SLS 2017 108th Annual Conference

The Diverse Unities of Law

FINAL PROGRAMME

University College Dublin

Tuesday 5th – Friday 8th September 2017

Follow the Conference on Twitter @slsDublin2017 #slsdublin
Welcome from SLS President

Welcome to Dublin and the 108th Annual Conference for the Society of Legal Scholars in the UK and Ireland, 2017.

This is the first time the conference has been held in Dublin and the conference theme: 'The Diverse Unities of Law' reflects the intellectual opportunities created by meeting in a different but closely related common law jurisdiction. The theme also implicitly is a response to the enormous legal challenges posed by Brexit, allowing for exploration of the common law as a continuing and changing European legal tradition.

The conference also has three sessions that address the experience and practice of legal scholars. One panel on 'Leadership and Diversity in Law Schools' has a panel of current or former heads of Law Schools drawing on their experiences to reflect on what this means today for Law Schools. The popular session on 'getting Published' will feature the editors of Legal Studies. Drawing on both the implications of Brexit and the diversity of British Law Schools, there is a lunch time session on 'The Contribution of the Irish Diaspora to Legal Scholarship'. It is an opportunity to discuss the contribution and experiences of migrant scholars in the UK in the context of one particular diaspora.

Conferences are as much about providing opportunities informally to renew existing friendships and meet new people. While most delegates will be from the UK and Ireland, we extend a particular welcome to those who have come from mainland Europe and other continents. And don’t worry if it rains Tuesday evening - the planned barbecue in the gracious St Helens hotel will be moved indoors.

Please tweet about the conference: #stsdublin and follow us on @stsdublin2017

Imelda Maher MBIA
President of the Society of Legal Scholars 2016/2017
Sutherland Full Professor of European Law, UCD
Keynote Speakers

To mark the eminent scholarship to be found among our membership, the Society Subject Sections invite keynote speakers to the conference. These scholars provide an important focus for the subject sections by presenting their work, engaging with, and being challenged by other scholars (especially those at an earlier stage of career). We are grateful to the following keynote speakers who have accepted the invitation to this conference and look forward to their contributions.

Imelda Maher
SLS President 2016-2017

SECTION A
Sianalda Douglas-Scott (QMUL)
Nigel Duncan (City)
Mairead Enright (Birmingham)
David Feldman (Cambridge)
Paula Gilker (Bristol)
Elspeth Guild (QMUL)
Colin Harvey (QUB)
Jeremy Harder (LSE)
Aileen Kavanagh (Oxford)
Suzanne Kingston (UCD)
Eva Lein (IIiCL)
George Letsas (UCL)
Richard Lewis (Cardiff)
Fiona de Londras (Birmingham)
Martin Loughlin (LSE)
TJ McIntyre (UCD)
Gerard McMeel (Manchester)
Jo Miles (Cambridge)
Alex Mills (UCL)
Daniel Monk (Birkbeck)
Paul Roberts (Nottingham)
Jenny Steele (York)
Lisa Webley (Westminster)
Sally Wheeler (QUB)

SECTION B
Simon Baughen (Swansea)
Mark Bell (TCD)
Peter Cameron (Dundee)
Alison Clarke (Surrey)
Estelle Derclaye (Nottingham)
Michael Doherty (Maynooth)
Alison Jones (KCL)
Andrew Kenyon (University of Melbourne)
Catharine Macmullan (KCL)
Ben McFarlane (UCL)
John Mee (UCC)
Alan Paterson (Strathclyde)
Shaun Pattinson (Durham)
Catherine Redgwell (Oxford)
Veronica Ruiz Abou-Nigm (Edinburgh)
William Schabas (Middlesex)
Dagmar Schiek (QUB)
David Sugarman (Lancaster)
John Vella (Oxford)
Ian Walden (QMUL)
Elizabeth Wicks (Leicester)
John Wylie (Cardiff)

Forthcoming in 2017 from Hart Publishing!

Pre-order now at www.hartpublishing.co.uk
General Information

Registration and Enquiries
Our conference organisers are Meeting Makers and they will be assisted by law students from UCD Sutherland School of Law (who will be wearing grey sweatshirts with the SLS logo). The registration and enquiries desk for SLS 2017 will be located in the Gardiner Atrium at the Sutherland School of Law and will be open at the following times:

<table>
<thead>
<tr>
<th>Day</th>
<th>Time</th>
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<tbody>
<tr>
<td>Tuesday 5th Sept</td>
<td>10.30 – 18.00</td>
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<td>Wednesday 6th Sept</td>
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<td>Thursday 7th Sept</td>
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<tr>
<td>Friday 8th Sept</td>
<td>08.00 – 14.00</td>
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</tbody>
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Venue
UCD Sutherland School of Law, University College Dublin, Belfield, Dublin D04 V1W8, Ireland
Tel: +353 (0)1 716 4100
Email: lawevents@ucd.ie

Publishers’ Exhibition
The SLS 2017 Exhibition will be held in the Gardiner Atrium where refreshments will also be served. All delegates are invited to visit the exhibition which will be open at the following times:

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Refreshment Breaks
Tea and coffee will be available in the Gardiner Atrium after lunch on each day and at the following times:

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<tr>
<td>Tuesday 5th Sept</td>
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<tr>
<td>Friday 8th Sept</td>
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Lunches
There will be a seated buffet lunch in the university restaurant at the following times:

<table>
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<tr>
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<tr>
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<tr>
<td>Friday 8th Sept</td>
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Following lunch service, tea and coffee will be available in the Gardiner Atrium.

Speakers
Speakers are requested to make their way to the relevant room in good time before the start of the session. Please bring your presentation on a memory stick, which can be inserted straight in to the USB drive on the PC provided. Student helpers and audio-visual technicians will be on hand to assist if required.

Posters
Posters will be on display on the first floor balcony of the Gardiner Atrium in each half of the conference – five in the first half and four in the second half. They are listed later in this booklet. Please take time to have a look at the posters during the conference. Presenting authors will be at their posters and ready to discuss them with you at 13.30 – 14.00 on Wednesday (Section A) and at 13.30 – 14.00 on Thursday (Section B). The Section A posters will be on display on from Tuesday lunchtime until Wednesday at 16.00; and the Section B posters will be on display from Thursday at 10.00 until after lunch on Friday. The winner of the Best Poster Prize will be announced at the SLS President’s Reception in Spring 2018.

Information for Poster Presenters
Presenting authors are required to attend their posters, and to be ready to discuss them with delegates, during the relevant poster session (Wednesday 13.30 – 14.00 for Section A; and Thursday 13.30 – 14.00 for Section B). Velcro to mount the posters will be attached to each poster board or can be collected from the registration and enquiry desk in the Gardiner Atrium.

Each poster will be allocated a poster board that corresponds to the poster number on page 27. Posters should be mounted and removed by the presenters themselves.

Section A posters should be mounted between 10.30 and 12.30 on Tuesday and removed at 16.00 on Wednesday.

Section B posters should be mounted between 08.30 and 10.30 on Thursday and removed at 13.45 on Friday.

Any posters remaining on the boards at the end of the poster session will be removed and recycled by the organisers.

