2006 AUSTRALASIAN LAW AND SOCIETY CONFERENCE, 13-15 DECEMBER, WOLLONGONG

PROGRAM

WEDNESDAY 13 DECEMBER 2006

8.30 – REGISTRATION
Foyer, McKinnon Building (Building 67)

9.30 – 11.00
Session 1A    Room: 67.202
Chair: TBA

Conversing, Speaking, Debating?
Andrew Kenyon

Reality TV and the Reality of Law
Marett Leiboff

No Place for Two Mums: Censorship, Community and the Governance of Public Place
Scott Beattie

Session 1B    Room: 67.102
Chair: Elisa Arcioni

Australia’s Treatment of Asylum Seekers
Emma Henderson

Sexual Citizenship, Immigration and National Identity in New Zealand: Shifting Sands in a Gathering Storm
Nan Seuffert

Spheres of Justice in a Borderless World: The Deterioration of the Rule of Law Protecting Non-Citizens in Australia
Laurie Berg
Session 1C  Room: 67.201
Chair: TBA

The Proposed Australia-China Trade Agreement: Corporate Profits and Chinese Workers Rights to Life
Paul Harpur

Regulating the Cost of Credit: Protecting Vulnerable Consumers from Exploitation or an Example of Unnecessary and Ineffective Paternalism?
Nicola Howell

11.00 – 11.30  MORNING TEA
Foyer, McKinnon Building

11.30 – 12.30
Session 2A  Room: 67.102
Chair: Isabelle Bartkowiak-Théron

Deirdre Howard-Wagner

Restless Spirits in the Land: Finding a Place in Canadian Law for Aboriginal Civil Disobedience
David Milward

Session 2B  Room: 67.201
Chair: Scott Beattie

Terminator Technology as a Technological Means of Forcing Intellectual Property in Plant Germplasm: Its Implications for Developing Countries
Kanchana Kariyawasam

The Interface Between Globalisation Trade and Sustainable Development: Implications for the Development Prospects of the South
Shawkat Alam
Session 2C  
Room: 67.202

Chair: Elizabeth Ellis

*Ethical and Legal Aspects of Animal Rights Extremism*  
John Hadley

*Animal Protection Legislation, Animal Advocates and the Problem of Low Visibility*  
Siobhan O’Sullivan

12:30 – 1:30  
LUNCH  
Lower Ground Floor Dining Room, McKinnon Building

1:30 – 3:00  
Session 3A  
Room: 67.102

Chair: Marcus O’Donnell

*Employment Discrimination Complaints at the ACT Human Rights Office: Players, Process, Legal Principles and Outcomes*  
Patricia Easteal & Susan Priest

‘Speak softly and carry a big stick’: A New Paradigm for Australia’s Anti-discrimination Regulatory Framework  
Megan Dixon

*State of the (Civil) Union: Gay and Lesbian Protections in New Zealand after the Civil Union Act*  
Dean Knight

Session 3B  
Room: 67.201

Chair: TBA

*The Interface Between Globalisation Trade and Sustainable Development: Implications for the Development Prospects of the South*  
Shawkat Alam

*Developing Countries’ Stability Under Attack: IMF Programs in the 1990s and their effect on the notion of the Rule of Law*  
Gabriel Garcia

*Rights on the Money*  
Vinodh Jaichand
Session 3C


Discussants:
Fiona Borthwick, Elizabeth Ellis, Katrina Sharman, Cybele Stockley

3.00 - 3.30  AFTERNOON TEA
Foyer, McKinnon Building

3.30 - 5.30

Session 4

PLENARY/PUBLIC FORUM: WHO ARE WE?: HOW LAW CONSTRUCTS IDENTITY

Convenor: Elisa Arcioni

Speakers: Saeb Ali (Illawarra Lebanese Muslim Association) speaking on Muslim identity in Australia; Barbara Nicholson (Wadi Wadi elder and Honorary Senior Fellow, Faculty of Law, University of Wollongong) speaking on the contradictory ascriptions of identity to Indigenous people; Mark Nolan (College of Law, ANU) speaking on the psychology of identity; and Kim Rubenstein (Director of the Centre for International and Public Law, ANU) speaking on citizenship.

