/2020	Law Professor, University of California, Hastings College of the Law	Special Government Employee (SGE) Member
Donovan, Donald	08/25/2018	04/16/2020	Partner, Debevoise & Plimpton	Special Government Employee (SGE) Member

Egan, Brian	08/25/2018	04/16/2020	Partner, Steptoe & Johnson LLP	Special Government Employee (SGE) Member
Goodman, Ryan	08/25/2018	04/16/2020	Professor, New York University School of Law	Special Government Employee (SGE) Member
Hathaway, Oona	08/25/2018	04/16/2020	Professor, Yale Law School	Special Government Employee (SGE) Member
Jinks, Derek	08/25/2018	04/16/2020	Professor, Univ. of Texas School of Law	Special Government Employee (SGE) Member
Koh, Harold	08/25/2018	04/16/2020	Professor, Yale Law School	Special Government Employee (SGE) Member
Low, Lucinda	08/25/2018	04/16/2020	Partner, Steptoe & Johnson LLP	Special Government Employee (SGE) Member
Lutz, Robert	08/25/2018	04/16/2020	Professor, Southwestern Law School	Representative Member
Martinez, Jenny	08/25/2018	04/16/2020	Professor, Stanford Law School	Special Government Employee (SGE) Member
Matheson, Michael	08/25/2018	04/16/2020	Professor, George Washington Univ. Law School	Special Government Employee (SGE) Member
Nafziger, James	08/25/2018	04/16/2020	Professor, Willamette Univ. College of Law	Special Government Employee (SGE) Member
Neuman, Gerald	08/25/2018	04/16/2020	Professor, Harvard Law School	Special Government Employee (SGE) Member
Newstead, Jennifer	01/05/2018	04/16/2020	Legal Adviser	Regular Government Employee (RGE) Member
Oxman, Bernard	08/25/2018	04/16/2020	Professor, Univ. of Miami School of Law	Special Government Employee (SGE) Member
Ratner, Steven	08/25/2018	04/16/2020	Professor, Univ. of Michigan Law School	Special Government Employee (SGE) Member
Robinson, Davis	08/25/2018	04/16/2020	Senior Counsel, Crowell & Moring LLP	Special Government Employee (SGE) Member
Schmitt, Michael	08/25/2018	04/16/2020	Director, Stockton Center for the Study of International Law	Regular Government Employee (RGE) Member
Smith, Jeffrey	08/25/2018	04/16/2020	Partner, Arnold & Porter Kaye Scholer	Special Government Employee (SGE) Member
Sofaer, Abraham	08/25/2018	04/16/2020	George P. Shultz Senior Fellow in Foreign Policy & National Security Affairs, Hoover Institution, Stanford University	Special Government Employee (SGE) Member
Stromseth, Jane	08/25/2018	04/16/2020	Professor, Georgetown Law	Special Government Employee (SGE) Member
Swaine, Edward	08/25/2018	04/16/2020	Professor, George Washington Univ. Law School	Special Government Employee (SGE) Member
Taft, William	08/25/2018	04/16/2020	Of Counsel, Fried, Frank, Harris, Shriver & Jacobson LLP	Special Government Employee (SGE) Member
Thomas, Chantal	08/25/2018	04/16/2020	Professor, Cornell Law School	Special Government Employee (SGE) Member
Van Schaack, Beth	08/25/2018	04/16/2020	Leah Kaplan Visiting Professor in Human Rights at Stanford Law School	Special Government Employee (SGE) Member
Wedgwood, Ruth	08/25/2018	04/16/2020	Professor, Johns Hopkins School of Adv. Intl. Studies	Special Government Employee (SGE) Member
Williamson, Edwin	08/25/2018	04/16/2020	Of Counsel, Sullivan & Cromwell LLP	Special Government Employee (SGE) Member

Number of Committee Members Listed: 37

Narrative Description

The Committee provides a valuable forum for a lively exchange of views on U.S. policy on

important international law issues. Committee meetings continue to produce spirited and open discussion among leading U.S. international law experts, giving the Legal Adviser and Office of the Legal Adviser attorneys useful observations concerning their analyses of current issues, providing alternative views, and flagging potential problems. These exchanges also gave Committee members – leading U.S. international lawyers – a much better understanding of the Government's concerns and objectives. Committee members thoughtfully discuss relevant issues, providing comments and insights that aid in structuring the U.S. analyses and approaches on current topics involving vital U.S. interests. The Committee's advice to the Legal Adviser and Office of the Legal Adviser attorneys enhances their legal advice to the Secretary of State and the Department of State and benefited U.S. policy on important legal issues. The Committee's membership comprises members of the private bar and private companies, as well as law school faculty members and representatives of professional associations. Members reflect a variety of political viewpoints. Committee members are leaders or active participants in national and influential bar associations or other professional societies. Their participation in the Committee allows the U.S. Government not only to ascertain the views of these organizations but also to ensure that U.S. Government positions are effectively disseminated to leading members of the U.S. international law community.

What are the most significant program outcomes associated with this committee?

Checked if Applies

- Improvements to health or safety
- Trust in government
- Major policy changes
- Advance in scientific research
- Effective grant making
- Improved service delivery
- Increased customer satisfaction
- Implementation of laws or regulatory requirements
- Other

Outcome Comments

Not Applicable

What are the cost savings associated with this committee?

Checked if Applies

- None
- Unable to Determine
- Under \$100,000

\$100,000 - \$500,000

\$500,001 - \$1,000,000

\$1,000,001 - \$5,000,000

\$5,000,001 - \$10,000,000

Over \$10,000,000

Cost Savings Other

Cost Savings Comments

The advice, perspective, and experience provided by Committee members cannot be quantified.

What is the approximate Number of recommendations produced by this committee for the life of the committee?

0

Number of Recommendations Comments

Committee members are not asked for formal recommendations as a Committee, and therefore do not provide consensus recommendations.

What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?

0%

% of Recommendations Fully Implemented Comments

Because there have been no formal recommendations, none have been implemented.

What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?

0%

% of Recommendations Partially Implemented Comments

Because there have been no formal recommendations, none have been partially implemented.

Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?

Yes No Not Applicable

Agency Feedback Comments

Not Applicable

What other actions has the agency taken as a result of the committee's advice or recommendation?

	Checked if Applies
Reorganized Priorities	<input type="checkbox"/>
Reallocated resources	<input type="checkbox"/>
Issued new regulation	<input type="checkbox"/>
Proposed legislation	<input type="checkbox"/>
Approved grants or other payments	<input type="checkbox"/>
Other	<input type="checkbox"/>

Action Comments

Because there have been no formal recommendations, no actions have been taken as a result. The views of the Committee are taken into account, however.

Is the Committee engaged in the review of applications for grants?

No

Grant Review Comments

Not Applicable

How is access provided to the information for the Committee's documentation?

	Checked if Applies
Contact DFO	<input checked="" type="checkbox"/>
Online Agency Web Site	<input checked="" type="checkbox"/>
Online Committee Web Site	<input type="checkbox"/>
Online GSA FACA Web Site	<input checked="" type="checkbox"/>
Publications	<input type="checkbox"/>
Other	<input type="checkbox"/>

Access Comments

The Advisory Committee on International Law does not publish reports. Please contact the DFO for additional information regarding the Committee.