Early Career Session: Publishing Articles and Books
The Early Careers Session will be on Thursday September 7 from 1–2. The speakers will be Professor Nicola Glover-Thomas, general editor of Legal Studies, and Rebecca O’Rourke from Cambridge University Press. Although this session is designed for those at an early or relatively early stage in an academic career, all interested members are welcome to attend.

Paperbank
The paperbank is available online at www.sslapaperbank.co.uk. This provides access to the full set of abstracts for the conference and an interactive programme. In order to download any papers or other files (such as PowerPoint presentations), you will need to enter the following password when prompted: sutherland

Legal Studies
The editors would like to remind all members and especially those presenting papers at the conference that the journal is interested in receiving submissions, whether or not the paper has been entered for the Best Paper Prize (presented at the SLS President’s Reception in Spring 2018). Submissions can be made through the Legal Studies webpage.

The editors are here throughout the conference and will be available at each coffee/tea break at the Wiley stand in the atrium. Please feel free to approach the editors with any queries about the journal.

Drinks and Dinner Tickets
All the social events, with the exception of the Welcome Drinks Reception, are ticketed. You must have your ticket with you (if you have booked, your ticket will be handed out with your badge). If you do not already have a ticket and would like to attend any of the drinks or dinners, please see the staff at the Registration and Enquiries Desk as early as possible (but note that some of these events may have sold out).

Public Transport
UCD is well served by the public bus service with buses roughly every 3 minutes to the city centre from the N11 entrance to the campus. It is about a 30 minute walk to/from the either the local tram line (the Luas; Windy Arbour stop) or the train service (the DART: Booterstown stop).

Parking
Car parking facilities are available at owners risk in all UCD car parks with parking available on a first come first served basis. Parking permits are not required at the time of the Conference. The closest car park is behind the Law School with access via the Overstown Entrance (see the UCD map). Note there are barriers on the internal perimeter road around the campus during rush hour so the best entrance to use with a car is the Overstown Gate. Vehicles must comply with the traffic arrangements in UCD.

Mobile Phones
Out of courtesy to speakers and other delegates, mobile phones must be switched off or on silent mode before entering sessions.
Social Programme

All social events are ticketed, except the Welcome Reception. Please remember to bring your ticket for the evening social events to ensure faster entry. If you do not already have a ticket and would like to attend any of the drinks or dinners, please see the staff at the Registration and Enquiries Desk as early as possible (but note that some of these events may have sold out).

Tuesday 5th September

Welcome Drinks
Gardiner Atrium, UCD Sutherland School of Law
17.45 – 18.50
Inclusive for all Tuesday delegates

On the first night of SLS 2017, there will be a Welcome Drinks reception in the exhibition area at UCD.

Barbeque at Radisson Blu St. Helen’s Hotel
Stillorgan Road, Blackrock, County Dublin
19.15 – 21.00
Ticket Required

Following the drinks reception, the first day of the conference will finish with a barbeque (with indoor seating) and drinks at the Radisson Blu St Helen’s Hotel, housed in a stately home built in 1750. It is a short walk from the Sutherland School of Law. The group will depart from the Gardiner Atrium at 18.50 with student volunteers marking the way to the Radisson. If the weather proves inclement, the meal will be indoors.

Wednesday 6th September

Annual Conference Drinks and Dinner
King’s Inns, Constitution Hill, Dublin 7
19.00 – 22.30
Ticket Required

Dress Code is Business Attire

The Annual Conference Dinner will be held in the Grand Dining Hall of The Honorable Society of King’s Inns, which dates from 1800. Pre-dinner drinks, sponsored by Maples and Calder, will be followed by a three-course dinner with wine and coffee. There will be entertainment from UCD Choral Scholars Alumni and the guest speaker will be Professor Conor Gearty from the London School of Economics. Coaches will collect delegates from the conference hotels at 18.30 to transfer them to Kings Inns. Return coaches will depart from Kings Inns at the end of the evening.

Thursday 7th September

Buffet at the Irish Architectural Archive
45 Merrion Square East, Dublin 2
19.00 – 22.00
Ticket Required

On Thursday evening, there will be an informal event at the Irish Architectural Archive, Ireland’s buildings record and drawings collection. The IAA is based in a large elegant Georgian terrace in Merrion Square in the heart of Dublin. Drinks and a buffet will be served.

Coaches will collect delegates from the conference hotels at 18.30 to transfer them to the IAA. Return coaches will depart from the IAA at the end of the evening.

Social Media
Make sure you’re following the conference on Twitter – @slsdublin17. If you’re tweeting about the conference, please use #slsdublin so we can follow the conversation.

WiFi
Academic delegates can log in without a password to the UCD wi-fi network and there is also Eduroam with the usual log in information.

SLS Website
The SLS website is www.legalscholars.ac.uk and the conference website, including the paperbank can be accessed from it (click on conference on the menu bar) or directly at www.slsconference.uk

Luggage Store
A room will be made available for the storage of luggage in the School of Law. All items are left at the owner’s risk and neither UCD Sutherland School of Law, the SLS nor Meeting Makers accept responsibility for personal belongings.

Delegate Badges
For security purposes, please wear your delegate badges at all times. There is a colour code for the different packages:

- Full Conference - black band
- Group A - blue band
- Group B - red band
- Day Delegate - orange band
- Exhibitor - yellow band

General Assistance
Please go to the SLS Registration and Enquiries Desk in the Gardiner Atrium in the UCD Sutherland School of Law if you have any queries.

For serious emergencies you can phone:
+ 353 87 966 1964

Please do not abuse this facility.

Information about Dublin
Information about the city is available in the brochure in your conference bag as well as a page from colleagues providing some local recommendations.
Programme Summary

Tuesday September 5 2017

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<th>Time</th>
<th>Event</th>
<th>Location</th>
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<tbody>
<tr>
<td>09.30 - 12.00</td>
<td>Prior event: British Association of Comparative Law/Irish Society of Comparative Law Annual Seminar, Comparing UK and Irish law: A Special Relationship’</td>
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<tr>
<td>10.30 - 18.00</td>
<td>Registration and Enquiry Desk Open</td>
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<tr>
<td>12.30 - 14.00</td>
<td>Lunch and Publishers’ Exhibition</td>
<td>UCD Restaurant and Gardiner Atrium</td>
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<td>14.00 - 15.30</td>
<td>Subject Sections A1</td>
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<tr>
<td>15.30 - 16.00</td>
<td>Afternoon Refreshments and Publishers’ Exhibition</td>
<td>Gardiner Atrium</td>
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<tr>
<td>16.00 - 17.30</td>
<td>Drinks Reception</td>
<td>Gardiner Atrium</td>
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<tr>
<td>19.15 - 21.00</td>
<td>BBQ Dinner</td>
<td>Radisson St. Helens Hotel</td>
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Wednesday September 6 2017

