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## A. CONVENORS AND DEPUTIES

Section	Convenor	Institution	Term of office	Note
Banking and Finance	Andrew Campbell Joanna Gray	Leeds Newcastle	2006 2006	
Civil liberties	Prof Helen Fenwick	Durham	2007	
Company	Dr Alan Dignam	QMUL	2006	
Comparative	Prof Esin Orücü	Glasgow	2007	
Consumer	Dr Christian Twigg-Flesner	Hull	2005	1
Contract & Commercial	Prof Robert Bradgate	Sheffield	2007	1
Criminal Justice	Alisdair Gillespie Mathew Weait	Teesside Keele	2007 2007	2
Cyber-Law	Prof S Hedley	Cork	2007	3
Environmental	Prof Colin T Reid Karen Morrow (deputy)	Dundee Leeds	2006 2007	
EU and Competition	Mike Cuthbert Angus McCulloch (competition)	Northampton Manchester	2005 2007	
Family	Rebecca Probert (acting ) Joanna Miles (deputy) S Harris-Short (deputy) S Choudry (deputy) C Keenan (deputy)	Warwick Cambridge Durham Newcastle QUB	2005 2007 2006 2006 2007	4
Gibraltar	Prof Tony Bradney	Sheffield	2006	5
Intellectual Property	Alison Firth	Newcastle	2005	
International	Prof Dominic McGoldrick	Liverpool	2005	
Jurisprudence	Dr Stuart Warren Toddington	Central Lancs	2007	
Labour	Dr Lucy Vickers	Oxford Brookes	2007	
Legal Education	Dr Maureen Spencer	Middlesex	2007	6
Legal History	Dr Lorie Charlesworth	Liverpool  John Moores	2007	
Maritime	Richard Barnes T Nikaki. (deputy)	Hull Southampton	2007 2007	
Media and Communication	Prof Tom C Gibbons	Manchester	2007	
Medical	Kirsty Keywood	Manchester	2007	
Migration	Helene Lambert Dallal Stevens (deputy)	Exeter Warwick	2007 2005	7

Practice, the Profession, Ethics	Frances Burton	UWE	2007	8
Property and Trusts	Warren Barr	Liverpool	2005	
Public	Dr Anne Davies	Oxford	2006	
Restitution	Prof Francis Rose	Bristol	2006	
Tax	Tim Vollans	Coventry	2006	
Torts	Roderick Bagshaw	Oxford	2005	

Note	Section	Note
1	Consumer/commercial	These sections are to be merged and insolvency incorporated by way of a deputy convenor (Fiona Tolmie, Kingston)
2	Criminal Justice	Prof David Ormerod has stood down
3	Cyber-Law	New section
4	Family	Rebecca Probert is acting as convenor for Strathclyde, where an election will be held
5	Gibraltar	Met for the first time at Sheffield
6	Legal education	Prof Ruth Soetendorp stood down.
7	Migration	Had a programme for Sheffield but speakers withdrew. Convenor becomes deputy and Dr Lambert becomes convenor
8	Practice	Did not meet at Sheffield. Frances Burton moves from Family to Practice as new convenor.

## B. ATTENDANCE AT SHEFFIELD

Section	Gp	1	2	3	4
Banking	A	16	12	12	10
Civil libs	B	X	X	X	X
Company	A	20-25			
Comparative	A	12		6	
Consumer	B	C 15			
Contract	A				
Criminal J	B	16	20	18	16
Environmental	B	14	14	12	11
EU/Comp	A	C 12			
Family	B	12-20			
Gibraltar	A/B	C 8			
Intellectual P	B	C 12			
International	A	2-6 (Spring meeting attended by 40)			
Jurisprudence	B	X	X	X	X
Labour	B	C 15			
Legal Education	A	C 25			
Legal History	A	8		20	
Maritime	A	14	12	12	9
Media /Comms	B	9	6	20-30J	6
Medical	A	8	12	12	20
Migration	-	-	-		
Practice	-	-	-	-	-
Property/Trusts	B	20	15	12	10
Public	A	-	12	12	15
Restitution	A	15	18	16	18
Tax	A	3-7			
Torts	B	25	32	14	22
<b>Key</b>	Merged cell	general return			
	X	no report			
	Blank	report not included			
	-	session did not take place			

## C. EXPRESSIONS OF INTEREST AT PAST CONFERENCES

Section	Cambridge	Warwick	Glasgow	DMU
Civil libs			34	34
Company	32	-	12	32
Comparative			16	30
Consumer	28	12	40J	29
Contract	-	35	40J	50
Criminal J	31	23	24	41
Environmental	24	11	10	18
EU/ Comp	31	31	22	35
Family	24	23	20	30
Intellectual P	17	11	21	21
International	21	6	13	-
Jurisprudence			21	16
Labour	15	13	15	-
Legal Ed			27	41
Legal History			17	21
Maritime				8
Media	13	16	13	24
Medical	18	3	16	22
Migration			8	13
Practice	18	22	12	19
Property /Tr	51	42	24	37
Public	34	15	30	35
Restitution	83J	39	29	21
Tax			2	5
Torts	30	12	29	37

