

Dr Katherine Fallah

Barrister, 6 St James Hall Chambers
Sessional Lecturer, Australian National University

Publications

JOURNAL ARTICLES

- Katherine Fallah and Ntina Tzouvala, 'Deploying Race, Employing Force: "African Mercenaries" and the 2011 NATO Intervention in Libya' (2021) 67(6) *UCLA Law Review* 1580–1609
- Katherine Fallah, 'Re *Georgio*: An Intimate Account of Transgender Interactions with Law and Society' (2017) 5(1) *Griffith Journal of Law and Human Dignity* 6–39
- Katherine Fallah, 'Corporate Actors: The Legal Status of Mercenaries in Armed Conflict' (2006) 88(863) *International Review of the Red Cross* 599–611
- Katherine Fallah, 'Perpetrators and Victims: Prosecuting Children for the Commission of International Crimes' (2006) 14(1) *African Journal of International and Comparative Law* 83–103

BOOK CHAPTERS

- Katherine Fallah, 'Regulating Private Military and Security Contractors in Armed Conflicts' in Sabelo Gumedze (ed), *Private Security in Africa: Manifestation, Challenges and Regulation* (2007, Institute for Security Studies, South Africa) 97–123

BOOK REVIEWS

- Katherine Fallah, 'Gender and the Genocide in Rwanda: Women as Rescuers and Perpetrators by SE Brown' (2019) 8(1) *State Crime Journal* 135–139

CONFERENCE PAPERS

- Katherine Fallah, 'From Luanda to Malabo: International Criminal Law and the Prosecution of Mercenary Violence' (paper presented at the 8th Annual Australian International Criminal Law Workshop, *Catching Up on Three Years of International Criminal Justice*, UNSW Faculty of Law and Justice, Sydney, November 2022)
- Katherine Fallah, "'Write a Cheque, End a War": Race, Capital, and the Push to Privatised Peacekeeping'" (paper presented at *Between Race and Capitalism: Understanding 21st Century International Law*, Melbourne Law School, March 2020)
- Katherine Fallah and Ntina Tzouvala, 'Deploying Race in the Defence of "Humanity": The 2011 Intervention in Libya and "African Mercenaries"' (paper presented at the *UCLA Law Review Symposium: Transnational Legal Discourse on Race and Power*, UCLA School of Law, Los Angeles, January 2020)
- Katherine Fallah, 'Strangers with Knives Between Their Teeth: Mercenarism's Escape from the Turn to Criminalisation in International Law' (paper presented at the *Third World Approaches to International Law Conference*, National University of Singapore, July 2018)
- Katherine Fallah, 'Humanitarians and the Production of Corporate Violence on the Battlefield: A Provocation in Four Frames' (paper presented at the conference on *Corporate Power in Global Society II*, Harvard Law School, Cambridge, June 2018)
- Katherine Fallah, 'Legal Narratives of Armed Conflict: Framing the Soldier' (panel convened at *IGLP: The Conference*, Institute of Global Law and Policy, Harvard Law School, Cambridge, June 2018)

