



## Conference Program

### Day 1 Wednesday, 3 July

08:30–9:00 **Registration**

09:00–09:15 **Conference Opening**

- > Alison Duxbury, *University of Melbourne*

09:15–09:30 Welcome to Country

09:30–10:30 **Keynote Lecture — From Crisis to Epoch: How to Understand this Era of International Law?**

- > Philippa Webb, *King's College London & Twente Essex*

Chair: Alison Duxbury, *University of Melbourne*

10:30–11:00 Morning tea

11:00–12:30 **Panel 1A — Combatting the Climate Crisis: The Role of Small Island Developing States in Initiating and Litigating the Climate Change Advisory Opinions**

- > Elizabeth Exposto, *Government of the Democratic Republic of Timor-Leste*
- > Rose Kautoke, *Attorney General's Office of the Kingdom of Tonga*
- > Freliz Fakarii, *Solomon Islands Attorney-General's Chambers*
- > Eran Stoeher, *New York Bar*
- > Gitanjali Bajaj, *DLA Piper*

Chair: [TBC]

**Panel 1B — Statecraft and Diplomacy**

International Law: Between Crisis and Ambition – Perspectives from Cyber Multilateralism and Diplomacy

- > Angad Keith, *Department of Foreign Affairs and Trade*
- > Andrea Gronke, *Department of Foreign Affairs and Trade*

Crises on a Micro Scale: Law and Diplomacy in Assisting Australians Imprisoned Abroad

- > Holly Cullen, *University of Western Australia*

The Geopolitical Evolution of the Multilateral Treaty Since World War Two

- > Shirley Scott, *University of New South Wales*

Instrumentalising Private International Law in Favour of Indigenous Sovereignty

- > Ayla do Vale Alves, *University of South Australia*

Chair: [TBC]

**Panel 1C — Investment**

Explaining the Non-crisis of Legitimate Expectations in Investment Law: Custom to the Rescue?

- > Jarrod Hepburn, *University of Melbourne*

Corporate Legal Responsibility and Accountability in International Economic Law

- > Dominic Dagbanja, *University of Western Australia*
- > Shirley Ayangbah, *Claremont Graduate University*

The Construction of Problems through UNCITRAL Working Group III: The Case of the Draft Legislative Guide on Investment Dispute Prevention and Mitigation

- > Jonathan Bonnitca, *University of New South Wales*
- The Intersection of Treaties on Tax and Trade: A Case Study of Australia and India
- > Tania Voon, *University of Melbourne*
  - > Sunita Jogarajan, *University of Melbourne (in absentia)*

Chair: Suzanne Howarth, *Law Council of Australia*

**Panel 1D — Queer and Feminist Perspectives on Crisis, Conflict and Cooperation in International Law**

A Crisis of Human Rights Legitimacy: Does CEDAW Matter in Asia?

- > Ramona Vijayarasa, *University of Technology Sydney*

Sexual Violence against Men and Non-Cisgender Women in the Jurisprudence of the Inter-American Court of Human Rights

- > Carlos J Zelada, *University of Oxford & Universidad del Pacífico*

Gender (Identity) in the Women, Peace and Security Agenda

- > Manon Beury, *University of Melbourne & Geneva Graduate Institute*

Queer and Feminist International Lawmaking Coalitions: An Ethnographic Account of Civil Society's Lawmaking Role at the United Nations Human Rights Council

- > Rafael Carrano Lelis, *Geneva Graduate Institute*

Chair: Tamsin Phillipa Paige, *Deakin University*

12:30–13:30 Lunch

**Book Launch — Immi Tallgren (ed), *Portraits of Women in International Law: New Names and Forgotten Faces?* (OUP, 2023)**

Chair: Dianne Otto, *University of Melbourne*

13:30–15:00 **Panel 2A — Environment**

Accounting for Embedded Emissions in Traded Products: A Review of Critical Principles

- > Oscar Pearce, *Australian National University*
- > Lee White
- > Emma Aisbett (in absentia)

Treaty on the Protection of Persons in the Event of Disasters against Climate Crisis?