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<thead>
<tr>
<th>Time</th>
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<tr>
<td>08.00 - 18.00</td>
<td>Registration and Enquiry Desk Open</td>
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<tr>
<td>09.00 - 10.30</td>
<td>Subject Sections A3</td>
<td>Gardiner Atrium</td>
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<tr>
<td>10.30 - 11.00</td>
<td>Morning Refreshments and Publishers’ Exhibition</td>
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<tr>
<td>11.00 - 12.30</td>
<td>Plenary 1: The Diverse Unities of the Common Law</td>
<td>A&amp;L Goodbody Theatre L023</td>
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<td>12.30 - 14.00</td>
<td>Seated Buffet Lunch, Publishers’ Exhibition</td>
<td>Restaurant and Gardiner Atrium</td>
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<tr>
<td>13.00 - 14.00</td>
<td>Lunchtime Roundtable</td>
<td>William Fry Theatre L143</td>
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<tr>
<td>13.00 - 14.00</td>
<td>The contribution of the Irish Diaspora to Legal Scholarship*</td>
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<tr>
<td>13.30 - 14.00</td>
<td>Poster Session: Subject Sections A</td>
<td>First Floor Sutherland School</td>
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<tr>
<td>14.00 - 15.30</td>
<td>Subject Sections A4</td>
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<tr>
<td>15.30 - 16.00</td>
<td>Afternoon Refreshments and Publishers’ Exhibition</td>
<td>Gardiner Atrium</td>
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<tr>
<td>16.00 - 17.30</td>
<td>Plenary 2: Leadership and Diversity in Law Schools</td>
<td>Wiley</td>
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<tr>
<td>19.00 - 22.30</td>
<td>Drinks Reception and Annual Conference Dinner at the Honorable Society of King’s Inns</td>
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Thursday September 7 2017

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<tr>
<td>08.00 - 18.00</td>
<td>Registration and Enquiry Desk Open</td>
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<tr>
<td>09.00 - 10.30</td>
<td>SLS AGM and Council meeting</td>
<td>William Fry Theatre L143</td>
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<tr>
<td>10.30 - 11.00</td>
<td>Morning Refreshments and Publishers’ Exhibition</td>
<td>Gardner Atrium</td>
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<tr>
<td>11.00 - 12.30</td>
<td>Subject Sections B1</td>
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<tr>
<td>12.30 - 14.00</td>
<td>Seated Buffet Lunch, Publishers’ Exhibition</td>
<td>Restaurant and Gardiner Atrium</td>
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<td>13.00 - 14.00</td>
<td>Early Career Session: Publishing Books and Articles</td>
<td>William Fry Theatre L143</td>
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<tr>
<td>13.30 - 14.00</td>
<td>Poster Session: Subject Sections B</td>
<td>Gardner Atrium</td>
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<tr>
<td>14.00 - 15.30</td>
<td>Subject Sections B2</td>
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<tr>
<td>15.30 - 16.00</td>
<td>Afternoon Refreshments and Publishers’ Exhibition</td>
<td>Gardiner Atrium</td>
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<tr>
<td>16.00 - 17.30</td>
<td>Plenary 3: The Diverse Unities of Law</td>
<td>A&amp;L Goodbody Theatre L023</td>
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<tr>
<td>19.00 - 22.00</td>
<td>Drinks Reception and Buffet Dinner</td>
<td>Irish Architectural Archive</td>
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Friday September 8 2017

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<td>Gardner Atrium</td>
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<tr>
<td>11.00 - 12.30</td>
<td>Subject Sections B4</td>
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<tr>
<td>12.30 - 14.00</td>
<td>Light Lunch, Publishers’ Exhibition</td>
<td>Restaurant and Gardiner Atrium</td>
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<tr>
<td>14.00 - 16.00</td>
<td>The Common Law and Brexit: A New Frontier?</td>
<td>William Fry Theatre L143</td>
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Following the main conference there is an additional panel which members are invited to attend without additional fee.
Section A

Tuesday 5th and Wednesday 6th September

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Public Law .................................................... 17
Torts .......................................................... 17

Banking & Financial Services Law

Session 1: Tuesday 5th September 14.00-15.30
Fault Lines in Private Banking Law
1A Gerard McMeel (Manchester) When are Banks Fiduciaries?
1B Sandra Bosyean (National University of Singapore) Banks and the Tort of Conversion
1C Irene Lynch Fannon (UCD) Fixed Charges on Book Debts: The Irish Experience post Spectrum Plus Ltd

Session 2: Tuesday 5th September 16.00-17.30
2A Magda Raczynska (UCL) Beyond functionalism and substance-based approaches to secured transactions
2B Noel McGrath (UCD) Secured Lending in the World of Bitcoin
2C Ebenezer Adobo (Leicester) Applications seeking to enjoin payment on letters of credit and demand guarantees: Recent Developments from the English Courts

Session 3: Wednesday 6th September 09.00-10.30
3A Holly Powley (Bristol) Culture, the Senior Managers Regime and Perverse Incentives
3B Longjie Lu (Leeds) Market or State? A Comparative Study on the Regulation of Bankers’ Remuneration in the UK and China
3C Christopher Hare (Oxford) The Nature of Autonomy

Session 4: Wednesday 6th September 14.00-15.30
Banks and Globalization
4A Li Campbell (Durham) ‘Corporate Vehicles’ and Organised Crime: Concealing, Converting and Controlling Illicit Assets
4B Colin King (Sussex) Money Laundering and Professional Enablers
4C Dania Thomas and Chizoba Obi (Glasgow) White Hawthorne: The Enforcement of a Duty to Negotiate in Sovereign Debt Litigation

Civil Liberties & Human Rights

Session 1: Tuesday 5th September 14.00-15.30
Human rights and the Interrelations between domestic law and supra/international law
1A Fiona de Londras (Birmingham) Judicial Power or the Rule of Law? Understanding the Retreat to Sovereignty in Human Rights
1B Ralph Wildi (UCL) Review before the European Court of Human Rights as preferable to Human Rights Act review: the special case of extraterritoriality
1C Laura Stella Enrichang (De Montfort) International Constitutional Law and the Role of ‘Le contrôle de Conventionnalité’ In Enhancing Domestic Human Rights
1D Isaac de Paz (Autonomous University of Baja California) Constitutional Law and International Human Rights Law: Approaches in the inter-American space: Unity or Disagreement?

