2018 Biennial Conference of the International Law Association
Hosted by the International Law Association – Australian Branch

*Developing International Law in Challenging Times*

Sydney, Australia

**Program**

**SUNDAY, August 19, 6.00pm**

Opening Reception

**Keynote Speaker:** The Hon. Julie Bishop MP, Australian Minister for Foreign Affairs

**MONDAY, August 20, 9.00-12.00**

Opening Ceremony, NSW Parliament House

**Keynote Speaker:** The Hon. Susan Keifel AC, Chief Justice of the High Court of Australia

**MONDAY, August 20, 1.00-3.00**

ILA Committee Meeting: Baselines under the International Law of the Sea
ILA Committee Meeting: Space Law
ILA Committee Meeting: Complementarity in International Criminal Law

**Trans-Pacific Challenges in Developing International Law (ASIL/ANZSIL Co-Sponsored Panel)**

**Chair:** Professor Tim Stephens, University of Sydney, Australia; ANZSIL President

**Speakers:**
- Professor Sean Murphy, Georgetown University, USA; ASIL President
- Professor Jacqueline Peel, Melbourne University, Australia
- Professor Karen Scott, University of Canterbury, New Zealand
- Professor Leila Sadat, Washington University, USA
- Professor David Stewart, Georgetown University, USA

**Developing International Law as a Response to Territorial Challenges facing Oceania Islands**
Chair: Cameron Diver, Deputy Director-General of the Pacific Community (SPC)

Speakers:

- Professor Géraldine Giraudeau, University of New Caledonia, New Caledonia: The Evolution of the notion of territory in Oceania, a symptomatic example?
- Margaretha Wewerinke-Singh, University of the South Pacific, Vanuatu: Climate Change, Cultural Rights and the Right to Self-Determination in the Pacific Islands Region
- Dr Géraud de Lassus Saint-Geniès, McGill University, Canada: Dealing with climate-induced loss of territory in the Pacific Islands: The next great challenge to the UN climate regime?
- Professor Véronique Guèvremont, Laval University Faculty of Law, Canada: Some utopian reflections on the contribution of international law of culture to the survival of States without territory
- A/Professor Christine Bidaud-Garon, University of New Caledonia, New Caledonia: The opposability of the Kanak customary civil status beyond the territory of New Caledonia
- Anne-Lee Sackett, University of the South Pacific, Vanuatu: The Role of Indigenous Peoples’ Rights within the Self-Determination Movements and Constitutional Reforms in the South Pacific Islands

Ongoing Challenges for Indigenous Peoples in International Law

Chair: TBA

Speakers:

- Mick Gooda, Royal Commissioner into the Detention of Children in the Northern Territory, Australia
- TBA

Linkages and Boundaries in Private and Public International Law

Chair: Professor Duncan French, University of Lincoln, UK; Dr Veronica Ruiz Abou-Nigm, University of Edinburgh, UK; Dr Kasey McCall-Smith, University of Edinburgh, UK

Speakers:

- Lord Mance, International Law Association:
- Dr Alex Mills, University College London, UK: Connecting Public and Private International Law
- Professor Duncan French, University of Lincoln, UK: A Personal Experience of our Disciplines Working Together
- Dr Veronica Ruiz Abou-Nigm, University of Edinburgh, UK: Jurisdiction: Betwixt Unilateralism and Coordination
- Dr Kasey McCall-Smith, University of Edinburgh, UK: Reconciling Human Rights and Supply Chain Management through Corporate Social Responsibility

MONDAY, August 20, 3.30-5.00
ILA Committee Meeting: Feminism and International Law
ILA Committee Meeting: Intellectual Property and Private International Law
ILA Study Group Meeting: Business and Human Rights

Is International Law International?

