

November 2017

CURRICULUM VITAE

Henry J. Steiner

Personal

Born 1930 in Mt. Vernon, N.Y. Married 1982 to Pamela Pomerance Steiner, two stepchildren (Duff Johnson and Jacoba Zaring).

Present position

Jeremiah Smith, Jr. Professor of Law Emeritus, Harvard Law School

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University Degrees

Harvard College, B.A. 1951 (Modern European History and Literature) – Phi Beta Kappa, *magna cum laude*

Harvard Graduate School of Arts and Sciences, M.A. 1955 (International Affairs)

Harvard Law School, LL.B. 1955 – *magna cum laude*; *Developments Editor, Harvard Law Rev.*

Professional Career

Harvard Sheldon Travelling Fellowship, 1955-56 (West and East Europe, Mediterranean, Middle East)

Law clerk to Justice John M. Harlan of the United States Supreme Court, 1957 Term.

Associate with law firm, Sullivan & Cromwell, New York City, engaged in international corporate, financial and investment transactions, 1956-57, 1958-61.

Consultant for investment guarantee program of the United States Agency for International Development in State Department (Feb.-June 1962, sporadically until 1965).

Assistant Professor of Law, Harvard Law School, 1962.

Professor of Law, Harvard Law School, 1965.

Jeremiah Smith, Jr. Professor of Law, Harvard Law School.

Jeremiah Smith, Jr. Professor of Law, Emeritus, Harvard Law School, 2005 to present.

Principal courses and seminars, including courses at Harvard and other institutions.

Human Rights and International Law
Human Rights Research Seminar
Human Rights and Foreign Policy
Human Rights and Ethnic Conflict
Gender, Religion and Human Rights
The Laws of War
Conflict of Laws
Israel and its Arab Population: Human Rights Perspectives
Citizenship, Multiculturalism and Identity: Human Rights Perspectives
Democracy and its Transformations over American History
Transnational Legal Problems
Torts
Law and Socio-Economic Change
Law in the Regulatory State
Conflict of Laws

Consultant to the Ford Foundation on legal education in Brazil, 1966-69. Visiting Professor and Consultant at the Centro de Estudos e Pesquisas no Ensino de Direito, Rio de Janeiro, Brazil, Feb. 1968-July 1969.

Visiting Professor, Yale Law School, 1972-73.

Summer teaching: Stanford Law School, 1965; University of Houston Law School in Cuernavaca, Mexico, 1971; Institute on International and Comparative Law, Paris, 1978 and 1981; Law Faculty Sao Paulo, Brazil, 1978.

Founder of Harvard Law School Human Rights Program (1984); Director, 1984-2005.

Chair and co-chair, Harvard University Committee on Human Rights Studies, 1994-2002.

University of the Middle East Project: Chair, Board of Directors, 2000—2006.

Visit in 2008 to a pioneering Brazilian law school, Direito/GV (Law/Getulio Vargas Foundation) in São Paulo, to evaluate the school's structure, educational methods, goals, and progress over its opening years. Presented evaluation in 2009.

Visit in 2010 to a pioneering Brazilian law school, Direito/GV (Law/Getulio Vargas Foundation) in Rio de Janeiro, to evaluate the school's structure, educational methods, goals, and progress over its opening years. Presented evaluation in 2011.

Member 2008-14 of group of eight experts, the Boston Study Group on Middle East Peace, discussing paths toward a two-state solution to the Israeli-Palestinian conflict and drafting two collective Policy Statements including "Israel and Palestine – Two States for Two Peoples: If Not Now, When?". Published on the web in 2010.

Gave courses, seminars and independent lectures on human rights (several in French, German, or Portuguese) in Australia, Bhutan, Brazil, Cambodia, China, Costa Rica, Cyprus, Egypt, Finland, France, Germany, Hong Kong, India, Israel, Italy, Kenya, Kuwait, Mexico, Mongolia, Morocco, Nepal, Nigeria, Northern Ireland, Palestinian territories, South Africa, Spain, Sri Lanka, Switzerland, United Kingdom, United States, and Vietnam.

Participating speaker in human rights conferences and symposia in the United States and many foreign countries. Trips to explore human rights problems in many of above-noted countries as well as in Chile, Cuba, Czechoslovakia, El Salvador, Honduras, Hungary, Laos, Nicaragua, Poland, Russia and Uganda.

