



IILAH Annual Report 2016

FRONT COVER IMAGE: *Professor Sheila Jasanoff (Harvard) - 3 June 2016 - Anthony Rodriguez*

AUTHORISED BY IILAH Director

Published by the Institute for International Law and the Humanities, Melbourne Law School, University of Melbourne.

INTELLECTUAL PROPERTY

For further information refer to: <https://unimelb.edu.au/Statutes/>

COPYRIGHT IN THIS PUBLICATION IS OWNED BY THE MELBOURNE LAW SCHOOL, THE UNIVERSITY OF MELBOURNE AND NO PART OF IT MAY BE REPRODUCED WITHOUT THE PERMISSION OF THE MELBOURNE LAW SCHOOL.

STATEMENT ON PRIVACY POLICY

When dealing with personal information about individuals, the University of Melbourne is obliged to comply with the *Information Privacy Act 2000*. For further information refer to: <https://policy.unimelb.edu.au/>

DISCLAIMER

The University has used its best endeavours to ensure that material contained in this publication was correct at the time of printing. The University gives no warranty and accepts no responsibility for the accuracy or completeness of information and the University reserves the right to make changes without notice at any time in its absolute discretion.

EDITORS: Christopher Pidgely

CONTACT DETAILS:

Institute for International Law and the Humanities
Melbourne Law School
The University of Melbourne
Victoria 3010 Australia

Telephone: +61 3 8344 6938
Fax: + 61 3 8344 1013
Email: law-iilah@unimelb.edu.au
Web: <http://law.unimelb.edu.au/iilah>



How does Science speak to Policy? - 3 June 2016

CONTENTS

MESSAGE FROM THE DIRECTOR.....	2
OVERVIEW.....	4
RESEARCH PROGRAMS.....	5
DIRECTORS and RESEARCH FELLOWS.....	6
Program Directors	7
Research Fellows	14
MEMBERS.....	16
GRADUATE RESEARCH STUDENTS.....	23
Current Graduate Research Students.....	23
Completed Graduate Research Students.....	29
EVENTS and ENGAGEMENT.....	31
Miegunyah Distinguished Visiting Fellow.....	31
Provocations Symposia.....	34
Interdisciplinary Masterclasses.....	34
Public Lectures.....	35
Research Seminars.....	36
Doctoral Events.....	43
IILAH Reading Group.....	43
VISITING SCHOLARS.....	44
PUBLICATIONS.....	45
Authored Research Books	45
Edited Books	45
Book Chapters.....	45
Journal Articles	48

MESSAGE FROM THE DIRECTOR

In 2016, IILAH has continued to flourish as a leading international law research centre. Acknowledgement and gratitude must of course go to Dianne Otto for her tutelage of the Institute from 2012 until 2015 and the smooth transition of the directorship in early 2016. This year, IILAH has continued to grow, hosting many high profile international visitors, as well as welcoming new members and graduate research students. The pillars of IILAH are the thirteen research programs, directed and co-directed by fifteen dedicated Melbourne Law School faculty members. IILAH's research programs encompass a broad diversity of international legal issues including law and development, international human rights and refugee law, legal history, international investment and environmental law, jurisprudence of the global South and representation of Indigenous, feminist and queer perspectives on international law.

Each research program is managed according to an annual plan guided by the individual director or directors. The programs are structured as independently-led platforms within the supportive institutional framework of IILAH. This fosters creative research initiatives as well as networking and collaboration opportunities amongst members and friends of IILAH. In 2016, fourteen Melbourne Law School faculty members engaged with the IILAH community as members. In this capacity, junior and senior scholars assisted in determining research priorities and complimented the activities of research programs. Further, research fellows, Dr Kathleen Birrell, Dr Rosemary Grey, Ms Cait Storr and Dr Rose Parfitt greatly contributed to IILAH's research activities throughout the year.

IILAH research program director and member contributions culminated in an array of diverse research initiatives. One of the strengths of IILAH as an institution is the cross-disciplinary focus which results from generating dialogue between scholars from different backgrounds and with diverse interests. For example, the Indigenous Nation Building Project led by Associate Professor Mark McMillan and hosted by IILAH. The Nation Building Project partners with three indigenous nations – the Gunditjmara Nation (Victoria), Ngarrindjeri Nation (South Australia) and Wiradjuri Nation (NSW). Using a distinctive collaborative research model, the project promotes collaboration from scholars across many disciplines and indigenous communities, in Australia and the United States.

Another highlight for the year was the 9th Annual Melbourne Doctoral Forum on Legal Theory, supported by IILAH, which brought together graduate research students from around Australia to discuss the theme of 'Reckoning: in place, in person, in practice' from various disciplinary perspectives. IILAH also ran a skill-building workshop called 'Engagement: methods, modes and manners' to foster engagement of attending graduate research students pre-conference. In addition, IILAH was proud to host the completion seminars of seven of its graduate research students this year: Martin Clark, Maria Elander, Joseph Kikonyogo, Eve Lester, Liz Macpherson and Sophie Rigney. Our scholarly community was greatly enriched by the active engagement of thirty-one higher degree research students at the Melbourne Law School.

During 2016, internationally renowned scholars from global institutions partnered with IILAH and participated in IILAH events, including scholars from the Netherlands, Columbia, Switzerland, Canada, Singapore, Italy, Finland, the United States of America and the United Kingdom amongst others. IILAH also hosted international visitors including Professor Sheila Jasanoff (Harvard Kennedy School), Professor Matthew Craven and Professor Diamond Ashiagbor (SOAS) and Dr Ivana Radacic (Ivo Pilar Institute of Social Sciences, Zagreb). In addition to developing international networks, IILAH's research activities closely fostered working relations with academics from leading Australian universities and other Facilities and Schools within the University of Melbourne including Development Studies, Gender Studies, Architecture, Criminology and Historical and Philosophical Studies.

During 2016, IILAH featured three special series: the Miegunyah Distinguished Visiting Fellow series, the annual legal theory 'Provocations' series and the interdisciplinary masterclasses series. First, the Miegunyah Fund supported this year's fellow, Professor Sheila Jasanoff, to visit Melbourne co-hosted by the Faculty of Science and Melbourne Law School. Professor Jasanoff's visit included a series of masterclasses, an open lecture on science and technology studies and a key note public lecture. Second, Provocations III, Feminist Experiences of Law, was held on 27-28 October 2016 organised by Professor Margaret Davies, Associate Professor Ann Genovese, Ms Teresa Gray, Professor Jenny Morgan and Professor Dianne Otto. The symposium drew together a community of scholars to (re)consider feminist experiences of law, including the presentation of papers from a range of disciplinary, practice and experiential perspectives – reform and socio-legal projects, legal and feminist theories, legal histories and life writing, institutional and doctrinal analysis. Third, Dr Ben Golder conducted the first in a new series of interdisciplinary masterclasses tailor-made for PhD Candidates and Early Career Researchers.

Alongside this year's featured series, IILAH hosted and supported a full calendar of research events including two public lectures and sixteen research seminars, as well as inaugurating a faculty reading group focused on the 'Languages of Law'. The reading group has been a huge success, creating a rich environment for academics, doctoral students and colleagues from other faculties and institutions to informally discuss interdisciplinary, international law issues. Lastly, IILAH's directors and members have continued to produce remarkable publications, listed in full later in this Annual Report.

All of these successes are attributable to our vibrant community of scholars and students and their investment in IILAH as the home of interdisciplinary international law initiatives both in Australia and abroad. I want to particularly note the tireless contributions of Christopher Pidgely, IILAH Administrator, whose energy and dedication has been at the core of many, if not all, of IILAH's activities over the year. I also wish to thank IILAH Research Fellow, Cait Storr, for her support throughout the year. The challenge of taking over IILAH's leadership and legacy this year has been rewarded by meaningful engagement and support from colleagues and friends in the IILAH community. I look forward to building on these successes in the next year to come.

Sundhya Pahuja
Director, Institute for International Law and the Humanities

OVERVIEW

The Institute for International Law and the Humanities (IILAH) is dedicated to integrating the study of international law with contemporary approaches to the humanities. IILAH facilitates and promotes innovative research and critical thinking on emerging questions of international law, governance, human rights and justice, positioning Melbourne Law School as one of the leading institutions for international legal scholarship in the world.

Aims and Objectives

IILAH supports interdisciplinary scholarship on contemporary international law, relating in particular to the promotion of social and economic justice and giving voice to those who are marginalised by the historical commitments of international law. Many of the significant modes of thought that have framed the way in which international lawyers understand the world have developed in conversation with the humanities. IILAH continues this engagement by fostering dialogue with scholars working in disciplines such as anthropology, criminology, cultural studies, gender studies, geography, history, linguistics, literature, philosophy, politics and theology.

IILAH encourages the work of younger scholars and those developing new approaches to the field of international law and facilitates engagement between scholars and the community of professionals and activists working on issues of international law and governance. It has developed networks with scholars from Canada, China, Colombia, Egypt, Finland, France, India, Italy, New Zealand, South Africa, Sweden, Norway, the United Kingdom and the United States. IILAH has a particular interest in developing links with scholars in the global South, in order to explore the shared legal legacies of colonialism.

Activities

IILAH hosts visits of distinguished and emerging international scholars; organises conferences, public lectures and research seminars, workshops and reading groups; supervises and supports the work of graduate research degree students; and undertakes and facilitates collaborative and interdisciplinary research projects within the University of Melbourne, as well as nationally and internationally. With these research activities, IILAH contributes to ongoing debates about the theoretical foundation and practical effect of international law and the humanities in the political climate of today.

RESEARCH PROGRAMS

The activities of the Institute are currently organised around thirteen key research programs with fifteen research program directors. The programs build on the breadth of research expertise and interest amongst the faculty at Melbourne Law School and represent areas of dynamic development and change in the fields of international and transnational law.

Australian Legal Histories

Program Directors: Ann Genovese and Tanya Josev

Fragmentation and Regime Interaction in International Law

Program Director: Margaret Young

Feminist and Queer Approaches to International Law

Program Director: Dianne Otto

Indigenous Peoples in International and Comparative Law

Program Directors: Kirsty Gover and Mark McMillan

International Criminal Justice

Program Director: Peter Rush

International Environmental Law

Program Director: Jacqueline Peel

International Human Rights Law

Program Directors: Hilary Charlesworth, John Tobin and Dianne Otto

International Investment Law

Program Director: Jürgen Kurtz

International Refugee Law

Program Director: Michelle Foster

Jurisprudences of the South

Program Director: Shaun McVeigh

Law and Development

Program Director: Jennifer Beard

Law, Sound and the International

Program Director: James Parker

Legal Biographies

Program Directors: Ann Genovese, Shaun McVeigh and Peter Rush

DIRECTORS and RESEARCH FELLOWS



Professor Sundhya Pahuja
Director

Sundhya Pahuja's research focuses on the history, theory and practice of international law in both its political and economic dimensions. She has a particular interest in international law and the relationship between North and South, and the practice, and praxis, of development and international law. Sundhya has been awarded the American Society of International Law Certificate of Merit (2012), the Woodward Medal for Excellence in the Humanities and Social Sciences (2014) and a Fulbright Senior Scholar award which she took up in September 2016 at the Institute for Global Law and Policy at Harvard Law School. From 2012 – 2015, Sundhya concurrently held a Research Chair in Law at SOAS, University of London, and in 2014, served as Director of Studies in Public International Law at the Hague Academy of International Law. She has held visiting appointments at the LSE, NYU and UBC, currently serves as core faculty at the Harvard Law School Institute for Global Law and Policy Workshop, as Affiliate Faculty of the European Collaborative Doctoral Programme in Globalisation and Legal Theory, and holds Visiting Chairs at Birkbeck and SOAS.

Sundhya's published works include the book *Decolonising International Law: Development, Economic Growth and the Politics of Universality* (Cambridge University Press, 2011), as well as the edited collections, *Reading Modern Law: Critical Methodologies and Sovereign Formations* (Routledge, 2012) (co-edited with Ruth Buchanan and Stewart Motha), and *Events: The Force of International Law* (Routledge, 2011) (co-edited with Fleur Johns and Richard Joyce). Sundhya is currently writing a book on *International Development* with Ruth Buchanan and Luis Eslava as part of the Routledge-Cavendish *Critical Approaches to Law* series. Her current projects also include an Australian Research Council funded project on International Law and the Cold War, with Gerry Simpson and Matthew Craven, and a large project on the history of the corporation in international law from the early modern period to the present day.



Dr Jenny Beard
Program Director, Law and Development

Jennifer Beard is currently involved in research on the role of the not-for-profit sector in law and development and on migration law and policy in the Asia Pacific region. Jennifer was a member of the Migration Review Tribunal and the Refugee Review Tribunal from 2009 to 2014. In her research, Jennifer takes particular interest in the relationship between law and society and law and development. She is particularly interested in theories of the State and the role of law in the exercise of political power. Jennifer's five-year appointment to the Refugee and Migration Review Tribunals have strengthened her interest in due processes, accountability and justice in public and private governance across all levels of society. Her publications include a textbook co-edited with Professor Andrew Mitchell, *International Law: In Principle* (Thomson, 2009) and *The Political Economy of Desire: International Law, Development and the Nation State* (Cavendish-Routledge, 2007). Jennifer has been a visiting fellow at the University of British Columbia Law School where she taught a PhD Seminar on Legal Theory and Interdisciplinary Approaches to Law; a teacher of International Law, Trade and Development in the LLM Programme in the Department of International Law and Human Rights at the United Nations University for Peace in Costa Rica; and a visiting fellow at the University of Lund Law School.

Professor Michelle Foster
Program Director, International Refugee
Law



Michelle Foster is Associate Dean (Research) at Melbourne Law School. Her teaching and research interests are in the areas of public law, international refugee law, and international human rights law. Michelle has LLM and SJD degrees from the University of Michigan Law School, where she was a Michigan Grotius Fellow. She also holds an LLB and BComm (Hons 1 and the University Medal) from the University of New South Wales. Prior to her graduate studies, she worked for the Commonwealth Attorney-General's Department, as Research Director for the Hon AM Gleeson AC (then Chief Justice of NSW) and Legal Research Officer in the Chambers of the NSW Solicitor-General and Crown Advocate. Michelle has published widely in the field of international refugee law, and her work has been cited extensively in the international refugee law literature and also in judicial decisions in the United Kingdom, Australia and New Zealand. Her first book, *International Refugee Law and Socio-Economic Rights: Refuge from Deprivation*, was published by Cambridge University Press in 2007 and has been widely and favourably reviewed. Michelle is co-author, with James Hathaway, of *The Law of Refugee Status*, Second Edition, published by CUP in 2014. Since joining Melbourne Law School in 2005, Michelle has developed a new curriculum in Refugee Law in both the LLB and JD degrees. She has conducted training workshops for the New Zealand Refugee Status Appeals Authority and the Australian Refugee Review Tribunal and has been engaged as a consultant by the United Nations High Commissioner for Refugees. Michelle is an Advisory Board Member of the Melbourne Journal of International Law, an Associate Member of the International Association of Refugee Law Judges and a Board member of AMES (<http://www.ames.net.au/>).