## **D. BANKING AND FINANCIAL SERVICES LAW**

Joint Convenors: Andrew Campbell, University of Leeds and Joanna Gray, University of Newcastle upon Tyne

The Subject Section met for the first time at the Annual Conference in Sheffield in September 2004. The programme was as advertised in the Conference Programme with all speakers presenting papers which were well received by those attending. The papers covered a wide range of financial services issues which was encouraging as it is intended that the Subject Section be seen as including all aspects of banking and financial services. The attendance was encouraging and it is hoped that as more academics become aware of the existence of the Subject Section participation will increase in the future years.

The attendance at sessions was as follows: Session 1 – 16, Session 2 – 12, Session 3 – 12, Session 4 – 10.

## E. CIVIL LIBERTIES

PROF HELEN FENWICK

Faculty of Law, University of Durham, 50 North Bailey, Durham, DH1 3ET

Tel: 0191 374 2031 Fax: 0191 374 2044

Deputy Convenor: Gavin Phillipson University of Durham

As in previous years, the meeting of the Civil Liberties section was a successful and well-attended one, with a wide variety of important contemporary subjects addressed by a number of different speakers. The room and facilities were entirely satisfactory.

The Civil Liberties section commenced on Wednesday 15 September, with three papers, all on the theme of Discrimination and Human Rights Commissions. The Section welcomed Paddy Sloan, Director of the Northern Ireland Human Rights Commission; she delivered a paper - *Lessons for the proposed Commission for Equality and Human Rights in England and Wales, and the proposed Human Rights Commission in Scotland to be learnt from the experience to date of the Northern Ireland Human Rights Commission* – which provided a very useful practical overview of the experience of the Commission. S McCabe (University of Ulster) gave a short paper on *Aspects of the work of the Human Rights Commission in Northern Ireland*, focussing in particular on the intervention of the courts in clarifying certain aspects of the power of the Commission. Finally, Aaron Baker (University of Durham) delivered a presentation on *The proposed Commission for Equality and Human Rights in England and Wales*, which provided a very informative, close analysis of the current proposals in the area. There was a goodly amount of time left for questions and discussion, which focussed in particular on the proposals discussed by Mr Baker.

In the next session, Steven Greer (Bristol) delivered a paper on *Protocol 14 and the Future of the European Court of Human Rights*, which very usefully illuminated the dilemmas and options facing the Court as it confronted a vastly increased workload. After questions, and discussions, Philip Plowden and Kevin Kerrigan (University of

Northumbria) gave a lively joint paper on *The Article 14 debate- the on-going conceptual problems involved in deciding when a set of facts is sufficiently within the ambit of a Convention right so as to attract the protection of Article 14*?. This paper, on a crucial and rapidly developing area under the HRA illustrated strongly the manner in which the domestic jurisprudence on this issue is in danger of diverging significantly from the Strasbourg approach. A lively discussion followed.

Two sessions were held on the following day, Thursday 16 September. Dr Aileen Kavanagh (University of Leicester) in her paper, *"Interpretation under section 3(1): What's the problem with R v A?"* made a strong case against a rapidly forming orthodoxy which sees the senior judiciary as having "retreated" from a mistakenly activist approach in that decision and delivered a powerful defence of a more "contextual" approach to section 3(1), in particular by reference to the decisions in *Bellinger* and *Mendoza*. Dr Kavanagh's paper provoked lively and sustained discussion in the remainder of the session.

The final session of the section was dedicated to the issue of legal policy on anti-terrorism measures. Professor Helen Fenwick opened the section with a brief introductory paper on *Indefinite detention without trial under the Anti-Terrorism Crime and Security Act Part 4*. Dr R Talbot (University of Newcastle) delivered a paper arguing for a re-conceptualisation of the debate, away from the prevailing methodology of seeking to "balance" the "conflicting" values of human rights and security. The section then welcomed Professor David Barnum from the Department of Political Science, DePaul University, Chicago, who gave an illuminating comparative paper, *National Security and Terrorism – a US perspective*, which focussed in particular on the implementation of the US PATRIOT Act. Finally Gavin Phillipson (University of Durham), gave a paper - *The Anti-Terrorism Crime and Security Act Part 4 – criticisms and proposals for the introduction of further measures*, which examined the likely future of UK Government policy in this area, by examining its reaction to the Newton report on Part IV. A lively debate on this controversial area concluded the Section's proceedings at the Annual Conference 2004.



## **F. COMPANY**

1. Convenor

Dr. Alan Dignam

Department of Law, Queen Mary, University of London, London E1 4NS

Tel - 0207 882 5141; Fax 0208 981 8733

2. Conference: Papers were presented by both UK and international delegates. The papers ranged from traditional blackletter scholarship to highly theoretically informed scholarship. The sessions were well attended with 20-25 at each session.