Session 2: Tuesday 5th September 16.00-17.30
Helen Fenwick (Durham) Recognising the value of civil partnerships under the ECtHR at Strasbourg and domestically?
Carmen Draghici (City) Equal Marriage,Unequal Civil Partnership: A Bizarre Case of Discrimination in Europe
Shona Wilson Stark (Cambridge) Another Fine Mess: Article 5 of the ECtHR
Diverse Approaches, Unified Protection? European Human Rights Institutions Facing Austerity

Session 3: Wednesday 6th September 09.00-10.30
Conformity, equality and Discrimination in European human rights law
3A George Letts McNeil (UCL) Subsidiarity or a Value?
3B Konstantin Dzehtsiarou (Liverpool) A Domino Effect: Troubled Enforcement of the ECHR Judgments
3C Jane Rooney (Bristol) The Supreme Court in Senior Mohammed: Fragmentation and Global Governance
3D Shona Wilson Stark (Cambridge) Another Fine Mess: Article 5 of the ECHR

Session 4: Wednesday 6th September 14.00-15.30
Equality and non-discrimination
4A Carmen Draghici (City) Equal Marriage, Unequal Civil Partnership: A Bizarre Case of Discrimination in Europe
4B Ilias Trispiotis (Leeds) Conformity, Equality and Discrimination in European Human Rights Law
4C Helen Fenwick (Durham) Recognising the value of civil partnerships under the ECHR of Strasbourg and domestically?
4D Solon Solomon (KCL) The Right to Religious Freedom as a threat to the established order and the ‘unholy alliance’ between the ECHR and the ECJ: Discussing the Achbita Case
Comparative Law

Co-convenors: Greta Bosch (Exeter) and David Marrani (Institute of Law, Jersey)

Session 1: Tuesday 5th September 14.00-15.30
1A Olivier Beddieleem (EDHEC Business School) Europe, United in Diversity: A Comparative Law Analysis
1B Peter de Cruz (Liverpool John Moores) The Rise of Comparative Law: Comparing Changing Legal Cultures and the Challenge of Diverse Unites of Law in a Past-Brexit Era

Session 2: Tuesday 5th September 16.00-17.30
2A Paula Glitter (Bristol) Examining EU tort law – Harmonisation, national preferences and the shadow of Brexit
2B Janoslaw Turlikowski (Warsaw University) The Implementation of European Law and the Introduction of Uniform Law for the whole EU: how did the LGSE succeed while the European Union did not always manage?
2C Thomas Lundmark (Hull) and Helen Walker (University of Osnabrueck) Using statutes and cases in common and civil law

Session 4: Wednesday 6th September 14.00-15.30
Themed panel: Enforcing Equality – Comparative and International Law Perspectives
4A Laura Carlson (Stockholm University) Access to justice in cases of employee discrimination grievances: Can a better legal position be achieved?
4C Meghan Campbell (Oxford) Legal Pluralism and Women’s Right after Conflict: The Role of the Convention on the Elimination of all Forms of Discrimination

Contract, Commercial & Consumer Law

Convenor: Dania Thomas (Glasgow)

Session 1: Tuesday 5th September 14.00-15.30
1A Sally Wheeler (QUB) Visions of Contract
1B Malekved Enslin (Birmingham) and Sarah Browne (UCL) On the Touch of Law: Contract and Art in ‘The Shadow of the State’
1C Suren Gomtsyan (Leeds) Between the Green Pitch and the Red Tape: The Private Legal Order of FIFA

Session 2: Tuesday 5th September 16.00-17.30
The “Consumer” and Consumer Protection
2A Kristie Thomas (Aston) Re-examining the notion of a “consumer” under the Consumer Rights Act 2015
2B Kathy Kamvounias and Susan Carter (University of Sydney) Consumer protection law – exploring diverse interpretations and practices in common law jurisdictions
2C Joseph Mante (Robert Gordon) The Unfair Contract Terms Act and Standard Form Contracts in Construction: Rethinking Current Approaches

Session 3: Wednesday 6th September 09.00-10.30
“Values” in Commercial contracts
3A Tim Dodsworth (Exeter) A comparative assessment of Penalty clauses - a conflict of values?
3B Karen O’Brian (Limerick) Have the recent reforms in Ireland’s Personal Insolvency and Bankruptcy Law been sufficient to deal with the enormity of the over indebtedness problem facing all types of individuals in Ireland caused by the legacy of unsustainable debt?

Session 4: Wednesday 6th September 14.00-15.30
Emerging issues in Standard Term Contracts
4A Marie Parker (Bangor) The holiday you wished for that never ended: in-perpetuity clauses in timeshare contracts
4B Katie Richards (Cardiff) Letters of Credit: Challenging the Judicial orthodoxy of the fraud exception
4C Scott C Styles (Aberdeen) Conceptual Confusion in the Constring of Commercial Contracts from ICS to Arnold: Back to the Future

Criminal Justice

Co-convenors: Hannah Quirk (Manchester) and Natalie Worley (Northumbria)

Session 1: Tuesday 5th September 14.00-15.30
Criminal Evidence
1A Paul Roberts (Nottingham) Five Foundational Fallacies of Common Law Evidence
1B Karen Richmond (Strathclyde) The re-structuring of forensic expertise under public commercial, and private sector, models of governance
1C Clon O Concubhair (Oxford) The Failed Development of the ‘Wider Principle’ Joint Enterprise Liability for Murder in Irish Law

Session 2: Tuesday 5th September 16.00-17.30
Sexual offending and offenders
2A David Gunham, Harry Amison and Mark Telford (Southampton) Young People’s Perceptions of Sexual Consent: Exploring the Implications for policy and practice
2B Bernadette Rainley (Cardiff) Consent to Treatment and the European Court of Human Rights: The use of “chemical castration” for sex offenders in detention
2C Susan Leahy and Margaret Fitzgerald-O’Reilly (Limerick) Reconsidering of the Appropriate Use of Character Evidence in Rape Trials

Session 3: Wednesday 6th September 09.00-10.30
Criminal Law
3A Jeremy Hood (LSE) Criminal Misconduct and the Constitution
3B Richard Glover (Wolverhampton) ‘This isn’t violence!’ Breach of the peace and property damage
3C Gaye On (Independent Researcher) Trial Outcomes in Child Death Cases: Influenced by Mothering Myths?

Session 4: Wednesday 6th September 14.00-15.30
Criminal Prosecution and Process
4A Tony Ward (Northumbria) and Shahrazad Fouladvand (Sussex) Evidential Omissions in Human Trafficking Prosecutions
4B Mary Ragan (TCB) Inspection and Oversight of Prisons: the position of the European Court of Human Rights

Cyberlaw

Convenor: Paul Bernal (UEA)

Session 1: Tuesday 5th September 14.00-15.30
Surveillance
1A TJ McIntyre (UCD) Fundamental rights: Do they still exist online?
1B Karen Murphy (Bristol) Legal and Technological Challenges to Law Enforcement Access to Encrypted Communications
1C Maria Helen Murphy (Maynooth) Language, Power, and Surveillance

Session 2: Tuesday 5th September 16.00-17.30
Emerging issues
2A Mark Keiser (Strathclyde) Fake News: A regulatory response
2C Guido Noto La Diego (Northumbria) A Kelsenian view on ethics by design in autonomous robots

Session 3: Wednesday 6th September 09.00-10.30
Smart stuff
3A Emile Douihet (Bournemouth) Recovering from Consent’s Fall From Grace: Lessons from Consumer Protection Organisations
3B Sean Thomas (Durham) Law, the Circular Economy, and Smart Technology
3C Luciana Biful (University of Padua) As if they were humans: legal accountability and fiscal obligations of smart autonomous robots in the future of cyberlaw

Session 4: Wednesday 6th September 14.00-15.30
Social Networks and more
4A Maria Tzianou (Keele) The exchange of health data on social networking platforms: The legal and ethical questions
4B Kim Bark (Oslo) and Olga Juraz (Open University) Online misogyny as a hate crime: tweeting sense, staying Tweet
4C Edna Harbinja (Hertfordshire) and Lucien Castex (Bordeaux Nouvelle University) Developments in the protection of Post-mortem Privacy in the US and EU: Challenging some of the traditional conceptions of privacy and data protection
Migration & Asylum Law  