Speaker:
• A/Professor Anthea Roberts, Australian National University, Australia

Discussants:
• Professor Simon Chesterman, National University of Singapore, Singapore
• Professor Sienho Yee, Wuhan University, China

Outer Space in Contemporary and Future International (Space) Law

Chair: Mr Ulf Haeussler, Federal Ministry of Defense of the Federal Republic of Germany

Speakers:
• Professor Melissa de Zwart, University of Adelaide, Australia: Commercialization of Space Based Services: An International Legal Perspective on Trends in Domestic Space Legislation
• Professor Setsuko Aoki, Keoi University, Japan: Extending Confidence-Building and Arms Control to Outer Space: An International Legal Perspective on the Limits of Terrestrial Problem Solving Mechanisms
• Professor Steven Freeland, Western Sydney University, Australia: Of Light Swords, Intergalactic Cruisers, and Death Stars: An International Legal Perspective on Military Space Capabilities
• Professor Stephan Hobe, University of Cologne, Germany: Commentary on Papers Presented

The Inherent Changeability of the Due Diligence Principle: Challenges for the Development of International Environmental Law

Chair: Professor Rosemary Rayfuse, UNSW Sydney, Australia

Speakers:
• Zoe Scanlon, Centre for International Law, National University of Singapore: The Inherently Changeable Due Diligence Principle and the Protection of the Marine Environment
• The Hon. Justice Nicola Pain, Land and Environment Court of NSW, Australia: The Due Diligence Principle from International to Domestic Law: Applying the Principle in Practice
• Dr Aline Jaeckel, Macquarie University, Australia: The Standard of Due Diligence in the Context of New Technology: Deep Seabed Mining

International Law and the Challenges of Transition to Peace: Colombian Perspectives
Chair: Professor Alexandra Harrington, Centre for International Sustainable Development Law, Canada

Participants:
- Professor R.J. Blaise MacLean, Universidad del Rosario, Colombia
- Professor Walter Arevalo Ramirez, Universidad del Rosario, Colombia
- Professor Maria Carmelina Londono Lazaro, Universidad de La Sabana, Colombia
- Professor Silvana Milena Insignares Cera, Universidad del Norte, Colombia
- Professor Rafael A. Prieto-Sanjuan, Pontificia Universidad Javeriana, Colombia

Current Challenges in International Dispute Settlement

Chair: Sir Michael Wood, 20 Essex St Chambers, UK

Speakers:
- Peter Tzeng, Foley Hoag LLP, USA: A Strategy of Non-Participation in International Dispute Settlement
- Professor Catharine Titi, University of Burgundy, France: Ultra Petita and Iura Novit Curia in International Courts and Tribunals: Counsel, Judges and Arbitrators and the Shaping of International Law
- Marina Kofman, White & Case, Australia: Investor-State Dispute Settlement: Challenges and Reforms
- Professor Natalie Klein, UNSW, Australia: Judicial Contributions to the Law of the Sea

MONDAY, August 20, 5.30

Evening Reception

Keynote Speaker: The Hon James Allsop AO, Chief Justice of the Federal Court of Australia

TUESDAY, August 21, 9.00-10.30

ILA Committee Meeting: Global Health Law
ILA Committee Meeting: Rule of Law and International Investment Law
ILA Committee Meeting: Recognition / Non-Recognition in International Law

Area-based Ocean Management in the Asia Pacific

Discussants:
- Professor Clive Schofield, University of Wollongong, Australia
- Professor Karen Scott, University of Canterbury, New Zealand
- Professor Seok-Woo Lee, Inha University, Korea
Exploring Dimensions of Trade Law

Chair: TBA
Speakers:
- Pham Ngoc Minh Trang, & Tran Le Duy, Vietnam Ministry of Foreign Affairs: *The prospects of trade-related measures against illegal, unreported and unregulated fishing in international law*
- Dr. Marsha Simone Cadogan, Centre for International Governance Innovation, Canada: *Preferential Free Trade Agreements and the Fate of Geographical Indications in Global Consumer Markets*
- Murilo Lubambo, University College London, UK: *The Hidden Liberalising Power of MFN Clauses in International Economic Law*

The Developing Concept of Modern Slavery

Chair: Professor Jean Allain, Monash University, Australia
Speakers:
- Katarina Schwarz, University of Nottingham, UK: *Prohibiting Slavery, Criminalising Enslavement: The Failures of the International Regime Governing Human Exploitation*
- A/Professor Nicole Siller, Deakin University, Australia

Dispute Resolution in the Transport Industry

Chair: Justin Hogan-Doran, 7 Wentworth Selborne Chambers, Australia
Speakers:
- Luping Zhang, Kings College London, UK: *International Dispute Resolution in the Aviation Industry*
- A/Professor Ling Zhu, Hong Kong Polytechnic University, Hong Kong China: *Multimodal transport of goods and disputes: jurisdiction and governing law*
- TBA