- > Hitomi Kimura, *Otsu Women's University*

Sustainable Arbitration Along the Belt and Road Initiative: The Green Model Clause

- > Yuying Zhang, *Singapore International Dispute Resolution Academy*

Chair: [TBC]

**Panel 2B — Conflict**

The Weaponisation of the End of War

- > Marika Sosnowski, *University of Melbourne*
- > Mouhanad Sharabati, *Syrian Legal Development Program*
- > Alaa Younes, *Syrian Legal Development Program*

Cognitive Assemblages in Drone Warfare: Light, Speed, Law

- > Shiri Krebs, *Deakin University*

Victim Assistance and Human Rights Obligations Following Armed Conflict: Confluence, Duplication or Divergence

- > Emily Camins, *University of Western Australia*

A Prohibition in Crisis: Allegations of the Use of Chemical Weapons in Armed Conflict

- > Stacey Henderson, *Flinders University*

Chair: [TBC]

**Panel 2C — Trade**

International Trade Law's Slow-Motion Response to the Climate Crisis

- > Caroline Foster, *University of Auckland—Waipapa Taumata Rau*

Conflicts of Interest Between Sharia and International Sale of Goods: Does CISG Interest Fit with Islamic Law?

- > Maria Bhatti, *Western Sydney University*
- > Lisa Spagnolo, *Macquarie University*

The Regulation of E-cigarettes in International Law

- > Suzanne Zhou, *McCabe Centre for Law and Cancer*

The WTO's Unilateralism Crisis and the Threat to Value Pluralism

- > Ben Czapnik, *National University of Singapore*

Chair: An Hertogen, *University of Auckland—Waipapa Taumata Rau*

**Panel 2D — Toward a Refugee Protection in Southeast Asia and the Pacific? Responsibility Sharing, Responsibility Shifting and Localisation**

Responsibility Sharing Rather Than Responsibility Shifting: How Australia Can Promote Refugee Rights in Southeast Asia

- > Asher Hirsch, *Monash University*

Localising Refugee Protection Governance: An Illustrated Case of Malaysia

- > Ratu Ayu Asih Kusuma Putri, *University of Melbourne*

Transnational Asylum: Toward a Principled Framework?

- > Nikolas Feith Tan, *University of Melbourne*

Climate Change Displacement in the Pacific from a Tikanga Māori Perspective: Decolonising Methodologies on the International Level

- > Sophie Coomber, *Auckland University of Technology—Te Wānanga Aronui o Tāmaki Makau Rau*

Chair: Michelle Foster, *University of Melbourne*

15:00–15:30 Afternoon tea

**Interest Group Meetings**

International Human Rights Law

Gender, Sexuality and International Law

History and Theory of International Law

15:30–17:00 **Panel 3A — Climate**

Beyond the Polycrisis Narratives: Chronic Emergencies, Gender (In)equality and Climate Agency

- > Elisa Fornalé, *University of Bern*
- > Sara De Vido, *University of Venice*

'What Every Clime Will or Will Not Bear': John Selden and the Juridification of the Climate Crisis

- > Martin Clark, *La Trobe University*

Exploring the Prevention of Conflict Related Sexual Violence in the Anthropocene: A Climate Justice Approach

- > Susan Harris Rimmer, *Griffith University*

Chair: Jackie Peel, *University of Melbourne*

**Panel 3B — Recommitting to a Universal Culture of Respect for International Humanitarian Law**

No Culture of Respect for IHL in the Absence of Accountability for Serious Violations

- > Tim McCormack, *University of Tasmania*

What is the Role of IHL and Humanitarian Action in Preventing and Ending Conflicts?