Associate Professor Ann Genovese
Program Co-Director, Australian Legal
Histories



Ann Genovese has, for over twenty years, in a variety of projects been researching and writing on the relationships between jurisprudence and historiography. This work addresses the epistemological resonance and dissonance between Law and History as disciplines and practices; the nature of legal archives and the responsibilities of custodians and writers towards them; and the sources, forms and techniques necessary to show how Australian people have lived with their law, since 1950. Ann has collaborated with leading scholars from law, history, feminist theory and indigenous studies, as well as with members of the judiciary and profession. She has been the successful recipient of ARC funding on several projects, most recently The Court as Archive (with Kim Rubenstein at ANU and Trish Luker at UTS). Ann's publications include: *Rights and Redemption* (UNSWP, 2008), (with Ann Curthoys and Alex Reilly), which has been widely reviewed, is included in many courses across disciplines, and has been cited by the High Court in *Northern Territory of Australia v Arnhem Land Aboriginal Land Trust* [2008] HCA 29 (30 July 2008); *Sovereignty: Frontiers of Possibility* (with Julie Evans, Patrick Wolfe, and Alexander Reilly) (UHP, 2013), and is the editor of two special editions of *Griffith Law Review* (2014, 2015) commemorating the thirtieth anniversaries of the *Koojarta v Bjelke Petersen* and *The Commonwealth v Tasmania*. She is an Advisory Board Member of the University of Melbourne Archives; and a member of the editorial board of Australian Feminist Law Journal. She has been a Visiting Research Fellow at the Centre for Public Law and Public Policy, University of Adelaide Law School; the Humanities Research Centre, ANU; Kent Law School. She is an Adjunct Professor at the UTS Faculty of Law.



Associate Professor Kirsty Gover
Program Co-Director, Indigenous
Peoples in International and
Comparative Law

Kirsty Gover was appointed to the faculty in 2009. Her research and publications address the law, policy and political theory of indigenous rights, institutions and jurisdiction. She is interested in the role played by 'indigeneity' in the constitutionalism of settler societies, and in the importance of indigenous concepts of law and politics in settler state political theory and international law. Dr Gover is the author of *Tribal Constitutionalism: States, Tribes and the Governance of Membership* (Oxford University Press 2010). She is currently working on a book entitled: *When Tribalism meets Liberalism: Political Theory and International Law* (Oxford University Press, 2014), examining the ways in which indigenous self-governance influences the development of international law and international legal theory by altering the behaviours of states. Dr Gover is a graduate of New York University (NYU) JSD Doctoral Program, where she was an Institute for International Law and Justice (IJIL) Graduate Scholar and New Zealand Top Achiever Doctoral Fellow. She is Co-Director (with Mark McMillan) of Melbourne Law School's Indigenous Peoples in International and Comparative Law Research Program, and Chair of the Staff Equity and Diversity Committee.



Dr Tanya Josev
Program Co-Director, Australian Legal
Histories

Tanya Josev is a researcher in modern Australian and American legal and political history, with a current interest in the origins and evolution of the binary understanding of the judicial role as involving 'activism' and 'restraint' across various common law jurisdictions. Tanya's doctoral thesis in law and political history concerned the intellectual and political history of the concept of 'judicial activism' in the United States and Australia. The thesis was awarded the university's Dennis-Wettenhall Prize for the best thesis in Australian history in 2015. Her book on the topic will be published by The Federation Press in 2017. Tanya has previously worked as a commercial litigation lawyers at Allens and as an associate to Justice Alan Goldberg AO of the Federal Court of Australia. In 2009, she was appointed one of the Law School's inaugural PhD Teaching Fellows. In 2010-11, she was based at New York University's School of Law through her appointment as a Hauser Global Fellow. Her research has been supported by scholarships from the Australian Federation of Graduate Women, the Alma Hansen Bequest, the Hauser Global program at NYU, and various other prizes.

Professor Jürgen Kurtz
Program Director, International
Investment Law



Jürgen Kurtz is Director of International Economic Law Studies at Melbourne Law School. Jürgen researches and teaches in the various strands of international economic law including the jurisprudence of the World Trade Organization and that of investor-state arbitral tribunals. He has a particular research interest in the impact of treaty-based disciplines on regulatory autonomy and development strategies. Jürgen's book *The WTO and International Investment Law: Converging Systems* was published by Cambridge University Press in 2015. Jürgen has held research fellowships at the Jean Monnet Center for International and Regional Economic Law Justice at New York University Law School (as an Emile Noel Fellow), at the University of Michigan Law School (as Grotius Fellow), the Academy of International Law in The Hague and the European University Institute (as Fernand Braudel Senior Fellow) in Florence. He is also a Director of Study at the Academy of International Trade and Investment Law based in Macau and Shenzhen and organized by the Institute of European Studies. In recent years, Jürgen has joined the Global Faculties of the Universidade Catolica in Portugal, the Centre for Transnational Legal Studies in London, Bocconi University in Milan, the University of Barcelona in Spain and the Singapore International Arbitration Academy at the National University of Singapore. Jürgen has acted as a party-nominated arbitrator in ICSID proceedings and as an expert consultant to the World Bank, the European Union, the ASEAN Secretariat, UNDP and UNCTAD. He currently serves on the Executive Committee of the Society of International Economic Law and the editorial boards of the Journal of International Dispute Settlement and the Journal of World Investment and Trade.

Associate Professor Shaun McVeigh
Program Director, Jurisprudences of the
South



Shaun McVeigh joined the law school at Melbourne University in 2007. He previously researched and taught at Griffith University in Queensland as well as Keele and Middlesex Universities in the United Kingdom. He has a long time association with critical legal studies in Australia and the UK. More recently he has been involved in convening a symposium "Of the South" that develops an account of lawful existence within the South. Shaun has research interests in the fields of jurisprudence, health care, and legal ethics. His current research projects centre around three themes associated with refreshing a jurisprudence of jurisdiction: the development of accounts of a 'lawful' South; the importance of a civil prudence to thinking about the conduct of law (and lawyers); and, the continuing need to take account of the colonial legal inheritance of Australia and Britain.



Associate Professor Mark McMillan
Program Co-Director, Indigenous
Peoples in International and
Comparative Law Nation Building
Research Team

Mark McMillan joined the faculty of Melbourne Law School in 2011. He is a Wiradjuri man from Trangie, NSW. He was named National NAIDOC Scholar of the year for 2013. His research interests are in the area of human rights and, in particular, the expression and fulfilment of those rights for Indigenous Australians. Mark's current research projects include, with the ARC: Chief Investigator on ARC Linkage Grant: 'Indigenous Nationhood in the Absence of Recognition: Self-Governance Insights and Strategies from Three Aboriginal Communities'; Chief Investigator on ARC Discovery Grant: 'Resistance, Recognition and Reconciliation in Australia – lessons from South Africa and Northern Ireland'; Chief Investigator and Node Leader on ARC Special Initiative Grant: "National Indigenous Research and Knowledge Network" (see website at NIRAKN www.nirakn.edu.au); and Chief Investigator on ARC Linkage Grant: 'Minutes of Evidence: Promoting New and Collaborative Ways of Understanding Australia's Past Engaging with Structural Justice' (see website at www.minutesofevidence.com.au). With the University of Melbourne: Melbourne School of Government Research Cluster Grant: 'Indigenous Nation Building: Theory; Practice and Emergence in Australia's Public Policy Discourse'; Melbourne Social Equity Institute Grant: 'Strengthening the Victorian Aboriginal Community's Response to Methamphetamine Use'; and Melbourne Social Equity Institute Grant: 'Sharing this Place: A Systematic Review of Three Faculties within the University of Melbourne to Identity and Establish their Opportunities for Engagement with Future and Current Indigenous Australian Students'.



Professor Dianne Otto
Program Director, Feminist and Queer
Approaches to International Law

Dianne Otto holds the Francine V. McNiff Chair in Human Rights Law. Her research interests include addressing gender, sexuality and race inequalities in the context of international human rights law, the UN Security Council's peace-keeping work, the technologies of global 'crisis governance', threats to economic, social and cultural rights, and the transformative potential of people's tribunals and other NGO initiatives. She sat on the Expert Panel at the Asia-Pacific Regional Women's Hearing on Gender-Based Violence in Conflict held in Phnom Penh in 2012 and the Judicial Council of the Women's Court: Feminist Justice held in Sarajevo in 2015. Recent publications include 'Feminist Approaches to International Law' in Florian Hoffman and Anne Orford (eds), Oxford Handbook of International Legal Theory (2016); 'Queering Gender [Identity] in International Law' in Nordic Journal of Human Rights (2015); Rethinking Peacekeeping, Gender Equality and Collective Security (co-edited with Gina Heathcote 2014); and, Gender Issues and Human Rights (three edited volumes, Edward Elgar 2013). Dianne had the honour of being included in the Ai Weiwei artwork honouring Australian human rights advocates, which he created for the Andy Warhol/Ai Weiwei exhibition at the National Gallery Victoria 2015-2016.

Dr James Parker
Program Director, Law, Sound and the
International



James Parker is a Senior Lecturer at Melbourne Law School. Prior to joining the faculty, James completed his BA in Jurisprudence at University College, Oxford, an LLM by research at McGill University, and a PhD at the Melbourne Law School. His research focuses on the relations between law and sound, with a particular emphasis on international criminal law and the law of war. He is currently a junior faculty member at the Harvard Law School Institute for Global Law and Policy Workshop and has previously taught at the University of Wollongong, the University of Technology Sydney and Macquarie University as well as on the Law School's Masters program. James' book *Acoustic Jurisprudence: Listening to the Trial of Simon Bikindi* was published by Oxford University Press in 2015. The book explores the trial of Simon Bikindi, who was accused by the International Criminal Tribunal for Rwanda of inciting genocide with his songs. The book develops two main threads: one substantive, the other methodological. Substantively, it is the first detailed study of a trial of considerable legal, historical and musicological importance, both to Rwandans and to the wider international community. Methodologically, the book examines a dimension of legal thought and practice that is scarcely ever remarked upon. Sound is a condition of the administration of justice, and yet as a community of jurists we have become deaf to law and to the problem of the acoustic. The book argues therefore for a specifically *acoustic* jurisprudence, an orientation towards law and the practice of judgment attuned to questions of sound and listening. James' most recent project *The Jurisprudence of Sonic Warfare* - for which he received an Early Career Research Grant (2015) - explores the weaponisation of sound across three main sites: the battlefield, the torture chamber and the city.

Professor Jacqueline Peel
Program Director, International
Environmental Law



Jacqueline Peel is an expert in the field of environmental and climate change law. Her scholarship on these topics encompasses international, transnational and national dimensions, as well as interdisciplinary aspects of the law/science relationship in the environmental field. Professor Peel is the author or co-author of five books and numerous articles on these topics. She has been an active contributor to public policy formulation on climate change and environmental issues at the national and international level through her work on bodies such as the ILA Committee on Legal Principles Relating to Climate Change. Professor Peel's research has attracted funding from various organisations including the Australian Research Council, VCCCAR and the United States Studies Centre. She has also been the recipient of prestigious awards such as a Fulbright Scholarship and NYU Hauser Scholarship.



Associate Professor Peter Rush
Program Director, International
Criminal Justice

Peter Rush came to the Law Faculty at the University of Melbourne in 1999. He has been a youth worker, an artist, a filmmaker and a scholar. Since 1988, he has taught in Law Faculties and Criminology Departments in Australia and in England. Courses taught have included criminal law, jurisprudence, legal discourse, gender and law, evidence, legal history and legal method, law and the body, law and criminal justice. In 2004/2005, he was a Karl Loewenstein Fellow in Political Science at Amherst College (USA). He is the author of several books on criminal law and edited collections on jurisprudence and post-structuralist legal theory. A longstanding member of the critical legal studies movement in the United Kingdom, he was coordinator of its national conference and a founding member of the interdisciplinary legal theory journal *Law & Critique*. Additionally, he has been invited to present papers and lectures at institutions in the United States and Canada, such as Amherst College, Carleton University, and New York University. In Australia, he is a member of the editorial boards of several legal theory journals and has been active in the Australian Law and Literature Association and the Australian Law and Society Association. He contributes to community and professional debate concerning law reform, particularly in relation to both the law of sexual offences and the criminal law of HIV transmission. In 2000, he made a short documentary film concerning justice, aesthetics and colonialism in the city of Melbourne. His teaching and research interests include: criminal law (Australian, comparative and international); jurisprudence and the humanities; international criminal justice; trauma and transitional justice.



Professor John Tobin
Program Co-Director, International
Human Rights Law

John Tobin has an LLM with distinction from the University of London. He has designed and taught several subjects in areas of international law, human rights, children's rights and public interest lawyering. He also coordinates the legal internship subject across the JD and Masters programs and coordinates the MLS Human Rights Alumni Network. In 2010 he was awarded the Barbara Falk Award for Teaching Excellence by the University of Melbourne, and in 2011 he was awarded a national citation for outstanding contribution to student learning in the area of human rights. In 2006 he was a Visiting Professor at both the American Academy of Human Rights and Humanitarian Law, Washington College of Law, American University and in the Law School at New York University. In 2011 he was the Senior Scholar in Residence at the Center for Human Rights and Global Justice at NYU Law School.

Associate Professor Margaret Young
Program Director, Fragmentation and
Regime Interaction in International Law



Margaret A Young researches and teaches in the fields of public international law, international trade law, climate change law and the law of the sea. She is the author of *Trading Fish, Saving Fish: The Interaction between Regimes in International Law* (Cambridge University Press, 2011), which was awarded the International Union for Conservation of Nature (IUCN) Academy of Environmental Law Junior Scholar Prize in 2012; and the editor of *Regime Interaction in International Law: Facing Fragmentation* (Cambridge University Press, 2012), which includes contributions from leading international, comparative and constitutional law scholars. A former Gates Scholar, she is currently working on a book on forests and climate change.

Margaret Young joined Melbourne Law School in 2009. She was previously the William Charnley Research Fellow in Public International Law at Pembroke College and the Lauterpacht Centre for International Law, University of Cambridge, where she also lectured in Cambridge's LLM course on WTO law. She has worked at the World Trade Organisation (Appellate Body Secretariat) and the United Nations International Law Commission, is a former associate to the Chief Justice of the Federal Court of Australia and has practised as a solicitor at a major Australian national law firm. Margaret holds a PhD and an LLM from the University of Cambridge and a BA/LLB (Hons) from the University of Melbourne and has been a Visiting Scholar at Columbia Law School, and serves as an expert for the E15 Initiative convened by the International Centre for Trade and Sustainable Development and the World Economic Forum.

Professor Anne Orford
Director Emeritus, IILAH



Anne Orford is Redmond Barry Distinguished Professor and Michael D Kirby Chair of International Law at Melbourne Law School and was the founding Director of the Institute for International Law and the Humanities. Anne has been awarded an ARC Kathleen Fitzpatrick Laureate Fellowship and directs the [Laureate Program in International Law](#) at Melbourne Law School. She holds the Raoul Wallenberg Visiting Chair in International Human Rights and Humanitarian Law at Lund University, and has held numerous other visiting positions, including the Hedda Andersson Visiting Research Chair at Lund University, Visiting Professor at the Sorbonne Law School, Torgny Segerstedt Visiting Professor at the University of Gothenburg, and Senior Emile Noël Research Fellow at NYU Law School. She is a past President of the Australian and New Zealand Society of International Law and has been awarded honorary doctorates of laws by Lund University and the University of Gothenburg, and the 2013 Woodward Medal for Excellence in Humanities and Social Sciences by the University of Melbourne. She will be awarded an honorary doctorate of laws by the University of Helsinki in May 2017. Anne's publications include *International Authority and the Responsibility to Protect* (Cambridge University Press 2011), *Reading Humanitarian Intervention: Human Rights and the Use of Force in International Law* (Cambridge University Press 2003), the edited collection *International Law and its Others* (Cambridge University Press 2006), and, as co-editor, *The Oxford Handbook of the Theory of International Law* (Oxford University Press 2016). Her scholarship combines the study of the historical and theoretical foundations of international law, analysis of developments in international legal doctrines and practice, and an engagement with central debates and concepts in related fields, in order to provide a clearer understanding of the role of international law in contemporary politics.

