

Audio-visuelle Dokumente in der Vergangenheitsarbeit

Entwicklungen, Nutzen, Herausforderungen

27. Oktober 2016, Memorativ Kolloquium 2016

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Dealing with the Past

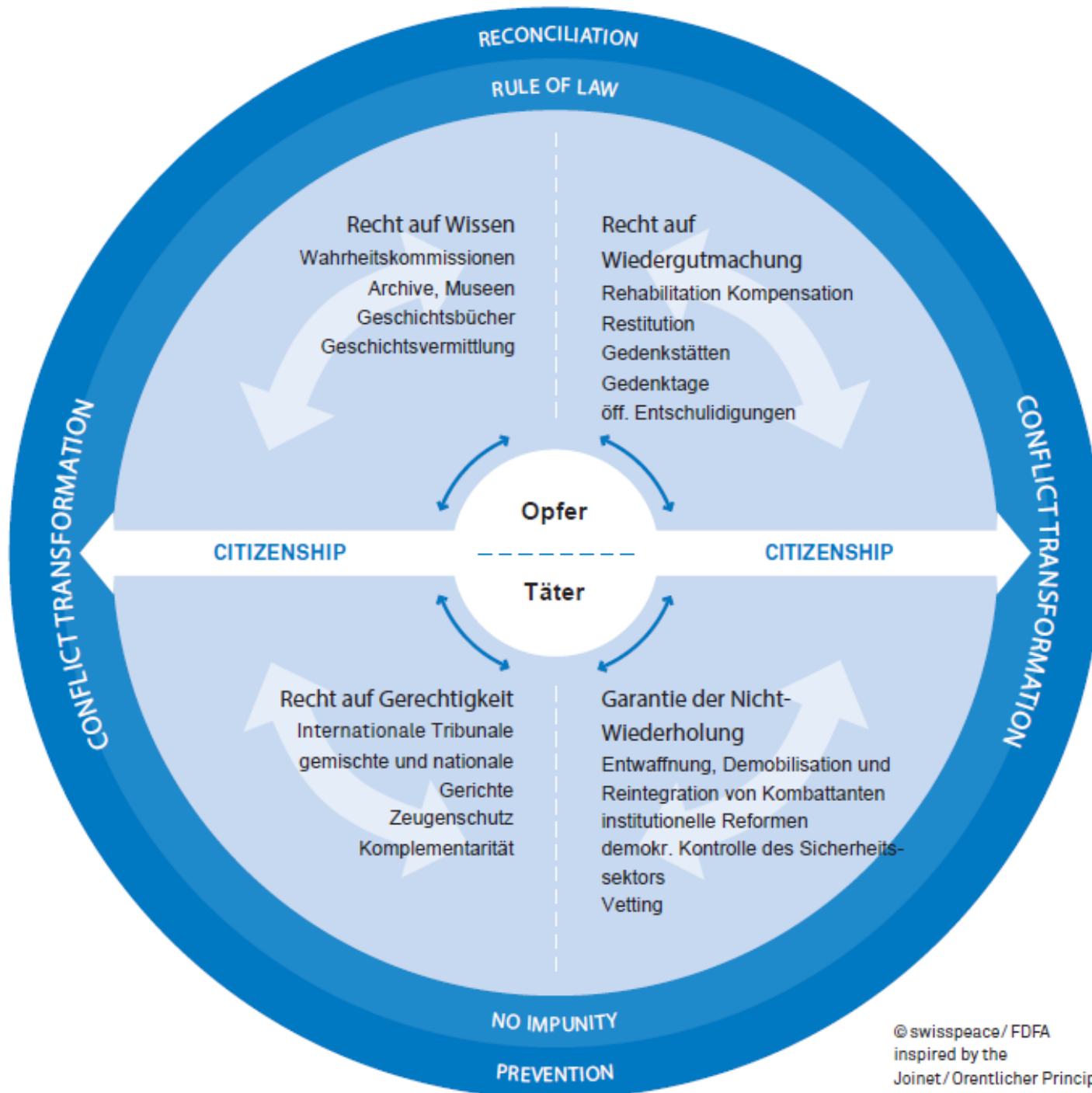
Die Auseinandersetzung mit der Aufarbeitung von massiven Menschenrechtsverletzungen und Verletzungen des humanitären Völkerrechtes, die während eines bewaffneten Konfliktes und/oder autoritären Regimes begangen worden sind.