- > David Tuck, *International Committee of the Red Cross*

From Local Attitudes to Universal Compliance: the Role of Australian Red Cross in Promoting International Humanitarian Law

- > Yvette Zegenhagen, *Australian Red Cross*

Facilitating the Protection of Water and Electricity Workers during Armed Conflict

- > Marnie Lloyd, *Victoria University of Wellington—Te Herenga Waka*

Chair: Sarah McCosker, *Lexbridge*

**Panel 3C — Methods and Approaches**

Decolonizing International Law, Modirzadeh's Critique, and Homework for Islamic Law Scholarship: An Attasian Approach

- > Fajri Matahati Muhammadin, *Universitas Gadjah Mada, Indonesia*
- > Rafsi Azzam Hibatullah Albar,, *Universitas Gadjah Mada, Indonesia*

Should We Pay Attention to Proposed Treaties that have Little Prospect of Entering into Force? Lessons from the PPWT

- > Michelle Chase, *University of New South Wales*

The Loss of Value in Vagueness, International Law and Armed Conflict

- > Tamer Morris, *University of Sydney*

Archives in the afterlife of international legal accountability

- > Maria Elander, *La Trobe University*

Chair: Ntina Tzouvala, *Australian National University*

**Panel 3D — Populism and International Law: Crisis and Resistance**

Austerity, Populism and International Law

- > Richard Joyce, *University of Melbourne*

Crisis, Crowds and Constituent Power

- > Elisabeth Lopez Desvar, *Monash University*

Miya Poetry as Resistance to Populist Ethnonationalism

- > Sumedha Choudhury, *University of Melbourne*

Right-wing Populism, Company-state Nexus and Trans-national Solidarity

- > Haris Jamil, *University of Melbourne*

Chair: [TBC]

17:00–17:30 Break

17:30–18:45 **Public Forum — How Can International Law Better Prepare Us for Health Emergencies?**

[Separate registration and details TBC]

## Day 2 Thursday, 4 July

08:45–09:00 **Registration**

09:00–10:00 **Keynote Lecture — From Challenges to Crises: Legal and Political Frontiers of the Blue Pacific Continent**

- > Dame Meg Taylor DBE
- Chair: Margaret Young, *University of Melbourne*

10:00–10:30 Morning Tea

### Interest Group Meetings

Oceans and International Environmental Law

International Peace and Security

International Economic Law

10:30–12:00 **Panel 4A — Oceans**

A Plethora of Incidents, One Systemic Crisis:  
The Floundering of International Law of the Sea  
in East Asia

- > Frederik Rogiers, *Ghent University*

The Politics of Crafting a Deep Sea Mining  
Regulatory Framework in the Pacific Island  
Countries

- > Pascale Hatcher, *University of Canterbury*
- > Jhon Blesia, *University of Canterbury*

Legally Framed Crises in the Deep Seabed: Past,  
Present and Future

- > SoYeon Kim, *University of Essex*

Applying Jus ad Bellum and Jus in Bello to  
Intentional Damage to Submarine Cables

- > Madison Cotton, *Australian Defence Force*
- > Rebekah Crawley, *Australian Defence Force*

From the Deep Seabed to Outer Space:  
Investment Protection in Areas beyond National  
Jurisdiction

- > Angela Ha, *Volterra Fietta*

Chair: Frances Anggadi, *University of  
Woolongong*

**Panel 4B — Rights**

Preventing Torture and Ill-treatment: The Case  
for a World without Youth Prisons

- > Andreea Lachsz, *University of Technology  
Sydney*

Patriarchy Online: Evaluating the Legislative  
Responses to Online Gender-based Violence in  
New Zealand, Australia and the United Kingdom

- > Cassandra Mudgway, *University of  
Canterbury—Te Whare Wānanga o Waitaha*

Testing the Conventional Wisdom? Framework  
Issues in Cross-Border Human Rights Litigation  
Involving States

- > Sophie Ryan, *University of Oxford*

Climate Change, Strategic Litigation, and  
Indigenous Rights: Lessons from the Torres  
Strait Eight Case