Research Fellows



Dr Kathleen Birrell

McKenzie Postdoctoral Fellow

Dr Kathleen Birrell is a McKenzie Postdoctoral Fellow at Melbourne Law School. Her research is strongly interdisciplinary, encompassing property law, native title, environmental and climate change law, human rights law and intersections between Indigenous peoples and the law, as well as critical legal theory, philosophy of law, socio-legal studies and law and literature. It engages with critical approaches to native title; comparative work on Indigenous and non-Indigenous approaches to property and environment, focusing on Indigenous ontologies and epistemologies; Indigenous rights at international law, including climate justice; and Indigenous and local community engagement in climate change mitigation and abatement activities. Her postdoctoral project investigates intersections between the global imperatives of international climate change initiatives and associated legal frameworks and their domestic implementation, international human rights, and the narratives of Indigenous communities. This research critically compares global and local 'narratives' of climate change and imagines the impact of climate change transitions for local and Indigenous communities. Following various philosophical and critical legal perspectives, her forthcoming book, *Indigeneity: Before and Beyond the Law* (Routledge, 2016), examines contested notions of indigeneity, the troubled juxtaposition of law and justice in the context of Indigenous legal claims and literary expressions, the contested history and jurisprudence of native title, international and national discourses of rights and recognition, post-colonialism and resistance in 'settler' nation states, and the mutually constitutive relation between law and literature.



Dr Rosemary Grey

MLS Postdoctoral Fellow

Dr Rosemary Grey is a Postdoctoral Fellow at Melbourne Law School. Her research focuses on gender issues in international criminal law, particularly the evolving law and practice regarding the prosecution of sexual and gender-based crimes. In June 2016, Rosemary joined Melbourne Law School to commence a two-year postdoctoral research project titled 'Prosecuting Gender Crimes at the International Criminal Court'. Informed by feminist critiques of international law, this project aims to identify and challenge gender discrimination in the interpretation of crimes within the jurisdiction of the ICC. In June 2017, she will deliver the International Criminal Justice Clinic at Melbourne Law School in partnership with Amnesty International.

Prior to coming to Melbourne Law School, Rosemary completed her PhD at the University of New South Wales (UNSW). Her PhD thesis, titled 'Prosecuting sexual and gender violence crimes in the International Criminal Court: Historical legacies and new opportunities', presented an in-depth study of all cases before the ICC from 2002-2014. While completing her PhD, Rosemary also lectured in international criminal law and other core subjects at UNSW Law. She also worked and volunteered with a number of Hague-based organisations including Women's Initiatives for Gender Justice, the International Bar Association, and the International Criminal Court.

Ms Cait Storr
Research Fellow, IILAH



Cait Storr (BA (Hons), JD, GDLP) is a Lecturer in Property and Legal Theory. Her current research focuses on the intersections of the private law of property and the public international law of territory, particularly in postcolonial states. She is a doctoral candidate at Melbourne Law School, and her thesis is entitled 'Nauru: International Status, Imperial Form and the Histories of International Law'. Cait was a legal adviser to the Parliament of Nauru in 2009 and worked as a solicitor with Freehills (now Herbert Smith Freehills). Prior to undertaking legal training, Cait taught in international relations and postcolonial theory with the University of Melbourne, then worked in indigenous affairs, including with the Victorian Ombudsman, the Department of Justice and with Aboriginal Affairs Victoria. In 2016, she was appointed as the inaugural Research Fellow with the Institute of International Law and the Humanities.

Dr Rose Parfitt
ARC Discovery Early Career Researcher



Rose Parfitt joined IILAH in June 2013 after two years as Assistant Professor of International Law at the American University in Cairo. Rose's research concerns the relationship between theory and history in the study of international law, international relations and the history of political thought. She received her doctorate in 2011 from the SOAS School of Law (University of London). She is currently writing, or has recently published, on subjects including fascist colonialism; the Bandung Conference of 1955; the relationship between time and space in the construction of international legal subjectivity; the Futurist Giacomo Balla's 'anti-neutral suit'; the politics of international legal historiography; theories of state recognition and international personality; and the impact of the concept of 'earned sovereignty' on the right of peoples to self-determination, among other topics. Rose is currently working on a book based on her doctoral thesis. Its provisional title is *International Personality on the Periphery: The 'Abyssinia Crisis' and International Law*.

MEMBERS



Dr Anna Arstein-Kerslake

Anna Arstein-Kerslake is the Director of the Disability Human Rights Clinic at Melbourne Law School and the Academic Convenor of the Disability Research Initiative (DRI) at the University of Melbourne (UoM). Her research focuses on the human rights of persons with disabilities, with a particular focus on the right to equal recognition before the law. She is currently undertaking research on unfitness to plead law and support for people with cognitive disability charged with a crime. Prior to joining UoM, she held a Marie Curie Research Fellowship at the Centre for Disability Law and Policy (CDLP) at (NUIG). Her work at the CDLP focused on research and global advocacy on the right to legal capacity. For example, she provided support to the United Nations Committee on the Rights of Persons with Disabilities on the general comment on the right to equal recognition before the law. She has participated widely in consultation with governments and other bodies, including: the United Kingdom Ministry of Justice, the Irish Ministry of Justice, Amnesty Ireland, Interights, the Mental Disability Advocacy Center, among others.



Dr Olivia Barr

Olivia Barr joined the Law School as a Senior Lecturer in February 2016. She completed her LLB (Distinction) and BA (Anthropology and Philosophy) at the University of Western Australia, an LLM at the University of British Columbia, and a PhD at Melbourne Law School. Prior to returning to Melbourne, Olivia was a Lecturer at the University of Technology, Sydney. She has also worked as a government solicitor, in law reform, and for the United Nations Permanent Forum on Indigenous Issues. With Dr Karen Crawley (Griffith University), she is the Managing Editor of the Australian Feminist Law Journal: A Critical Legal Journal.

Olivia writes in jurisprudence, and her cross-disciplinary work engages with geography, anthropology, philosophy, architecture and contemporary public art practices. Her research focuses on questions of inheritance, especially ongoing relations between Anglo-Australian common law and Aboriginal law in Australia. Olivia recently published *A Jurisprudence of Movement: Common Law, Walking, Unsettling Place* (Routledge, 2016) in Routledge's 'Space, Materiality and the Normative' series. Her current research concerns questions of lawful place and argues for greater attention to the place-making practices of law.

Professor Alison Duxbury



Alison Duxbury is a Professor at Melbourne Law School and an Associate Director of the Asia Pacific Centre for Military Law. She is a member of the International Advisory Commission of the Commonwealth Human Rights Initiative and the Board of Directors of the International Society for Military Law. Alison holds BA/LLB (Hons) and PhD degrees from the University of Melbourne, and an LLM from the University of Cambridge, where she was a Pegasus Cambridge Commonwealth Scholar. Prior to joining Melbourne Law School, Alison worked at Blake Dawson Waldron (now Ashurst), the London office of Clifford Chance and Monash University. She is a former Associate Dean of Melbourne's JD degree.

Dr Samia Khatun



Samia Khatun is a McKenzie Postdoctoral fellow at the University of Melbourne and is collaborating with workers rights activists in Bangladesh to produce a 400-year history of textile workers from Mughal Bengal to contemporary Bangladesh. Taking a slices-through-time approach, Samia is investigating how workers have memorialised five key moments in the history of textile production through song and poetry beginning with Mughal Bengal and ending with the Rana Plaza collapse in contemporary Bangladesh. Samia completed her PhD in 2012 at the University of Sydney, where her research examined connections between South Asia and Australia using Aboriginal and South Asian language materials. Since then she has held postdoctoral fellowships at Zentrum Moderner Orient, Berlin and The Centre for Research on Colonial Culture, Dunedin as well as a writing fellowship at the Asian-American Writers Workshop, New York. Samia has also made documentaries on Australian race relations that have screened on SBS and ABC-TV.



Professor Raimond Gaita

Raimond Gaita is a Professorial Fellow at Melbourne Law School and the Faculty of Arts at the University of Melbourne and Emeritus Professor of Moral Philosophy at King's College London. Rai's books, widely translated, and among many includes, the award winning *Romulus, My Father*, nominated by Australian Financial Review as one of the decades best books, also made into a feature film starring Eric Bana. In 2012 Rai began research for a new book for which he says, "if anything I wrote could be deserved to be called that, will be my magnum opus". The book would develop in one direction via engagement with psychology and evolutionary theory, an original philosophy of the place of human beings in nature, and in another, via political theory and jurisprudence, an original philosophy of politics and law. Rai is working on several publications, an article on genocide and evil for a series, *The History of Evil*, an article on punishment and the moral emotions in the *Criminal Law and Philosophy* journal and a collection of Rai's essays entitled *Dignity*.



Professor Lee Godden

Lee Godden holds a research and teaching position at Melbourne Law School. As well as her involvement with IILAH, Lee is the Director of the Centre for Resources, Energy and Environmental Law (CREEL). Accordingly much of her scholarship occurs in areas at the intersection of law and the humanities related to environmental law, indigenous rights and natural resource management. An exploration of the relationship between law and history in the context of native title law formed a theoretical foundation for much early research. A similar interdisciplinary focus has informed other aspects of her scholarship in property theory and environmental regulation and governance. Lee's work extends with engagement in public interest issues such as the impact of climate change on environmental law and water law and economic development for indigenous communities. Lee was appointed to the Australian Law Reform Commission as a part-time Commissioner in July 2013, in charge of the Inquiry into the *Native Title Act 1993*.

Associate Professor Wendy Larcombe



Wendy Larcombe teaches Legal Theory and Legal Method and Reasoning in the JD program. In addition, Wendy conducts research in the fields of law, gender and sexuality, and legal education with a particular research interest in theories of subjectivity, autonomy and consent and their application in a range of regulatory and institutional contexts. She has published widely on sexual violence and rape law reform in respected journals such as *Violence Against Women*, *Feminist Legal Studies* and the *Australian Feminist Law Journal*. Her current research projects investigate: the importance to the progressive criminalisation of marital rape of changes in the social role of marriage; evolving jurisprudence on 'reasonable grounds' for a belief in consent in rape law; alternative justice options for sexual assault survivors; and the role of educational institutions in supporting students' mental health.

Ms Cosima McRae



Cosima McRae joined Melbourne Law School's Institute for International Law and the Humanities as Research Fellow on the Indigenous Nation Building Project in January 2014. Previously, Cosi was the research assistant for the ARC Discovery Project Financial Literacy and Financial Wellbeing and published work on behavioural economics in law reforms to combat predatory targeting and financial exclusion of vulnerable consumers. Cosi currently works with a collaborative research team that partners with three Indigenous nations: Ngarrindjeri, Guditjmarra and Wiradjuri. Cosi is writing on how thinking, writing and acting as a nation challenges current Australian legal concepts of sovereignty; unsettling and resetting the institutional relationships between law schools and universities and Indigenous peoples; and intergovernmental relationships between Indigenous nations and settler governments in Australia. Cosi is committed to the principles of her research team of full and equal partnership with Indigenous nations that advance their rights as sovereign peoples.



Professor Andrew Mitchell

Andrew Mitchell's major area of interest is international economic law, in particular, the law of the World Trade Organization (WTO). He has worked in the Trade Directorate of the Organisation for Economic Co-operation and Development (OECD), the Intellectual Property Division of the WTO, and the Legal Department of the International Monetary Fund (IMF). Andrew has published in numerous journals and books on areas including WTO law, international law, international humanitarian law and constitutional law. In addition to his Melbourne teaching, Andrew has taught WTO law to undergraduate and postgraduate students at Bond University, Monash University, and the University of Western Ontario, and to Australian and overseas government officials at the Australian Department of Foreign Affairs and Trade and the International Development Law Organization respectively. Andrew also consults for the private sector and international organisations. He has been engaged by Telstra for a research project on trade and telecommunications issues and by the World Health Organization to advise on issues concerning the Framework Convention on Tobacco Control. In 2007, following a nomination by the Australian government, the WTO's Dispute Settlement Body added him to the indicative list of governmental and non-governmental panelists to hear WTO disputes.



Ms Paula O'Brien

Paula O'Brien is a Senior Lecturer at Melbourne Law School. Paula has a LLM from the University of Cambridge, specialising in international law. Paula researches in the area of health law, including international and comparative law perspectives in her work. Her current doctoral research is on alcohol regulation, including the labelling, advertising, pricing and licensing of alcohol as a global commodity. She regularly makes written and oral submissions to government inquiries and processes regarding the regulation of alcohol. Paula has recently published on the international right to health and the phenomenon of privatisation, as well as the global shortage of health workers and its implications for the fulfilment of the right to health. She is currently involved in an empirical research project on social justice and temporary migrant workers in Australia, focusing on issues related to the accessibility of health care for migrant workers and their families.

Professor Bruce 'Ossie' Oswald CSC



Bruce Oswald's research interests are in the areas of international humanitarian law, peace operations law, international peace and security law, military law, and international criminal law. Ossie teaches a range of post-graduate subjects at Melbourne Law School, including Principles of International Law, International Dispute Settlement Law, International Humanitarian Law, International Peace and Security Law, Institutions in International Law and UN Law and Practice. Ossie continues to serve in the Australian Army as a legal officer and has seen active service overseas as a member of the Australian Defence Force. For his service as the Legal Officer for the Australian Contingent serving in Rwanda, Ossie was awarded the Conspicuous Service Cross (CSC). Ossie is the Director of the Asia Pacific Centre for Military Law at Melbourne Law School, as of 2014.

Associate Professor Joo-Cheong Tham



Joo-Cheong Tham's key research areas are the regulation of non-standard work and political finance law. Joo-Cheong has also undertaken considerable research into counter-terrorism laws. He has published extensively and written more than 30 opinion pieces. Joo-Cheong regularly speaks at public forums and has presented lectures at the Commonwealth and Victorian Parliaments. He has also given evidence to parliamentary inquiries into terrorism laws and political finance law. Joo-Cheong has published *Money and Politics: The Democracy We Can't Afford* (UNSW Press, 2010). In 2011 he co-edited *The Funding of Political Parties: Where Now?* (Routledge, 2011) (co-edited with Keith Ewing and Jacob Rowbottom) and *Electoral Democracy: Australian Prospects* (Melbourne University Press, 2011) (co-edited with Brian Costar and Graeme Orr). Together with Graeme Orr, University of Queensland and Brian Costar, he is leading an Australian Research Council project, *Dollars and Democracy: The Dynamics of Australian Political Finance and its Regulation* (2010-2013).



Professor Tania Voon

Tania Voon is a former Legal Officer of the Appellate Body Secretariat of the World Trade Organization (WTO) and has previously practised law with Mallesons Stephen Jaques and the Australian Government Solicitor. In addition to her current role, Tania has taught law at Georgetown University, the University of Western Ontario, the Australian National University, Monash University, and Bond University. Tania undertook her Master of Laws at Harvard Law School and her PhD in Law at the University of Cambridge. Tania has published widely in the areas of public international law and international economic law. She is the author of *Cultural Products and the World Trade Organization* (Cambridge: Cambridge University Press, 2007), Editor of *Trade Liberalisation and International Co-operation: A Legal Analysis of the Trans-Pacific Partnership Agreement* (Edward Elgar, UK, 2013), and a member of the Indicative List of Governmental and Non-Governmental Panelists for resolving WTO disputes and the Roster of Panelists to assist in the resolution of trade disputes between parties to the Energy Charter Treaty. She is also a member of the Editorial Board of the *Journal of International Economic Law*, Editor (International Economic Law) of *ASIL Insights* and Co-Editor of the Oxford University Press Series on International Economic Law. Tania has provided expert advice and training to entities such as the Australian Department of Foreign Affairs and Trade, the WTO, the World Health Organization, the United Nations Conference on Trade and Development, Telstra, and the McCabe Centre for Law and Cancer. In 2014 Tania was Senior Emile Noël Fellow at the Jean Monnet Center for International and Regional Economic Law & Justice at New York University School of Law.