6.30  Bus to dinner venue departs campus bus stop
6.45  Bus to dinner venue departs Weerona College
7:00  CONFERENCE DINNER
Beach House Restaurant, North Wollongong
10.00  Bus returns to Weerona College
THURSDAY 14 DECEMBER 2006

9.00 – 10.30

Session 5A          Room: 67.201

Chair: Molly Townes O'Brien

Recent Australian Abortion Debates: Protection and Shame
Rebecca Albury & Debbie Jensen

Law and the Protection of Women’s Security
Amy Maguire

Session 5B          Room: 67.102

Chair: Andrew Kenyon

Larrikin or Threat? – putting the Jihad into Jack Thomas
Marcus O'Donnell

Terrorism, Security and Liberty: Negotiating a Mobile Army of Metaphors
Melinda Rosenberg

Scapegoats and Moral Panics – The Australian Terror Trials
Nicole Rogers

Session 5C          Room: 67.202

Roundtable: Preventative Detention of Sex Offenders

Speakers:
Danny Sullivan, Robert Hayes

Discussants:
Olav Nielssen, Adam Payne

10.30 - 11.00        MORNING TEA
Foyer, McKinnon Building
11.00 - 12.30

Session 6A  
Chair: TBA

Free Market for Corporate Sexual Advertising: Where does law stand?  
Surya Deva

Legal Framework of ICT-based Sexual Exploitation  
Alisdair Gillespie

Trafficked Victim’s Rights: Indian Scenario  
Nomita Aggarwal

Session 6B  
Chair: Marett Leiboff

Allusions to Theology: I, Robert, Universalism and the Limits of the Law  
Timothy Peters

What is this Thing Called Law: Truth, Justice, Logic and Other Beliefs  
Kathe Robinson

Trish Luker

Session 6C  
Chair: Brian Simpson

Tribalism in Criminal Law: Exploring the Overrepresentation of Minority Populations in Prison  
Molly Townes O’Brien

Domestic Terrorism and Police Negligence: Suing Police for Negligence in Domestic Violence Cases – Extrapolating from Canada to New Zealand  
Julia Tolmie

Has Welfarist Criminology Failed? Juvenile Justice and the Human Sciences  
David McCallum & Jennifer Laurence
12.30 – 1.15  LUNCH
Foyer, McKinnon Building

1.15 – 2.00  ANNUAL GENERAL MEETING OF THE LAW AND SOCIETY
ASSOCIATION OF AUSTRALIA AND NEW ZEALAND
67.102

2.00 – 3.30

Session 7A  Room: 67.201
Chair: Deirdre Howard-Wagner

Environmental Principles, Social Constructivism and the Work of International Courts
and Tribunals
Afshin A-Khavari

Planning at the Margins? The Role of the NSW Planning System Protecting
Affordable Housing
Judith Stubbs & Thomas Storer

Urban Visual Amenity and Biodiversity Conservation: Can the Two Be Reconciled?
Andrew Kelly

Session 7B  Room: 67.102
Chair: Ian Farrell

The Time of Rights: Emergent Thought in an Emergency Setting
Bonnie Honig

Is Sovereignty the Root of All Evil?
Ian Duncanson

Flesh and Free Speech: What cannot not be lost
Juliet Rogers
Session 7C  
Room: 67.202

Chair: Mark Rix

Dina Hadad

Sedition and the Long War on Terror
Michael Head

Finding the right balance: developing a human rights impact assessment tool for counter-terrorism policing
Annie Pettitt

3.30 – 4.00  AFTERNOON TEA
Foyer, McKinnon Building

4.00 – 6.00

Session 8  
Room: 67.104

PLENARY/PUBLIC FORUM: PROTECTION FROM LAW?

Convenor: Rick Mohr

Speakers: Ray Jackson (Indigenous Social Justice Association), Wendy Bacon (UTS) on lessons from historical campaigns; Arthur Rorris (South Coast Labour Council), Greg Ogle (Wilderness Soc), Marika Dias (Anti-Terrorism Laws Task Group, Federation of CLCs (Vic)) on new injustices; Brian Martin (UoW) on knowing when to go beyond the law; followed by an open discussion on practical action.