Co-convenors: Diego Acosta Aracarazo (Bristol) and Violeta Moreno Lax (QMUL)

Session 1: Tuesday 5th September 14.00-15.30
From Crisis to Containment? EU and UN Approaches under Scrutiny
1A Ellsper Guth (QMUL) Interrogating Unsafe, Disorderly and Irregular Migration: the UN’s Global Compact on Migration
1B Meltem Inek-Ciger (Suleyman Demirel University) Is Turkey good enough to be a Safe Third Country? An assessment based on safeguards in asylum appeal procedures in Turkey and the EU
1C Anna Liguori (University of Naples L’Orientele) The Externalization of Border Controls and the Responsibility of European Outsourcing States

Session 2: Tuesday 5th September 16.00-17.30
Bridging the Gap between the ‘human’ and her ‘Rights’: A Way Forward?
2A Claudia Murphy (Maynooth) Human Rights or the Rule of Law as a Deciding Factor in Immigration Case? The Irish Experience
2B Izabela Majcher (Global Detention Project) Laws and Practice of Immigration Detention in the European Union: European Union Law vs. International Human Rights Law
2C Colin Harvey (QMUL) Human Rights and Human Displacement

Session 3: Wednesday 6th September 09.00-10.30
Domestic Approaches to (Forced) Migration in a ‘Hostile Environment’
3A Sheena York (Kent) Revisiting Umbustro in the ‘hostile environment’
3B Ruth Brittle (Nottingham) A Clash of Interests on the Border: The Best Interests of the Child in UK Asylum Law

Session 4: Wednesday 6th September 14.00-15.30
The Other ‘Refugee / Migration Crisis’: Perspectives from Within and Beyond Europe
4A Josa Alam (Maastricht University) Asian States’ Reliance on the concept of “irregular Migration” Is it prolonging the Refugee Crisis in Asia?
4B Cristiano D’Oni (University of Johannesburg) “Refugee crisis”, “monopoly” of Europe? Observations from Southern Africa
4C Olayinka Lewis (Robert Gordon) Brexit and the Implications for Scotland: A Way Forward

Open A: Conflıct of Laws (Trial Section)  

Co-convenors: Andrew Dickinson (Oxford), Lorna Gillies (Strathclyde) and Mairé Ní Shúilleabháin (UCD)

Session 1: Tuesday 5th September 14.00-15.30
Jurisdiction/Judgments
1A Maria Hoek (University of Otago) Unilateral consent as a source of jurisdiction
1B Gerry Maher (Edinburgh) and Barry Rodger (Strathclyde) Jurisdiction in Scots law, pre- and post-Brexit
1C Adeline Chong and Man Yip (Singapore Management University) Diversity and Unity: Singapore’s Conflict of Laws Rules in the Age of SCC and Hague Convention on Choice of Court Agreements

Session 2: Tuesday 5th September 16.00-17.30
Choice of Law
2A Uglesa Gruic (UCi) Counterterrorism and choice of law
2B Christopher Bipping (Warwick) The Consumer Rights Act 2015 and Private International Law
2C Stefan Dommisse (University of Genoa) Jurisdiction and Protection of Contractually Weaker Parties: Insurance Contracts as a Case Study for Consistency in EU Private International Law

Session 3: Wednesday 6th September 09.00-10.30
Early Career Panel
3A Sharon Shakkary (Hebrew University of Jerusalem) Choice of Law For Surrogacy Agreements: Very Special Contracts Call for Very Special Rules
3B Tobias Lisli (Oxford) Regulating the Internet via Private International Law – Substantive Approach or Methodological Neutrality?
3C Bobby Lindsay (Glasgow) Unity over Diversity? Neglecting the Role of Foreign Law in Legal Professional Privilege
3D Alison Lu Xu (Leeds) Rethinking choice of law on the assignment of claims from a rights-based approach

Session 4: Wednesday 6th September 14.00-15.30
Themes in Private International Law
4A Alex Mills (UCi) The Diversities and Unities of Private International Law
4B Eva Lein (BICL) Judicial cooperation in a wider Europe: how to reach unity in diversity
4C Nicolas Rennuy (York) Foreign law after Brexit: In search of interpretation guidelines

Public Law

Co-convenors: Ann Lyon (Plymouth) and John Stanton (City)

Session 1: Tuesday 5th September 14.00-15.30
1A Aileen Kavanagh (Oxford) The Collaborative Constitution
1B Sarah Nason (Bongan) Judicial Review for the Advancement of Justice and Good Governance
1C Craig Prescott (Winchester) When Statutory Silence is Deafening: The “Binding” Nature of Referendums in the UK

Session 2: Tuesday 5th September 16.00-17.30
2A Richard Kitchin (Sheffield) Institutional design and judicial review
2B Paul F Scott (Glasgow) Hybrid constitutionalism in the national security constitution
2C Lydia Morgan (Birmingham) Trust in what? The incoherence of the idea of ‘national security’ in UK

Session 3: Wednesday 6th September 09.00-10.30
3A Richard Rowlings (ULS) and Carol Hatov (LSE) Administrative procedures as a technique for control and accountability
3B John McGarry (Edge Hill) Constitutional Statutes: Genesis and Evolution
3C Christina Lienen (ULS) Judges Made Unity: Tackling Awareness and Methodology Problems in Public Law Judicial Comparatism

Session 4: Wednesday 6th September 14.00-15.30
4A David Feldman (Cambridge) Judicial Roles and Responsibilities in Constitutional Law
4B Bethany Shiner (Middlesex) in an age of big data and algorithms, should political campaigns be better regulated?
4C Barry Solomon (Cambridge) Evaluating Lobbying in the United Kingdom: Moving from a Corruption or Equality Framework to ‘Institutional Diversion’

Torts

Convenor: James Goudkamp (Oxford)

Session 1: Tuesday 5th September 14.00-15.30
1A Gemma Turton (Leicester) Causation, coincidence, and medical non-disclosure of risk
1B Stephen Daly (KCL) Unity in torts through understanding competition law
1C Niamh Adeleye (Birmingham City) The European Convention on Human Rights and the Duty of Care in Negligence

Session 2: Tuesday 5th September 16.00-17.30
2A Samantha Schnobel (Birmingham) Extending the ‘risk’-vulnerability-based reasoning and the law of negligence
2B Richard Ryan (TCD) SCC/AMCS 20 years on: the judgment of the United Kingdom Supreme Court in BPE and its Implications for the law of negligence
2C Jenny Steele (York) Restoring principle or stepping into the unknown? The case of malicious civil prosecution

Session 3: Wednesday 6th September 09.00-10.30
3A David Cheeltz (Oxford) A corrective justice analysis of contribution between tortfeasors
3B Judith Skilling (KCL) Exemplary damages and the tort of misuse of private information
3C Jason Neyes (University of Western Ontario) Damage as the gift of deceit