- Katherine Fallah, 'Private Military Contractor Regulation and the "Muscle Trade" in Asia, Africa and the Pacific: Hidden Narratives of Contractor Vulnerability and Exploitation' (paper presented at the Harvard Law School Institute for Global Law and Policy Scholars Workshop, Bangkok, 2018)
- Katherine Fallah, 'Waltz with Al-Bashir: How South Africa's Litigation Disrupts Dominant Narratives of the ICC's "Africa Problem"' (paper presented at the 5th Australian International Criminal Law Workshop, *Where Are We Now? Looking Forward to the 20th Anniversary of the Rome Statute*, Melbourne Law School, Melbourne, 2017)
- Katherine Fallah, 'Making War and Making Law: The Corporation in the Global Regulation of Military Violence' (paper presented at the conference on *Corporate Power in Global Society: Explication, Critique, Engagement, and Resistance*, Harvard Law School, Cambridge, 2014)
- Katherine Fallah, 'Performing the Ceremonies of Law: Quasi-Legal Accountability Measures as Legitimation Bids' (paper presented at the Law and Boundaries / *Droit et Limites* conference, Sciences Po Law School, Paris, 2014)
- Katherine Fallah, 'Corporate Construction of "Humanitarianism": The Regulatory Impact of Self-Characterization of the Private Military Industry' (paper presented at *IGLP: The Conference*, Institute for Global Law and Policy, Harvard Law School, Cambridge, 2013)
- Katherine Fallah, 'Constructing the "Humanitarian": The Regulatory Impact of Self-Characterisation of the Private Military Industry' (paper presented at the conference on *Power, Privilege, and the Pursuit of Justice: Legal Challenges in Precarious Times*, Law and Society Association, Boston, 2013)
- Katherine Fallah, 'Private Military Contractors and the Construction of "Humanitarianism"' (paper presented at the Legal Research 3 Conference, Sydney Law School, Sydney, 2013)
- Katherine Fallah, 'Private Military Violence and the Inner Boundaries of International Law: Reading "Unjust Combatancy" Theories Alongside the *Jus ad Bellum / Jus in Bello* Distinction' (paper presented at the Conference on Law and Boundaries / *Droit et Limites*, Sciences Po Law School, Paris, 2012)
- Katherine Fallah, 'International Law and the Right of Self-Defence', (paper presented at the Centre for International and Public Law and Australian Centre for Military Law and Justice Forum, *Tampa and 9/11: Ten Years On – Reflections on Developments in International Law*, Australian National University, Canberra, 2011)
- Katherine Fallah, 'Strangers with Knives between their Teeth: The Relationship between International Law and Domestic Efforts to Outlaw Mercenary Activity in Africa' (paper presented at the Institute for International and Comparative Law in Africa Research Discussion Series, University of Pretoria, 2011)
- Katherine Fallah, 'Citizen Soldiers and Alien Outlaws: National Membership and the Transformation of Military Violence' (paper presented at the Fourth Global Conference on Pluralism, Inclusion and Citizenship, Salzburg, 2008)
- Katherine Fallah, 'Criminalising Mercenarism in Africa: Legal Challenges and Options for Reform' (paper presented at the *Conference on the Elimination of Mercenarism in Africa*, African Union Headquarters, Addis Ababa, 2008)
- Katherine Fallah, 'Regulating Private Security Contractors in Armed Conflict: International Humanitarian Law and the Principle of Distinction' (paper presented at the *Conference on the Regulation of the Private Security Sector in Africa*, Institute for Security Studies, Pretoria, 2007)
- Katherine Fallah, 'Terrorism and the Rule of Law: How American Exceptionalism in Guantánamo Undermines the Legal Protection of Private Military Contractors in Iraq' (paper presented at the Australasian Law and Society Conference, *Right or Racket? The Protection of Law*, University of Wollongong, 2006)
- Katherine Fallah, 'Straining at the Periphery? International Humanitarian Law and its Application to the Private Military Industry in Iraq' (paper presented at the Emergence of Customary International Humanitarian Law Conference, Flinders University, Adelaide, 2006)

INVITED SEMINARS AND PUBLIC ADDRESSES

- Katherine Fallah, 'Framing the Mercenary in International Law', Laureate Program in International Law Speaker Series, Melbourne Law School (5 December 2019)
- Katherine Fallah, 'Humanitarians, the Private Military Industry and the Consolidation of Corporate Power on the Battlefield', Centre for Critical International Law ('CeCIL') Speaker Series, Kent Law School (20 November 2018)
- Katherine Fallah, 'Abuse of Manus Detainees by Private Security Contractors', presentation delivered at the *Manus Island Attack Panel and Q&A* for the Brennan Project, UTS Law, Sydney (13 March 2014)
- Katherine Fallah, 'Montreux Negotiations: Oversight Mechanism for the International Code of Conduct for Private Security Service Providers,' presentation delivered at meeting of the NSW International Humanitarian Law Committee of the Australian Red Cross, Sydney (8 April 2013)
- Katherine Fallah, Seminar on the Accountability of Private Military Contractors, AusAID Training Programme for Senior Delegates of the Iraqi Ministries of Human Rights and the Interior, Sydney (18 October 2007, 11 March 2008, 12 August 2008 and 9 February 2009)
- Katherine Fallah, 'At War with the Rule of Law: Guantánamo, Iraq and Legal Black Holes' (address delivered at the Racism, Guantanamo Bay and the War on Terror Forum, University of Sydney, 15 March 2007)

CDP PRESENTATIONS

- 'Reflections on Recent Rulings: The Bernard Collaery Proceedings', Maurice Byers Chambers Speaker Series, Sydney (28 October 2021)

OPINION PIECES

- Katherine Fallah, 'If G4S is to Blame for Manus Violence, the Government has Blood on Its Hands', *The Guardian*, 28 February 2014
- Katherine Fallah, 'A Dismissal Is Not An Acquittal', *New Matilda*, 28 January 2010
- Katherine Fallah, 'When Self-Regulation Means a Licence to Kill', *Sydney Morning Herald* and *Brisbane Times*, 25 September 2007