Ziel ist es, einen Beitrag zur Versöhnung zu leisten, die Rechtsstaatlichkeit und Demokratie zu fördern, die Straflosigkeit zu vermindern und eine Gesellschaft zu befähigen, künftige Konflikte friedfertig zu lösen (Prävention, Konflikttransformation).

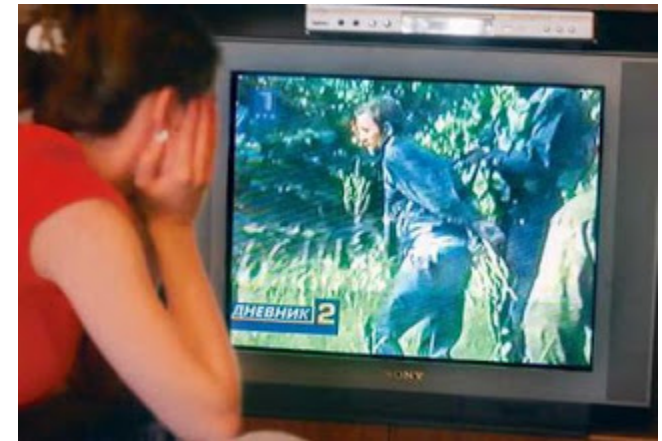
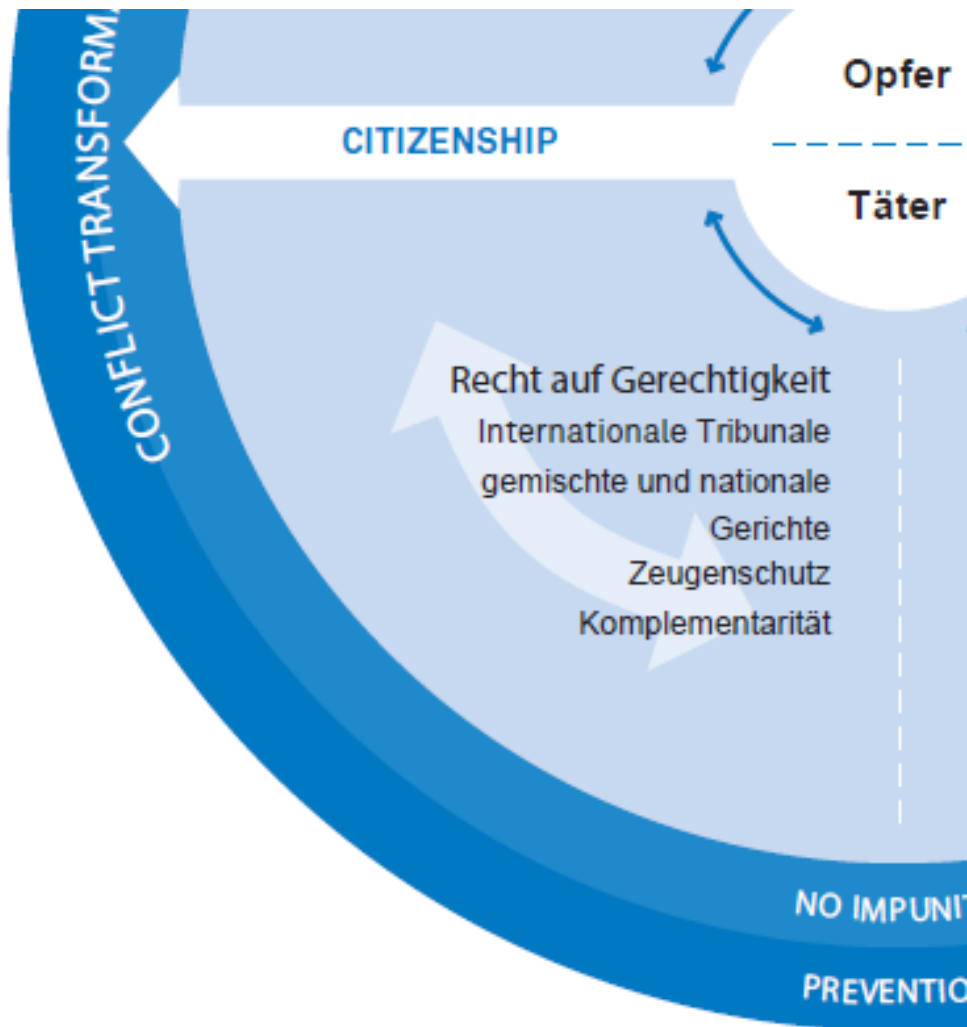
Im Zentrum stehen Opfer und Täter – aber nicht ausschliesslich: es geht um die gesamte betroffene Gesellschaft.