Associate Professor Amanda Whiting

Amanda Whiting joined Melbourne Law School as a Lecturer in 2004. She has been a member of the Asian Law Centre since 1999. She taught the following subjects in the (previous) LLB: Land, Race and Law in Southeast Asia, Law and Society in Southeast Asia, Law and Civil Society in Asia, History and Philosophy of Law, Property and Principles of Public Law. She has also taught in the Melbourne Law Masters Programme: Islamic Law and Politics in Asia and Citizens and Groups and States in Asia. Her research is in the area of human rights institutions and practices in the Asia-Pacific Region, gender and religion, and Malaysian legal history. She is Associate Director (Malaysia) of the Asian Law Centre. Amanda completed her honours degree in Arts at the University of Melbourne in 1981 and then taught seventeenth and eighteenth-century history at the University's History Department over the next decade. She also has a Diploma of Education (1988) and a Graduate Diploma of Indonesian (1995) which was partly undertaken at Universitas Kristen Satya Wacana, Indonesia.

GRADUATE RESEARCH STUDENTS

Current Graduate Research Students

Florence Adong

Thesis: *The Responsibility to Prevent in International Law and Politics: Assessing the Responsibility of International Financial Institutions to prevent Conflicts*

Supervisors: Anne Orford and Bruce Oswald

By analysing the responsibility of the international community to prevent conflicts and mass atrocities through early intervention, this thesis places the responsibility of International Financial Institutions ('IFIs') within the parameters of international law, and shows the complexities and ambiguities that exist in the international legal framework. The research uses examples from Africa to examine the questions of international authority, jurisdiction and the restraint of discretion that arise from the responsibility to protect concept and go to the heart of international law and politics. This examination leads to the question of what consequences the renewed emphasis on responsibility to prevent in terms of economic and development assistance has for activities of IFIs. This thesis concludes that the emphasis on the responsibility to protect concept on prevention through early intervention in terms of economic and development assistance, is valuable in resolving crisis, if it is undertaken with genuine intentions and precaution as to the principles of law, and giving attention to much stronger and viable aspects of intervention that gives the state the tools to resolve the conflict.

Tom Andrews

Thesis: *A Jurisprudence of Procedure*

Supervisors: Peter Rush and Shaun McVeigh

This thesis develops a legal theory of criminal procedure as an example of the becoming of law and the law of its becomings. My work offers a critical account of contemporary transformations in criminal law. This thesis is concerned with how criminal law is authored, authorised and comes to express modes of authority as it is attached to world and event. If jurisprudence is traditionally concerned with the static categories of law - texts, concepts, definitions – then this thesis engages a tradition of dynamism and movement in order to reorient questions of technology, mediation and image to account for criminal procedure within the ambient social, political and economic situation broadly called neoliberalism.

Meg Brodie

Thesis: *Law, Change and Socialisation: Constructing An Account of the Role of National Human Rights Institutions in Addressing Systemic Violations - A Case Study of National Inquiries Conducted by NHRIs Across the Asia-Pacific Region?*

Supervisors: Dianne Otto and Brian Burdekin (external)

The thesis constructs an account of how NHRIs contribute to the socialisation of international human rights norms. The change created by national inquiries into systemic human rights violations is examined by drawing on empirical research with Asia-Pacific NHRIs and analysis of other texts. Four core characteristics of the national inquiry strategy which facilitate the socialisation process are identified – the legislative framework, the relational dynamic between NHRIs and other actors, the public nature of the process and its orientation towards change.

Bernice Carrick

Thesis: *The Stratification of Equality Protections by Migration Status in Australia, Canada and the United Kingdom?* Supervisors: Jenny Beard and Beth Gaze

Worldwide 232 million people, or 3.2 per cent of the world's population, live outside their country of nationality. Although, in general, international human rights norms apply to such people, in practice,

they are heavily and increasingly impacted by the recognition of state sovereignty over migration. My research aims to understand the rationales behind the distribution of equality and non-discrimination protections among residents of varying migration statuses in jurisdictions that employ parliamentary models of human rights protection. In the process it examines how equality and citizenship are understood in the law of each place, and investigates how jurisdictional disputes between the migration and equality law spheres are managed. This lays the ground for re-conceptualising the relationship between those spheres, with a view to ensuring the ongoing relevance and effectiveness of equality protections in the face of migration stratification.

Emily Cheesman

Thesis: *Children's rights based approaches to policies, services and programmes for Filipino street children*
Supervisors: John Tobin and Helen Rhoades

Children's rights, particularly as articulated under the UN Convention on the Rights of the Child, have increasingly gained prominence in law and policy making in the Philippines. This has coincided with a shift in focus to a 'rights-based approach to development' or 'child rights programming' by international bodies and the broader development field. This research thesis considers how children's rights based approaches (RBAs) are conceived and applied by non-governmental organisations (NGOs) to service and design programmes for children colloquially known as 'street children' in Manila, Philippines. The research is framed through a detailed consideration of the legal, political, economic and cultural context within which NGOs operate, and investigates the factors that inhibit and facilitate the design and effective operation of RBAs.

Sara Dehm

Thesis: *Ordering International Migration: Migrant Labour, Development and the Institutional Rationalities of Mobility*
Supervisors: Sundhya Pahuja and Anne Orford

Sara's thesis offers a genealogy of the idea of 'migration and development' in international institutions. It traces the creation and rationalisation of the international jurisdiction to administer migration in the post-WWII period, exploring how the international supervision of human mobility has shaped the dynamic between the First and Third Worlds and become a technique for disciplining Third World states, populations and individual citizen-subjects. In particular, her thesis engages with intellectual histories on statehood, demography, human security and the juridification of human movement.

Treasa Dunworth

Thesis: *The Resurrection of Human Security in Disarmament*
Supervisors: Tania Voon and Tim McCormack

The idea of human security - that people, not just states, should be at the centre of security discourse - has been gaining increasing traction in the last twenty years. Contemporary thinking in this area originated and developed mainly in the human rights area. This thesis will explore the evolution of the idea of "disarmament as human security" and critically assess its potential and pitfalls. The aim is to show that human security in disarmament is a much more powerful and profound idea than can be encapsulated in an incremental progression through different weapon-types, as currently witnessing. A genuine human security approach, taking human beings at the centre-point of analysis, would consider disarmament generally - all weapons - not weapons-types. The argument in this thesis is that this claim is not a new idea, but rather an idea that was strongly articulated in early disarmament efforts (1899 Peace Conference and beyond) but subsequently abandoned.

Debolina Dutta

Thesis: *Sluts vs Saviours: The 'Political Society' of Sex Workers in India and the Political Economy of the Global Rescue Industry*
Supervisors: Shaun McVeigh and Ann Genovese

In India, since colonial times, the subject of sex work has been a traditional site for feminist debates on questions of women's sexuality, equality and agency. The research in this thesis engages with non-lawyer Indian sex workers'

activism to show how they collectively think with, act with, and live with law, and by doing so, how they produce knowledge about law and sex work in India. The argument is that Indian sex workers' activism is a 'feminist praxis'; and when addressed to law, is in itself a feminist jurisprudence. The thesis raises questions about the politics and modes of production of feminist jurisprudence in India, aiming to understand methodology as central to theory production. The aim is to enable an academic-activist exchange of knowledge, as a way of 'co-producing' feminist jurisprudence in India. This is distinct from an ethnographic production of feminist jurisprudence, through a researcher-researched encounter.

Carolyn Graydon

Thesis: *Domestic Violence in Timor-Leste: Is There a Place for Indigenous Justice Systems?*

Supervisors: Tim Lindsey and Dianne Otto

Carolyn worked as an advocate in the area of refugee and immigration law for several years and then with the United Nations in Timor-Leste as a human rights officer. This experience triggered her interest in Timorese women's responses to gender violence, more particularly their use of formal and indigenous justice systems. Carolyn's thesis focuses on indigenous processes of developing and protecting human rights, more specifically, justice processes and their potential for long term transformation so that they are better able to deliver the justice and protection sought by Timorese women. In 2006 and 2007 she lectured at Melbourne University in the subject Law and Society in Southeast Asia.

Ingrid Landau

Thesis: *Risks, Rights and Regulatory Efficacy: Can Human Rights Due Diligence Help Protect and Promote Rights at Work?*

Supervisors: Professor John Howe and Professor John Tobin

Ingrid's research explores the conceptual and practical implications of human rights due diligence for the promotion and protection of workers' rights. In doing so, the research aims to contribute to an understanding of how best to design and implement adequate human rights due diligence, and regulatory initiatives to support and promote such processes, with respect to workers' rights. It is also hoped that the research will contribute more broadly to understanding the nature, limits and implications of ongoing efforts to frame workers' rights as human rights.

Andrea Leiter

Thesis: *The making of a legal field - International Investment Law*

Supervisors: Professor Sundhya Pahuja and Professor Ursula Kriebaum (Wien)

Andrea is a PhD candidate working on the history of international investment law in a jointly-awarded degree program between the Melbourne University and the Vienna University. She is particularly interested in the historical formation of legal fields, the political economy of foreign direct investment and the notion of progress for the authority of law.

Tayechalem Moges

Thesis: *Developing an Emancipatory Human Rights Approach to End the Practice of (girl) Early Marriage in Ethiopia*

Supervisors: Dianne Otto and Beth Gaze

The practice of early marriage remains prevalent in Ethiopia despite having received attention, criticism and intervention from international and national human rights actors. The durability of traditional support for the practice has led to questions about the effectiveness of individualized international human rights law in Ethiopia's communitarian society. Moreover, child wives remain at the periphery of these efforts as their role has been largely limited to providing stories of victimization. Drawing upon postcolonial and feminist perspectives, this thesis explores the emancipatory potential of international human rights law to end the practice of early marriage in Ethiopia from the perspectives of former child wives.

Joshua Paine

Thesis: *The Contribution of International Courts and Tribunals to the Development of International Legal Meaning across Three Regimes*

Supervisors: Anne Orford and Margaret Young

This project aims to analyse the contribution of judgments of international courts and tribunals (ICTs) to the development of international legal meaning across three regimes, or distinct areas of international legal practice: investor-state arbitration, the 'generalist' world of interstate litigation in the International Court of Justice (ICJ) and regional human rights adjudication. It employs a rhetorical approach to international law, and is particularly interested in why interpretive claims are seen as persuasive or not in particular contexts. Accordingly, it places significant emphasis on the collective identities of the interpretive communities whose practices construct meaning. The aim is to combine an internal perspective that takes seriously interpretive arguments as understood by participants, with understanding of the broader sociological forces that shape and limit the possible outcomes of interpretive contestation in each regime. Such an analysis should improve understanding of the hermeneutics and (contested) identities of the three regimes, providing a stronger basis for assessing claims about their speciality or generality.

Ana Maria Palacio Valencia

Thesis: *A Comparative Analysis into the Determinants of the Resilience and Evolutionary Capacity of Integration Efforts in Latin American Sub-Regionalism through the Lens of the Pacific Alliance Project*

Supervisors: Tania Voon and Andrew Mitchell

This research project will assist in considering the institutional, political and economic issues, under a legal context, that need to be addressed within the Pacific Alliance project to support in achieving the goals of deepening economic integration and fostering the relations with the Asia Pacific Region. This will be accomplished by considering historical, contextual and also global determinants that create the different challenges for its successful consolidation. The research does not intend to provide general rules to solve all the issues behind the complex situation of Latin American Integration, but will specifically develop the legal underpinnings that should support the institutional, political and economic settings that the Pacific Alliance requires to address in order to consolidate a long-term architecture. This research will be developed under a theoretical framework that although studies and compares this project to other projects (in the region and outside) it intends to assess its level of success by reference to the fulfilment of its actual goals rather than by the achievements of other regional projects. Comparative analysis will be an analytical tool guiding this study, but with the view to outline elements that need to be developed to comply with the aims set towards integration and regional cooperation.

Connal Parsley

Thesis: *Jurisprudence Without Law: Giorgio Agamben and the Juridical Tradition*

Supervisors: Peter Rush and Shaun McVeigh

His doctoral thesis extends his research interest in the relationship between visual culture and law, by conducting a jurisprudential reading of the Italian philosopher Giorgio Agamben. By exposing the significance of the category of the 'image' within both the juridical history of the legal person, and Agamben's revision of political ontology, the thesis aims to develop a new paradigm for understanding the relationship between law, politics and theology in Agamben's work. In doing so, it develops an account of why Agamben's work potentially offers an exciting new path to contemporary jurisprudential thought.

Laura Petersen

Thesis: *Law and Aesthetics after the Holocaust: Gestures of Justice and Restitution*

Supervisors: Peter Rush and Shaun McVeigh

Laura Petersen is in the second year of her PhD at the Melbourne Law School at University of Melbourne. Her interdisciplinary research moves across visual art, fictional texts and jurisprudential memory to explore concepts of restitution. Basing her analysis in Germany after World War II, her project examines the legal, memorial and aesthetic processes involved in coming to terms with atrocity. Before returning to the University of Melbourne for her PhD study, Laura completed her Master of Arts in Comparative Literature at Freie Universität Berlin, supported by a DAAD scholarship. Her thesis (in German) considered the role of metafictional narratives in Holocaust memory, examining texts by W.G. Sebald, Vladimir Sorokin and Jonathan Safran Foer.

Robi Rado

Thesis: *Trading in People and Trading in Services: The Political Economy of Indians' International Labour Mobility, the Development Project and International Law*

Supervisors: Sundhya Pahuja and Jürgen Kurtz

International law increasingly governs whether, and the manner in which, people may move to other countries to work. This regulation is often justified on the basis of claims about the link between migration and the development project. Using a case study concerning workers from India, Robi's thesis will seek to develop a better understanding of the legal regimes governing international labour mobility, and of the relationship between those regimes and the development project. The thesis aims to elaborate the political economy of those regimes and to unpack the assumptions underpinning, and interests driving, the expansion of international law and governance in this area.

Robin Robinson

Thesis: *A Question of Jurisdiction: The Recognition at Common Law of Australian Indigenous Peoples' Intra-group Rights and Interests under Communal Native Title*

Supervisors: Maureen Tehan and Kirsty Gover

This thesis explores how best to protect the native title rights and interests held by individual native title holders with multi-affiliations as members of sub-groups, the wider native title holding group and as citizens of the State. It considers the propositions that intra-group native title rights and interests are vulnerable for want of legal and institutional safeguards. Further, their vulnerability is compounded by particular judicial methodology relating to the principle of communal native title and the strict interpretation of the doctrine of continuity. It investigates reforms to the jurisdictional arrangements between the State and the community of native title holders regarding the resolution of intra-group disputes, drawing on jurisprudence from other common law countries and international human rights law, as a means to safeguard intra-group native title rights and interests.

Dudi Rulliadi

Thesis: *Indonesian Public-Private Partnerships (PPPs): A Legal Study of Private Sector Participation in Infrastructure Development*

Supervisors: Anne Orford with Andrew Mitchell and Tim Lindsey

Taking Indonesia as a case study, Dudi's doctoral thesis examines how the evolution of Public-Private Partnerships (PPPs), from its western origins to today's implementation within the broader context of international development policies and national legal reforms, shapes the manner in which PPPs are implemented in the Third World states.