3. No other meetings outside the main conference are planned at present.

## G. COMPARATIVE

**Convenor:** Professor Esin Örüçü (Glasgow)

**Deputies:** Professor John Bell (Cambridge)  
Ms Elspeth Reid (Edinburgh)  
Professor David Carey-Miller (Aberdeen)  
Dr Stathis Banakas (East Anglia)  
Professor Andrew Harding (SOAS) (now moved to Victoria, Ca)  
Professor Geoffrey Samuel (Kent)

### Conference Programme:

**Change and Comparative Law:** The Sheffield Programme was organised by the Convenor in association with the UKNCCL. The complete Programme was on 13<sup>th</sup> and 14<sup>th</sup> of September. UKNCCL/SLS sessions (two afternoon sessions on the 13<sup>th</sup>) were held together and there were six papers in all. The Section meeting alone was on the morning of the 14<sup>th</sup> Tuesday. Two papers were presented that morning:

Orkun Akseli (Robert Gordon University, Aberdeen)  
Comparative Harmonisation Efforts in Secured Transactions  
Jane ball (Sheffield)  
How the Romans Did for us: Financial Services and the Mutual European  
Incomprehension surrounding Trusts and Continental Dismemberment of Property  
Ownership

One Section paper was presented on Monday 13<sup>th</sup> with the other three UKNCCL papers:

Jackie Jones (University of West of England)  
Human Dignity as Constitutional Value in Central and eastern European  
member states of the EU

**Thanks:** Thanks are owed to all at Sheffield for their superb handling of the administration, and all the participants. The rooms and equipment were very satisfactory.

**Numbers: attending:** There were 12 attending the joint UKNCCL/SLS, the section meeting on Tuesday was attended by six. This was not an improvement over last year.

**Other meetings and noteworthy events:** There were no other activities in the last academic year, except for individual activities in the area of comparative law.

## H. CONSUMER LAW

1. Convenor: Dr Christian Twigg-Flesner (University of Hull)
2. Conference: The section was delighted to welcome Professor Iain Ramsay (Osgoode Hall Law School, Canada) and representatives from the Department of Trade and Industry (Peter Deft; Daphne Jayasinghe).
3. Conference: Sessions were well attended this year; numbers were consistent at around 15 for each session. Unfortunately, the room was inadequate both in terms of size and appearance (it was a student bedroom that had been “converted” into a seminar room). Some delegates were forced to stand during the sessions. It is to be hoped that future conferences would offer a more even approach to rooms and facilities.
4. No other meetings are planned at present.
5. A response to the DTI’s consultation on a consumer policy strategy was submitted.

## **I. CONTRACT AND COMMERCIAL**

1. Convenor: Prof. Robert Bradgate (University of Sheffield)
2. Conference: The section offered a full programme at the conference, meeting in all four scheduled sessions to hear a total of seven papers covering a wide range of topics.

All four sessions were well attended. The accommodation was generally satisfactory although some delegates had to stand for Professor Poole's paper on misrepresentation on the Wednesday morning

3. No other meetings are planned at present, although a meeting may be organised if and when the Law Commission's anticipated report on exclusion clauses is published.

## **J. CRIMINAL JUSTICE**

### 1. Convenor

David Ormerod

### 2. Deputies

### 3. Conference

All sessions as per the advertised programme.

### 4. Attendance at conference sessions.

Session 1 – 16 delegates

Session 2 – 20 delegates

Session 3 – 18 delegates

Session 4 – 16 delegates

### 5. Other meetings if any

Criminal Justice Section meeting hosted at Leeds in January to discuss the Law Commission's Consultation Paper on Partial Defences to Murder (2003). This was attended by the Law Commission and around 25 members.

### 6. Law Commission etc responses if any

Responses were made to the Law Commission Consultation Papers on Death and Non Accidental Injury to Children (2003), and Partial Defences to Murder (2003).

### 7. New Convenors

David Ormerod has stood down as Convenor after serving for three years, and Alisdair Gillespie ([A.A.Gillespie@tees.ac.uk](mailto:A.A.Gillespie@tees.ac.uk)) and Matthew Weait ([m.weait@law.keele.ac.uk](mailto:m.weait@law.keele.ac.uk)) have taken over. They will divide the responsibilities.

## **K. ENVIRONMENTAL LAW**

### **1. Convener**

Prof. Colin T. Reid

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tel. 01382 344637(direct) 344461(Dept.) fax 01382 226905

### **2. Deputies**

Ms. Karen L. Morrow

Function: general support and assistance to Convener, including acting as Chair at 2004 conference in Convener's absence.

### **3. Conference**

The Programme ran as scheduled, although the only joint presentation was by Julie Adshead and Kim Tinline, with Ben Pontin and Opi Outhwaite delivering joint papers on their own.

Unfortunately I was not able to attend the conference this year but I am told by the Deputy Convener who chaired the sessions that everything went smoothly and that the room allocated was comfortable and the laptop and projector worked without any hitches. Thanks from everyone to all concerned in arranging these facilities, and from myself to Karen Morrow for chairing the event in my absence and to the speakers for volunteering their services and responding promptly and helpfully at various stages in the organising process.