Session 4: Wednesday 6th September 14.00-15.30
4A Allison Stink (University of Technology Sydney) Vicarious liability in Australia and the UK – ‘on the move’ but in different directions?
4B Sarah Fulham-Mcquillan (TCD) The effects of the Montgomery v Lanarkshire Health Board: do they go further than intended?
4C Richard Lewis (Cardiff) Tort law in context
### Company Law

**Co-convenors:** Lorraine Talbot (York) and Roseanne Russell (Bristol)

#### Session 1: Thursday 7th September 11.00-12.30

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<td>1A</td>
<td>Irene Lynch Fannon (UCD) Rethinking Company Law: Focusing on Risk</td>
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<td>Colin Mackie (Leeds) Knowledge is Power: Common Directors as Conduits of Legal Responsibility within Corporate Groups</td>
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<td>Carolyn Sutherland and Michelle Welsh (Monash University) An Experimental Study of Regulatory Measures to Increase Female Participation on Corporate Boards and in Senior Management</td>
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#### Session 2: Thursday 7th September 14.00-15.30

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<td>Alice Belcher (Dundee) Directors’ conflicts of interest - what must be disclosed, when and so what?</td>
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<td>Susan Watson (University of Auckland) A Diverse Unity of Law: The Legal Relationship of Directors with the Company</td>
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<td>Reem Radhi (Durham) Restorative Justice for Corporate Crime</td>
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#### Session 3: Friday 8th September 09.00-10.30

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<td>Joan Loughrey and Andrew Keay (Leeds) The Concept of Business Judgment</td>
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<td>John Quinn (Dublin City) The Business Judgment Rule and the Duty of Care</td>
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<td>Elisabeth Berry (Nottingham Trent) Limited partnership law and private equity: an instance of legislative capture?</td>
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#### Session 4: Friday 8th September 11.00-12.30

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<td>Blanaid Clarke (TCD) Shareholder Litigation in Public Takeovers</td>
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<td>Xuedan Xiong (UCD) The Myth between the Share and Debt Capital</td>
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<td>John Tribe (Liverpool) Framing Insolvency Law: Aspiration, Reality and the “Insolvency Narrow Realism Theory”</td>
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### EU & Competition Law

**Convenor:** Annette Nordhausen Scholes (Manchester)

#### Session 1: Thursday 7th September 11.00-12.30

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<td>Dagmar Schiek (QUB) Divided Europe and the Law</td>
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<td>David Yuratich (Royal Holloway) Towards dissent at the CJEU: lessons from demosprudence?</td>
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#### Session 2: Thursday 7th September 14.00-15.30

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<td>Giulia Gentile (KC) The appeal procedure before the CJEU: A qualitative and quantitative analysis following the EU judicial reform in 2016</td>
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<td>Oliver Bartlett (Liverpool) The CJEU’s duty to balance health and trade imperatives consistently across all fields of NCD prevention policy</td>
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#### Session 3: Friday 8th September 09.00-10.30

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<td>Alison Jones (KC) Developing a Coherent Antitrust Analytical Framework</td>
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<td>Bruce Wardhaugh (Manchester) The Rule of Reason and Effects-Based Analysis: Diversity in Method, but Unity in Goals, Results, and Threat</td>
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<td>Caterina Fratea (University of Verona) The Interplay between public and private enforcement of EU competition law: does the 2014/104 directive bring real advantages to victims?</td>
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<td>Mary Catherine Lucey (UCD) Competition Law enforcement in Hong Kong and Ireland: Similar but Different?</td>
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<td>Marek Martyniszyn (QUB) Developing countries’ fight with international cartels: the case of China and South Africa</td>
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<td>Qianlan Wu (Nottingham) and Xiaoye Wang (Chinese Academy of Social Sciences) Catching International Cartels in a Borderless Economy -challenges from the extraterritoriality of competition law in the US, EU and China</td>
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**Intellectual Property**

*Convenor: Claire Howell (Aston)*

**Session 1:** Thursday 7th September 11.00-12.30

1A Cliona Kelly (UCD) Can short term patents be justified? An Irish case study
1B Tina Hart (Huddersfield) Moore v The Regents of University of California - could it happen here?
1C Karen Walsh (Exeter) Fragmentation and the European Patent System

**Session 2:** Thursday 7th September 14.00-15.30

2A Dan Cahoy (Pennsylvania State University) and Lynda Oswald (University of Michigan) Nuanced Diversity or Obscure Divinity? The Impact of Court Specialization on the Vocabulary of Patent Doctrine
2B Emmanuel Oke (Edinburgh) Incorporating a Human Rights Perspective into the Resolution of Intellectual Property Disputes arising from International Investment Agreements
2C Toina Pihlajarinne, (University of Helsinki) Anglo-American Influences on Nordic IPR Law: Copyright and Trademark Examples

**Session 3:** Friday 8th September 09.00-10.30

3A Yin Han Lee (Sheffield) Rethinking the ‘Copy’ in Copyright
3B Kelvin Sum (QMUL) Syncing copyright with the online digital environment
3C Ruth Pether (USA) Diverse Interpretations of the Effect of Self Published Fan Fiction on the Market for Fiction Works: A Quantitative Study on Implications for Copyright Law

**Session 4:** Friday 8th September 11.00-12.30

4A Megan Rae Biskely (Lancaster) Subject to Terms and Conditions: User Concepts of Ownership and Intellectual Property in MMOs
4B Dinusha Mendis (Bournemouth) Going for Gold: Copyright and Design Implications surrounding 3D Scanning, 3D Printing and Mass Customisation of Ancient and Modern Jewellery
4C Estelle Declozy (Nottingham) The copyright/design interface in the UK and abroad: Can unity be achieved from long-standing diversity?

**International Law**

*Co-convenors: Christian Henderson (Sussex) and Philippa Webb (KCL)*

**Session 1:** Thursday 7th September 11.00-12.30

International law and the struggle against impunity
1A William Schabas (Middlesex) International Criminal Law in a Time of Crisis
1B Basheer Alzoughbi (Independent researcher) The Criminality Underpinning the Partial Transfer of the Occupant’s Civilian Population into the Occupied Territory of the De Jure State of Palestine
1C Salman Ozdan (Erciyes University) Human Rights Based Challenge in International Law Revisited: Distinction between Immunity and Impunity

**Session 2:** Thursday 7th September 14.00-15.30

The role of organizations and fundamental principles in international law
2A Rossana Deplano (Leicester) The Place of Resolutions in the ILC Draft Conclusions on Identification of Customary International Law
2B Femi Amoo (Sussex) African Union Law: The emergence of a sui generis legal order
2C James Summers (Lancaster) Connection and Disconnection: the Relationship between Fundamental Principles of International Law and Peremptory Norms

**Session 3:** Friday 8th September 09.00-10.30

International law, human rights, and protection
3A Dug Cube (UCC) Lessons from the UN Regional Seas Programme for the Sendai Framework and Regional Disaster Risk Reduction Agreements
3B Therese O’Donnell (Strathclyde) The ILC Draft Articles on the Protection of Persons in Disasters: refusing to go out on a limb?
3C Helga Hejny and Meriam Altaf (Anglia Ruskin) Corporate Social Responsibility and Human Rights: A critical review of the Guiding Principles on Business and Human Rights for implementing the UN “Protect, Respect and Remedy” Framework

**Session 4:** Friday 8th September 11.00-12.30

International law and armed conflict
4A Shane Darcy (NUI Galway) ‘To Serve the Enemy’: Informers and the Law of Armed Conflict
4B Kate Grody (SOAS) Non-sexual misconduct by United Nations peacekeepers – why the silence?
4C Aoife Duffy (NUI Galway) Bearing Witness to Atrocity Crimes: Photography and International Law
**Labour Law**

**Session 1:** Thursday 7th September 11.00-12.30

1A Mark Ball (TCD) Pitfalls and Progress: Reasonable Accommodation for Workers in Ireland
1B Ruth Jeffrey (University of Otago) Mental Disability and Discrimination in Employment – Comparing the ‘Reasonable Accommodation’ provisions of the UK, Australia and New Zealand
1C Pauline Roberts (Cardiff) Adjudication in unfair dismissal and disability discrimination claims: desperately seeking clarity?