Oishik Sircar

Thesis: *Assemblages of Affect: The Juridical Ordering of Collective Memory in 'New' India*

Supervisors: Dianne Otto and Sundhya Pahuja

This thesis studies one of the most litigated, mediatised and politically polarising events of mass religious atrocity in contemporary India – the 2002 anti-Muslim violence in the western Indian state of Gujarat – to understand the ways in which collective memories of violence and trauma, in a postcolonial, democratic, secular and developmental nation-state like India, are affectively assembled through encounters between public archives of the legal and the aesthetic. By analysing select cultural spaces and forms of memory production – criminal trials, feature and documentary films, literary and artistic works, and the everyday experiences of living lawfully reflected in the curation of the Museum of Resistance in Ahmedabad – the project argues that a 'jurisprudential-aesthetic' reading of how these 'assemblages of affect' remember/ re-describe/ re-count/ re-configure the event of atrocity, could render visible the roles secular law is called on to play by the nation-state, its 'citizens' and 'others', to make intelligible the event of mass violence, and order its aftermath.

Cait Storr

Thesis: *End State: Nauru and the Construction of Territory in International Law*

Supervisors: Sundhya Pahuja and Gerry Simpson

The international community has known since 2001 that some island states risk losing their entire territory due to climate change. This thesis mounts a critical response to the legal question of whether a state can survive total loss of territory. Whilst much attention is paid in international law to territorial limits and borders, it is habitually assumed that the content of the concept of territory is both uniform and fixed. This thesis constructs a legal history of Nauru from German annexation in 1886 to the contemporary era to demonstrate that territory is neither a fixed nor uniform concept, but a mode of juridical abstraction underpinned by a contingent set of normative assumptions about the relationship of people to land to government.

Marc Trabsky

Thesis: *Voices of the Dead: Law, Aesthetics and Mortality*

Supervisors: Peter Rush and Shaun McVeigh

This thesis offers an institutional account of the dead in law. It questions how the dead dwell in the office of the coroner, but also what the significance is of thinking through law by means of the institutions of the dead. The case studies used for the purpose of this thesis include the local history of the office of the coroner and the legal form of the death mask.

Carlos Arturo Villagrán Sandoval

Thesis: *Overcoming Central America's Paradoxes: On Constitutionalism, Free Trade Agreements and Regional Integration*

Supervisors: Cheryl Saunders and Jurgen Kurtz

The integration of Central-America has been a long constitutional aspiration since the fallout of the Central-American Federation in the XIX Century. Since then, various attempts on reunification have been sought, most unsuccessful. Yet, after WWII the Central American states embarked again on integration, spearheaded by the creation of a regional common market. Nevertheless, such enterprise was not accomplished due to the political conflict engulfing the region. After 1991, the integration scheme was rebooted; however, it has not lived up to its expectation, and now has been challenged by other regional enterprises, such as the DR-CAFTA and other FTA's. This thesis attempts to draw on lessons of other regional integration schemes, such as the EU and ASEAN, and, thus, develop a regional governance scheme by which Central-American states, and their citizens, may benefit from globalisation and trade liberalisation. A governance scheme by which international, regional and constitutional norms are at interplay and complement each other. Therefore this thesis embarks on the study of regional comparative integration schemes, constitutional and international law interaction and economic integration.

Kay Wilson

Thesis: *Mental Health Law: Abolish or Reform?*

Supervisors: Dianne Otto and Bernadette McSherry

Mental health law permits the detention and treatment of people with mental illness without their consent. It has always been controversial and the subject of reform. However, recent critics, including international human rights bodies, have called for the abolition of mental health law on the grounds that it is discriminatory and unjustifiably deprives individuals of their liberty, legal decision-making capacity and bodily integrity. My thesis will take a normative and law-in-context approach to evaluating the justifications for mental health law and the arguments for and against its abolition, and present options for reform using a human rights conceptual framework.

Completed Graduate Research Students in 2016

Martin Clark

Thesis: *The Jurisprudential Foundations of Recognition in International Law*

Supervisors: Anne Orford and Kirsty Gover

Martin Clark holds honours degrees in law, history and philosophy from the University of Melbourne, and is a Research Fellow and tutor at Melbourne Law School. His MPhil examines the writings of jurists on the theory and practice of recognition of states and governments in international law. The thesis will trace the intellectual history of theories of recognition to critically evaluate how and why those theories have developed over the centuries, and the effect of that development on early to mid-twentieth century writings on international law. A nuanced history of the concept will then lay the ground for re-evaluating the questions and answers offered in current debates on recognition in international law.

Maria Elander

Thesis: *In The Name of the Victim: The Figure and Figuration of the Victim in International Criminal Justice*

Supervisors: Peter Rush and Dianne Otto

Maria holds a BA in Arabic and a BSS in Political Science from Uppsala University, and a MA in Human Rights Law from the School of Oriental and African Studies, University of London. Before commencing her PhD candidature, she worked as a research assistant at the American University of Cairo. Her PhD research examines the figure and the figuration of the victim in a critical reading of the discourse on international criminal justice. In particular, the thesis asks what victim is figured in international criminal law, how the victim can speak in and through international criminal law, and how to understand the figurations of the victim that now exist in the field. To examine these questions, the research looks at the Extraordinary Chambers in the Courts of Cambodia (ECCC).

Joseph Kikonyogo

Thesis: *Sub-Saharan Africa and the WTO Negotiations on Agriculture*

Supervisors: Tania Voon and Pip Nicholson

Joseph's thesis analyses the Doha Round of Negotiations on Agriculture, and explore the challenges sub-Saharan African Members face in multilateral trade negotiations. I also question the efficacy of the proposals that have been put forward to assist sub-Saharan African Members to integrate into the multilateral trading system. In the analysis, I examine the importance of the agriculture negotiations to sub-Saharan Africa; the demands of the sub-Saharan African Members under the negotiation pillars of market access, domestic support and export subsidies; and the capacity of sub-Saharan African Members to negotiate with other Members. The thesis concludes that sub-Saharan Africa will not achieve the development objective of the Doha Round.

Eve Lester

Thesis: *Making Migration Law Work in Australia: Paradoxes and Prospects*

Supervisor: Sundhya Pahuja and Shaun McVeigh

The central question of Eve's thesis asks which historical dynamics have shaped immigration law-making in Australia so as to circumscribe enjoyment of basic social and economic rights, and pivotally the right to work, by people who migrate as part of a survival strategy. To this end, the thesis analyses the influence of a matrix of societal dynamics,

including the concept of sovereignty, race, religion and political economy and their role in shaping social and economic rights and realities for survival migrants in Australia.

Liz Macpherson

Thesis: *Indigenous Water Rights in Chile and Australia: Can Indigenous Water Rights be Sustainably Integrated in Water Markets?*

Supervisors: Maureen Tehan and Kirsty Gover

Water planning frameworks underlying emerging Australian water markets do not adequately respond to indigenous demands for a water allocation for indigenous cultural and commercial use. This is because an indigenous water allocation is linked to prior recognition of indigenous groups and interests through the native title process, and native title water rights are difficult to establish, non-exclusive, and limited to non-commercial, traditional content. In Chile, where there is no recourse to native title, statute law has nonetheless been used to recognise water property rights for certain indigenous communities. The aim of this thesis is to suggest an improved legal mechanism for recognition of cultural and commercial indigenous water rights in Australia. The thesis will consider the potential for statutory recognition of indigenous water rights outside of native title, drawing on an analysis of the strengths and weaknesses of statutory indigenous water rights recognition in Chile, against the backdrop of existing Australian models for statutory recognition in Aboriginal land legislation.

Sophie Rigney

Thesis: *Fairness, Procedure and the Rights of the Accused in International Criminal Trials*

Supervisors: Tim McCormack and Peter Rush

This thesis examines the relationships between fairness, the rights of the accused, and procedure, in contemporary international criminal trials. Sophie argues that while fairness and rights are theoretically closely related, by examining the procedures of contemporary international criminal trials, we can witness a distancing between fairness and rights. This thesis ultimately calls for a renewed close association between fairness and the rights of the accused, particularly when considering and determining matters of procedure in international criminal trials.

EVENTS and ENGAGEMENT

Miegunyah Distinguished Visiting Fellow

22 April - 3 June 2016: Miegunyah series of events

Faculty of Science/Melbourne Law School Miegunyah Committee: Mr Jeremy Baskin (MSSI), Associate Professor Peter Christoff (Science), Associate Professor Robyn Eckersley (Arts), Professor Sundhya Pahuja (Law) and Dr James Parker (Law).

In 1993 on the recommendation of the Russell and Mab Grimwade Miegunyah Fund Committee, the University Council established the Miegunyah Distinguished Visiting Fellowship Program. Since the start of the program, ninety-three fellowships have been awarded. Awards are open to academics residing outside of Australia, of international distinction in a field of interest to the University of Melbourne.

The Miegunyah Fund supported this year's fellow hosted by The Faculty of Science (Peter Christoff) and The Melbourne Law School (Sundhya Pahuja). Professor Sheila Jasanoff visited Melbourne in May and June 2016. As part of this visit, Professor Jasanoff was involved in a number of events, including a series of masterclasses, an open lecture on science and technology studies and a key note public lecture on 18 May.



Sheila Jasanoff is Pforzheimer Professor of Science and Technology Studies (STS) at Harvard University's John F. Kennedy School of Government. She is also affiliated with the Department of the History of Science, member of the Board of Tutors in Environmental Science and Public Policy, and visiting professor at Harvard Law School. Before joining Harvard, she was Professor of Science Policy and Law and founding chair of the Department of Science and Technology Studies at Cornell University.

Professor Sheila Jasanoff (Harvard) - How does Science speak to Policy? - 3 June 2016

22 April - 13 May 2016: Miegunyah Masterclass series

Convened by: Mr Jeremy Baskin and Dr James Parker

As part of her visit, Professor Jasanoff kindly agreed to host three masterclasses aimed at Faculty, Early Career Researchers, and PhD candidates nearing completion. Three reading groups preceded these masterclasses. The masterclasses were limited to a small number of participants. The masterclasses took the form of three sessions of between 90 minutes and two hours and were held on the 11, 12 and 13 May 2016.

18 May 2016: Miegunyah Public Lecture

Citizens of the Anthropocene: community and polity in a changing climate

Convened by: Professor Carolyn Evans

Climate change is influencing the scale at which human societies and their governments understand and potentially redesign the relationship between humans and the 'natural world'. Using examples from contemporary environmental and legal controversies in the US, Australia, and Europe, this lecture will question the meaning of the mandate to 'think globally and act locally' in the face of planetary environmental problems. It will explore legal and institutional barriers to effective citizenship at the global level, and ask what it means to press for greater democratisation of decisions affecting the future of the planet.

Professor Sheila Jasanoff reflected on what it means to be an engaged citizen when the scale and complexity of problems affecting the human future have undermined the apparent efficacy of traditional legal and political institutions.

20 May 2016: PhD Roundtable with Prof. Sheila Jasanoff

Convened by: Professor Sundhya Pahuja

This Roundtable took the form a few PhD students presenting their work-in-progress and receiving comment and feedback, with a limited number of PhD candidates and Early Career Researchers also in attendance as observers. The work presented may have formed part of a thesis chapter, an article being prepared for publication, or similar.

23 May 2016: Open Lecture

Science, Technology and the Human Future: Introduction to Science and Technology Studies

Convened by: Associate Professor Robyn Eckersley

Miegunyah Distinguished Visiting Fellow Prof. Sheila Jasanoff delivered an introductory lecture on Science and Technology Studies as part of her visit to The University of Melbourne in May.

This lunchtime talk outlined the key concepts and insights of Science & Technology Studies and will be followed by a Q&A.

This lecture was particularly aimed at introducing STS to an academic audience who are engaging with or considering doing so. This event was co-hosted by the Melbourne Sustainable Society Institute (MSSI) and the Institute for International Law and the Humanities (IILAH).

3 June 2016: Science and Policy Roundtable

How does Science speak to Policy?

Convened by: Associate Professor Peter Christoff

The relationships between scientific research, expert advice and policy making are increasingly understood to be complex and uncertain. This is particularly so where issues, like climate change, are contested socially and politically. This roundtable will explore how the worlds of science and policy communicate - how policy processes may affect the production of science, and how science can influence the production and implementation of policy.

This roundtable included Professor Helen Sullivan (MSoG), Professor David Karoly (Science) and Professor Sheila Jasanoff as panellists.



Professor Helen Sullivan (Melbourne), Professor David Karoly (Melbourne), Professor Sheila Jasanoff (Harvard) and Associate Professor Peter Christoff (Melbourne)

How does Science speak to Policy? - 3 June 2016



Miegunyah PhD Roundtable - 20 June 2016

Provocations Symposia

IILAH convenes an annual series of legal theory symposia called *Provocations* in order to further engage and foster innovative scholarship and critical thinking in international law and the humanities. The Provocations events provide a forum for provocative (re)thinking of the callings, passions and effects of international law. Participants are invited to consider the emancipatory possibilities and risks of contemporary international legal developments and the resulting ordering of relations of persons, places and events in the world.

27 - 28 October 2016: IILAH Provocations Symposium III

'Feminist Experiences of Law.'

Organising Collective: Professor Margaret Davies (Flinders), Associate Professor Ann Genovese, Ms Teresa Gray, Professor Jenny Morgan, Professor Dianne Otto (Francine V McNiff Chair in Human Rights)

Experience is central to feminist thinking and praxis. Understood as the personal, as the subjective, as political formation, as method, or as a contested concept in philosophy, history, sociology, literary and cultural theory, experience had long shaped debates and struggles about what it means to think and act as a feminist.

The work that experience does, and has done, in how feminists understand, contest and live with law has official and unofficial histories, and distinct and diverse forms of contemporary argument. This conference seeks to draw together a broad community of scholars and activists to consider and reconsider, feminist experiences of law. This workshop involved the presentation of papers from a range of disciplinary, practice and experiential perspectives - reform and socio-legal projects, legal and feminist theories, legal histories and life writing, institutional and doctrinal analysis. The workshop explored new ideas, new scholarship, new experiences, and encourage papers that deploy a range of styles and genres in exploring feminist experiences of law.

Interdisciplinary Masterclasses

6 May 2016: Masterclass with Dr Ben Golder (UNSW)

'Foucault and Rights'

Convenor: Professor Sundhya Pahuja

Dr Ben Golder (UNSW) – author of *Foucault and the Politics of Rights* (Stanford University Press, 2015) – conducted the first in a new series of interdisciplinary master classes aimed at PhD candidates and Early Career Researchers across all faculties.

IILAH invited applications from interested PhD candidates and Early Career Researchers in any faculty to apply. The class involved Dr Golder reading and commenting on the work of four to six participants. Places were also available for up to ten non-presenting participants who wished to participate in the discussion but did not wish to receive feedback directly on their work.

Public Lectures

30 June 2016: What's poverty got to do with human rights?

Professor Philip Alston (John Norton Pomeroy Professor of Law, New York University)

Why it is that the world's major human rights groups largely ignore poverty, and why do the key actors in addressing global poverty, such as the World Bank, insist that human rights are irrelevant to their work? What would the agenda be if poverty were to be treated as a human rights violation? Philip Alston argued that none of the major actors in the human rights field really care about poverty. Most human rights groups prefer to treat poverty as if it were not a human rights issue, thus effectively reinforcing the status quo. Philip Alston explained why and how this approach must change.

25 October 2016: A Life in International Law: a Conversation with John Dugard on the Quest for International Justice in Troubled Times

Professor John Dugard

Professor John Dugard is a distinguished figure in international law. He holds degrees from Stellenbosch University as well as the University of Cambridge. Professor Dugard has held many significant academic posts, such as Dean of the University of Witwatersrand, Director of the Lauterpacht Centre for International Law at the University of Cambridge and Professor of Public International Law at the University of Leiden. Professor Dugard has also played a leading role in international institutions, including as a member of the United Nations International Law Commission, as the UN Special Rapporteur on the situation of human rights in the Palestinian territories, and as judge ad hoc in the International Court of Justice in three cases.

