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Conferences/Seminars

French Australian Lawyers Society

Professor Jon Crowe gave a talk to the French Australian Lawyers Society on 12 June at Parliament House, Brisbane. Jon’s lecture was entitled ‘The Authentic Judge: French Existentialism & The Judicial Role’.

Professor Jon Crowe giving a lecture in the Red Chamber, Parliament House, Brisbane.

Professor Dan Svantesson presented at the ‘Intellectual Property and the Internet’ conference in Prague, Czech Republic held in June 2018.

Assistant Professor Annette Greenhow gave a talk entitled, ‘Framing an Interdisciplinary Research Project on Youth Sport Concussion’ at the Western University, Ontario, Canada in May 2018.


Professor William van Caenegem gave a talk entitled ‘The EU Experience on Geographical Indications: What Benefits for Local Development in Tasmania?’ at the Royal Melbourne Institute of Technology University, Victoria in May 2018.
Conferences/Seminars Cont.

Australasian Society of Legal Philosophy Conference

The Australasian Society of Legal Philosophy (ASLP) Annual Conference was hosted by the Faculty of Law at Bond University and facilitated by Professor Jon Crowe, president of the ASLP, on 6-8 July. The ASLP is the leading Australasian body for legal and social philosophers. The conference attracted around 60 attendees from countries including Australia, New Zealand, the United States, the United Kingdom, South Korea, Canada and Finland.

The conference began with an opening keynote by Professor John Gardner of Oxford on the role of public policy reasoning in private law. Other plenary sessions included an address by Associate Professor Nicole Roughan of the University of Auckland on legal and social recognition, and a panel discussion of a recent book on the nature of law by Professor Margaret Davies of Flinders University.

The conference also featured a diverse range of concurrent sessions on topics ranging from general jurisprudence to private law theory, public law theory, political philosophy and critical social theory. Presenters included senior legal academics, emerging scholars and PhD candidates (including several speakers from Bond).

Overall, the event was a great success. Participants commented very favourably on the support and facilities provided by Bond, as well as on the collegial, friendly and inclusive tone of the conference as a whole.
Conferences/Seminars Cont.
Conferences/Seminars Cont.

Associate Professor Nicole Roughan (University of Auckland)

Constance Youngwon Lee (University of Queensland)

Professor Jon Crowe (Bond University)

Professor Margaret Davies (Flinders University)
Conferences/Seminars Cont.

Professor Nick Aroney (University of Queensland)

From L-R: Professor Bill MacNeil (Southern Cross University), Dr Ben Golder (University of New South Wales), Dr Honni van Rijswijk (University of Tasmania) and Professor Margaret Davies (Flinders University)

Katie Woolaston (winner of the ASLP Essay Prize)
Engagement and Impact

Assistant Professor Victoria Baumfield

On 29 June, Tory met with Ross Muir, General Manager of Water Supply Strategy and Policy at Seqwater, the government water business that sells water to the SE Qld retail water businesses. Amongst other responsibilities, Ross manages water pricing, and invited Tory on a tour of the Tugun Desalination plant. Ross contacted Tory after seeing her recent media comments about water supply/pricing issues. Seqwater is wanting to engage in dialogue with commentators and understand their perspectives. They discussed how Seqwater operates and its current work on developing a 30-year plan.

Professor Dan Svantesson


- Was invited to be a witness for the Parliamentary Joint Committee on Law Enforcement’s Inquiry into new and emerging information and communication technology (Canberra via phone, March 29, 2018, Hansard).

- Has become a member of the ‘International Law Association’s Committee’, which addresses the Protection of Privacy in Private International and Procedural Law.

- Has become a member of the Data & Jurisdiction 2nd Contact Group, working on the Internet & Jurisdiction Project (July 2018). He will continue working with industry, NGO’s, intergovernmental organisations and governments to find solutions to law enforcement’s access to cloud stored data.
Engagement and Impact Cont.

- Was included as a collaborator in the data protection aspect of a research programme on the Governance of Artificial Intelligence and Data Use at Singapore Management University (June 2018). The group has been awarded a IMDA/NRF grant of $4.5 million by the Infocomm Media Development Authority Minister Iswaran (and the National Research Foundation) of Singapore.

Link: New Council Look Into Issues Over AI Use

The aim of the research project is to ‘study key data protection concepts across jurisdictions with a view to a better understanding of these concepts as well as formulating and promoting an Asia/Asia-Pacific standard… The idea is to promote international collaborations and enhance the study of data protection in the region’.

Global and Comparative Law and Policy Network

A comprehensive report prepared by GLCP member, Clair Duffy, on accountability mechanisms for grave crimes, was published (see: https://www.opensocietyfoundations.org/reports/options-justice-handbook-designing-accountability-mechanisms-grave-crimes). Reviews of Clair’s work on this report include the following:

- ‘This handbook has content relevant to those designing accountability mechanisms for grave crimes in any location and under any circumstances. In the future, it should be possible to design smarter, more effective and efficient mechanisms to enforce the mounting expectation of criminal accountability reflected in international law.’ - Hans Corell, United Nations Under-Secretary-General for Legal Affairs and the Legal Counsel of the United Nations from 1994 to 2004.