Organizer or co-organizer of the following meetings involving the Harvard Law School Human Rights Program, some of which were cooperative ventures with other institutions: retreat for human rights activists exploring roles of NGOs, held in Crete in 1989; conference on ethnic conflict and the UN human rights system, held at Oxford University in 1989; interdisciplinary roundtable discussion on economic and social rights and health care, held at Harvard, 1993; interdisciplinary roundtable on International Criminal Tribunal for the former Yugoslavia, held at Harvard, 1994; interdisciplinary roundtable on truth commissions, held at Harvard, 1996; interdisciplinary roundtable discussion on East Asia and human rights, held at Harvard, 1996; interdisciplinary roundtable discussion on business and human rights, held at Harvard, 1997; interdisciplinary roundtable discussion on international aspects of Arab human rights movement, held at Cairo, 1998; interdisciplinary roundtable discussion on role of university in the human rights movement, held at Harvard, 1999; interdisciplinary roundtable discussion on religion and state, held at Athens, 1999; interdisciplinary panels and roundtable on ethnic conflict, minority protection, and conflict resolution, held at Bellagio, 2001; interdisciplinary roundtable discussion on effects of the last decade on laws of war and their revision, held at Harvard, 2003. The discussions at and reports on most of these events were published and widely distributed by the Human Rights Program (see below).

Photography as an avid pursuit over five decades, initially film photography and since 2002 digital photography with “development” of files through Photoshop. Recent temporary exhibits of photographic prints include (1) in September 2009, exhibit of 26 prints in Holyoke Center arcade, Harvard University, Cambridge MA; and (2) during July-August 2010, exhibit of 36 prints in public library in Tunbridge, Vermont. Prints are now hung in private residences, and (24 prints) are now hung in public lobbies and offices in WCC building at Harvard Law School. A website includes the prints noted above together with other prints offered for sale: www.henrysteinerphotos.com. As noted below, a photography book (*Eyeing the World*) including 83 images taken by Steiner over a half century was published in 2016. Lectures on the book accompanied by projection of its pictures were given at several diverse institutions in 2016-17, including universities and bookstores.

Taught a course in 2017 (to be given again in 2018) entitled “Democracy and its Transformations over American History” to inmates at Massachusetts Correctional Institute/Norfolk (a state prison) who were enrolled within the B.A. program established within the prison and administered by Boston University, whose BA degree is awarded to inmates who successfully complete the program.

In 2013, Robert Henigson LLB’55 and Phyllis Henigson endowed a new professorial chair titled *Henry J. Steiner Visiting Professor of Human Rights*. Appointments to this professorship are to

be made by Harvard Law School annually for one semester. The terms of the professorship require that the appointed person was born in a developing country and at the time of the appointment was working in the same or another developing country. The work – as university professor, judge, or advocate – must be closely related to human rights. The first such visiting professor taught academic courses at Harvard Law School in the spring term 2017.

Published writing

Book reviews:

76 Harv. L. Rev. 1710 (1963).
38 N.Y.U. L. Rev. 616 (1963).
58 Am. J. Int'l L. 531 (1964).
58 Am. J. Int'l L. 1937 (1964).
19 San Diego L. Rev. 443 (1982).
84 Am. J. Int'l L. 603 (1990).
89 Am. J. Int'l L. 844 (1995).
1 Irish Ybk of Int. L. 357 (2006)
49 J. of Church and State 772 (2007)

Articles:

Development of Private International Law by International Organizations, 1965 Proc. Am. Soc. Int'l L. 38.

Brazil--All Power to the Generals, 49 Foreign Affairs 464 (with D. Trubek).

Legal Education and Socio-Economic Change: Brazilian Perspectives, 19 Am. J. Comp. L. 39 (1971).

International Boycotts and Domestic Order: America's Involvement in the Arab-Israeli Conflict, 54 Tex. L. Rev. 1355 (1976).

Pressures and Principles: The Politics of the Antiboycott Legislation, 1978 Ga. J. Int'l & Comp. L. 529 (1978).

Changing Premises and Ideologies in the American Legal System, pamphlet, 1980.

International Law: Doctrine and Schools of Thought in the Twentieth Century, 7 Encyc. of Pub. Int'l L. 297 (1984).

Political Participation as a Human Right, 1 Harv. Hum. Rts. Ybk. 77 (1988).

"A Gloomy View of Enforcement," in Braibant & Marcou (eds.), *Les Droits de l'Homme: Universalité et Renouveau 1789-1989*, 304 (1990).

The Youth of Rights, 104 Harv. L. Rev. 917 (1991).

Ideals and Counter-ideals in the Struggle over Autonomy Regimes for Minorities, 66 Notre Dame L. Rev. 1539 (1991).

Reporting Ethnic Conflict, XLVI Nieman Reports 14 (1992).

Freedom of Settlement in Ethnically Divided States: A Human Rights Analysis, The Thatched Patio (Conflict and Resolution, Int'l Centre for Ethnic Studies) No. 6, p. 44 (Nov.-Dec. 1993).

Social Rights and Economic Development: Converging Discourses?, 4 Buffalo Hum. Rts. L. Rev. 25 (1998).

Securing Human Rights: The First Half-Century of the Universal Declaration, and Beyond, Harvard Magazine (Sept-Oct 1998), p. 45.