**Session 2:** Thursday 7th September 14.00-15.30

2A Lucy Vickers (Oxford Brookes) Religious freedom and religious discrimination: Diverse Unifying?
2B Miriam Kutsman (University of Maastricht) The transformation of work and the role of labour rights in the digital age: developing a conceptual framework

**Session 3:** Friday 8th September 11.00-12.30

3A Michael Doherty (Maynooth) Regulating the Diverging World of Work - Gigs, Gains, and Securing the Goals of Employment Law
3B Panos Kapotas (Portsmouth), Andreas Komelakis (RCU), Horen Voskeritsian (UWE) and Michall Veilloudis (Southampton) Regulating collective redundancies in times of crisis: The role of the state and the unbearable lightness of EU Labour law
3C Shaun Bradshaw (UAE) Collective agreements and competition law: an analysis of the individual approaches by EU Member States

**Session 4:** Friday 8th September 11.00-12.30

4A Nicole Busby (Strathclyde) Brexit and employment law
4B Michelle Weldon-Johns (Aberystwyth) Conceiving a new interpretation of equality: Protection and rights for those engaged in assisted reproduction
4C James Murphy (Abertay) The UK Approach to Collective Bargaining: Time for a Rethink?

**Legal History**

**Session 1:** Thursday 7th September 11.00-12.30

Themed Panel: Legal Biography
Chair: David Sugarman (Lancaster)
1A Constance Backhouse (University of Ottawa) Women Lawyers and Judges: The Progress of Generations
1B Rosemary Auchmuty (Reading) Why does feminist legal biography matter?
1C Sally Shelden (Kent) The Abortion Act [1967]: A Biography

**Session 2:** Thursday 7th September 14.00-15.30

2A David Sugarman (Lancaster) Promoting Dialogue Between History and Socio-Legal Studies: The Contribution of the ‘Legal Turn’ in Early Modern English History
2B Joanna McCune (Bristol) The early modern ‘interpretation boom’: civilian influences on the common law
2C Gwilyn Owen (Bangor) The Acts of Union 1536-43: Were they really the end of the road for Welsh law?

**Session 3:** Friday 8th September 09.00-10.30

3A Catherine Macmillan (RCU) Colonial and Dominion members of the Judicial Committee of the Privy Council: A representative judicial body for Empire?
3B Donal Coffey (Max Planck Institute for European Legal History) The Melbourne School of Jurisprudence: Constitutional Theory in Australia in the 1920s and 1930s
3C Rachel Pimm-Smith (Warwick) Did Victorian state intervention produce more desirable working class citizens?

**Session 4:** Friday 8th September 11.00-12.30

4A Mark Coen and Niamh Howlin (UCD) Vanished discourse: Discussion of the Deaability of Jury Riders in the Nineteenth and Twentieth Centuries
4B Stephen Strauss-Walsh and Shane Kilcommins (Limerick) The Motivations as well as Significances behind Victorian Ommission
4C Colin Moore and Gerry Kubin (Kent) Criminal Prosecutions in the Inter-War Years: Practical, Evidential and Legal Questions

**Maritime Law**

**Session 1:** Thursday 7th September 11.00-12.30

1A Simon Koughen (Swansea) Hierarchies of maritime law: Brexit and beyond
1B Selim Ciger (Suleyman Demirel University) Better late than never: Exploring the reasons underlying the Hague Rules’ exclusion of delay in delivery
1C Veronica Rui Alou-Nigim (Edinburgh) Judicial Sales of Ships and their International Recognition

**Media & Communications Law**

**Session 1:** Thursday 7th September 11.00-12.30

Press Freedom & Regulation
1A Karen McCullah (UAE) Time to reconsider reporting of criminal proceedings involving young persons?
1B Andrew Kenyon (University of Melbourne) Speech as a Public Freedom: Free Speech Law and the Mass Media Age
1C Ian Walden (QMUL) Press Regulation in a Converging Environment

**Session 2:** Thursday 7th September 14.00-15.30

Aspects of Privacy Law
2A John Enright (Leicester) A standard of liability for claims in misuse of private information
2B Jill Marshall (Royal Holloway) Sexual Images on the Internet: Women’s Rights to Privacy and Free Expression
2C David Ralph (University of Sydney) The Freedom to Criticise

**Session 3:** Friday 8th September 09.00-10.30

Defamation
3A David Acheson (Kent) Do companies have a right to reputation under the European Convention on Human Rights?
3B Hilary Young (University of New Brunwick) An Empirical Study of Internet Libel Cases
3C David Mangan (City) Reconsidering Defamation as a 21st Century Tort

**Session 4:** Friday 8th September 11.00-12.30

Aspects of Data
4A Paivi Rasipalo (University of Helsinki) Reconciling protection of personal data and journalistic freedom – mission impossible?
4B Jan Oster (Leiden University) Algorithms as public watchdogs? Media freedom and the ‘quantitative turn’ in journalism
4C Paul Wragg (Leeds) The Limits of Press Accountability
Medical Law

Convenor: Mary Neal (Strathclyde)

Session 1:
- Thursday 7th September 11.00-12.30
  1A. Shoun Pattinson (Durham) Revisiting Landmark Cases in Medical Law
  1B. TT Arvind (Newcastle) and Aisling McMahon (Newcastle) Montgomery and the limits of autonomy

Session 2:
- Thursday 7th September 14.00-15.30
  2A. Tracey Elliot (Leicester) ‘Mirve’ or ‘Ours’? Genetic information, the family and the duties of health care professionals
  2B. Roy Gillar (Netanya Academic College) Disclosure of Genetic Information to Family Members: Is It Possible to Warn Relatives about Increased Risks under English Law?
  2C. Nicola Glover-Thomas (Manchester) Genetic Information and the Right ‘Not to Know’: Reality, Rhetoric and Relational Autonomy

Session 3:
- Friday 8th September 09.00-10.30
  3A. Elizabeth Vicks (Leicester) Bodily Autonomy and Assisted Dying
  3B. Clara Staunton (Middlesex) Stakeholder perspectives on embryonic stem cell research in Ireland
  3C. Andrea Mulligan (TCD) Tortious Liability for Mistakes in Reproductive Treatment