6.00  RECEPTION: LAUNCH OF THE LAW AND SOCIETY ASSOCIATION OF AUSTRALIA AND NEW ZEALAND
Food Rethought Restaurant, Ground Floor, McKinnon Building
FRIDAY 15 DECEMBER 2006

9.30 – 11.00

Session 9A

Chair: Elisa Arcioni

Maintaining Justice in the War on Terror
Kevin Boreham

A War of Words: The Freedom/Security Battle in the “War on Terror”
Gregor Allan

Three Models of Anti-Terrorism Laws
Nadir Hosen

Session 9B

Chair: Molly Townes O’Brien

Judicial Rituals and Procedural Justice
David Tait

Doing Legal Justice Differently?
Tony Foley

The Challenges of Self Representation in the Queensland Criminal Justice System, as seen by Magistrates and Lawyers
Michael Robertson

Session 9C

Chair: Ian Farrell

Debating RU486: Deploying Scientific Expertise
Rebecca Albury & Linda Nelson

Science in the Lawyer’s Office: Reconsidering Lawyer-Expert Relations in the Preparation of Expert Reports
Gary Edmond

Expertise about Science: Epistemology ‘on the line’ in ‘Creation Science’ litigation
David Mercer
11.00 – 11.30  MORNING TEA  
Foyer, McKinnon Building

11.30 – 12.30

Session 10A  Room: 67.201
Chair: Fiona Borthwick

*Children as Monsters: Child Protection, Fear and Risk*
Brian Simpson

*Modelling Risks and Levels of Vulnerability: Legal Implications*
Isabelle Bartkowiak-Théron & Murray Lee

Session 10B  Room: 67.202
Chair: TBA

*Repositioning Land Rights: The Ongoing Conflict of the Pauper and Property*
Thalia Anthony & Tim Rowse

*A Fraction Interaction. An Aboriginal Perspective on Cultural Relativeness, Community Engagement Systems and the Law*
Stan Jarrett

Session 10C  Room: 67.102
Chair: Deirdre Howard-Wagner

*Securing Democratic Traditions & Processes? Some vital statistics of the Australian Approach to Enacting Counter-Terrorism Law*
Dominique Dalla-Pozza

*The Australian National Security State and the Third Sector: Who is Really Protecting Australia’s National Security?*
Mark Rix

12.30 – 1.30  LUNCH  
Lower Ground Floor Dining Room, McKinnon Building
1.30 – 3.00

Session 11A  Room: 67.102

Chair: Kevin Boreham

No Hamdan? An analysis of the US Supreme Court’s Reasons for Declaring Military Commissions Illegal in Hamdan v Rumsfeld
Ian Farrell

Can the Government really do that! Preventative detention and the Lim doctrine
Rebecca Welsh

Terrorism and the Rule of Law: How American Exceptionalism in Guantanamo Undermines the Protection of Private Military Contractors in Iraq
Katherine Fallah

Session 11B  Room: 67.202

Roundtable: Legally Authorised Intervention in Psychosis

Speakers: Olav Nielssen, Robert Hayes

Discussants: Danny Sullivan, Kristie Bayliff

Session 11C  Room: 67.201

Chair: Vinodh Jaichand

The French and their Minorities: The Legal ‘Linguicide’ Arsenal
Henri Jeanjean

Freedom of Religion: Legislating Faith in Malaysia
Nurjaanah Abdulah

Law Protecting Rights: Restoring the Law of Self-Determination in the Neo-Colonial World
Amy Maguire

3.00 – 3.30  AFTERNOON TEA
Foyer, McKinnon Building
3.30-5.00    Room: 67.107

PLENARY/PUBLIC FORUM: LEGAL PROTECTION IN THE ‘WAR ON TERROR’ – GUANTANAMO BAY, MILITARY COMMISSIONS AND DAVID HICKS

Convenor: Luke McNamara

Speaker: Major Michael Mori, United States Marine Corps

5.00    CONFERENCE CLOSE