"Do Human Rights Require a Particular Form of Democracy?", in A. Sherif and E. Cotran (eds.), *Democracy, the Rule of Law and Islam* (Kluwer Law International 1999).

"Individual Claims in a World of Massive Violations: What Role for the Human Rights Committee?", in P. Alston & J. Crawford (eds.), *The Future of UN Human Rights Treaty Monitoring* 15 (Cambridge Univ. Press, 2000).

The University's Critical Role in the Human Rights Movement, 15 Harv. Hum. Rts. J. 317 (2002).

"International Protection of Human Rights," in M. Evans (ed.), *International Law* 757 (Oxford Univ. Press 2003); revised article in 2nd ed. of book, p. 753 (2006); further revision of article in 3rd ed. of book, p. 784 (2010).

Three Cheers for Universal Jurisdiction—Or Is It Only Two?, 5 Theoretical Inquiries in Law 199 (2004).

Human Rights: The Deepening Footprint, 20 Harv. Hum. Rts. J. 7 (2007).

Two Sides of the Same Coin?: Democracy and International Human Rights, 41 Israel L. Rev. 445 (2008).

"A Half Century Later: A Look Back at Changes in Brazilian and American Legal Education," in G. Lacerda, Falcao and Rangel (eds.), *Adventure and Legacy in Legal Education* 299 (Getulio Vargas Foundation, Rio de Janeiro, 2012) (article appears in English and in Portuguese translation at p. 117)

"Muslims in Europe: Population Flows, Cultural Clash, Human Rights", in Gráinne de Búrca, Claire Kilpatrick and Joanne Scott (eds), *Critical Legal Perspectives on Global Governance: Liber Amicorum David M Trubek* 325 (Hart Publishing, 2013).

Fotografia, Cultura Popular e Direito, 12 Cadernos FGV Direito Rio 75 (2015) (published in Brazil in Portuguese – title in English: Photography, Popular Culture and Law)

Photography's Transformation: Its Influence on Culture and Law, Journal of the Oxford Centre for Socio-Legal Studies (Issue 2, 2017), p. 77 (e-Journal, <https://joxcsls.com/>) (Revision of preceding article, published in English)

(in preparation) "Reflections on Limits of Human Rights: An Epilogue", the concluding chapter in an edited book of essays on Limits of Human Rights to be published in 2018.

Coursebooks:

Steiner and D. Vagts, *Transnational Legal Problems*, 1st ed. 1968, 2nd ed. 1975, 3rd ed. 1986, 4th ed. 1994 also with H. Koh (Foundation Press).

P. Keeton, R. Keeton, L. Sargentich and Steiner, *Tort and Accident Law*, 1st ed. 1983, 2nd ed. 1989 (West Publishing Co.).

Steiner and P. Alston, *International Human Rights in Context: Law, Politics, Morals*, 1st ed. 1996, 2nd ed. 2000, 3rd ed. (with P. Alston and R. Goodman) 2008 (Oxford Univ. Press).

Books:

Moral Argument and Social Vision in the Courts, 1987 (Univ. Of Wisconsin Press).

Eyeing the World, 2016 (photography book, Steiner's pictures and text, self-published)

Booklet:

Diverse Partners: Non-Governmental Organizations in the Human Rights Movement, 1991 (Human Rights Program).

Planner and editor of Human Rights Program publications:

Booklets growing out of conferences or interdisciplinary roundtables/conferences (noted above) organized or co-organized by Harvard Law School Human Rights Program or the University

Committee on Human Rights Studies: (1) author of *Diverse Partners* (above); (2) co-editor of *Economic and Social Rights and the Right to Health* (1995); (3) author of introduction and co-editor of *Truth Commissions: A Comparative Assessment* (1997); (4) author of introduction and co-editor of two conferences, *Human Rights at Harvard: Interdisciplinary Symposium* (1995 and 1999); (5) author of introduction and co-editor of *Business and Human Rights* (1999); (6) co-author of introduction and co-editor of *International Aspects of the Arab Human Rights Movement* (2000); (7) author of introduction and co-editor of *Religion and State* (2004); (8)

author of introduction and co-editor of *Role of University in Human Rights Movement (2004)*; (9)
author of introduction and co-editor of *Ethnic Conflict, Minority Protection, and Conflict Resolution (2004)*.

Policy Statements of Boston Study Group on Middle East Peace

Member of eight-person Boston Study Group on Middle East Peace, co-author of its two collective policy statements: (1) *Israel and Palestine – Two States for Two Peoples: If Not Now, When?*; (individual author of a background paper included in that publication, on settlements and borders). Publication in 2010 on websites of Weatherhead Center, Harvard University, and Foreign Policy Association, www.fpa.org. (2) *Obama’s Moment to Make the Case for Middle East Peace*. Publication in 2013 on websites of Weatherhead Center, Harvard University, and Foreign Policy Association, www.fpa.org.