### **4. Attendance at conference sessions**

Session 1 – 14; session 2 – 14; session 3 – 12; session 4 – 11.

### **5. Other meetings if any**

No other meetings were organised during the year, although the response to the request for papers for the conference suggests that there may be enough interest to justify considering a second meeting during the year (as has happened in some past years). Such plans, though, run into the major obstacle of the variation in the academic year between institutions, with almost any suggested date being difficult for a significant number of people because of disparities in teaching commitments, exams and vacations.

### **6. Law Commission etc responses if any**

No formal responses were provided but a number of consultation papers etc. were drawn to the attention of members.

Prof. Colin T. Reid,  
Convener of Environmental Law Section

## L. EU & COMPETITION LAW

Convenor

MIKE CUTHBERT (EU)

University College Northampton, Moulton Park, Northampton, NN2 7AL  
01604 735500; Fax: 01604 721214

ANGUS MACCULLOCH (COMPETITION)

School of Law, Williamson Building, The University, Oxford Road, Manchester M13  
9PL

Direct Line: 0161 275 3582; Fax: 0161 275 3579

Annual Conference 2005

Seven papers were given at the conference covering the wide range of interests that the area of European Union and Competition Law attract. The attendance averaged 12 people but those attending varied in membership. This reflected two points; this subject section covers a wide range of constitutional and substantive areas of law and the Conference Programme was such that colleagues were going to some sessions in other subject groups because of the overlap of their academic interests. This worked fairly well because the combination of papers for this section meant that those attending generally stayed for the whole session but did not for the next! The discussion in the sessions was very good and everyone had an opportunity to make a comment or to raise issues associated with their research. This should encourage future conference papers, especially from younger members.

In May 2004 the Section, supported financially by the Society, held a joint conference in Westminster with the UKAEL entitled: ***"Down our estuaries and up our rivers' The Impact of Thirty Years EU Membership on UK Law"***.

The conference attracted some 70 delegates to hear the eminent speakers from the judiciary, practice and academia. The conference was chaired by Lord Slynn of Hadley, who kindly sponsored a reception in the House of Lords for the first evening of the conference. The speakers were: Professor John Usher QC, Professor Vernon Bogdanor, David Vaughan QC, Professor Derrick Wyatt, Richard Plender QC, Professor Robin White, Professor Joe Thomson, Professor Stephen Weatherill, Advocate-General Francis Jacobs, Dr Mads Andenas, Professor Erika Szyszczak, Paul Lasok QC, Lord Justice Mummery, Lord Justice Jacob, Professor Brian Bercusson and Sir Christopher Bellamy. A selection of the papers given at the conference is to be published in a special edition of the European Business Law Review in 2005.

## M. FAMILY LAW

1. Convenor: Frances Burton, UWE
2. Deputy Convenors: Jo Miles (Trinity College, Cambridge) Law Commission Liason  
Shazia Choudhry (Newcastle) and Sonia Harris-Short (Durham)  
Rebecca Probert (Warwick) Law of Relationships programme
3. Conference: programme as set out in the conference programme (and largely as initially advertised save for Professor Nigel Lowe who was unable to attend due to unexpected illness and whose session was replaced by Professor Lizzie Cooke (Reading) Anne Barlow (Exeter) and Therese Callus (Reading) who at short notice gave a paper on "Research Plans for Community of Property". (However the conference programme was apparently not in time to delete Nigel Lowe who is shown in Session 2, while the Cooke-Barlow-Callus paper is shown as added to Session 1). The section's meeting at the conference was very well attended, and of particular interest was this year's overseas speaker, Professor Frank Bates (Newcastle, NSW) from Australia who opened the first session with a paper on what he considers to be the flawed results of a long period of Law Reform in Australian Family Law. His university paid all his expenses enabling him to attend without any expense to the Society or section. This enabled us to spend our money on bringing to the conference Professor Chris Barton, a former Convenor now an Emeritus member and retired, to help lead the discussion of papers which is always such a feature of the success of the section's meetings.
4. Other meetings: no separate mid year meeting is held as the majority of the section are already committed to the annual Seminar at the Family Law Centre at Staffordshire University each February, which will take place again in 2005 on Saturday 6<sup>th</sup> February. (Enquiries to Penny Booth at Staffordshire).
5. There has been no significant Family Law liason with the Law Commission this year since their programme is currently targeted elsewhere.

The section has begun to plan for the meeting at Strathclyde for the annual conference 2005, and the convenors are always interested to hear from potential speakers. Potential contributors will be invited in the first instance to contact Frances Burton on [frances.burton@uwe.ac.uk](mailto:frances.burton@uwe.ac.uk), or Jo Miles on [jkm33@cam.ac.uk](mailto:jkm33@cam.ac.uk).

