

# Conference Programme



## Law without Borders

12<sup>th</sup> annual UBC Faculty of Law and Law & Society@UBC  
Interdisciplinary Legal Studies Graduate Students' Conference  
May 3 – 4, 2007

St John's College, UBC

Organised by graduate students in the UBC Faculty of Law  
with the generous assistance of the graduate program and professors,  
and the sponsorship of:



**Law without Borders**  
**Interdisciplinary Legal Studies Graduate Students' Conference**  
**St. John's College, University of British Columbia,**  
**May 3 – 4, 2007**

**Programme**

**DAY ONE      MAY 3<sup>rd</sup> 2007**

8:00 - 8:25    Registration

8:30 - 9:00    Welcoming Remarks

**Mr Michael Begg, Chair, Organizing Committee**  
**Dean Mary Anne Bobinski, Faculty of Law**  
**Mr Larry Grant, Musqueam Nation**

9:00 - 10:30    **PANEL 1 – Room A**

**Issues in Human Rights Law**  
Chair: Tae-Ung Baik

**The Right to Democracy under International Law: Is there a Right to Democracy in Venezuela?**

Nelson Dordelly-Rosales, University of Ottawa

**Liberal Secularism v. Fundamental Secularism: Fragility of secularism and neutrality in the current Islamic headscarf controversy**

Shiva Olyaei, University of British Columbia

**Extradition and the death penalty**

Saskia Hufnagel, Australian National University

**Do Desperate Times Call for Desperate Measures? Analyzing Expulsion as a National Security Measure under International Human Rights Law**

Marisa Maclennan, Washington University School of Law

10:30-10:45      Coffee Break

10:45 - 12:30    **PANEL 2A – Room A**

**Constitutional Law and Practice**

Chair: Wesley Pue

**Judicial Codes of Conduct and the Problem of Judicial Corruption: A Comparative Analysis of the United States and Nigeria**

Marisa Maclennan, Washington University School of Law

**Comparative Constitutional Law: Towards a Jurisprudence of Justification**

Adam M. Dodek, University of Toronto

**Knowledge and Ignorance in the Construction of Canadian Constitutional Rights**

Patricia Cochran, University of British Columbia

10:45 - 12:30 **PANEL 2B – Room B**

**Business & Property Law**

Chair: Douglas Harris

**Common Ownership Justifies Repayment in Cases of Necessity**

Ian Brooks, University of British Columbia

**Crossing the Dateline: Australian and Canadian Employment Law**

Fabian Flintoff, University of New South Wales

**Will Progressive Corporate Law Theories Ever make a Difference?**

Michael Cody, University of British Columbia

12:30 - 1:25 **Lunch**

1:30 - 3:00 **PANEL 3 – Room A**

**Law and Society I**

Chair: Margot Young

**Labour Development, Human Rights and International Labour Standards**

Roberto Russo, University of British Columbia

**'Receiving' the Swiss Civil Code: The Socio-Legal Transformation of**

**'Womankind' in Early Republican Turkey**

Faik Umut Özsü, University of Toronto

**Utter Pluralism or Battle of Interests: the transformation of Mass Media Regulation in Central and Eastern European EU Member States. The example of Slovenia, Czech Republic and Romania**

Gabriela E. Chira, University of Victoria

3:00 - 3:15 **Coffee Break**

3:15 - 4:30 **PANEL 4 – Room A**

**Issues in Health and Genetics**

Chair: Mary Anne Bobinski

**Governance in health and the role of NGOs – case study: the AIDS movement in Brazil**

Regiane Garcia, University of Toronto, Faculty of Law

**(Re) Institutionalizing Norms of Access: A Study of Technology Transfer Practices at Canadian & U.S. Institutions Engaged in Genetics Research**

Matthew Herder, Stanford University

**Research on the Property Right Protection and Licensing Policy of Bio-informatics Databases in Taiwan**

Wan-Chiung Cheng, Stanford University

4:30 - 5:30 **Opening Keynote Address – Room A**



**Professor Stephen Toope**  
**President of the University of British Columbia**

**Introduction: Dean Mary Anne Bobinski**

5:30 - 6:30 **Reception – Room A**

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**DAY TWO      MAY 4<sup>th</sup> 2007**