This conversation with Professor Dugard canvassed his views on the role of international law in dealing with intractable political conflict, including his experiences in South Africa and the Palestinian territories.



Professor Hilary Charlesworth and Professor John Dugard
A Life in International Law - 25 October 2016

Research Seminars

10 March 2016: Geographies of Crime and Justice

Dr Olivera Simic

Convenor: Professor Dianne Otto

In this paper Dr Simic analysed legacies of spaces where torture and rape were committed during the Bosnian war 1992-1995 while using case studies of a hotel spa Vilina Vlas in Visegrad and a Court of Bosnia and Herzegovina in Sarajevo. She looked at how the process by which (national) identity is constituted and reconstituted is also a spatial and gendered process. There are places left out of the guidebooks - sites of recent violent events that remain unacknowledged or silenced. There, holidaymakers can suddenly find themselves accidental thanatourists. Still, is the task of a tourist guidebook to reveal all these places, and deal with the traumatic past? If it reveals, who would come to visit BiH – a country of crime? Each piece of BiH land had potentially been a place of crime. The paper critically analysed different historical narratives and competing memories embedded in sites of recent torture and killing and today's justice (the Court) and tourist leisure (Vilina Vlas spa). The different ethno nationalist engagements with these places and how they should be physically remembered has become part of ongoing contestation around the interpretation of the Bosnian war and the (re)imagining of the post war society. Is it possible to reconcile the conflicting memories embedded in such spaces? How can we build peace in the places marked by dark history? (this paper is co-authored with Dr Zala Volcic, Pomona College, US).

Olivera holds LLB from Nis University's Law School (Serbia), LLM from Essex University (UK), MA from UN University for Peace (Costa Rica) and a PhD from Melbourne Law School. Since 2012, Olivera has been appointed Visiting Professor at the UN University for Peace (Costa Rica) Online Programme. Prior to undertaking her PhD, Olivera worked with a number of international organizations such as UNICEF and OSCE as a legal consultant with a particular expertise in trafficking in human beings. At present, Olivera is Series Editor of the Transitional Justice Book Series for Springer SBM, which was launched in 2011. Olivera's research engages with international law, gender, crime and transitional justice from an interdisciplinary perspective. Olivera's work has been published in both Serbian/Croatian/Bosnian and English.

15 March 2016: Cooperation on migration control and access to asylum: questions of state responsibility

Mr Nikolas Tan (Danish Institute for Human Rights and Aarhus University)

Convenor: Professor Michelle Foster

How do international law norms apply to international cooperation in the field of migration control and asylum processing? How does international law hold two or more states jointly responsible for treatment of asylum seekers? Australia has led the way in migration control efforts in the past 15 years, through a far-reaching non-entrée regime with regional countries of origin and transit. Such cooperation arrangements challenge the reach of human rights and refugee law and raise questions about international law more broadly. This presentation firstly provides a typology of cooperation-based migration control measures, undertaken with a range of regional states, including origin and transit countries. The presentation secondly discusses the human rights and refugee law questions raised by such policies, through the lens of state responsibility. Finally, the presentation compares Australian and European cooperation arrangements in this area.

Nikolas Feith Tan is a PhD fellow at the Danish Institute for Human Rights and Aarhus University in international refugee law. His doctorate looks at state cooperation in the field of migration control. An Australian lawyer, Nikolas is a former officer of the Australian Department of Foreign Affairs and Trade. He holds a Master of Law from the University of Copenhagen and Bachelors of Law and Arts (Political Science) from the University of Melbourne.

22 March 2016: Social rights and markets: Sovereignty, market building and labour law in the African Union

Professor Diamond Ashiagbor (SOAS, University of London)

Convenor: Associate Professor Shaun McVeigh

How can one best understand the relationship between social rights and markets? One of the key projects with which labour law is concerned relates to constraining market power; the regulatory means and institutions by which this is done have traditionally been based on and emerged from the political economy of hegemonic states of the global North. The focus of this project is to disrupt those assumptions to examine how the normative project of labour law

can be realised by thinking through different institutions, which emerge from and are applicable to the global South as well as the global North. It does so by interrogating the social dimension of regional economic integration, by which is understood cooperation between states, principally in the area of trade policy, through common institutions and common rules. At the core is the question of the extent to which markets in general and trade liberalisation in particular may be embedded within, constituted by, and ameliorated through, the 'social', in particular by labour law and social policy. The project's empirical focus is the European Union and the African Union, and its central thesis is that regional integration with a social dimension has the potential to engender a more equitable pattern of trade liberalisation.

Professor Diamond Ashiagbor is Professor of Labour Law at SOAS, University of London, having previously been Reader in Law at University College London. She has held visiting positions at Columbia Law School, the European University Institute in Florence, and Melbourne Law School; and has been the recipient of a US-EU Fulbright Research Award and a Leverhulme Trust Research Fellowship. Her main areas of research interest are labour/employment law, in particular in the context of regional integration (the European Union and the African Union); labour law, trade and development; economic sociology of law; human rights, equality and multiculturalism. She is a member of the editorial boards of *Feminist Legal Studies* and *Current Legal Problems*.

10 May 2016: Making Corporations Responsible: The Parallel Tracks of the B Corp Movement and the Business and Human Rights Movement

Adjunct Professor Joanne Bauer (Columbia)

Convenor: Professor John Tobin

The business and human rights (BHR) movement share several goals with the Benefit Corporation (B Corp) movement: corporations respecting human rights; maintaining a "wide aperture" so that all impacts of a company on people and communities are addressed, and creating rigorous standards of conduct and means of accountability. This paper argues that nonetheless, the movements are travelling along parallel tracks and thus missing an opportunity for mutual learning that can improve their effectiveness in making corporations responsible. The BHR movement can look to B Corps for concrete examples of viable companies that use law to embed human rights in business conduct - in other words value human rights intrinsically and not just as a means to higher profits. The B Impact Assessment, the B Corp certification tool, can better ensure that B Corps are in fact respecting human rights by adopting BHR standards. And both movements must give greater consideration to the potential contradiction between unlimited scaling - a key goal of B Corps - and the ability of large corporations to respect human rights. The talk will conclude with a summary of new initiatives to identify alternative corporate models beyond B Corps that are more compatible with the BHR principles of respect for human rights.

Professor Joanne Bauer is a Senior Researcher, Institute for the Study of Human Rights, and Adjunct Professor of International and Public Affairs (Columbia University)

12 May 2016: Exploring the structures of gender 'written into' the Yogyakarta Principles on the application of international human rights law in relation to sexual orientation and gender identity

Associate Professor Alice Miller (Yale)

Convenor: Professor Dianne Otto

The Yogyakarta Principles, drafted by a group of human rights experts and activists, aim to provide authoritative guidance to states about their existing human rights obligations in relation to sexual orientation and gender identity. The Principles have been widely cited by international human rights experts and treaty bodies, although many states have questioned their validity. Our interest is in the treatment of 'gender' in the document. The concept of gender has long been the subject of contestation between states - a history that seems to have been forgotten in the idea of 'gender identity'. As a result, the Principles threaten to stymie the unfinished journey, from biological determinism to recognising that sex/gender is given meaning largely (if not wholly) by social processes and practices, by treating 'gender identity' as if it is an inherent human characteristic (ie biologically determined). They also, problematically, confine the applicability of the term to transgendered people, rather than recognizing that everyone has a 'gender identity'. Our research aims to challenge the siloing practices in human rights advocacy and scholarship that lead to such conflicting outcomes and, in particular, offer a queer feminist perspective on the Yogyakarta Principles and a strategy for their further development - and beyond - which would unpack the potential of gender as a tool of analysis and rights application for everyone.

Alice Miller is an Associate Professor (Adjunct) of Law at Yale Law School and the Co-Director of the Global Health Justice Partnership. She is also an Assistant Clinical Professor in the Yale School of Public Health and a Lecturer in Global Affairs at the Jackson Institute for Global Affairs at the Whitney and Betty MacMillan Center for International and Area Studies.

23 May 2016: The Island's Mine: The signatures of the Robben Island Shakespeare

Professor David Schalkwyk (Queen Mary, University of London)

Convenor: Professor Andrienne Stone

Between 1977 and 1979, a political prisoner on Robben Island disguised his Collected Works of Shakespeare as a Hindu religious text, and 34 of his fellow prisoners, including Nelson Mandela, signed their names against their favourite passages. That book, known as the “Robben Island Shakespeare” or the “Robben Island Bible” is now celebrated around the world. It was exhibited at the British Museum during the 2012 Olympic Games, at the Folger Shakespeare Library in Washington D.C. in 2013, and in Glasgow for the Commonwealth Games in 2014.

This paper investigated the personal, cultural and political significance of the book and its signatures. It asked why different prisoners might have chosen the passages they did in the light of their personal histories, the meaning of the Shakespeare text, and the political history of the struggle against Apartheid inside the prison and South Africa at large, suggesting ways in which the book may have prefigured South Africa's current political turmoil.

David Schalkwyk is Director of Research at the Folger Shakespeare Library, Washington D.C. and Professor of English at the University of Cape Town, South Africa. He is editor of *Shakespeare Quarterly* and his books include *Speech and Performance in Shakespeare's Sonnets and Plays* (Cambridge, 2002), *Literature and the Touch of the Real* (University of Delaware Press, 2004), *Shakespeare, Love and Service* (Cambridge, 2008).

31 May 2016: Are Human Rights too Human Centric?

Professor Frédéric Mégret (McGill)

Convenor: Professor Dianne Otto

The claim that human rights are too human-centric may strike as odd: this is, after all, their point. Human rights are the rights of humans and can hardly be blamed for not being something else. Or can't they? Human rights frame the key political struggle as between human beings and the powers that be (notably the state), in a way that promotes a strong notion of the centrality of human beings to all just political order. What remains persistently excluded from this framing is the almost too obvious exclusion of all-that-is-not-human from the heart of our thinking about justice. Successive critiques of human rights have successfully helped decenter its subject and extended the definition of who counts as “human,” yet human rights' anthropocentrism is in a sense its ultimate taboo. But what if the fundamental limit of the human rights project lied not in its own frequently underlined internal limitations (those that relate to its limited ability to indeed be emancipatory for humans), and more in its incapacity to think of human emancipation in terms other than the subjugation of nature and other species? What if human rights are not only anthropocentric but more specifically speciesist?

Prof Frédéric Mégret is an Associate Professor of Law. In March 2015, he was made a William Dawson Scholar by McGill University. He held the Canada Research Chair on the Law of Human Rights and Legal Pluralism from 2006 to 2015. Before joining the University of McGill, Professor Mégret was an Assistant Professor at the Faculty of Law of the University of Toronto, a Boulton fellow at McGill University and a research associate at the European University Institute in Florence. Professor Mégret is the author of “Le Tribunal pénal international pour le Rwanda” (Pedone, 2002). He is currently co-editing the second edition of “The United Nations and Human Rights: A Critical Appraisal” (Oxford University Press, 2014) with Professor Philip Alston.

23 June 2016: Culture in Law and Development: Nurturing Positive Change

Professor Lan Cao (Chapman)

Convenor: Professor Sundhya Pahuja

Law and development has had many incarnations, but “rule of law” is a core component. The standard law and development template includes predictable prescriptions such as drafting laws, constructing institutions, and promoting legal education. These are important steps towards the development of a market economy and the establishment of a state that is appropriately subject to the constraints of law. However, this emphasis on the institutional, legalistic and technocratic dimensions of law and development has created a systemic blind spot to culture. Yet, law and development is deeply embedded in cultural norms. This book adopts a holistic view of development and argues that cultural norms that impede the human capabilities of the poor, women and other marginal groups should be changed. Some anti-development norms fall within a human rights framework, such as female genital mutilation, footbinding and caste. Others, such as denying girls access to basic education, straddle both human rights and law and development traditions. Others might fit more within a market-oriented view of law and development. The book urges law and development scholars and practitioners to reject the acultural tradition of related fields such as public and private international law, international relations and even international human rights law and embark instead on a respectful but robust

engagement with culture. Using concrete examples and country-specific case studies, the book defends culture change normatively and critically demonstrates how culture change has been accomplished.

Professor Lan Cao is the Betty Hutton Williams Professor of International Economic Law at Chapman Law School in Orange, California. She is a graduate of Mount Holyoke College and Yale Law School and worked as a litigation and corporate attorney at Paul, Weiss, Rifkind, Wharton & Garrison in New York City for many years until she joined legal academia as a law professor. She has taught at Brooklyn Law School, Duke Law School, Michigan Law School, and William & Mary Law School. Her scholarly and teaching interests include public international law, international human rights, international trade, international business and law and development. She is the author of *Culture in Law and Development: Nurturing Positive Change* (Oxford University Press 2016) as well as many law review articles on international law and economic development. She is also the author of two critically acclaimed novels *Monkey Bridge* (1997) and *The Lotus and the Storm* (2014), both published by Viking. Michiko Kakutani of *The New York Times* wrote of *Monkey Bridge*, “Cao has not only made an impressive debut, but joined authors such as Salman Rushdie and Bharati Mukherjee in mapping the state of exile and its elusive geographies of loss and hope.” She was born in Saigon, Vietnam and came to the United States in 1975 after the end of the war in Vietnam.

30 June 2016: The Global Health Law of Tomorrow **Professor Gian Luca Burci (Graduate Institute)** Convenor: Ms Paula O'Brien

For a number of historical, technical and political reasons, the core of international law rules dedicated primarily to the protection and promotion of human health is very limited. As a consequence, many international rules that have a deep impact on global health are part of legal regimes with very different purposes than health protection. Health is literally scattered through such regimes as a normative or policy factor, with complex mutual interactions. This consideration leads to two overarching topics of a legal nature that will form the object of my presentation. Firstly, promoting health against contemporary challenges requires overcoming the current fragmentation and seeking common normative threads that can strengthen the role of health when applying existing international agreements and assessing the scope and limits of states' rights and obligations. Secondly, is there legal and political space for more global health law? Calls for new international health law instruments sometimes seem the product of advocacy rather than serious analysis and may divert attention and resources from the priority of managing current legal instruments in the interest of global health. However, certain health problems could intrinsically require international normative solutions.

Prof Gian Luca Burchi has been Adjunct Professor of International Law at the Graduate Institute for International and Development Studies in Geneva since 2010, Director of the Joint LLM in Global Health Law and International Institutions co-organized by the Graduate Institute and the Georgetown University School of Law, and Senior Fellow in the Global Health Centre of the Graduate Institute. Professor Burci was the Legal Counsel of the World Health Organization between April 2005 and February 2016. Prior to that appointment, he was Senior Legal Officer in the World Health Organization between 1998 and 2005, legal officer in the Office of the Legal Counsel of the United Nations from 1989 to 1998, and legal officer in the International Atomic Energy Agency between 1988 and 1989. His research interests focus on the law of international immunities, the law and governance of international organizations, global health law and governance, and the role of the Security Council. He is currently member of the editorial board of the *International Organization Law Review*. Professor Burci is the co-author of a book on the World Health Organization (2004) and of a large number of articles and book chapters, most recently on the responsibility and immunities of international organizations and public-private partnerships. A national of Italy, Professor Burci holds a doctorate in law from the University of Genoa (Italy).

28 July 2016: Advancing global and national health security: lessons from SARS and MERS to Ebola and Zika **Professor Lawrence Gostin (Georgetown)** Convenor: Ms Paula O'Brien

Over the past decade, the world has faced a series of global health crises involving contagious diseases with pandemic potential. From novel influenzas (H5N1 and H1N1), coronaviruses (SARS, and MERS) to the Ebola and Zika viruses, governments and international organisations have struggled to act quickly and decisively. The consequences loom large in both economic and human terms. Modeling suggests that the economic costs of a 21st-century pandemic could exceed USD\$60 billion annually, placing pandemic disease in a category similar to war, terrorism and financial crises. Despite this, global investments in risk mitigation frameworks for pandemic disease remains inadequate and leaves countries exposed to significant disruption, financial harm, and avoidable mortality.