Frances Burton  
University of the West of England

October 2004

## **N. GIBRALTAR**

Nine papers were received for this section. The papers stretched across a range of doctrinal and non-doctrinal areas. They were all papers that either did not fit the subject-matter of any of the other sections or could not be accommodated in another section's programme. Two of the papers were from overseas. The section thus seems to have served a useful function in allowing members to give papers without trespassing on the integrity of the other sections. Attendance at the papers was less of a success story. None of the sessions attracted an audience in two figures. Although this was to some extent a good thing, given the size of room allocated to the section, it does suggest a slightly different way of publicising the section should be used in future conference programmes. The name of other subject sections gives some indication of the content of papers. In the case of the Gibraltar section the only necessary clue as to the content of the paper lies in the paper's title which may then lead the reader on to the abstract. A few words on the subject-matter of papers in each session in future programmes might help.

Tony Bradney

## O. INTELLECTUAL PROPERTY

### 1. Convenor

Alison Firth Queen Mary Intellectual Property Research Institute, Now moved to Newcastle

### 2. Deputies

None formally appointed as yet but Jonathan Griffiths (Queen Mary, London) kindly attended the January meeting for the IP section

### 3. Conference

All sessions took place as per the final programme; more than one speaker had to pull out before the conference but in the meantime others had offered papers and were able to take their place.

We enjoyed a joint session with Media Law.

### 4. Attendance at conference sessions.

I didn't record a tally but there was a healthy attendance, of the order of a dozen, plus or minus. For the joint session (Tom Gibbons estimates between 20 and 30 attendees) it was a tight squeeze in the room allocated. Nonetheless, numbers were always small enough to allow lively debate on the papers.

We had a couple of papers from research students; there was a good spread of speakers, topics and jurisdictions.

### 5. Other meetings if any

None this year

### 6. Law Commission etc responses if any

None this year

### 7. New Convenors

None this year

### 8. Comments

Warm thanks are due to

- Our past president and Sheffield for organising such an enjoyable conference
- Prof Stanton for maintaining IP list and forwarding messages to section members, keeping us in touch through the year
- All the paper presenters, and especially

- Those who presented papers at shortish notice.

Alison Firth  
alison.firth@ncl.ac.uk

## **P. INTERNATIONAL LAW**

### **Professor Dominic McGoldrick (Convenor).**

The international law group the society of legal scholars held two meetings in 2004. On Monday 5 April 2004, it held its fourteenth conference on theory and international law in conjunction with the British Institute Of International Comparative Law. The subject was 'The Security Council in Law and Practice'.

The speakers were as follows:

#### **Session I:**

'*Implied Security Council Authorisation to Use Force*', Dr Susan C. Breau (British Institute of International and Comparative Law)

'*Chapter VII Enforcement Operations and Security Council Credibility: A Fork in the Road?*' Ozlem Ulgen, (University of Sheffield)

#### **Session II:**

'*A Review Of The Security Council's Post-Conflict Settlement In Kosovo*'  
- Enrico Milano (LSE)

#### **Session III:**

'*The UN Security Council and Collective Security: Lessons From Iraq*'

Dr. Mashood A. Baderin (University of the west of England, Bristol)

'*The Security Council and Iraq in Transition*', Tom D. Grant (University of Cambridge)

#### **Session IV:**

'*The Statements by the President of the Security Council*', Stefan Talmon, (University of Oxford)

The meeting was attended by approximately 40 persons.

### **The second meeting was held at the Annual conference at Sheffield.**

The speakers were as follows:

'International Legal Cooperation in the Suppression of Transnational Crime in the South Pacific', Neil Boister, University of Canterbury, Christchurch, New Zealand

'The Role Of Non-Governmental Organisations in Litigating Extreme Violations of the European Convention on Human Rights', Loveday Hodson, University of Warwick

‘Protocol 14 to the European Convention on Human Rights: its significance generally and its place within the story of the evolution of the Convention’ - Dr Ed Bates, Lecturer, University of Southampton

‘Free Trade and Fair Trade in food and agricultural products - irreconcilable ambitions or realistic goals within the framework of the WTO?’, Dominique Lauterburg, Manchester Metropolitan University

‘WTO Inter-governmental Dispute Settlement and the Internal Enforcement Mechanisms: Harmony or Conflict?’, Arwel Davies, University of Wales Swansea

‘The Engagement Of International Human Rights Law With Caste Discrimination’, Annapurna Waughray, Manchester Metropolitan University

Attendance was extremely disappointing. Ranging from six down to two.

**Comment:** We are having a real problem attracting people to the annual conference. Attendance at Oxford last year was modest but defensible. At Glasgow it was poor. Part of the problem is that we have a well-attended other meeting in March in April which is always held in London. There are also many other international law meetings held in London and across the country. The International Law Association is much more active and better supported than in the past. Finally, Chatham House now has an extensive series of international law meetings. I am arranging the first meeting for 2005 which will be held in May. I need to raise with the membership of the group its future existence.