- > David Jefferson, *University of Canterbury—  
Te Whare Wānanga o Waitaha*
- > Shea Esterling, *University of Canterbury*

Chair: [TBC]

**Panel 4C — Institutions**

Towards a Pacific Charter of Democracy: A New  
Direction for the Pacific Island Forum

- > Glenn Patmore, *University of Melbourne*

Elected Member Influence on the UN Security  
Council in Times of Global Upheaval

- > Christopher Michaelsen, *University of New  
South Wales*

Sports Governing Bodies and Human Rights

- > Sarah Joseph, *Griffith University*

Cooperative vs Combative Approaches to  
Tackling the Climate Crisis in International Law:  
Comparing the WTO and UNFCCC

- > Rachel Harris, *Department of Climate  
Change, Energy, Environment and Water*

Chair: [TBC]

**Panel 4D — International Law of Assistance  
from a Japanese Perspective**

Food Assistance Convention as International  
Law of Assistance: From a Japanese Perspective

- > Jun Matsukuma, *Tokyo University of Foreign  
Studies*

Exploring Japan's ODA Policies: Potential  
Impacts on International Law for Development  
Assistance

- > Norihito Samata, *Tohoku University*

The Protection of Persons and Assistance in the  
Event of Disasters: Japan's Triple Disaster

- > Emika Tokunaga, *Osaka University*

International Law of Assistance: Theoretical and  
Practical Implications

- > Satoshi Kodera, *Seinan Gakuin University*

Chair: [TBC]