Teaching and Education in International Law

Chair: Professor Charlotte Ku, Texas A&M University, US
Speakers:
- A/Professor Babatunde Fagbayibo, University of South Africa, South Africa: *Past as prologue: Some thoughts on centering pre-colonial epistemic principles in the teaching of international law in Africa*
- A/Professor Pauline Collins, University of Southern Queensland, Australia: *Developing a Course in IHL in Challenging Times*
- Michael Abiodun Olatokun, Research Fellow British Institute of International and Comparative Law, UK: *Educating the public about international law: the necessary precondition for human rights and the rule of law*
TUESDAY, August 21, 11.00-12.30

ILA Committee Meeting: International Protection of Consumers
ILA Committee Meeting: Sustainable Development and the Green Economy in International Trade Law
ILA Interest Group Meeting: Teaching of International Law

Cities at the Frontiers of International Law and Governance

Chair: Professor Kim Rubenstein, Australian National University, Australia
Speakers:
- A/Professor Jolene Lin, National University of Singapore, Singapore: Climate Change
- A/Professor Yukiko Takashiba, Ritsumeikan Asia Pacific Law School, Japan: Migration
- Professor Janne Nijman, TMC Asser Instituut, The Netherlands: Security
- Professor Helmut Aust, FU Berlin, Germany: Human Rights

New Technologies and International Humanitarian Law

Chair: TBA
Speakers:
- Professor Tim McCormack, University of Melbourne, Australia:
- Dr Rain Liivoja, University of Melbourne, Australia:
- LTCOL Damian Copeland, Australian Defence Force, Australia:
- Monique Cormier, University of New England, Australia:

Interpretation, Implementation and Innovation in Oceans Governance: a ‘Pacific way’?

Chair: TBA
Speakers:
- Zsofia Korosy, UNSW Sydney, Australia: History, Geography and the International Law of Pacific Ocean Fisheries
- Camille Goodman, Australian National University, Australia: Fishing for inspiration in the Pacific
- Genevieve Quirk, University of Wollongong, Australia: Oceania’s institutional complex and its implications for integrated oceans governance

Current Problems in International Commercial Arbitration

Chair: Damian Sturzaker, Marque Lawyers, Australia
Speakers:
Assessing State Obligations

Chair: Professor Gillian Triggs, University of Melbourne, Australia

Speakers:
• Pok Yin S Chow, City University of Hong Kong:  
  *Reservations as Unilateral Acts? Examining the International Law Commission’s Approach to Reservations*
• Dr Vladyslav Lanovoy, Associate Legal Officer, International Court of Justice:  
  *The Content and Scope of the Due Diligence Obligation under Customary International Law*
• A/Professor Ulrike Fleth-Barten, University of Southern Denmark, Denmark:  
  *State Responsibility in a Fragmented Order of International Law*

TUESDAY, August 21, 12.30-1.30

Special Lunch Keynote Speaker: The Hon. Michael Kirby AC CMG

TUESDAY, August 21, 1.30-3.00

ILA Committee Meeting: Use of Force
ILA Committee Meeting: Role of International Law in Sustainable Natural Resource Management for Development
ILA Committee Meeting: Procedure of International Courts and Tribunals

Investment Disputes and Challenging Boundary Issues over Land and Sea

Chair: TBA

Speakers:
• Christine Sim, National University of Singapore, Singapore:  
  *Investment Disputes in Areas of Uncertain Sea Boundaries: Ghana / Côte d’Ivoire*
• A/Professor G. Matteo Vaccaro-Incisa, IESEG School of Management (Paris), France:  
  *Between the Rock of Instability and the Hard Place of Multiple Political Authorities: To Whom May the Investor Turn in Libya?*
• Sebastian Wuschka, Luther, Hamburg, Germany & Ruhr-University Bochum’s School of Law, Germany:  
  *Internationalization of Investments by Way of Annexation?: The Crimea Claims*

The Concept of Imminence in International Law: Towards Coherence?