January 2005

## **Q. JURISPRUDENCE**

Convenor  
DR STUART WARREN TODDINGTON  
Lancashire Law School,  
University of Central Lancashire,  
Preston PR1 2TQ  
Tel 01772 893062

## **R. LABOUR LAW**

Convenor Name Lucy Vickers

Conference – change to programme – Prof. Joanne Conaghan’s paper was cancelled.

Attendance at conference sessions; Approximately 15 at each session.

## S. LEGAL EDUCATION

DR MAUREEN SPENCER

Middlesex University Business School, The Burroughs, Hendon NW4 4BT

Tel: 0208 411 5883

The meetings of the Legal Education Section in Sheffield this year were very well attended, averaging 25 persons per session. This was despite being allocated inadequate or inappropriate accommodation. Hopefully Conference 2005 will timetable Legal Education section in rooms to accommodate the numbers of the previous years.

Papers were given by Fiona Cownie, Alice Christudason, Paul Cately, Chris Ashford, Alisdair Gillespie, Alison Bone and Elizabeth Mytton. As usual speakers covered a range of subjects, embracing practical questions of teaching law, the future of the legal professions, and research into questions of theory and ideology in Higher Education. A recurrent theme was the relationship between teaching and research and the professional lives of law academics. Fiona Cownie introduced a very spirited discussion on academic identities, giving us a glimpse of the findings of her recent book *Legal Academics Culture and Identities* (Hart 2004). Liz Mytton's paper was complementary to this dealing with the ideological underpinnings of constructing inclusivity in a Law School which offers academic and professional courses. Paul Cately continued the theme of the workings of the academy with an examination of decision-making processes in law schools, an area he is currently researching. The international dimension of the Legal Education Section has been a notable feature of its work and this year Alice Christudason from the National University of Singapore addressed us on the specific question of the challenge of teaching law to non-law students. Chris Ashford gave a timely report on the impact of the Clementi Report on legal education. He looked at the possible move towards a "privatised culture" in law and suggested how legal education may operate within the post Clementi environment. "Classroom Assessment Techniques" was the subject of Alisdair Gillespie's session which illustrated the value of adopting this approach, hitherto under used in law teaching. Alison Bone also spoke on ways of dealing with linking assessment with learning. Reporting on a UKCLE funded project she examined when and how law students are given feedback on their progress and the effectiveness of this in promoting student learning.

Having established the section four years ago I am delighted in the way that it has established itself within the Society. It has contributed to legal education becoming recognised as one of the most fertile and flourishing areas of legal research and scholarship. During academic year 03-04 I have sought and found a most able colleague to succeed me as the new convenor who will take the section forward for the next few years. Dr. Maureen Spencer is a respected legal scholar and educationist. Her influence can already be discerned in the compilation of the section's programme at Conference. She has also initiated a Legal Education Spring Conference which will be held for the

first time, 10<sup>th</sup> March 2005 at Bournemouth. It is organised in conjunction with UKCLE, on the subject of 'Legal Literacy - improving student and writing in law'. We are hoping for a maximum attendance.

I have thoroughly enjoyed seeing the Legal Education section flourish, and look forward to even greater things from the section with Maureen at the helm.

Professor Ruth Soetendorp  
Bournemouth Law School  
rsoetend@bournemouth.ac.uk

## T. LEGAL HISTORY

### 1. Convenor

Name Dr Lorie Charlesworth.

### 2. Conference

“I would like to pass on my thanks to all who gave papers and attended the sessions. We had a very successful conference and a lot of delegates who missed our sessions expressed regret and stated that they would certainly come to legal history next year. The success is entirely due to the quality and range of papers presented and we already have a number of proposals for next year. I am setting up a mailing list to enable us to share and circulate information and to keep people in touch. Anyone who wishes to be included please contact me at [l.r.charlesworth1@livjm.ac.uk](mailto:l.r.charlesworth1@livjm.ac.uk).”

“A number of delegates suggested that it would be useful if Legal History and Legal Education were in different sections of the conference”.

### 3. Attendance at conference sessions; a return of nos at each session.

“Early sessions were about 8 and later around 20”

### 4. Other meetings if any

“These will be circulated on the e-mail list see above.”

## U. MARITIME LAW

1. Convenor
  - Dr Richard Barnes
  - No changes to contact details
2. Deputies
  - N/a
3. Conference
  - Session 1: Norma Hird was unable to attend due to illness. Paper B by Baris Gunay was moved from session 2 to provide more balance. Session 4 was chaired by the section convenor, rather than Professor Churchill, who was unable to attend.
  - Improvements: A larger room would be appreciated to accommodate more guests and allow for easier access and movement. Rooms need to be clear of non-essential furnishings. An indication of the specific venue for the section meeting prior to the conference would help the convenor plan the session more easily. More time allowed for discussions on papers, which were generally excellent, interesting and provocative (convenor's responsibility). Storage space for speakers' bags when they have checked out of their accommodation was in short supply.
  - Thanks to all speakers: Professor Alan Boyle, David Ong, Dr Stefan Talmon, Professor Erik Franckx, Karen Scott, Bénédicte Sage, Theodora Nikaki, Baris Gunay and Poomintr Sooksripaisarnkit
4. Attendance at conference sessions; a return of nos at each session.
  - Session 1 - 14 persons
  - Session 2 - 12 persons
  - Session 3 - 12 persons
  - Session 4 - 9 persons
5. Other meetings if any
  - Between 22<sup>nd</sup> -23<sup>rd</sup> March the SLS Annual Symposium will focus on maritime Law, and, in particular, the 1982 Convention on the Law of the Sea.
6. Law Commission etc responses if any
  - N/a