12:00–13:30 Lunch

12:30–13:30 **ANZSIL Annual General Meeting**

13:30–15:00	<p><b>Panel 5A Biodiversity and Fisheries</b></p> <p>The ‘Not Undermining’ Instruction in the BBNJ Agreement: A Loophole or Opportunity?</p> <ul style="list-style-type: none"><li>&gt; Joanna Mossop, <i>Victoria University of Wellington—Te Herenga Waka</i></li></ul> <p>When the Exception Becomes the Norm: Australia, Sharks and Reservations</p> <ul style="list-style-type: none"><li>&gt; Ed Couzens, <i>University of Sydney</i></li></ul> <p>Rights of Nature and the Law of the Sea: Incompatible Perspectives on the Marine Environment?</p> <ul style="list-style-type: none"><li>&gt; Elycia Harrould-Kolieb, <i>University of Melbourne</i></li></ul> <p>Chair: [TBC]</p>	<p><b>Panel 5B — Crime</b></p> <p>International Criminal Law and the Limits of Mercy</p> <ul style="list-style-type: none"><li>&gt; Simon McKenzie, <i>Griffith University</i></li></ul> <p>The Crime of Aggression: A Story of How Double-Standards, Blind-Eyes and Self-Harm Could be the Undoing of the International Rules-Based Order We Are So Set on Defending</p> <ul style="list-style-type: none"><li>&gt; Carrie McDougall, <i>University of Melbourne</i></li></ul> <p>Sentencing Aggression</p> <ul style="list-style-type: none"><li>&gt; Daley Birkett, <i>Macquarie University</i></li><li>&gt; Gregory Gordon, <i>Chinese University of Hong Kong</i></li></ul> <p>Making the International National</p> <ul style="list-style-type: none"><li>&gt; Melinda Rankin, <i>University of Queensland</i></li></ul> <p>Chair: Lauren Sanders, <i>University of Queensland</i></p>	<p><b>Panel 5C — Cooperation</b></p> <p>The International Law of Cooperation in the 1970 Friendly Relations Declaration</p> <ul style="list-style-type: none"><li>&gt; Aref Shams, <i>University College London</i></li></ul> <p>The Rise of Community Interests in International Judicial Cases: A Catalyst for Cooperative International Law</p> <ul style="list-style-type: none"><li>&gt; Yvonne Breitwieser-Faria, <i>University of Queensland</i></li></ul> <p>Good Neighbourliness as Everyday Cooperation</p> <ul style="list-style-type: none"><li>&gt; An Hertogen, <i>University of Auckland—Waipapa Taumata Rau</i></li></ul> <p>Cooperation and Assistance during Global Crises: Exploring the Status and Functions of Solidarity as a Principle of International Law</p> <ul style="list-style-type: none"><li>&gt; Thomas Mulder, <i>University of New South Wales</i></li></ul> <p>Chair: [TBC]</p>	<p><b>Panel 5D — Q&amp;A: International Law in the Public Sphere in Times of Crisis</b></p> <ul style="list-style-type: none"><li>&gt; Madelaine Chiam, <i>La Trobe University</i></li><li>&gt; Dylan Asafo, <i>University of Auckland—Waipapa Taumata Rau &amp; University of Melbourne</i></li><li>&gt; Ntina Tzouvala, <i>Australian National University</i></li><li>&gt; Caitlin Reiger, <i>Human Rights Law Centre</i></li></ul> <p>Chair: Anna Hood, <i>University of Auckland—Waipapa Taumata Rau</i></p>
15:00–15:30	Afternoon Tea			
15:30–17:00	<p><b>Panel 6A — Antarctica in Crisis? A Hypothetical Look at the Antarctic Treaty System in 2048</b></p> <ul style="list-style-type: none"><li>&gt; Jeffrey McGee, <i>University of Tasmania</i></li><li>&gt; Indi Hodgson-Johnston, <i>University of Tasmania</i></li><li>&gt; Bruno Arpi, <i>University of Tasmania</i></li><li>&gt; Shirley Scott, <i>University of New South Wales</i></li></ul> <p>Chair: Tony Press, <i>University of Tasmania</i></p>	<p><b>Panel 6B — War Crimes and Victims of International Crime</b></p> <p>Is There a Space for Victim-oriented Qualified Deference? Lessons Learned from the International Criminal Court’s Decisions Following Afghanistan, Venezuela, and the Philippines’ Respective Deferral Requests</p> <ul style="list-style-type: none"><li>&gt; Miracle Chinwenmeri Uche, <i>University of Westminster</i></li></ul> <p>Internal Investigations into War Crimes Allegations: British and Australian Special Forces in Afghanistan</p> <ul style="list-style-type: none"><li>&gt; Elizabeth Brown, <i>King’s College London</i></li></ul> <p>The Australian Tactical Payment Scheme: Domestic and Operational Issues</p> <ul style="list-style-type: none"><li>&gt; Nina Mennacher, <i>Australian Defence Force</i></li></ul> <p>Chair: [TBC]</p>	<p><b>Panel 6C — Domestic and International</b></p> <p>Minding / Making / Mending the Gap: International Obligations and National Court Method</p> <ul style="list-style-type: none"><li>&gt; Ben Keith, <i>Woodward St Chambers, Wellington</i></li></ul> <p>Why Would Judicial Decisions Be Treated As State Practice? Statehood-Based Immunities As Test Case</p> <ul style="list-style-type: none"><li>&gt; John Morss, <i>La Trobe University</i></li></ul> <p>Declaring United Nations Officials Persona Non Grata: Deciphering the Legal Controversy between States and the United Nations</p> <ul style="list-style-type: none"><li>&gt; Samuel Berhanu Woldemariam, <i>University of Newcastle</i></li></ul> <p>Australia’s Legal Approach to Multilateral and Autonomous Sanctions: Strength in Collaboration and Criticism</p> <ul style="list-style-type: none"><li>&gt; Daye Gang, <i>Victorian Bar</i></li></ul> <p>Chair: [TBC]</p>	<p><b>Panel 6D — The New WHO International Legal Framework for Preventing and Responding to International Disease Spread</b></p> <p>Overview of IHR Amendments and Pandemic Agreement Adopted by the World Health Assembly</p> <ul style="list-style-type: none"><li>&gt; Jonathan Liberman, <i>University of Melbourne</i></li></ul> <p>Pathogen Access and Benefit-Sharing (PABS) and One Health in the Pandemic Agreement</p> <ul style="list-style-type: none"><li>&gt; Michelle Rourke, <i>Griffith University</i></li></ul> <p>[Title TBC]</p> <ul style="list-style-type: none"><li>&gt; Sarah Ferguson, <i>Department of Foreign Affairs and Trade</i></li></ul> <p>Chair: [TBC]</p>