Chair: Professor Jane McAdam, UNSW Sydney, Australia
Discussants:
- Professor Michelle Foster, Melbourne Law School
- Professor Hélène Lambert, University of Wollongong, Australia, and University of Westminster, UK
- Professor Jacqueline Peel, Melbourne Law School, Australia
- Professor Walter Kälin, University of Bern, Switzerland

Paris Agreement and Climate Change

Chair: Martijn Wilder AM, Baker & McKenzie, Australia
Speakers:
- Hitomi Kimura, Otsuma Women’s University, Japan: *Role of the Non-state Actors in the Paris Agreement and Development of International Law*
- Dr Jadranka Petrovic, Monash University, Australia: *Climate change and international trade agreements: a Look at the TPP and its Implications for Australia*
- A/Professor Sara Seck, Dalhousie University, Canada: *Business Responsibilities for Human Rights and Climate Change*

Use of Force in Challenging Times

Chair: TBA
Speakers:
- Gábor Kajtár, ELTE Law School, Hungary: *Challenging Times – Old Rules? The Unbearable Lightness of the Unable or Unwilling Doctrine*
- Sean Shun Ming Yau, International Criminal Court, The Netherlands: *When Two Jus Cogens norms collide: the Legal Consequence of the Use of Force to Achieve Secession*
- TBA

Reflecting on the WTO Tobacco Plain Packaging Panel Report (side event organised by the Global Health Law Committee)

Chair: Professor Frederic Abbott, Florida State University and Co-Chair, Global Health Law Committee, USA
Discussants:
- David Laffan, Australian Government Department of Health, Australia
- Jonathan Liberman, McCabe Center for Law and Cancer, Australia
- Professor Brigit Toebes, University of Groningen, The Netherlands
- Professor Tania Voon, University of Melbourne, Australia

TUESDAY, August 21, 3.30-5.00
ILA Committee Meeting: Human Rights in Times of Emergencies
ILA Committee Meeting: International Securities Regulations
ILA Committee Meeting: Implementation of the Rights of Indigenous Peoples
ILA Study Group Meeting: The Role of Cities in International Law

Presentations by Poster Participants

Current Issues in the Development and Governance of the Global Commons

**Chair:** Silvia Maciunas, Center for International Governance Innovation (CIGI), Canada

**Speakers:**
- Freedom-Kai Phillips, Research Associate, CIGI, Canada: *Governance of Marine Genetic Resources in the Area: An institutional approach to fostering equitable innovation*
- Dr Timiebi Aganaba-Jeanty, CIGI, Canada: *From Exploration to Exploitation: Legal Implications of Increased Accessibility of the Global Commons*
- Ling Chen, CIGI, Canada: *Addressing Climate Cooperation in ‘Clubs’: A Critical Legal Analysis*
- Dr Basil Ugochukwu, CIGI, Canada: *Climate Migration and the Tragedy of the Commons*

Trade in the Asia-Pacific

**Chair:** TBA

**Speakers:**
- A/Professor Pasha L. Hsieh, Singapore Management University School of Law, Singapore: *The RCEP as the New Trade Architecture of the Asia-Pacific: Constructing the Normative Foundation for the Global South*
- Dr Christian Riffel, University of Canterbury, New Zealand: *The slow demise of fair and equitable treatment: is the TPP the odd one out?*
- A/Professor Amokura Kawharu, University of Auckland, New Zealand & Professor Luke Nottage, University of Sydney, Australia: *International Investment Agreements in Challenging Times: Australia and New Zealand in the Asia-Pacific Region*

Confronting Challenges in International Criminal Law

**Chair:** TBA

**Speakers:**
- Diajeng Wulan Christianti, Padjadjaran University, Indonesia: *Combating Impunity for International Crimes: Rethinking Erga Omnes Obligations*
- Dr Melanie O’Brien, University of Western Australia, Australia: *Developing the Definition of Genocide in Challenging Times*
- Dr Sarah Nouwen, University of Cambridge, UK: *What’s missing in the proposed Convention on Crimes against Humanity?*
TUESDAY, August 21, 5.30pm

Evening Reception, hosted by Gilbert + Tobin Lawyers

WEDNESDAY, August 22, 9.00-10.30

ILA Committee Meeting: Nuclear Weapons, Non-Proliferation and Contemporary International Law
ILA Committee Meeting: International Law and Sea Level Rise
ILA Study Group Meeting: Content and Evolution of the Rules of Interpretation