9:00 - 10:30 **PANEL 5 – Room A**

**Indigenous People**  
Chair: Gordon Christie

**Indigenous Legal Issues: Contextualizing the Gap between Theory and Practice**

Ethan Baptiste, University of British Columbia

**Indigenous Peoples' Rights and Global Legal Pluralism**

Elena Cirkovic, Osgoode Hall Law School

**Ignoring the Indigenous: Colonization and the Changing Boundaries of Anglo-Canadian Concepts of Sovereignty**

Grace Li Xiu Woo, Université de Montréal

**Missing the Drumbeat: a Critique of the Supreme Court's treatment of Aboriginal cultures**

David Milward, University of British Columbia

10:30 - 10:45      **Coffee Break**

10:45 - 12:30 **PANEL 2A – Room A**

**Feminist Perspectives on the Law**  
Chair: Susan Boyd

**Protection of Women as Vulnerable Witness in the International Criminal Procedure**

Karolina Kremens, University of Ottawa

**States of Justice: Canadian and US Feminists Theorize the Role of the State in Addressing Violence against Women**

Karen Rosenberg, University of Washington

**Law, natural or human, shall not be ridiculed, nor shall sympathy be created for its violation: Production-Code era 'Women in Prison' movies and the destabilizing of law's borders**

Suzanne Bouclin, University of Manitoba

10:45 - 12:30 **PANEL 2B – Room B**

**Law and Society II**

Chair: Emma Cunliffe

**Building Common Wealth: Co-operative Law in the Global Economy**

Robert Dobrohoczki, University of Saskatchewan

**Rights, Resistance and the Law: Lessons from a Guatemalan Mine**

Amanda Fulmer, University of Washington

**Can Spousal Abuse be Collaborated?**

Brett Degoldi, University of British Columbia

**Legal Ethics and Illegal migrants: The Bounds of Ethical Conduct for Lawyers representing illegal migrants in Canada**

Sean Stynes, University of British Columbia

12:30 - 1:25 **Lunch**

1:30 - 3:00 **PANEL 3A – Room A**

**Environment & Land Use**

Chair: Shi-Ling Hsu

**Liberal environmentalism and the international law of hazardous chemicals**

Paula Barrios, University of British Columbia

**Indigenous Peoples' Struggles and the Janus-Faced Nature of International Human Rights Law**

Gerardo J. Munarriz, University of British Columbia

**Environmental Law — or Environmental Development Law? Legal context and the birth of environmentalism in British Columbia**

Michael Begg, University of British Columbia

1:30 - 3:00 **PANEL 3B – Room B**

**Issues in International Law**

Chair: Ian Townsend-Gault

**The republic of Quebec: How international law might affect Quebec's claim to independence.**

David DesBaillets, University of Ottawa

**To intervene or not to intervene? That is the question**

Hamed Shafia, University of British Columbia

**Considering Precedent amid the Quest to Restructure the Collective Security Apparatus of the UN: Lessons from the Demise of the League of Nations**

Andrew Bienefeld, University of British Columbia

3:00 - 3:15 **Coffee Break**

3:15 - 4:30 **PANEL 4 – Room A**

**Law across National and Cultural Borders**

**Chair: Catherine Dauvergne**

**'Immigrants Law,' Multiculturalism and the Conflict of Laws in Canada**

Richard Frimpong Oppong, University of British Columbia

**Making the Corporation Work for Society – Prioritizing Social Concerns over Economic Ones**

Lenore Woodward, University of British Columbia

**The Right to Exclude Others: Migration Borders as Property Rights**

Sean Stynes, University of British Columbia

4:30 - 5:30 **Closing Keynote Address – Room A**



**Dr. Anna Pratt**  
**York University**

"Bordering on Suspicion: Customary Practices at the Border"

**Introduction: Professor Catherine Dauvergne**

6:00 **Banquet – Dining hall, adjacent to room A**