## V. MEDIA AND COMMUNICATIONS LAW

The convenor of the Section is Professor Tom Gibbons, University of Manchester. There is no deputy, although Professor Eric Barendt of University College London would take on the role if needed.

The conference programme for the Sheffield conference took place as advertised and was as follows:

1. September 15th 2004, 11.15-12.45  
Hugo Derijke (Plymouth)  
“Obscenity law – off limits?”  
Paul Kearns (Manchester)  
“Art and the law”
2. September 15th 2004, 16.00-17.30  
Mohamed Wahab (Manchester)  
“Confidentiality and Security Concerns in Online Dispute Resolution”  
Catherine Ng (Oxford)  
“A Canadian common law view of personality”
3. September 16th 2004, 09.15-10.45  
Joint Session with Intellectual Property Law  
Rebecca Wong (Sheffield)  
“Privacy in Cyberspace”  
Eric Barendt (UCL)  
“Freedom of Speech and the Internet”
4. September 16th 2004, 11.15-12.45  
Eliza Varney (Hull)  
“Regulation of the Infrastructure in Digital Television. A Case Study of Spain”  
  
Chris Marsden (Oxford)  
“Software Code, Legal Code and Internet Conduct Code - or the Three Wise Monkeys of Cyberspace”

There was a lively attendance at these sessions, ranging from 9 to 25. The joint session with Intellectual Property was very successful and attracted interest from beyond the Media and IP sections. Next year, I hope that it may be possible to arrange something similar, but with a different Section.

There have been no other meetings of the Section during the year.

There have been no Law Commission or related papers to which the Section could respond.

Tom Gibbons October 2004

## **W. MEDICAL LAW**

### 1. Convenor

Kirsty Keywood, University of Manchester

### 2. Conference

The medical law section once again hosted a full programme. Papers were generally well-attended and the feedback from attendees was extremely positive. Rail problems meant that the programme had to be modified on the first day to accommodate the unavoidably late arrival of some speakers, though all speakers managed to present and generate lively and challenging debate. Nicky Prialx (Keele) was unable to attend and present her paper and this was notified after publication of the programme.

### 3. Attendance at conference sessions

Session A: attendees – 8 (rail problems meant that many attendees were delayed and missed this session)

Session B: 12

Session C: 12

Session D: 20

### 4. Other

I have completed my term as convenor and have asked participants and attendees for nominations for the new medical law convenor.

## **X. PRACTICE THE PROFESSION AND ETHICS**

FRANCES BURTON

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Coldharbour Lane, Frenchay, Bristol BS16 1QY  
Tel 0117 965 6261

No Conference programme or report from previous convenor.

## Y. PROPERTY AND TRUSTS

### 1. Convenor

Name: Warren Barr

### 2. Deputies

Name and function: Dianne Chappelle, Liverpool John Moores. Deputy Convenor

### 3. Conference

Each of the sessions generated healthy and lively debate, illustrating that property issues are still 'live', if anyone needed convincing! A wide range of topics from across the spectrum of property law issues meant that the audience for each section varied considerably, which is all to the good.

### 4. Attendance at conference sessions; a return of nos at each session.

Session 1 – 20

Session 2 - 15

Session 3 - 12

Session 4 - 10

### 5. Other meetings if any

Termination Of Tenancies Bill: Half-Day Event, 24 September 2004

(A small invited audience, consisting of nine interested academics, met with the Property & Trusts team at the Law Commission offices in London to discuss a number of issues arising from the Termination of Tenancies Bill Consultation exercise. This event was organised at the request of Stuart Bridge, Law Commissioner).

### 6. Law Commission etc responses if any

Consultation Paper: The Forfeiture Rule and the Law of Succession – SLS Response

Consultation Paper: Termination of Tenancies Bill – SLS Response

## Z. PUBLIC

### 1. Convenor (since February 2004)

Dr A.C.L. Davies  
Brasenose College Oxford OX1 4AJ  
anne.davies@law.ox.ac.uk  
01865 277895

### 2. Conference

Unfortunately, Session 1 had to be cancelled. Dr Endicott was unable to get to Sheffield because of severe delays on the railways. He very kindly offered to send copies of his paper to those who were interested. The rest of the programme proceeded as planned.

