



Asian Law Centre  
Melbourne Law School



School of Law  
Vietnam National University, Hanoi

**ANTI  
DEATH  
PENALTY  
ASIA  
NETWORK**



# DEATH PENALTY IN ASIA: LAW AND PRACTICE

## ONLINE CONFERENCE

18-19 FEBRUARY 2021

Melbourne time - GMT+11: 12:30pm-4:30pm

Hanoi time - GMT+7: 8:30am-12:30pm

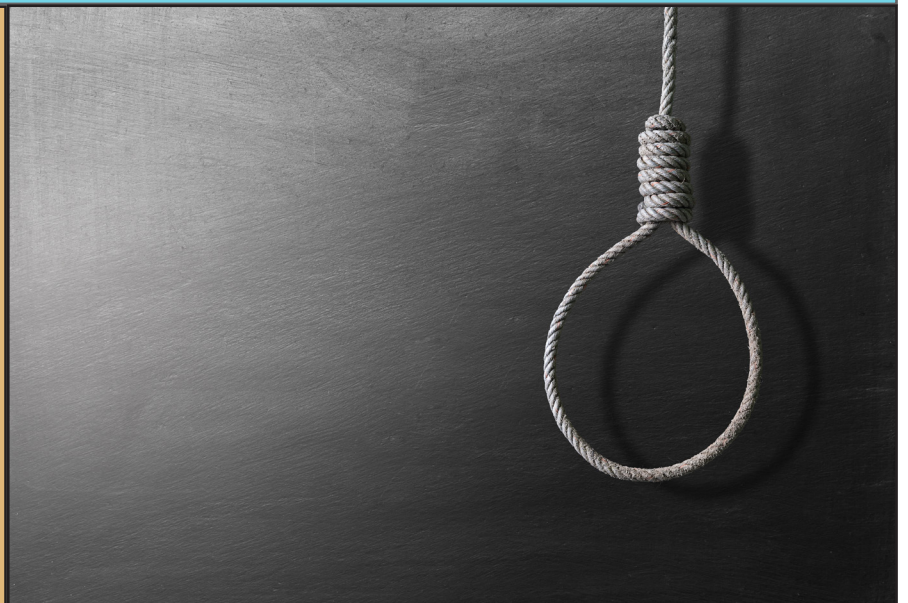
### JOINTLY ORGANISED BY:

Asian Law Centre, Melbourne Law  
School, The University of Melbourne

School of Law, Vietnam National  
University, Hanoi

Anti-Death Penalty Asia Network  
(ADPAN)

Graduate Academy of Social  
Sciences, Vietnam



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Graduate Academy of Social Sciences, Vietnam

## **VNU Team**

Academic Convenors:  
Associate Professor Vu Cong Giao and Associate Professor Dinh Thi Mai  
Administrators: Dr La Khanh Tung and Dr Nguyen Ngoc Toan  
Assistants:  
Mai Van Thang, Nguyen Xuan Giang, Nghiem Minh Giang and Phi Huyen Trang

## **ALC Team**

Academic Convenor: Professor Sarah Biddulph  
Manager: Ms Kathryn Taylor  
Centre Administrator: Ms Debbie Yu

## **Other Organising Committee Members**

Associate Professor Mai Sato (Director, Eleos Justice)  
Ms Sara Kowal (Executive Committee, ADPAN; Eleos Justice, Monash Law)

## **Venue**

Zoom

## **Website**

<http://go.unimelb.edu.au/8vsi>

## **Get Social**

We'd like to stay in touch with you, so please connect with us:

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## **NOTE**

Please see the Conference website for extra papers submitted, which were not presented at the Conference.

## THURSDAY 18 FEBRUARY, 2021

8:30am-8:35am (Hanoi) (12:30pm-12:35pm) (Melbourne)	<b>INTRODUCTIONS AND ZOOM INSTRUCTIONS</b>	Professor Sarah Biddulph Director, Asian Law Centre  Associate Professor Vu Cong Giao School of Law, Vietnam National University, Hanoi
8:35am-8:40am (12:35pm-12:40pm)	<b>WELCOME FROM MELBOURNE LAW SCHOOL</b>	Professor Sarah Biddulph Director, Asian Law Centre
8:40am-8:50am (12:40pm-12:50pm)	<b>WELCOME FROM VIETNAM NATIONAL UNIVERSITY</b>	Associate Professor Dr Nguyen Thi Que Anh Dean, School of Law, Vietnam National University, Hanoi
8:50am-10:10am (12:50pm-2:10pm)	<b>ASIA: OVERVIEW OF CHALLENGES RELATING TO THE DEATH PENALTY</b>	<b>CHAIR: Dobby Chew, Anti-Death Penalty Asia Network</b>
	Limitation on Right and Their Relation to the Death Penalty in Vietnam	Le Quynh Mai, People's Security Academy, Vietnam  Tran Thuy Hang, Hanoi Law University, Vietnam
	Legal Defense in Death Penalty Cases in Vietnam and Existing Issues	Nguyen Ngoc Chi, Vietnam National University, Vietnam
	Study: On the possibility of Viet Nam ratifying the Second Optional Protocol to the ICCPR aiming at the Abolition of the Death Penalty	Bui Thu Hien, United Nations Development Programme, Vietnam
	Obstacles of Vietnam to join the Second Optional Protocol to the International Covenant on Civil and Political Rights, Aiming at the Abolition of the Death Penalty	Pham Thanh Tung, Diplomatic Academy of Vietnam, Vietnam  Nguyen Thuy Nguyen, Diplomatic Academy of Vietnam, Vietnam
	Humanity of the Vietnam's Criminal Code on the Death Penalty	Thanh Ho Minh, Hue University, Vietnam
	The Death Penalty and Mental Health in Pakistan	Sarah Belal, Justice Project Pakistan, Pakistan
	<b>Discussion</b>	