Lawrence O. Gostin is University Professor, Georgetown University's highest academic rank conferred by the University President. Prof. Gostin directs the O'Neill Institute for National and Global Health Law and is the Founding O'Neill

Chair in Global Health Law. He served as Associate Dean for Research at Georgetown Law from 2004 to 2008. He is Professor of Medicine at Georgetown University and Professor of Public Health at the Johns Hopkins University. Prof. Gostin is the Director of the World Health Organization Collaborating Center on Public Health Law & Human Rights. The WHO Director-General has appointed Prof. Gostin to high-level positions, including the International Health Regulations (IHR) Roster of Experts and the Expert Advisory Panel on Mental Health. He served on the Director-General's Advisory Committee on Reforming the World Health Organization, as well as numerous WHO expert advisory committees, including the Pandemic Influenza Preparedness Framework, smallpox, and genomic sequencing data. He is a member of the WHO/Global Fund Blue Ribbon Expert Panel entitled, The Equitable Access Initiative to develop a global health equity framework.

9 August 2016: Brexit, the TPP and the future of the global trading system

Professor Andrew Lang (LSE)

Convenor: Associate Professor Margaret Young

This historic decision of the British people to leave the European Union has revealed a number of the fundamental challenges and tensions which have bedevilled the post-Cold War projection of economic globalisation from its beginning. The interests of the less well off in wealthy industrialised countries have been systematically neglected over thirty years, as the benefits of liberalisation have been disproportionately enjoyed by relatively few. The vote for Brexit, when set in the context of the current wave of ambitious FTA negotiations prominently including the Trans-Pacific Partnership, shows that radically different views of imagining our global economic future persist, and cannot be wished away. This talk will explore some of the ramifications of Brexit for the global trading system, and suggest that at the heart of the current problems is a long-term tension between the need to remedy global inequality on one hand, and the need to secure social protections for the less well off in the industrialized world on the other.

Andrew Lang is Professor of Law at the London School of Economics and is visiting Melbourne to teach Global Governance in the Melbourne Law Masters. He is the author of *World Trade Law after Neoliberalism : Reimagining the Global Economic Order* (Oxford University Press, 2011).

24 August 2016: “Collegiality is not compromise”: Farewell Justice Crennan, the Consensus Woman

Dr Kcasey McLoughlin (Newcastle, Australia)

Convenor: Associate Professor Ann Genovese

The recent retirement of Justice Susan Crennan prompts questions about her judicial legacy. These questions take on a particularly gendered dimension given her Honour's status as the second woman appointed to the High Court of Australia. This article examines critically the legacy Justice Crennan and others sought to craft about her upon her retirement from the Court. It does so by examining the judicial farewell speeches made in commemoration of her time on the court. These largely overlooked social scripts provide revealing insights about the interaction between individual and institutional values in public legal discourse. Two motifs punctuate these speeches in ways that are significant in forming impressions about the gendered dimensions of Justice Crennan's legacy—her Honour's 'humanity' and 'collegiality'. By asserting that “collegiality is not compromise” (as Justice Kiefel before her had done), Justice Crennan emphasised its importance for the institutional well-being of the Court. In so doing, Justice Crennan brought into sharp focus gendered implications that flow from recent tensions about the role and contributions of judges. These tensions reveal that the masculinist character of law and its institutions continues to shape how women's legal authority is received.

Dr Kcasey McLoughlin is currently a Lecturer in Law at Newcastle Law School. Kcasey's research explores the interaction between women, gender and difference in the judiciary. Her PhD was awarded in 2016 and this research examined the way in which gender and difference have impacted upon the contributions of women judges to the High Court of Australia. In addition to her research about women and the judiciary, Kcasey's research is more broadly interested in how law affects women's lives. She is currently researching gendered constructions of judicial identity and legacy, the legal regulation of abortion, and gendered notions of 'harm' and 'home' in legal constructions of the public/private spheres. As an interdisciplinary researcher interested in feminist legal theory and feminist political theory she is eager to press the boundaries between the disciplines of law and political science in ways that are meaningful to both disciplines.

7 September 2016: Minimum Core Obligations: Human rights in the here and now

Professor John Tasioulas (KCL, University of London)

Convenor: Associate Professor Margaret Young

Professor Tasioulas offered an account of the concept of minimum core obligations as those obligations associated with a human right that must be immediately fully complied with by all states. They are, in that sense, obligations to which the doctrine of 'progressive realisation' is inapplicable. Professor Tasioulas distinguishes this understanding of the minimum core from interpretations that add extra elements, such as justiciability, non-derogability or special normative grounding. Having set out the concept of a minimum core obligation, he then explains the value of this concept as a response to the problem of priority-setting when implementing human rights obligations. He also offers guidelines for determining the content of minimum core obligations, taking as an illustration the treatment of the human right to health.

John Tasioulas is the inaugural Chair of Politics, Philosophy & Law and Director of the Yeoh Tiong Lay Centre for Politics, Philosophy, and Law at the Dickson Poon School of Law, King's College London. During the Spring quarter of 2016 he was a Visiting Professor of Law at the University of Chicago Law School.

23 September 2016: Institutionalizing State Responsibility: Global Security and UN Organs

Professor Vincent-Joël Proulx (National University Singapore)

Convenor: Professor Dianne Otto

In his presentation, Vincent-Joël examined the role that United Nations organs can play in implementing the law of State responsibility in global security contexts, using transnational terrorism as a principal case study. While the role of other relevant UN organs will be acknowledged, the crux of the analysis will focus on elucidating the interplay between the Security Council and State responsibility rules. In particular, he will argue that Security Council action can implicate State responsibility norms in at least three principal ways, if not more, some more obvious than others. By moving beyond the Security Council's role as a post-9/11 legislator into the realm of normative enforcement, he will argue that the Council can play an important and sometimes determinant role in implementing a State's legal responsibility for failing to prevent terrorism, both inside and outside the Chapter VII framework.

Vincent-Joël Proulx is Assistant Professor at the National University of Singapore's Faculty of Law. Before joining NUS LAW, Vincent-Joël served a three-year term as Special Assistant to the President of the International Court of Justice in The Hague. He is the author of *Institutionalizing State Responsibility: Global Security and UN Organs* (Oxford University Press 2016) and *Transnational Terrorism and State Accountability: A New Theory of Prevention* (Hart Publishing 2012).

28 November 2016: Market Regulation and Business-Client Relationships

Dr Maria Rosaria Maugeri (Catania)

Convenor: Associate Professor Ann Genovese

Many authors think that in BtoB relations there is no reason to extend the consumer protection to firms, at least if the firms are sophisticated economic actors (e.g., the General Electric Company). This seminar examines what happens in a case in which the firm cannot be considered a sophisticated economic actor, and explains why firms that cannot be considered sophisticated economic actors should only be protected when they act outside their core business.

Dr Maria Rosaria Maugeri is Full Professor of Private Law at the University of Catania and Jean Monnet Chair in "European Civil Law, specialising in Contract, Consumer and Competition Law, with particular interest in Europe. She is founding Co-Director of the Observatory of Civil and Commercial Law. She is also Member of Directorate of the Italian Civil law Association and of the Advisory Board of SECOLA (Society of European Contract Law).

15 December 2016: Indigeneity in Waiting: Elusive Rights and the Power of Hope

Dr Lindroth (Lapland) and Dr Sinevaara-Niskanen (Lapland)

Convenor: Dr Kathleen Birrell

This event was an informal roundtable, in which Dr Lindroth and Dr Sinevaara-Niskanen discussed their research project, *Indigeneity in Waiting: Elusive Rights and the Power of Hope*, and invite comment and discussion.

To the unaided eye, it seems that political power is being redistributed and a change has occurred in how such power

is exercised. This understanding has taken root in the current international discussions on indigenous peoples and their rights. The present research project investigates the nature of this alleged shift. It argues that the promise of a change for the better has engendered a new form of power that operates specifically through hope. The project will draw on critical research in the fields of biopolitics, indigeneity and law and will produce both new empirical knowledge on the ways in which indigeneity is governed globally and new conceptual openings for studying the operation of power. Questions of rights, hope and indigeneity will be studied in three contexts that represent different parts of the world and different stages of 'progress' in indigenous issues: Australia, Finland and Greenland.

Marjo Lindroth is a postdoctoral researcher of international relations at the Arctic Centre, University of Lapland, Finland. Her previous work has dealt with the ways in which indigeneity is governed globally, especially in the United Nations. Heidi Sinevaara-Niskanen is a postdoctoral researcher based at the Unit for Gender Studies, University of Lapland, Finland. Her previous research has focused on the social dimension of sustainable development in Arctic politics, particularly its intersections with gender and indigeneity. Jointly, they have published on question of indigeneity and biopower in international politics. Lindroth and Sinevaara-Niskanen conduct their postdoctoral research in the research project "Indigeneity in Waiting: Elusive Rights and the Power of Hope", funded by the Academy of Finland (2016-2020).

Doctoral Events

18 November 2016: Melbourne Doctoral Forum on Legal Theory/IILAH Skills Circle

Convenor: Professor Sundhya Pahuja

In anticipation of the Melbourne Doctoral Forum on Legal Theory, the MDFLT organising committee and IILAH presented a short workshop, or IILAH Skills Circle, called Engagement: Methods/Modes/Manners.

In holding the workshop, it was hoped to lay common ground for positive and generous academic engagement at the Forum. Attendees spoke about what makes for mutually beneficial and generous interaction in academic settings, and how to navigate such settings as social and professional spaces; what makes good questions and how we can ask them; the characteristics of an excellent Chair (lumbar support); and sundry other notes on playing well with others. The point was to foster some community investment in the run-up to the Forum, and to share and benefit from the range of skills and experiences we each bring to social academic life.

23 -24 November 2016: Reckoning: in place, in person, in practice.

Organisers: Anna Dziedzic, Gashahun Fura, Claire Oppermann

The ninth Melbourne Doctoral Forum on Legal Theory was held at the Melbourne Law School on 23-24 November 2016. The forum was proudly supported by the Institute for International Law and the Humanities at Melbourne Law School. It brought research students and early career researchers together to engage in methodological, political and theoretical questions that arise when we think with law. The theme for 2016 was reckoning. The MDFLR welcomed abstracts from all disciplines and diverse scholarly perspectives.

The forum was particularly concerned with questions of method: How do we reckon with law? Reckoning holds this tension – how can we meet our scholarly responsibilities in the present and live the outcomes as our institutional lives? In actuarial disciplines, reckoning is about calculating risk and speculating on potential. In courtroom contexts, we balance probabilities and entertain reasonable doubts. Reckoning recalls how Australia learned to count at the polls in 1967, but it also orients us towards the unfinished business that addresses competing assertions and claims to sovereignty in this place. The verb is procedural, ambiguous and challenging, but there is finality in the noun. It contemplates the point at which we will understand and account for the gravity of our actions. But is that a conclusion or an extant demand? Are there viable redemptive legal methods and forms? When we think as jurists, jurisprudents or lawyers, does reckoning precede, follow, or arise with judgment? Reckoning speaks in formal registers of counting and accounting, weights and measures, judgment and balance but also – in the Australian vernacular – of situation, experience and perspective.

A limited number of bursaries were available for interstate and international presenting participants who were unable to claim funding to cover the full cost of travel from their home institution.

IILAH Reading Group

In 2016, IILAH inaugurated a faculty reading group giving space for interested members to engage in a series of thematically linked texts critically. In 2016, IILAH focused on the 'Languages of Law', reading the work of scholars such as Peter Fitzpatrick, David Kennedy and Sheila Jasanoff. These works touched upon the interdisciplinary nature of the Institute's research. The diverse composition of the Reading Group has linked emerging academics and doctoral students with some of our established researchers, and also brought in colleagues from outside the Faculty of Law and the University of Melbourne.

VISITING SCHOLARS

IILAH brings leading international legal scholars and professionals to Melbourne Law School and builds international linkages and networks for colleagues and students through a programme of public lectures, seminars, roundtables, visitors and major ARC-funded international workshops. Many of the visitors to IILAH have established strong working and co-publishing relationships with Melbourne Law School faculty and doctoral students as a result. These are the 2016 IILAH international and inter-state Visiting Scholars:

Dr Ivana Radacic

Ivo Pilar Institute of Social Sciences, Zagreb
4 January - 29 January

Professor Diamond Ashiagbor

SOAS, University of London
18 December 2015 - 14 April 2016

Mr Nikolas Tan

Aarhus University & Danish Institute for Human Rights
11 January - 26 February

Professor Matthew Craven

School of Oriental and African Studies, University of London
28 February - 15 March

Associate Professor Judith Grbich

Griffith Law School
24 May - 31 December

Professor Sheila Jasanoff

Harvard Kennedy School
6 May - 4 June

Dr Kcasey McLoughlin

Newcastle Law School
23 August - 26 August

Dr Lourdes Peroni

Ghent University Law School
26 September - 16 December

PUBLICATIONS

Authored Research Books

Barr, O, *A Jurisprudence of Movement Common Law, Walking, Unsettling Place*, Routledge, United Kingdom (2016)

Kurtz, J, *The WTO and International Investment Law Converging Systems*, Cambridge University Press, United Kingdom (2016)

Edited Books

Barrera-Hernández, L, Barton, B, Godden, L, Lucas, A and Ronne, A, *Sharing the Costs and Benefits of Energy and Resource Activity Legal Change and Impact on Communities*, Oxford University Press, United Kingdom (2016)

Duxbury, A and Groves, M, *Military Justice in the Modern Age*, Cambridge University Press, United Kingdom (2016)

Farrall, J and Charlesworth, H, *Strengthening the Rule of Law through the UN Security Council*, Routledge, United Kingdom (2016)

Orford, A and Hoffmann, F, *The Oxford Handbook of the Theory of International Law*, Oxford University Press, United Kingdom (2016)

Peel, J and Fisher, D, *The Role of International Environmental Law in Disaster Risk Reduction*, Koninklijke Brill NV, The Netherlands (2016)

Rose, G and Oswald, B, *Detention of Non-State Actors Engaged in Hostilities the Future Law*, Brill, The Netherlands (2016)

Book Chapters

Barrera-Hernandez, L, Barton, B, Godden, L, Lucas, A and Ronne, A, 'Introduction' in L Barrera-Hernandez, B Barton, L Godden, A Lucas and A Ronne (eds), *Sharing the Costs and Benefits of Energy and Resource Activity: Legal Change and Impact on Communities*, Oxford University Press, United Kingdom (2016), 1-21

Barrera-Hernandez, L, Barton, B, Godden, L, Lucas, A and Ronne, A, 'Conclusion' in L Barrera-Hernandez, B Barton, L Godden, A Lucas and A Ronne (eds), *Sharing the Costs and Benefits of Energy and Resource Activity: Legal Change and Impact on Communities*, Oxford University Press, United Kingdom (2016), 429-434

Charlesworth, H and Farrall, J, 'Regulating the Rule of Law through the Security Council' in J Farrall and H Charlesworth (eds), *Strengthening the Rule of Law through the UN Security Council*, Routledge, United Kingdom (2016), 1-10

Costello, C and Foster, M, 'Non-refoulement as Custom and Jus Cogens? Putting the Prohibition to the Test' in M den Heijer and H. van der Wilt (eds), *Netherlands Yearbook of International Law 2015: Jus Cogens: Quo Vadis?*, Springer, The Netherlands (2016), 273-327