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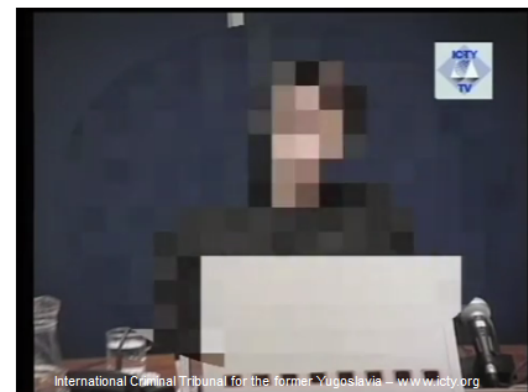


Gerichtsverfahren



Witness O

Witness O (he testified with name and identity withheld from the public) testified on 13 April 2000 in the case against **Radislav Krstić**.

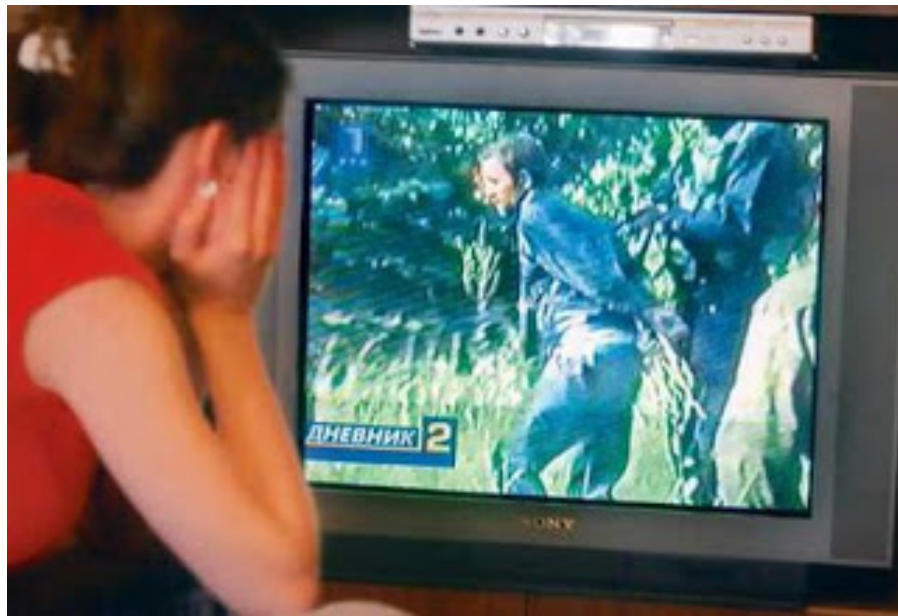


Verwendung von audio-visuellem Material als Beweismittel

- Quelle (Quellenschutz vs. Recht des Angeklagten auf angemessene Verteidigung)
- Authentizität
- Zugelassen als Beweis nach geltendem Prozessrecht?
- Beweiswert der Aufnahmen
- Zeugenschutz
- Persönlichkeitsrechte
- Wirkung ausserhalb des Gerichtssaales