Session 1: Monday 13th, 14.00-15.30

Dr Timothy Endicott (Oxford)

"Jim Harris on Human Rights and Mythical Beasts"

Session 2: Monday 13th, 16.00-17.30

Dr Maureen Spencer (Middlesex)

"Crown Privilege, National Security and Administrative Convenience: A Reappraisal of *Duncan v. Cammell Laird* and *Conway v. Rimmer*"

Session 3 Tuesday 14th, 09.15-10.45

A. Dr Margit Cohn (Leicester)

"On Non-Statutory Powers of the Executive"

B. Catherine Donnelly (Oxford)

"*Leonard Cheshire* and Beyond: Is Contract Really a Substitute for the Human Rights Act? Does it Matter?"

Session 4 Tuesday 14th, 14.00-15.30

N.W. Barber (Oxford)

"Professor Loughlin's Idea of Public Law"

### 4. Attendance at conference sessions; a return of nos at each session.

Sessions 2 and 3 attracted about a dozen participants; Session 4 about fifteen participants.

### 5. Other meetings if any

None this year.

### 6. Law Commission etc responses if any

None this year.

## AA. RESTITUTION

1. Convenor  
Name (**Professor**) **F D Rose**
2. Deputies  
Name and function **Dr S W Watterson (Bristol)**
3. Conference  
**Basic programme was unchanged but, due to a delay on the trains, we had to swap the first and third sessions. This worked out fine. There might have been a problem as one session was advertised jointly with Tax; but, as only the Tax convener appeared to want to attend the joint session and Tax did not have a full list of 4 sessions, there was no difficulty in fact.**
4. Attendance at conference sessions; a return of nos at each session.  
**Swadling 15**  
**Chowdry/Mitchell 18**  
**O'Dell 16**  
**Capper 18**
5. Other meetings if any
6. Law Commission etc responses if any  
n/a

## **BB. TAX**

### **1. Convenor**

Tim Vollans,<sup>1</sup>Coventry Business School

### **2. Conference 2004**

The Subject Section's sessions at the Society's Annual Conference at the University of Sheffield took place over the first two days of the Conference, Monday & Tuesday, 13<sup>th</sup> & 14 September 2004. Unfortunately, the timing of the Conference conflicted with other demands on Members time and, consequently, attendance at the sessions was lower than for the previous year (session attendance varying from 3 – 7). However, the papers continued to reflect the diversity of the section.

At the first session, held jointly with Restitution, Charles Mitchell and Monica Chowdry (KCL) were to speak on "Refining *Woolwich v. IRC*". As rail disruption delayed both speakers, William Swadling (Oxford) treated the audience to "The Multi-causality of Resulting Trusts". At the second session of the day, Professor Uche Jack-Osimiri (Ebonyi State, Nigeria) drew materials from a wide range of jurisdictions to speak to the Tax Law Section on "Conveyancing Instruments as tools for effective Stamp Duties Tax operations" in. On the following day, John Prebble (Victoria, Wellington) treated the Section to "Fictions of Income Tax" in which he explained why income tax has to rely on fictions. Finally in the "Coventry Scandal", Tim Vollans (Coventry) compared current issues in the appointment of General Commissioners of Income Tax with those facing Pitt in 1799.

### **3. Other meetings and general comments**

The Tax Section continued its close contact with the activities of Professor John Tiley's Centre for Tax Law (CTL) at the University of Cambridge, and several members attended the CTL's 2004 Conference in July. The Tax Section also continues to enjoy its strong links with the Tax Research Network and several members attended the 2004 Annual Conference, organised by Angharad Miller, in Bournemouth on September 16<sup>th</sup> & 17<sup>th</sup>.

It is intended to co-ordinate the timing of the Tax Section's sessions within the 2005 SLS Conference in Glasgow (Tuesday – Friday, 6<sup>th</sup> – 9<sup>th</sup> September 2005) with the 2005 Tax Research Network Annual Conference in Edinburgh during the same week. This co-operation facilitates attendance and is greatly appreciated.

### **4. Retiring Convenor**

As indicated in the previous report, John Snape's term of office as Convenor expired in December 2003. The current Convenor would like to thank John for his hard endeavours in office and continuing sound counsel and support.

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<sup>1</sup> From January 2004.

## **CC. TORTS**

Convenor  
Roderick Bagshaw  
Magdalen College, Oxford

### Programme at Sheffield

The section once again received more offers of high quality papers than it had space for in the programme. This year papers were delivered by Donal Nolan (Oxford), Richard Wright (Chicago-Kent, USA), Robert Stevens (Oxford), Jason Neyers (Western Ontario, Canada), Cees van Dam (British Institute of International and Comparative Law), Marc Stauch (Humbolt, Berlin), Ken Oliphant (Cardiff) and Chris Miller (Salford). As might be expected each of the papers generated interesting and useful discussion, which often continued outside the formal programme.

Numbers attending the four sessions in Sheffield: 25, 32, 14, 22

Other activities: The section did not have any meetings apart from at the Annual Conference this year and has not received any Law Commission Consultation Papers or Reports to respond to.