General Principles of Law – Part I

Chair: TBA
Speakers:
- Dr Marija Đorđeska, Queen Mary University, UK: *Definition, Methods of Identification of General Principles*
- Professor Brad Roth, Wayne State University, US: *General Principles of Law in International Criminal Law*
- Professor Aziz Tuffi Saliba, Federal University of Minas Gerais, Brazil: *Normative Character of General Principles and their Relationship with other Sources of International Law*

UN Peacekeeper’s Use of Force and ‘Collateral Damage’ in Chapter VII Mandated Law Enforcement Operations

Presentation of film, *It Stays With You: Use of Force by UN Peacekeepers in Haiti*, followed by round table discussion:
- Professor Siobhán Wills, Ulster University, UK
- Professor Bruce Oswald CSC, University of Melbourne, Australia
- Scott Sheeran, New Zealand Ministry of Defence, New Zealand
- Haidi Willmot, Stimson Center, US

Competing Perspectives on International Investment Law

Chair: Jo Delaney, Baker & McKenzie, Australia
Speakers:
- Fernando Pérez Lozada, Mayer Brown, France: *International Arbitration in Latin America: A peculiar blend of Pro-State and Pro-Investor policies?*
- Professor Petra Butler, Victoria University Wellington, New Zealand & Ana Stanič, E&A Law, UK: *Investment treaty arbitration through the prism of human rights law: insights and limitations*
Challenges with Foreign Judgments

Chair: The Hon Justice Lindsay Foster, Federal Court of Australia
Speakers:
- Dr. Jie (Jeanne) Huang, UNSW Sydney, Australia: Reciprocal Recognition and Enforcement of Foreign Judgments in China: Promising Developments, Prospective Challenges and Proposed Solutions
- A/Professor Elena Voytovich, Siberian Institute of Management, Russia: Recognition and Enforcement of Foreign Judgments on Commercial Matters

Engaging with Non-State Actors in International Law

Chair: TBA
Speakers:
- Harry Aitken, MinterEllison, Australia: Sub-national governments: The new international law makers?
- Dr Agata Kleczkowska, Institute of Law Studies Polish Academy of Sciences, Poland: Filling the gap - the new regime of responsibility for armed non-state actors
- Dr Nicolette Butler & Dr Shavana Musa, University of Manchester, UK: Amici Curiae in International Investment Disputes: A Key Contribution to the Development of Investment Law and Policy in Uncertain Times?
- Dr Oluwatobiloba Moody, Centre for International Governance Innovation, Canada: Multi-Stakeholder Questions, Multi-Regime Solutions: Indigenous Rights & the Development of an International Sui Generis System for Protection of Traditional Knowledge

WEDNESDAY, August 22, 11.00-12.30

ILA Committee Meeting: International Monetary Law
ILA Committee Meeting: Protection of Privacy in Private International and Procedural Law
ILA Study Group Meeting: International Tax Law (until 1pm)

General Principles of Law – Part II

Chair: TBA
Speakers:
- Professor Christopher Waters, University of Windsor, Canada: *General Principles in Practice of International Courts and Tribunals*
- Professor Luke Sobota, Three Crowns LLP, US: *General Principles in International Investment Law and Arbitration*
- Professor Władysław Czapliński, University of Warsaw, Poland: *General Principles of Law and Judicial Law-Making (Art.38(2) of the ICJ Statute)*

The Development of International Law in the Area of Business and Human Rights

Chair: TBA
Speakers: (TBC)
- Dr Michael Addo
- Ms Rae Lindsay
- Mr Antony Crockett

Striking the Right Balance in the Law of the Sea: Insights from the Asia-Pacific

Chair: Professor Natalie Klein, UNSW Sydney, Australia
Speakers:
- A/Professor Vincent Cogliati-Bantz, University of Auckland, New Zealand: *Freedom (?) of the High Seas: evolution, challenges, perspectives*
- A/Professor Makoto Seta, Yokohama City University, Japan: *Criminalization of IUU Fishing in the Pacific Ocean*
- Angela Abolhassani and Dr Jeffrey McGee, University of Tasmania, Australia: *Differential Treatment in Regional Fisheries Management Organisations: What are the ‘Special Requirements’ of Developing Coastal States within the WCPFC and IOTC?*