z.B. «Skorpion» Video

- Einheit der Armee der Republika Srbska im Krieg in Bosnien
- Soldat Stojkovic filmte seine Kollegen bei der Exekution von sechs jungen Zivilisten in Trnovo 1995
- Aufnahmen wurden als “Souvenir” an die beteiligten Soldaten verteilt und gelangten an ICTY-Anklagebehörde (Jugoslawientribunal)
- wurden in verschiedenen Verfahren verwendet (erstmals im Prozess gegen Slobodan Milosevic im Juni 2005)
- eines von vielen Beweismitteln um Völkermord in Srebrenica zu beweisen
- Videoaufnahmen allein genügen nicht: müssen immer durch Zeugen eingeführt werden (z.B. durch den Kameramann, der die Aufnahmen machte und Teil der Einheit war)





z.B. «Witness» Video im Lubanga Fall

- Erstes Verfahren vor dem Internationalen Strafgerichtshof - ICC
- Thomas Lubanga, ein Kommandant einer Rebellengruppe im Osten der DRC - angeklagt für die Rekrutierung von Kindersoldaten
- Wurde 2014 in zweiter Instanz zu 14 Jahren Gefängnis verurteilt
- Ehem. Kindersoldaten waren Zeugen
- Verwendung von Video-Material der Organisation «Witness» im Verfahren, um Alter der Kindersoldaten zu beweisen (https://youtu.be/lo_JyvytipU?t=133)

z.B. «Witness» Video im Lubanga Fall

- Technische Fragen: Ausrüstung, Nachweis des Zeitpunktes, Ortes etc. (technische Möglichkeiten bei älteren Aufnahmen waren geringer)
- Beweiswert (wurde von ICC Berufungskammer bestätigt)
- Witness bildet Personen in Konfliktgebieten aus, Videos mit hohem Beweiswert zu drehen
- Zeugenschutz
- Do no harm – Gefahr für Personen vor Ort (auch diejenigen, die gefilmt werden)



WITNESS

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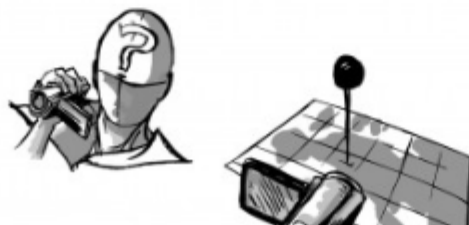
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**VIDEO AS EVIDENCE: ABOUT
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RESOURCES BY

Arabic, Burmese

French, Haitian

Italian, Khmer,

Portuguese, Ro

Shona, Spanish

Turkish, Ukrain

Xhosa, Zulu

RESOURCES BY

Animation, Arch

Climate Justice

Curriculum, Dis

Editing, Electio

Filming in Team

Gender-Based

Informed Cons



United Nations International Criminal Tribunal for the former Yugoslavia


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Witness O

Witness O (he testified with name and identity withheld from the public), a 17-year old survivor of the Srebrenica executions speaking at the trial of **Radislav Krstić** on 13 April 2000 in the case against **Radislav Krstić**.



Voice of the Victims: Witness O in Krsti...

“... It was systematic killing ... the organisers of the genocide took away our liberty.”

Witness O had just turned 17 when on 11 July 1995 the Bosnian Serb Army (VRS), overran Srebrenica, a town in eastern Bosnia and Herzegovina. He decided to join thousands of able-bodied men from Srebrenica in fleeing to Muslim-held territory because they feared for their lives. On 13 July 1995, while hiding in the forest, Witness O heard Bosnian Serb forces surrender through a loudspeaker, and promising that they would respect the Geneva Conventions. That afternoon, Witness O joined a group of men who fled from the forest. He said that he did not know that they were surr

“There were soldiers walking past us, asking for money, and when they saw us, they cursed our balija [derogatory term for Muslims] mothers,” said Witness O. He then told the other Bosnian Muslim prisoners to run along the road north to

Bratunac with their hands up. They took turns carrying the wounded as they ran. Bosnian Serb forces also forced them to show the Serbian soldiers the locations of the buses of women and children who were being deported to Bosnian Muslim-held territory.