Open B: Energy Law (Trial Section)

Convenor: Raphael Heffron (QMUL)

Session 1:
- Thursday 7th September 11.00-12.30
  1A. Peter Cameron (Dundee) What can academic lawyers learn from ‘Energy Law’?
  1B. Catherine Redgwell (Oxford) The Never Ending Story: The Role of ‘Generally Accepted International Rules and Standards’ in UNCLOS Implementation in the Offshore Energy Sector

Session 2:
- Thursday 7th September 14.00-15.30
  2A. Ewan MacGregor (KCL) Can better energy corporate governance combat climate damage?
  2B. Michael Harker and David Reader (UEA) Beyond Economic Regulation: Delivering equity and justice in energy markets
  2C. Tina Hunter (Aberdeen) The role of Rawls and Dworkin in the regulation of oil and gas extraction: an exploratory study

Session 3:
- Friday 8th September 09.00-10.30
  3A. Catherine Colne (Essex) Strategic Planning for Habitat Protection in Offshore Renewable Energy Developments in England and Scotland
  3B. Jurgita Malinauskaité and Hussam Jouhara (Brunel) Renewable energy from waste: innovative technologies and consumers’ participation
  3C. Maribel Canto-Lopez (Leicester) Ofgem’s new trend in enforcement: redress and energy consumer’s interest

Session 4:
- Friday 8th September 11.00-12.30
  Young Scholars Panel chaired by Gavin Little (Stirling)
  4A. Marina Petit and Dania Stefan (ECCL) Too Weak to Be Controlled: Judicial Review of ACER Soft Law
  4B. Gökçe Mele and Sergei Vinogradov (Dundee) Energy Security and Public International Law: Towards a Coherent Global Legal Framework?
  4C. Gloria M Alvarez (Aberdeen) Clean Energy, Dirty Disputes?
  4D. Bilen Olmuş Giupponi (Liverpool Hope) Renewable energy law and investment dispute resolution: Green energy in its labyrinth?
Restitution

Co-convenors: James Lee (KCL) and Tatiana Cutts (LSER)

Session 1: Thursday 7th September 11.00-12.30
1A Frederick Wilmot-Smith (Oxford) David Hume’s Battle with the Builder
1B Jonas Lombrechts (Leuven) “At the Expense of”: Linking Claimant and Defendant in the Law of Unjust Enrichment

Session 2: Thursday 7th September 14.00-15.30
2A Steve Hedley (UCC) Justice and Discretion in the Law of Restitution
2B Jonas Lombrechts (Leuven) “At the Expense of”: Linking Claimant and Defendant in the Law of Unjust Enrichment

Session 3: Friday 8th September 09.00-10.30
3A Robyn Honey (Murdoch University) Deconstructing the Doctrine of Undue Influence
3B Roundtable discussion, led by Tatiana Cutts and James Lee. The UK Supreme Court on Unjust Enrichment: Lowick Rose v Swynson and HMRC v Investment Trust Companies

Session 4: Friday 8th September 11.00-12.30
4A Niamh Connolly (UCL) Unjust enrichment law in Ireland and England: unity or diversity?
4B Ben McFarlane (UCL) Unjust Enrichment and Equity

Tax Law

Convenor: Anzhela Cedelle (Oxford)

Session 1: Thursday 7th September 11.00-12.30
1A C John Taylor (University of New South Wales) Limited Exception Systems as a Solution to BEPS
1B John Vella (Oxford) Destination Based Cash Flow Taxation
1C Anzhela Cedelle (Oxford) Tax Transparency and Exchange of Information: A New Era?

Session 2: Thursday 7th September 14.00-15.30
2A Emer Hunt (UCD) Looking at the Apple Case from a Systems Theoretical Approach
2B Stephen Daly (KCL) Mapping Tax Law on to Competition Law: the EU Commission, Rulings and a Prior Question of Relevance

Session 3: Friday 8th September 09.00-10.30
3B Stuart Maclean (Coventry) Dispute Resolution as a Source of International Tax Law
3C Ranjana Gupta (Auckland University of Technology) Hybrid Entities and Double Tax Agreement Relief: The India and New Zealand Approach

Session 4: Friday 8th September 11.00-12.30
4A Dominick de Cogan (Cambridge) The Story of the Nelft Street Casual
4B Katherine Cousins (Sheffield) The First Income Tax and Commercial Tax Evasion

Section A:
Tuesday 5th and Wednesday 6th September

3. Karen Richmond (Strathclyde) The Re-structuring of Forensic Expertise under Public Commercial, and Private Sector, Models of Governance
4. Mobeen Shah and Janice Denoncourt (Nottingham Trent) The Regulation of Data Tracking Technologies on Minors: An Evaluation of Data Protection Rules in Europe, USA and Canada
5. Hayley Whitaker (Chester) The Value of Presentation Assessments in HE

Section B:
Thursday 7th and Friday 8th September

1. Ernest Enobun (Dundee) Competition in Pipeline Access and Implications for International Gas Trade
2. Daniel Fenwick (Northumbria) Incremental Global Acceptance of Assisted Dying: Two Models Apparent?
3. Jenna Lindqvist (University of Helsinki) How Does the GDPR Change the Responsibilities of Data Processors and Data Controllers in Relation to Data Subjects in a World of Internet of Things
4. Alice Panepinto (QUB) Jurisdiction as Sovereignty Over Occupied Palestine: The Case of Khan-al-Ahmer
Publishers’ Exhibition

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University College Dublin Map (extract)
The 109th Annual Conference of the Society will be held at Queen Mary University of London (QMUL). Its main campus is at Mile End in the East End, a little less than two miles east of the ancient limits of the City of London at Aldgate. Because of its proximity to the docks, the East End was the first destination for immigrants. This tradition still contributes to the vibrant character of the area, not least to the eclectic range of cuisine offered by its restaurants and the diversity of the staff and student bodies at Queen Mary, whose School of Law was established in 1965.

The conference will run from the afternoon of Tuesday September 4th until lunchtime on Friday September 7th 2018. The theme of the conference will be ‘Law in Troubled Times’. This is prompted by the events of 2016 and 2017. A great deal of the legal landscape is changing rapidly. At an immediate and more technical level, many areas of substantive law in the UK will be changed, and the source of validity and the limitations upon others are also being altered. In many areas reformulations are exigencies of the UK leaving the EU. More widely, the political questions posed in recent years – juxtaposing openness, with an inclusive and liberal worldview, against populism, nationalism, and protectionism, have involved concerted attacks upon law, lawyers, judges and the Rule of Law which transcend the single instance, bear upon issues in all areas of substantive, theoretical, comparative and historical legal scholarship, and put in issue quite fundamentally the role of the legal scholar.

All conference sessions will be held on the Queen Mary Mile End campus. Accommodation will be available on campus or in hotels nearby. Queen Mary has easy travel links to the City, the West End, the Queen Elizabeth Olympic Park, to Docklands and everything that London offers.

Further information on the 2018 conference will follow.

Registration will open in May 2018. I hope to welcome you in September 2018.

Peter Alldridge
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Vice-President, Society of Legal Scholars
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