- Duxbury, A, 'The Protection of Humanitarian Relief: The Legal Framework' in R Liivoja and T McCormack (eds), *Routledge Handbook of the Law of Armed Conflict*, Routledge, United Kingdom (2016), 403-419
- Foster, M, 'Economic Migrant or Person in Need of Protection? Socio-Economic Rights and Persecution in International Refugee Law' in B Burson and D Cantor (eds), *Human Rights and the Refugee Definition: Comparative Legal Practice and Theory*, Koninklijke Brill, The Netherlands (2016), 229-252
- Godden, L, 'Trans-jurisdictional Water Governance: Law's Role at Multiple Levels' in J Gray, C Holley, and R Rayfuse (eds), *Trans-jurisdictional Water Law and Governance*, Routledge, United Kingdom (2016), 21-42
- Godden, L and O'Neill, L, 'Agreements with Indigenous Communities The Native Title Act in Australia' in L Barrera-Hernandez, B Barton, L Godden, A Lucas and A Ronne (eds), *Sharing the Costs and Benefits of Energy and Resource Activity: Legal Change and Impact on Communities*, Oxford University Press, United Kingdom (2016), 135-153
- Gover, K, 'Liberal and Tribal Membership Boundaries: Descent, Consent, and Section 35' in P Macklem and D Sanderson (eds), *From Recognition to Reconciliation: Essays on the Constitutional Entrenchment of Aboriginal & Treaty Rights*, University of Toronto Press, Canada (2016), 285-319
- Gover, K, 'REDD+, Tenure and Indigenous Property: The Promise and Peril of a 'Human Rights-based Approach' in C Voight (ed), *Research Handbook on REDD+ and International Law*, Edward Elgar Publishing Ltd, United Kingdom (2016), 249-288
- Gover, K, 'Gender and Racial Discrimination in the Formation of Groups: Tribal and Liberal Approaches to Membership in Settler Societies 2016' in K Rubenstein and K Young (eds), *The Public Law of Gender: From the Local to the Global*, Cambridge University Press, United Kingdom (2016), 367-390
- Gover, K, 'Indigenous Membership and Human Rights: When Self-identification meets Self-constitution' in C Lennox and D Short (eds), *Handbook of Indigenous Peoples' Rights*, Routledge, United Kingdom (2016), 35-47
- Groves, M and Duxbury, A, 'The Reform of Military Justice' in A Duxbury and M Groves (eds), *Military Justice in the Modern Age*, Cambridge University Press, United Kingdom (2016), 1-12
- Larcombe, W, 'Towards an Integrated, Whole-School Approach to Promoting Law Student Wellbeing' in R Field, J Duffy and C James (eds), *Promoting Law Student and Lawyer Well-Being in Australia and Beyond*, Routledge, United Kingdom (2016), 44-56
- Malkin, I and O'Brien, P, 'Sample Tort Exam Essay Question' in R Krever (ed), *Mastering Law Studies and Law Exam Techniques*, LexisNexis Butterworths, Australia (2016), 77-88
- Malkin, I and O'Brien, P, 'Sample Examination Questions and Answers - Tort Law' in R Krever (ed), *Mastering Law Studies and Law Exam Techniques*, LexisNexis Butterworths, Australia (2016), 129-159
- McMillan, M, 'Holding on to the 'Hope of Law' in H Esmaeili, G Worby and S Tur (eds), *Indigenous Australians, Social Justice and Legal Reform: Honouring Elliott Johnston*, Federation Press, Australia (2016), 279-287
- Mitchell, A, 'Tobacco Packaging Measures Affecting Intellectual Property Protection under International Investment Law: The Claims against Uruguay and Australia' in A Alemanno and E Bonadio (eds), *The New Intellectual Property of Health: Beyond Plain Packaging*, Edward Elgar Publishing, United Kingdom (2016), 213-232

Mitchell, A and Casben, J, 'Natural Resources and Energy Regulation in Australia: The Energy White Paper in Context' in M Matsushita and T Schoenbaum (eds), *Emerging Issues in Sustainable Development: International Trade Law and Policy Relating to Natural Resources, Energy, and the Environment*, Springer, Japan (2016), 3-25

Orford, A, 'The Responsibility to Protect and the Limits of International Authority' in B O'Bannon (ed), *Reassessing the Responsibility to Protect: Conceptual and Operational Challenges*, Routledge, United Kingdom (2016), 18-34

Orford, A and Hoffmann, F, 'Introduction: Theorizing International Law' in A Orford and F Hoffmann (eds), *The Oxford Handbook of the Theory of International Law*, Oxford University Press, United Kingdom (2016), 1-17

Orford, A, 'Theorizing Free Trade' in A Orford and F Hoffmann (eds), *The Oxford Handbook of the Theory of International Law*, Oxford University Press, United Kingdom (2016), 701-737

Oswald, B, 'The Force Intervention Brigade and UN Peace Operations: Some Legal Issues' in J Farrall and H Charlesworth (eds), *Strengthening the Rule of Law through the UN Security Council*, Routledge, United Kingdom (2016), 239-254

Oswald, B, 'Information and Notification Concerning Detention in Non-International Armed Conflicts' in G Rose and B Oswald (eds), *Detention of Non-State Actors Engaged in Hostilities: The Future Law*, Koninklijke Brill NV, The Netherlands (2016), 313-334

Oswald, B and Wellington, B, 'Reparations for Violations in Armed Conflict and the Emerging Practice of Making Amends' in R Liivoja and T McCormack (eds), *Routledge Handbook of the Law of Armed Conflict*, Routledge, United Kingdom (2016), 520-537

Oswald, B, 'The Copenhagen Process: Some Reflections Concerning Soft Law' in S Lagoutte, T Gammeltoft-Hansen and J Cerone (eds), *Tracing the Roles of Soft Law in Human Rights*, Oxford University Press, United Kingdom (2016), 109-127

Otto, D, 'Feminist Approaches to International Law' in A Orford and F Hoffmann (eds), *The Oxford Handbook of the Theory of International Law*, Oxford University Press, United Kingdom (2016), 488-504

Otto, D, 'Impunity in a Different Register: People's Tribunals and Questions of Judgement, Law and Responsibility' in K Engle, Z Miller and D Davis (eds), *Anti-Impunity and the Human Rights Agenda*, Cambridge University Press, United States (2016), 291-328

Parfitt, R, 'Theorizing Recognition and International Personality' in A Orford and F Hoffmann (eds), *The Oxford Handbook of the Theory of International Law*, Oxford University Press, United Kingdom (2016), 583-599

Peel, J and Fisher, D, 'International Law at the Intersection of Environmental Protection and Disaster Risk Reduction' in J Peel and D Fisher (eds), *The Role of international Environmental Law in Disaster Risk Reduction*, Koninklijke Brill NV, The Netherlands (2016), 1-25

Peel, J, 'Environmental Impact Assessments and Climate Change' in D Farber and M Peeters (eds), *Climate Change Law*, Edward Elgar Publishing Ltd, United Kingdom (2016), 348-358

Simpson, G, 'Humanity, Law, Force' in J Farrall and H Charlesworth (eds), *Strengthening the Rule of Law through the UN Security Council*, Routledge, United Kingdom (2016), 72-85

Tobin, J and Luke, E, 'Children and the Law of Armed Conflict: Looking Beyond the Protection Paradigm' in R Liivoja and T McCormack (eds), *Routledge Handbook of the Law of Armed Conflict*, Routledge, United Kingdom (2016), 351-368

Young, M, 'Trade Measures to Address Climate Change: Territory and Extraterritoriality' in P Delimatsis (ed), *Research Handbook on Climate Change and Trade Law*, Edward Elgar Publishing, United Kingdom (2016), 329-351

Young, M, 'REDD+ and Interacting Legal Regimes' in C Voight (ed), *Research Handbook on REDD+ and International Law*, Edward Elgar Publishing, United Kingdom (2016), 89-125

Journal Articles

Arstein-Kerslake, A, 'An Empowering Dependency: Exploring Support for the Exercise of Legal Capacity' (2016) 18 *Scandinavian Journal of Disability Research* 77-92

Arstein-Kerslake, A and Flynn, E, 'Legislating Consent: Creating an Empowering Definition of Consent to Sex That Is Inclusive of People With Cognitive Disabilities' (2016) 25 *Social & Legal Studies* 225-248

Arstein-Kerslake, A and Flynn, E, 'The General Comment on Article 12 of the Convention on the Rights of Persons with Disabilities: A Roadmap for Equality before the Law' (2016) 20 *International Journal of Human Rights* 471-490

Beard, J, 'Charity Law from a Public Law Perspective: The Aid/Watch Case Revisited' (2016) 18 *Charity Law and Practice Review* 79-107

Conconi, P and Voon, T, 'EC-Seal Products: The Tension between Public Morals and International Trade Agreements' (2016) 15 *World Trade Review* 211-234

Dimopoulos, G, Mitchell, A and Voon, T, 'The Tobacco Industry's Strategic Use of Freedom of Information Laws: A Comparative Analysis' (2016) 2 *Oxford University Comparative Law Forum* 1-32

Docker, J and Genovese, A, 'Places Lived: An Ego-Historicist and Jurisographer Discuss Living with Law in Sydney' (2016) 20 *Law Text Culture* 13-16

Dziedzic, A and McMillan, M, 'Australian Indigenous Constitutions: Recognition and Renewal' (2016) 44 *Federal Law Review* 337-361

Foster, M and Lambert, H, 'Statelessness as a Human Rights Issue: A Concept Whose Time Has Come' (2016) 28 *International Journal of Refugee Law* 564-584

Genovese, A, McVeigh, S and Rush, P, 'Lives Lived with Law: An Introduction' (2016) 20 *Law Text Culture* 1-12

Genovese, A, 'About Libraries: A Jurisographer's Notes on Lives Lived with Law (in London and Sydney)' (2016) 20 *Law Text Culture* 32-64

Godden, L and Cowell, S, 'Conservation Planning and Indigenous Governance in Australia's Indigenous Protected Areas' (2016) 24 *Restoration Ecology* 692-697

Godden, L and Tehan, M, 'REDD+: Climate Justice and Indigenous and Local Community Rights in an Era of Climate

Disruption' (2016) 34 *Journal of Energy & Natural Resources Law* 95-108

Godden, L, 'Beyond Communal and Individual Ownership: Indigenous Land Reform in Australia' (2016) 2 *Australian Aboriginal Studies* 129-131

Gooding, P, Mercer, S, Baldry, E and Arstein-Kerslake, A, 'Unfitness to Stand Trial: The Indefinite Detention of Persons with Cognitive Disabilities in Australia and the United Nations Convention on the Rights of Persons with Disabilities' (2016) 10 *Court of Conscience* 6-18

Gover, K, 'The Honour of the Crowns: State-Indigenous Fiduciary Relationships and Australian Exceptionalism' (2016) 38 *The Sydney Law Review* 339-368

Hanley, N, Fileborn, B, Larcombe, W, Henry, N and Powell, A, 'Improving the Law Reform Process: Opportunities for Empirical Qualitative Research?' (2016) 49 *Australian and New Zealand Journal of Criminology* 546-563

Josev, T, 'Twenty Years after the High Court's Wik Decision, How does the 'Judicial Activism' Charge Stand Up?' (2016) April *The Conversation*

Larcombe, W, Finch, S, Sore, R, Murray, C, Kentish, S, Mulder, R, Lee-Stecum, P, Baik, C, Tokatlidis, O and Williams, D, 'Prevalence and Socio-demographic Correlates of Psychological Distress among Students at an Australian University' (2016) 41 *Studies in Higher Education* 1074-1091

Larcombe, W, Fileborn, B, Powell, A, Hanley, N and Henry, N, "'I Think it's Rape and I Think He Would be Found Not Guilty': Focus Group Perceptions of (un)Reasonable Belief in Consent in Rape Law' (2016) 25 *Social & Legal Studies* 611-629

McMillan, M and Rigney, S, 'The Place of the First Peoples in the International Sphere: A Logical Starting Point for the Demand for Justice by Indigenous Peoples' (2016) 39 *Melbourne University Law Review* 981-1002

McMillan, M, 'Is Federalism being Undermined in the Current Surge to 'Recognise' Indigenous Australians in (and into) the Commonwealth Constitution?' (2016) 8 *Indigenous Law Bulletin* 15-19

McVeigh, S, 'Jurisprudent of London: Arts of Association' (2016) 20 *Law Text Culture* 188-214

Mitchell, A and Voon, T, 'Professor John H. Jackson: The WTO and Public International Law' (2016) 19 *Journal of International Economic Law* 383-385

Mitchell, A, Sheargold, E and Voon, T, 'Good Governance Obligations in International Economic Law: A Comparative Analysis of Trade and Investment' (2016) 17 *Journal of World Investment & Trade* 7-46

Mitchell, A and Prusa, T, 'China-Autos: Haven't We Danced this Dance Before?' (2016) 15 *World Trade Review* 303-325

Mitchell, A and Palacio, A, 'Coordination in the Asian Financial Markets and the Case of TiSA' (2016) 13 *Manchester Journal of International Economic Law* 206-249

Mitchell, A, Hawkins, J and Mishra, N, 'Dear Prudence: Allowances under International Trade and Investment Law for Prudential Regulation in the Financial Services Sector' (2016) 19 *Journal of International Economic Law* 787-820

Mitchell, A and Voon, T, 'Foreword: The Continuing Relevance of the Trans-Pacific Partnership' (2016) 17 *Melbourne Journal of International Law* i-vi

O'Neill, L, Godden, L, Macpherson, E and O'Donnell, E, 'Australia, Wet or Dry, North or South: Addressing Environmental Impacts and the Exclusion of Aboriginal Peoples in Northern Water Development' (2016) 33 *Environmental and Planning Law Journal* 402-417

Osofsky, H, Benjamin, L, Gerrard, M, Peel, J and Titley, D, 'The 2015 Paris Agreement on Climate Change: Significance and Implications for the Future' (2016) 46 *Environmental Law Reporter: News and Analysis* 10267-10281

Otto, D, 'Gender and Sexual Diversity: A Question of Humanity?' (2016) 17 *Melbourne Journal of International Law* 477-488

Peel, J, 'Foreword to the TEL Fifth Anniversary Issue: Re-evaluating the Principle of Common But Differentiated Responsibilities in Transnational Climate Change Law' (2016) 5 *Transnational Environmental Law* 245-254

Peel, J and Osofsky, H, 'Energy Partisanship' (2016) 65 *Emory Law Journal* 695-794

Rush, P, 'The Forensic Precinct Notes on the Public Address of Law' (2016) 20 *Law Text Culture* 215-246

Sheargold, E and Mitchell, A, 'The TPP and Good Regulatory Practices: An Opportunity for Regulatory Coherence to Promote Regulatory Autonomy?' (2016) 15 *World Trade Review* 587-612

Voon, T and Sheargold, E, 'The Trans-Pacific Partnership' (2016) 5 *British Journal of American Legal Studies* 341-370

Voon, T and Mitchell, A, 'Denunciation, Termination and Survival: The Interplay of Treaty Law and International Investment Law' (2016) 31 *ICSID Review* 413-433

Voon, T and Mitchell, A, 'Philip Morris vs. Tobacco Control: Two wins for Public Health, but Uncertainty Remains' (2016) 182 *Columbia FDI Perspectives* 1-3

Young, M, 'International Trade Law Compatibility of Market-related Measures to Combat Illegal, Unreported and Unregulated (IUU) fishing' (2016) 69 *Marine Policy* 209-219



Professor Helen Sullivan, Professor David Karoly, Professor Sheila Jasanoff (Harvard) and Associate Professor Peter Christoff- How does Science speak to Policy? - 3 June 2016