Private International Law Challenges in China

Chair: TBA
Speakers:
- Dr. Peng [Helen] Han, Lingnan University, Hong Kong China: *Challenges and Development of International Tax Treaties under China’s “Belt and Road Initiative”*
- Professor Vivienne Bath, University of Sydney, Australia: *Parallel Cases and Overlapping Jurisdictional Claims – the Approach of the Chinese Courts*
- A/Professor Michelle Ratton Sanchez Badin, FGV São Paulo School of Law, Brazil: *The Recent Chinese Approach to Brazil: CAQDAS Mapping of the Bilateral Regulatory Frameworks*

Australia and International Law

Chair: Alexander Kunzelman, Secretary of the International Law Association (Australian Branch)
Speakers:
- Daniel Goldsworthy, Victoria University, Australia; A/Professor Michael Longo, Victoria University, Australia:
**Legitimate Expectation or an Expectation of Legitimacy: The Scope of Commonwealth Executive Power to Withdraw from International Law**

- Dr Christopher Ward SC, 6 St James Hall Chambers, Australia; President, ILA (Australia): *The Australian High Court and International Law*
- TBA

**WEDNESDAY, August 22, 1.30-3.00**

**ILA Committee Meeting:** Participation in Global Cultural Heritage Governance  
**ILA Study Group Meeting:** Use of Domestic Law Principles for the Development of International Law

**Legitimacy Perspectives of Free Trade and Investment Agreements**

**Chair:** Professor Markus Krajewski, University of Erlangen-Nuremberg, Germany & Professor Andreas R. Ziegler, University of Lausanne, Switzerland  
**Speakers:**
- Professor Locknie Hsu, Singapore Management, University, Singapore: *Trade and Investment Agreements – Gaps in Inclusiveness*  
- Dr Emmanuel Opoku Awuku, ACP Secretariat, Belgium: *Legitimacy Challenges of Trade and Investment Agreements from a Developing Country Perspective*  
- Professor Debra P. Steger, University of Ottawa, Canada: *Legitimacy of a Permanent Court - The WTO’s Appellate Body and the Proposed Multilateral Investment Court Compared*  
- Professor Karsten Nowrot, University of Hamburg, Germany: *Regulatory Approaches towards Corporate (Social) Responsibility in Free Trade and Investment Agreements*

**Developing International Law Regulating Tensions and Armed Conflict and the Challenges of New ‘Weapons’ of Warfare**

**Chair:** Professor Dale Stephens, University of Adelaide  
**Speakers:**
- A/Professor Rob McLaughlin, UNSW Canberra, Australia: *Developing international law to address challenges posed by emerging means and methods of warfare*  
- Dr Rain Liivoja, University of Melbourne, Australia: *Make War, Not Law? The Reluctance of States to Create New Rules of International Humanitarian Law*  
- Dr Emily Crawford, Senior Lecturer, University of Sydney, Australia: *Non-binding norms and new technologies in IHL*  
- Duncan Blake, University of Adelaide, Australia: *Law applicable to military uses of outer space as an example*

**The Tide of Change: New Responses to Environmental Challenges in the Pacific Ocean**
As at 27 March 2018

Chair: Professor Tim Stephens, University of Sydney, Australia

Speakers:
- Frances Anggadi, Attorney-General’s Department, Australia: *Maritime zones in the Pacific: a survey of recent Pacific state practice in the implementation of UNCLOS*
- Professor Karen Scott, University of Canterbury, New Zealand: *Fixing Maritime Boundaries in Response to Sea Level rise: Evolving Regional Custom in the Pacific?*
- Millicent McCreath, National University of Singapore, Singapore: *Request for an Advisory Opinion from ITLOS on the Content of Climate Change Obligations in UNCLOS on behalf of Pacific Ocean Small Island Developing States*
- Anastasia Telesetsky, University of Auckland, New Zealand: *Circular Economy, the Law and Marine Plastic Pollution in the Asia-Pacific Region*

Challenges in Refugee Law

Chair: Madeline Gleeson, Kaldor Centre, UNSW Sydney, Australia

Speakers:
- Dr Cristiano d’Orsi, University of Johannesburg, South Africa: *The African responses to the present refugee crisis: realities, challenges and hopes*
- Professor Seryon Lee, Chonbuk National University Korea: *Refugee Admissions and Resettlement Policy in Korea: Challenges and Prospects*
- Dr Amy Maguire & Amy Elton, University of Newcastle, Australia: *Extending a Collective Human Right to Address a Global Challenge: Self-Determination for Refugees, Asylum Seekers and Internally Displaced Persons*