17:00–17:05 Technical Break

17:05–18:05 **Panel 7A — Practising International Law in Australia and New Zealand: 'In Conversation' Panel with International Law Practitioners**

- > Lucy Martinez, *Martinez Arbitration*
- > Christopher Griggs, *Barristers.Comm*
- > Kerin Leonard, *Lionheart Consulting*

Chair: Felicity Gerry, *Crockett Chambers/Libertas Chambers*

**Panel 7B — New Books Panel**

Indigenous Cultural Property and International Law (Routledge 2024)

- > Shea Esterling, *University of Canterbury—Te Whare Wānanga o Waitaha*

Causation in the Law of the World Trade Organisation: An Econometric Approach (CUP 2023)

- > Catherine Gascoigne, *Macquarie University*

#Help: Digital Humanitarianism and the Remaking of the International Order (OUP 2023)

- > Fleur Johns, *University of New South Wales*

Natural Perception: Environmental Images and Aesthetics in International Law (CUP 2023)

- > Alice Palmer, *University of Melbourne*

Chair: Madelaine Chiam, *La Trobe University*

19:00 Conference Dinner

## Day 3 Friday, 5 July

09:00–10:30

### Panel 8A — Extractive Industry and the Energy Transition: Trade, Investment, Security and Power

Coal, Climate Change and Investment Arbitration

> Julia Dehm, *La Trobe University*

Legal Harmonisation and the Energy Transition: UNIDROIT and Supply Chain Contracts

> Caitlin Murphy, *University of Melbourne*

Extraction as Security: The Third Wave of Critical Minerals

> Cait Storr, *University of Melbourne*

'Something Smells Fishy': Regulatory Optimism for an Energy Subsidies Agreement in the Wake of the Fisheries Subsidies Agreement

> Catherine Gascoigne, *Macquarie University*

Chair: [TBC]

### Panel 8B — International Court of Justice

The Jurisprudence of the International Court of Justice: A Focus on Provisional Measures, Advisory Opinions, and the Role of Intervening States – Insights from Australian and New Zealand Judges

> Ankit Malhotra, *SOAS*

Taking LaGrand to its Logical Conclusion? Non-compliance with Provisional Measures Orders and State Responsibility

> Keilin Anderson, *Attorney-General's Department*

The Israel/Hamas War and the International Court of Justice: Conflict or Cooperation?

> Michelle Lesh, *University of Melbourne*

Conflict and Cooperation under the Genocide Convention

> Melanie O'Brien, *University of Western Australia*

Chair: Matthew Neuhaus, *Australian National University*

### Panel 8C — International Space Law: Crisis, Conflict and Cooperation

Space Security and the Dual-use Nature of Space Assets: Challenges under the Existing International Legal Framework

> Rebecca Connolly, *University of Sydney*

An Emerging Crisis? Practical and Legal Challenges of Space Debris

> Andrew Ray, *Australian National University*

> Yvonne Acacia, *Australian Government Solicitor (in absentia)*

Chair: Stacey Henderson, *Flinders University*

10:30–11:00

Morning Tea

11:00–13:00

### Year in Review and Conference Close

Participants from:

> *Department of Foreign Affairs and Trade*

> *Attorney-General's Department*

> *Ministry of Foreign Affairs and Trade*

> *Crown Law*

Chair: Rain Liivoja, *University of Queensland*