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As at 18 May 2018

2018 Biennial Conference of the International Law Association
Hosted by the International Law Association – Australian Branch
Developing International Law in Challenging Times
Intercontinental Hotel, 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

Open ILA Committee Working Sessions:

- Baselines under the International Law of the Sea Committee
- Space Law Committee
- Complementarity in International Criminal Law Committee

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, George Washington 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

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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:

Speakers:

- Mick Gooda, Royal Commissioner into the Detention of Children in the Northern Territory, Australia:
Human Rights Issues for Indigenous Children in Detention
- 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:

- The Rt Hon. the 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
- Professor José Alvarez, New York University, US:
Linkages and Boundaries in Investment Arbitration

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Pathways to Nuclear Disarmament

Chair: Professor Dieter Fleck, Germany

Speakers:

- Professor Ramesh Thakur, Australian National University, Australia
- Professor Stefan Kadelbach, Johann Wolfgang Goethe University Frankfurt, Germany

MONDAY, August 20, 3.30-5.00

Open ILA Committee and Study Group Working Sessions:

Feminism and International Law Committee

Intellectual Property and Private International Law Committee

Business and Human Rights Study Group

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: 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, Keio 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:

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- 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 Sydney, 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

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TUESDAY, August 21, 9.00-10.30

Open ILA Committee Working Sessions:

Global Health Law Committee

Rule of Law and International Investment Law Committee

Recognition / Non-Recognition in International Law Committee

Area-based Ocean Management in the Asia Pacific

Chair: Professor David Freestone, George Washington University, US

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:

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 Criminalisation 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
- Emeritus Professor Rosalind Croucher AM, Australian Human Rights Commissioner:
[Title of Paper TBA]
- A/Professor Nicole Siller, Deakin University, Australia:
Modern Slavery in International Criminal Justice

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

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- 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
- TBA

TUESDAY, August 21, 11.00-12.30

Open ILA Committee and Interest Group Working Sessions:

International Protection of Consumers Committee

Sustainable Development and the Green Economy in International Trade Law Committee

Teaching of International Law Interest Group: *The Visualization of International Law in our Teaching*

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:

Speakers:

- Professor Tim McCormack, University of Melbourne, Australia:
- A/Professor Rain Liivoja, University of Melbourne, Australia:
- LTCOL Damian Copeland, Australian Defence Force, Australia:
- Monique Cormier, University of New England, Australia:

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

Chair: Professor Fred Soons, Utrecht University, The Netherlands

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:

- TBA
- Brenda Horrigan, Herbert Smith Freehills, Australia:
Litigation Funding and Arbitration [TBC]
- Judith Levine, Permanent Court of Arbitration, The Netherlands:
Lessons from the Bangladesh Accord for Arbitration of Business and Human Rights Disputes: Consent, Confidentiality and Coordination of Claims

Assessing State Obligations

Chair: Professor Gillian Triggs, Melbourne University, 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

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TUESDAY, August 21, 1.30-3.00

Open ILA Committee Working Sessions:

Use of Force Committee

Procedure of International Courts and Tribunals Committee

Role of International Law in Sustainable Natural Resource Management for Development Committee

Investment Disputes and Challenging Boundary Issues over Land and Sea

Chair: Professor August Reinisch, University of Vienna, Austria

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 Michelle Foster, Melbourne University, Australia

Speakers:

- Professor Jane McAdam, UNSW Sydney, Australia:
The concept of 'imminence' in the international protection of refugees and other forced migrants
- Professor Jacqueline Peel, Melbourne University, Australia:
Risk, peril and precaution in international environmental law
- Professor Walter Kälin, University of Bern, Switzerland:
Imminent risk of irreparable damage: Interim measures of protection in international human rights adjudication?
- Professor Hélène Lambert, University of Wollongong, Australia and University of Westminster, UK:
'Imminence' in the international jurisprudence on protection

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

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- A/Professor Sara Seck, Dalhousie University, Canada:
Business Responsibilities for Human Rights and Climate Change

Use of Force in Challenging Times

Chair: A/Professor David Letts AM CSM, Australian National University, Australia

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
- Natasha Spisbah, Department of Foreign Affairs and Trade, Australia
- Professor Brigit Toebes, University of Groningen, The Netherlands
- Professor Tania Voon, University of Melbourne, Australia

TUESDAY, August 21, 3.30-5.00

Open ILA Committee and Study Group Working Sessions:

Human Rights in Times of Emergencies Committee

International Securities Regulations Committee

Implementation of the Rights of Indigenous Peoples Committee

The Role of Cities in International Law Study Group

Presentations by Poster Participants

Participants:

- Professor John King Gamble, Penn State University, US:
International Law: Public Pronouncements v. Empirical Reality
- Niko Pavrapoulos, University College London, UK:
The Government in International Law: Challenges to its Authority and the Developing Legal Framework
- Mariana M. de Matos, University of Goettingen, Germany:
A Seat at the Dining Table? Self-determination and Indigenous Peoples

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- Katalin Sulyok, Office of the Ombudsman for Future Generations, Hungary:
The Challenge of Using Science in a Legal Setting -Techniques for Judicial Engagement with Science in International Environmental Adjudication

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:

Speakers:

- A/Professor Heng Wang, UNSW Sydney, Australia:
China's Approach to the Belt and Road Initiative
- 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: Christopher Mitchell, Banco Chambers, Australia

Speakers:

- Diajeng Wulan Christianti, Padjadjaran University, Indonesia:
Combating Impunity for International Crimes: Rethinking Erga Omnes Obligations
- Helen Brady, International Criminal Court [TBC]:
[Title of paper TBA]
- Dr Sarah Nouwen, University of Cambridge, UK:
What's Missing in the Proposed Convention on Crimes against Humanity?
- Professor Douglas Guilfoyle, Monash University, Australia:
The Limits of International Criminal Accountability: The Case of Australian Offshore Detention

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TUESDAY, August 21, 5.30pm

Evening Reception, hosted by Gilbert + Tobin Lawyers

WEDNESDAY, August 22, 9.00-10.30

Open ILA Committee and Study Group Working Sessions:

International Law and Sea Level Rise Committee

Nuclear Weapons, Non-Proliferation and Contemporary International Law Committee

Content and Evolution of the Rules of Interpretation Study Group

General Principles of Law – Part I

Chair: Professor Dr H el ene Ruiz Fabri, Max Planck Institute for Procedural Law, Luxembourg

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 Siobh an 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 P erez 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 Stani , E&A Law, UK:
Investment treaty arbitration through the prism of human rights law: insights and limitations

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- Dr Berk Demirkol, Galatasaray University, Turkey:
Invoking international causes of action other than investment treaty undertakings in investment treaty arbitration
- Dr Alejandro Carballo, International Energy Charter, Belgium:
The Potential Modernisation of the Energy Charter Treaty

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
- Cara North, Lipman Caras LLP, UK & Brody Warren, Permanent Bureau of the Hague Conference on Private International Law, The Netherlands:
A Piece of the Puzzle: The Judgments Project and Transnational Legal Cooperation in Challenging International Times

Engaging with Non-State Actors in International Law

Chair: Dr Daniel Joyce, UNSW Sydney, Australia

Speakers:

- Harry Aitken, Cambridge University, UK:
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

Open ILA Committee and Study Group Working Sessions:

International Monetary Law Committee

Protection of Privacy in Private International and Procedural Law Committee

International Tax Law Study Group (until 1pm)

General Principles of Law – Part II

Chair: Professor Dr H el ene Ruiz Fabri, Max Planck Institute for Procedural Law, Luxembourg

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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:

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 Douglas Guilfoyle, Monash University, 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: Professor Deborah Healey, UNSW Sydney, Australia

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); Office of International Law, Attorney-General's Department of Australia

Speakers:

- Daniel Goldsworthy, Victoria University, Australia; A/Professor Michael Longo, Victoria University, Australia:

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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

Open ILA Committee and Study Group Working Sessions:

Participation in Global Cultural Heritage Governance Committee

Use of Domestic Law Principles for the Development of International Law Study Group

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 Melissa deZwart, University of Adelaide

Speakers:

- Professor Rob McLaughlin, UNSW Canberra, Australia:
Developing international law to address challenges posed by emerging means and methods of warfare
- A/Professor 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

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The Tide of Change: New Responses to Environmental Challenges in the Pacific Ocean

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:

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:

- Professor Maureen Williams, Chair of the ILA Space Law Committee, UK:
Outer Space Boundaries Back in the Limelight
- 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

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

WEDNESDAY, August 22, 3.30-5.00

Open ILA Committee Working Sessions:

Islamic Law and International Law Committee

International Commercial Arbitration Committee

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
- Sunil Rao, Baker & McKenzie Sydney, Australia:
The Sustainable Development Goals and Corporate Best Practices
- Tawanda Hondora, Humanity United, US:
The Role of Civil Society in the Development of International Law Through Strategic Litigation in Challenging Times
- John F Sullivan III, K&L Gates, US:
The Role of Corporate Best Practices in the Development of International Law: Due Diligence in Supply Chain Management and Evolving State Practice [Co-authored with Matt Friedman, CEO, The Mekong Club]
- Hannah Lim, LexisNexis-Southeast Asia, Singapore:
The Role of Technology in the Development of International Law

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: The Rt Hon. Lady Justice Arden, Court of Appeal of England and Wales, UK

Speakers:

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- 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

Chair: Professor Maureen Williams, Chair of the ILA Space Law Committee, UK

Discussants:

- Professor Stephan Hobe, University of Cologne, Germany
- Professor Mahulena Hofmann, University of Luxembourg, Luxembourg

Reflections on *Timor-Leste v Australia* Conciliation Experience

Chair:

Speakers:

- TBA

Managing and Conserving Water in International Law

Chair:

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

DRAFT

As at 18 May 2018

THURSDAY, August 23, 9.00-10.30

Open ILA Study Group Working Sessions:

- UN Sanctions and International Law Study Group
- Socially Responsible Investment Study Group

Current Human Rights Issues

Chair: Mr. Pravin Parekh, Secretary of the International Law Association (Indian Branch)

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
- 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

Challenges with Extraterritorial Activities

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)
- Dr Ralph Wilde, University College London, UK:
Beyond the State Sovereignty Paradigm: The Significance of Self-Determination in Cases of Overlapping Territorial Competences

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

DRAFT

As at 18 May 2018

- 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

Discussants:

- A/Professor James Farrell, Australian National University, Australia
- 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:
[Title of paper TBA]
- 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 Working Sessions

Current Place of Mediation

Speaker:

- Khory McCormick, McCullough Robertson, Australia

Commentator:

- Professor Catherine Kessedjian, University of Paris II, France

The UDHR at 70: Are these the Endtimes of Human Rights?

Chair: Professor Stephen Marks, Harvard University, US

Speakers:

- Dr Marie-Joseph Ayissi, UN High Commissioner for Human Rights, Switzerland:
United Nations
- Professor Christina Binder, University of Vienna, Austria:
European Court of Human Rights
- Adjunct Professor Christina Cerna, Georgetown University, US:
Inter-American System of Human Rights