After being held in a meadow for some time, Bosnian Serb forces put Witness O and the other prisoners in trucks, in which they spent the night. Witness O said that he was afraid of the soldiers and that he did not know what was going to happen to him. He said that he was

Archivierung und Verwendung

- Aufnahme der Gerichtsverfahren (auch Zeugenaussagen)
- Zeugenschutz (z.B. verpixelte Aufnahmen)
- Zugang: öffentlich zugängliches / vertrauliches Material
- Langzeit Archivierung (Kosten, Ort, «ownership»)
- Verwendung – Outreach
- Persönlichkeitsschutz (Opfer, Zeugen, Familienangehörige, Personen die erwähnt werden)



Online Exhibition: A Glimpse into the Archives



The International Criminal Tribunals for Rwanda (ICTR) and for the former Yugoslavia (ICTY) laid the foundation for modern international criminal justice. Their archives, now in the custody of the Mechanism, contain thousands of judicial records, including

This online exhibition offers a glimpse of these records. The 10 items displayed here illustrate the diversity of records, which document the judicial process while also depicting specific events that are part of larger contexts. The archives also help to make tangible the complexity of the

Public ICTR and ICTY records are accessible on the Mechanism's [Records and Archives](#) page. For more information, please contact the Mechanism's Archives teams in [Arusha](#) or [The Hague](#).

Wahrheitsfindung – Recht auf Wissen



- Wahrheitskommissionen
- Fact-Finding
- Archive, Museen
- Schulunterricht-Geschichtsschreibung/-vermittlung

Wahrheitskommissionen: Dokumentation der Anhörungen

- Aufnahme der Anhörungen
- Information der befragten Personen (Gruppen) (informed consent)
- Spätere Verwendung
- Qualität der Aufnahmen - Auswahl
- Langzeit Archivierung (Kommissionen sind typischerweise temporär)
- Zugangsberechtigung / Vertraulichkeit

TRUTH COMMISSION

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BACKGROUND

Introduction to the TRC process, with links to relevant episodes in the TV series.

TV SERIES

Video & transcripts of 'Special Report' episodes.

TRC DOCUMENTS

Official transcripts of TRC hearings, decisions, submissions, & the TRC Final Report.

TRC VICTIMS

Victims of politically motivated crimes, as identified by the TRC.

GLOSSARY

Names, terms, & events discussed in TRC hearings.

AHMED TIMOL CASE BREAKTHROUGH 45 YEARS LATER

NPA agrees to re-open inquest into death of Ahmed Timol

"After decades of struggle by the Timol family and human rights activists, the National Prosecuting Authority (NPA) announced on 25 October 2016 that it would reopen the inquest into the death of Ahmed Timol."

- Statement from Ahmed Timol Family Trust

This year on October 24th is 45 years since the death of Ahmed Timol, former teacher and member of the ANC and SACP. Timol is famous in Johannesburg folk lore for the dramatic nature of his death. He fell to his death out of a window on the 10th floor of John Vorster Square police station, becoming the first detainee to die in police custody at this notorious apartheid-era torture centre. An inquest into his death, where the family was represented by George Bizos, concluded that Timol's death was a suicide.

It wasn't long before security police started referring to the 10th floor as "Timol Heights" and used the chilling term "Indians can't

TRC Episode 03, Part 02



Detention without trial became a permanent feature of South African law in 1963. The General Laws Amendments Act allowed detention for 90 days, then for 180 days. By 1990, 78 000 had been in custody of whom 73 died and

z.B. Südafrika: Truth Commission

Special Report

- Wahrheits- und Versöhnungskommission (engl. Truth and Reconciliation Commission, kurz TRC)
- 1996 – 1998: Untersuchung von politisch motivierten Verbrechen während der Zeit der Apartheid
- South African Broadcasting Corporation (SABC) hat wöchentlich über Arbeit der TRC berichtet
- 87 –teilige Serie: Truth Commission Special Report (1996 – 2000)
- Waren bis 2015 nicht mehr aufzufinden
- SAHA und SABC konnten Kopien erstellen und Material öffentlich zugänglich machen:
<http://sabctrc.saha.org.za/index.htm>