Contemporary Issues in Private International Law

Chair: TBA

Speakers:
- Dr Burcu Yüksel, University of Aberdeen, UK: *International Payments in Virtual Currencies: New Challenges for Private International Law*
- Professor Hannes Rösler, University of Siegen, Germany: *How Flexible is Choice of Law?: On the Admissibility of Floating Choice of Law Clauses*
- Michael Douglas, University of Western Australia, Australia: *Forum Policy and Foreign Law in Australian Private International Law*

Pushing the Boundaries of Outer Space

Chair: Professor Steven Freeland, Western Sydney University, Australia

Speakers:
- Maria Manoli, McGill University, Canada: *Revisiting the Concept of Sovereignty through the Example of Extraterrestrial “Land” Commercialization*
- Professor Doo Hwan Kim, The Korea Society of Air & Space Law and Policy, Korea: *Proposal for Establishing a New International Space Agency on the Moon & Mars Exploitation and Legal Problems on the Moon Agreement*
As at 27 March 2018

- A/Professor Kumar Abhijeet, National Law School of India University, Bangalore:  
  *Defining the boundary of outer space*

**WEDNESDAY, August 22, 3.30-5.00**

ILA Committee Meeting: Islamic Law and International Law
ILA Committee Meeting: International Commercial Arbitration

The Role of Public Interest Engagement in Developing International Law: From Pro Bono Practice to Private Sector Involvement

**Chair:** Robert Houston, K&L Gates, Singapore  
**Speakers:**
- Robert Houston, K&L Gates, Singapore:  
  *Officers of the Court: Professional Responsibility & Public Interest Engagement in an Age of Globalization (Reflections on Practice from the Cross-Border Pro Bono Fight Against Human Trafficking)*
- Kabir Duggal, Baker & McKenzie New York, US:  
  *The Role of International Law Firms in the Development of International Law: Pro Bono Representation of the Least-Developed Countries in Investment Treaty Negotiation & Dispute Resolution*
- Archana Kotecha, Head of Legal, Liberty Asia:  
  *The Role of Civil Society Involvement in the Development of International Law in Challenging Time*
- John Sullivan, K&L Gates LLP & Phil Malcolm, Thomson Reuters:  
  *The Role of Corporate Best Practices in the Development of International Law: Due Diligence in Supply Chain Management and Evolving State Practice*

**Women in International Law**

**Chair:** Professor Andrew Byrnes, UNSW Sydney, Australia  
**Speakers:**
- Dr Gabrielle Simm, University of Technology Sydney, Australia:  
  *The Committee on the Elimination of Discrimination Against Women’s General Recommendation on Gender and Disaster*
- Dr Olga Jurasz, Open University Law School United Kingdom:  
  *Feminist engagements with fragmented international law: the case of jus post bellum*
- Anaïs Tobalagba, University of Technology Sydney, Australia:  
  *‘All that is Gold does not Glitter’: Mining, Conflict, Sexual Violence and the Quest for Corporate Accountability*

**Regional Challenges in International Law**

**Chair:** Mr. Pravin Parekh, Secretary of the International Law Association (Indian Branch)  
**Speakers:**
- A/Professor Atip Latipulhayat, Padjadjaran University, Indonesia:  
  *Eurocentrism of International Law: A Myth or Reality?*
• Jayne Holliday, University of Aberdeen, UK; Professor Paul Beaumont, University of Aberdeen, UK; A/Professor Mihail Danov, University of Exeter, UK: *Brexit Challenges and Opportunities: Redesigning the UK Private International Law Landscape*
• Dr David S Berry, University of the West Indies, Barbados: *Caribbean Regional Integration and Avoiding CAREXIT*

**Space Resources: Legal Framework Discussed**

**Discussants:**
• Professor Stephan Hobe, University of Cologne, Germany
• Professor Mahulena Hofmann, University of Luxemburg, Luxemburg