10:10am-10:20am (2:10pm-2:20pm)	<b>BREAK</b>	
10:20am-11:30am (2:20pm-3:30pm)	<b>RIGHT TO LIFE AND DEATH PENALTY IN SOUTHEAST ASIA</b>	CHAIR: Dr Ngo Minh Huong, Vietnam National University, Vietnam
	Fact or Fiction? Deconstructing the Death Penalty as a Deterrent to Crime in ASEAN	Mark P. Capaldi, Mahidol University, Thailand
	'Most Serious Crimes': In search of a Common Interpretation in ASEAN	Sriprapha Petcharamesree, Mahidol University, Thailand
	Unfolding Dignity for Death Row Inmates	Patricia Rinwigati Waagstein, University of Indonesia, Indonesia
	Authoritarian Regimes and Media: How These Shape Perception and Support for Capital Punishment in ASEAN	Maita Chan-Gonzaga, Ateneo de Manila University, Philippines
	The Tendency to Reduce and Abolish Death Penalty in Asian Countries: A Perspective of Human Rights-based Approach	Dang Viet Dat, Ho Chi Minh National Academy of Politics, Vietnam Nguyen Dang Cam Nhung, Vinh University, Vietnam
	<b>Discussion</b>	
11:30am-12:00pm (3:30pm-4:00pm)	<b>GENERAL DISCUSSION</b>	CHAIR: Associate Professor Dinh Thi Mai, Graduate Academy of Social Sciences, Vietnam
12:00pm (4:00pm)	<b>CLOSE OF DAY 1</b>	

## FRIDAY 19 FEBRUARY, 2021

8:30am-8:40am (Hanoi) (12:30pm-12:40pm) (Melbourne)	<b>INTRODUCTIONS AND ZOOM INSTRUCTIONS</b>	Associate Professor Vu Cong Giao School of Law, Vietnam National University, Hanoi
8:40am-9:40am (12:40pm-1:40pm)	<b>DRUGS AND THE DEATH PENALTY 1</b>	<b>CHAIR:</b> Julian McMahon AC, Victorian Bar, Australia
	The Death Penalty for Drug Crimes and the Possibility of Abolishing Death Penalty for these Crimes in Vietnam	Pham Hong Hanh, Hanoi Law University, Vietnam Ha Thanh Hoa, Hanoi Law University, Vietnam
	Capital Punishment for Drug Offenses in ASEAN from the Perspective of International Obligation Implementation - How to Harmonize Different Points of View	Thanh Phuong Hoang, Hanoi Law University, Vietnam Nguyen Quynh Anh, Hanoi Law University, Vietnam
	Not There Yet, but Getting There – Death Penalty for Drug Offenses in International and Viet Nam’s Laws	Tran T. Thu Thuy, Hanoi Law University, Vietnam Nguyen Tien Duc, Vietnam Academy of Social Sciences, Vietnam
	<b>Discussion</b>	
9:40am-10:30am (1:40pm-2:30pm)	<b>DRUGS AND THE DEATH PENALTY 2</b>	<b>CHAIR:</b> Sara Kowal, Monash University, Australia
	Their Deaths will make us Safe: Dispelling Myths about the Death Penalty	Ms Ambika Satkunanathan, Open Society Foundations, Sri Lanka
	What Next Steps If Vietnam Still Remain Death Penalty for Drug-Related Offences?	Hai Thanh Luong, RMIT University, Australia Ta Quang Huy, RMIT University, Australia
	Death Penalty of Drug-related Crimes, Case Study in Central Provinces in Vietnam	Dinh Thi Mai, Graduate Academy of Social Sciences, Vietnam Ha Thi Hong Tham, Ho Chi Minh City University of Technology, Vietnam
	<b>Discussion</b>	

10:30am-10:40am (2:30pm-2:40pm)	<b>BREAK</b>	
10:40am-11:50am (2:40pm-3:40pm)	<b>DEATH PENALTY IN VIETNAM: HISTORY, DETERRANCE AND HUMAN RIGHTS</b>	<b>CHAIR:</b> Dr La Khanh Tung, Vietnam National University, Vietnam
	Death Penalty under a View of Human Rights Law: A Case Study of Vietnam	Pham Thanh Nga, National Economic University, Vietnam
	Implementation of Human Rights Related to Death Penalties in Vietnamese Criminal Law under the International Convention on Civil and Political Rights (ICCPR)	Nguyen Huu Khanh Linh, Hue University, Vietnam Bui Thi Quynh Trang, Hue University, Vietnam Le Ngoc Phu, Hue University, Vietnam
	Why Vietnam Justifies the Death Penalty?	Dang Minh Tuan, Vietnam National University, Vietnam Vu Thanh Cu, Vietnam National University, Vietnam
	The Case of Le Van Luyen and its Influence on the Retention of Death Penalty in Vietnam	Vu Thi Thu Quyen, Academy of Journalism and Communication of Vietnam, Vietnam Vu Cong Giao, Vietnam National University, Vietnam
	<b>Discussion</b>	
11:50am-12:25pm (3:40pm-4:20pm)	<b>GENERAL DISCUSSION</b>	<b>CHAIR:</b> Associate Professor Dinh Thi Mai, Graduate Academy of Social Sciences, Vietnam
12:25pm-12:30pm (4:20pm-4:30pm)	<b>CLOSING ADDRESS</b>	Associate Professor Bui Nguyen Khanh, Vice Director, Graduate Academy of Social Sciences, Vietnam



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