Erinnerungsarbeit – zivilgesellschaftliche Akteure

- audiovisuelle Archive komplementär zu formellen, staatlichen Mechanismen der Vergangenheitsaufarbeitung oder wo solche fehlen
- «Oral Archives»:
 - [Prison History Archive](#) (Nordirland);
 - [Nakba Archive](#) von [Zochrot](#) Zochrot, Israel
 - South African History Archives [SAHA](#), Südafrika
 - [Memoriaabierta](#), Argentinien
 - [European Memories of the Gulag](#), Sowietunion
 - [Documenta](#); Kroatien



The Maze and Long Kesh Prison

The Maze and Long Kesh Prison, based 10 miles south of Belfast and near Lisburn, operated from 1971 to 2000, when it closed as a result of the Good Friday Agreement. It was composed of two parts, the earlier nissan-hut Compound area, which initially housed internees, and the later cellular area, which was the site of the 1981 hunger strikes. The majority of the site is now demolished and the future of the remainder is uncertain.

The Prison Memory Archive has made 140 recordings inside the Maze and Long Kesh Prison. In this section you can watch full interviews and video tours of the prison. You can also select a particular theme to find interviews on that subject

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Zakašnjela pravda za Maricu Šeatović i pok. Petra Mileusnića

Povodom donošenja ovojednane presuda Županijskog suda u Zagrebu u predmetima ratnog zločina nad civilima u Novskoj, 1991. godine, želimo ukazati na okolnosti da su obje nepravomoćne presude utvrdile činjenično stanje po kojem su pripadnici HV-a unaprijed, planirano usmrtili...

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KAMPANJA ZA PRAVA CIVILNIH

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ONE IMAJU IME I PREZIME, ALI I BLIŽI KOJI SU IH VOLJELI. POMOŽITE NAM U STVARANJU JEDINSTVENOG POIMENIČNOG POPISA ŽRTAVA RATA

PUBLIC DIALOGUE AND
PUBLIC POLICIES

DOCUMENTING

IMPROVEMENT OF COURT
PRACTICES AND STANDARDS

Tschetschenien-Archiv - Schweiz

- Gesellschaft für bedrohte Völker (CH) hat Archiv mit Videoaufnahmen aus den Tschetschenienkriegen erhalten
- Gefilmt von Aktivistinnen – dokumentieren Menschenrechtsverletzungen und Verletzungen des HVR
- Fragen zu Zeugenschutz, Einwilligung der gefilmten Personen, Verwendung der Aufnahmen, Zugangsrechte
- Finanzierung und Erhalt



You can help families learn what happened to loved ones during the Holocaust. **Start today.**

**WORLD
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HOLOCAUST HISTORY

Introduction to the Holocaust
Holocaust Encyclopedia

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Español
Italiano
Русский
Türkçe
Português (BR)

عربي
فارسی

FEATURED



Ratko Mladic Trial in The Hague
Museum Goldfarb Fellow and journalist Michael Dobbs covers the trial of the Bosnian Serb military leader accused of genocide.

[MORE »](#)



Watch President Obama Speak at the Museum
The president paid tribute to Holocaust survivors and launched the Atrocities Prevention Board to coordinate the US response to genocide.

[MORE »](#)

PREVENTING GENOCIDE

Take action to confront genocide and related crimes against humanity today.

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CONFRONTING ANTISEMITISM

Learn about the history and the continuing problem of antisemitism.

Archives

and

Dealing with the Past

A joint project of the
Human Security Division (HSD)
of the Swiss Federal Department of Foreign Affairs (FDFA)
the Swiss Federal Archives (SFA)
and swisspeace

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The project Archives and Dealing with the Past provides support to actors in the field of transitional justice and dealing with the past related to the protection, preservation and management of human rights archives.



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