**Managing and Conserving Water in International Law**

**Chair:** TBA  
**Speakers:**
• Mr Joseph Malassi Longunza, University of KwaZuluNatal, South Africa: *Transboundary water treaties and politics faced with climate change: A comparative analysis of Agreements on a shared dwindling resource in a thirsty region (Case study of the Southern African Development Community)*  
• Dr Emma Carmody, Environmental Defenders Office of New South Wales, Australia: *Wetlands for Humanity: How the Ramsar Convention on Wetlands can be used to meet the United Nation’s Sustainable Development Goals*  
• Dr Kate Owens, University of Sydney, Australia: *Environmental Water Markets: New Patterns for Law and Regulation*

**WEDNESDAY, August 22, 5.30**

Conference Dinner, Luna Park

**THURSDAY, August 23, 9.00-10.30**

ILA Study Group Meeting: UN Sanctions and International Law  
ILA Study Group Meeting: Socially Responsible Investment

**Pathways to Nuclear Disarmament**

**Chair:** Professor Dieter Fleck, Germany  
**Speaker:** Open Lecture by Professor Ramesh Thakur, Australian National University, Australia

**Current Human Rights Issues – Part I**

**Chair:** TBA
Speakers:

- Dr Sofia Galani, University of Bristol, UK: *Right to Life and Anti-Terrorist Operations: Do Desperate Times Call for Desperate Solutions?*
- Professor Brigit Toebes, University of Groningen, The Netherlands: *International Law as a Tool to Address Challenges in Global Health*
- TBA

Extraterritorial Enforcement

**Chair:** Dr James Renwick SC, 12 Wentworth Selborne Chambers, Australia

**Speakers:**

- Dr Alexandra George, UNSW Sydney, Australia: *Extradition and Overseas Prison Time: A Developing Trend in the Cross-Border Enforcement of Intellectual Property Laws?*
- Dr Alison Pert, University of Sydney, Australia: *Foreign State Immunity in the Age of Trump: is he immune from suit in a foreign court? (and other current thorny immunity issues)*
- TBA

Challenges in Environmental Governance

**Chair:** Professor Robin Warner, University of Wollongong, Australia

**Speakers:**

- Dr Michelle Lim and Dr Nengye Liu, University of Adelaide, Australia: *Can Condominium Arrangements and the Ecosystem Approach Achieve Sustainable Environmental Governance in the South China Sea?*
- A/Professor Wei-Chung Lin, National Chung Cheng University, Taiwan: *Implementation of Multilateral Environmental Agreements in Independent Accountability Mechanisms (IAMs): A Comparative Approach*
- Abdullah-Al Arif, Macquarie University, Australia: *Status of Ecosystem-Based Fisheries Management in International Environmental Law and Its Adoption in the Fisheries Regime in Bangladesh*

The Role of Elected Members on the Security Council in the Pursuit of Peace and Justice: an International Law Perspective

**Chair:** Professor Nico Schrijver, Leiden University, The Netherlands

**Participants:**

- Dr James Farrell, Australian National University, Australia
- Professor Owe Bring, emeritus University of Uppsala, Sweden [TBC]
- Professor Erica de Wet, University of Pretoria, South Africa [TBC]
- Professor Susana Camargio Vieira, emeritus University of Sao Paulo, Brazil [TBC]

Challenges of Children’s Rights in International Law

**Chair:** Dr Holly Doel-Mackaway, Macquarie University, Australia

**Speakers:**
• The Hon John Pascoe AC CVO, Chief Justice of the Family Court of Australia:
• Sandrine Alexandre-Hughes, 6 St James Hall, Australia:
  *Protecting the Person and Property Interests of Children in International Situations*
• Rosa Saladino, Solicitor, Australia:
  *Protecting Children from Unintended Effects of Return Orders under the Hague Convention*

**THURSDAY, August 23, 11.00-12.00**

Time Reserved for Additional ILA Committee Meetings

**Current Place of Mediation**

**Speaker:**
• Khory McCormick, McCullough Robertson, Australia

**Commentator:**
• Professor Catherine Kessedjian, University of Paris II, France

**Current Human Rights Issues – Part II**

**Chair:** TBA

**Speakers:**
• Adjunct A/Professor John Southalan, Barrister & University of Western Australia, Australia:
  *Human Rights for Regulators – Using International Standards to Assist in Regulation*
• Professor Alison Dundes Renteln, University of Southern California, USA:
  *Recognizing the Human Right to a Name and the Implications for Giving and Changing Personal Names*