- ‘This book should be invaluable to the practitioner tasked with setting up a tribunal to try those accused of grave crimes. To have in one place a wide variety of examples and models from which to draw upon—whether dealing with the mechanism design, jurisdiction, financing, structure, etc.—will no doubt prove to be of enormous value. This handbook fills a real void and constitutes a major contribution in assisting those conceiving and developing such mechanisms.’ - Larry Johnson, former United Nations Assistant Secretary-General for Legal Affairs from 2006 to 2008.

GLCP Members, Narelle Bedford and Danielle Ireland-Piper, co-authored a submission to the Joint Select Committee on Constitutional Recognition Relating to Aboriginal and Torres Strait Islander Peoples’ on 8 June 2018. The submission can be viewed here under ‘Bond University’.

GCLP Member, Annette Greenhow, was invited to be a panellist at the North American Society for Sport Management (NASSM) in Halifax, Nova Scotia on ‘Framing an Interdisciplinary Research Project on Youth Sport Concussion’. She was also invited to participate in the Concussion in Sport workshop hosted by Sport Canada and the Sport Informa on Resource Centre (SIRC) in Ottawa.

GLCP Member, Narelle Bedford, published two impact pieces:

- ‘Public Accountability over Major Mining Projects in Queensland’, Australian Public Law Blog, 4 June 2018

- ‘Transcending Jurisdictions: Teaching Dunsmuir in Australia’, Double Aspect Blog, 3 May 2018
Publications

Book


Other Publications


Assistant Professor Narelle Bedford

- **What are your research areas of interest?**

Administrative and public law more broadly. I like tribunals. I believe in accountability. I am also a Deputy-Director of the Global and Comparative Law and Policy Network as I have an interest in comparative law – especially focusing on Canada and the Asia-Pacific region. But even in my comparative law research I focus on administrative law issues.

- **What research projects are you currently working on?**

My PhD, which is concentrated on State and Territory tribunals and the concept of informal justice.

I am also drafting a submission to the review of the amalgamated Administrative Appeals Tribunal. The review is mandated by statute and is being conducted by the former High Court judge, Justice Callinan.

To assist the Caxton Legal Centre I am also writing contributions to two of their publications on the topics of access to information and the Queensland Civil and Administrative Tribunal.

- **Recently completed papers and publications?**

Last year, I wrote an article on “Pacific Ombudsman and Public Accountability”, which was peer reviewed and published in the *Journal of South Pacific Law*. This year Lisa Bonin and I co-authored a book chapter which analysed differences in the development of public interest standing in Canada and Australia. In the forthcoming issue of the *Bond Law Review* I have an article on costs in judicial review proceedings.

- **What is your dream project/area of research to work on?**

My PhD 😊😊

- **Best research advice you can share or were given?**

Develop resilience. The peer review process can be brutal. Danielle Ireland-Piper recommended taking a comprehensive approach to reviewers’ comments and to feel confident in rejecting specific comments but always provide a compelling justification.

Be persistent. The research, drafting and route to publication is a long process.

And finally, be committed to the importance of keeping research skills up to date. In particular, I find asking for assistance from the Bond Law Library to be really helpful.

- **A random fact you’d like to share?**

My research has featured in a footnote of the 2015 High Court decision in *Uelese v Minister for Immigration and Border Protection*. Footnote 64 to be exact!
David Millhouse (PhD candidate) presented his thesis chapters and conclusions to the Brisbane Business Forum (BBF) at their boardroom lunch on 12 June. The BBF is a private group of 30 most senior business and professional individuals in Brisbane. He set the presentation in the context of the revelations arising from the Hayne Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry and the recently published Productivity Commission Draft Report on Competition into the Australian Financial System. Many of the lunch guests were directors of companies and superannuation trustee companies: the discussion highlighted the more recent evolution of director and trustee liability and how to remedy the systemic failures in the Australian financial and savings systems.

Zejun (Doris) Du (PhD candidate) attended the 7th ‘Law, Regulations and Public Policy’ International Conference in Singapore from 25-26 June 2018. She presented a paper on ‘Illegal Immigration for Family Reasons in China’.
HDR News Cont.

Milla Ivanova, graduated from Bond University with a double Bachelor of Laws and Commerce degree, she is currently working in the Transfer Pricing team at Deloitte and doing a Masters in the field of International Taxation. She is passionate about international tax law and sees it as a complex, challenging and constantly evolving area. Milla will be writing her thesis on the Multilateral Convention to Implement Tax Treaty Related Measures to Prevent Base Erosion and Profit Shifting. She’s looking forward to the impact she can make in the field and in developing herself as a tax practitioner along the way. Her supervisors are Dr Michelle Markham (primary) and Stephen Holmes (associate).

Simrata Nand: After completing her double Bachelor of Laws and Commerce degree at Bond, Simrata is back to take on a new challenge. Simrata’s thesis is entitled ‘An Analysis of the Function and Significance of Advance Pricing Arrangements as a Prospective Dispute Resolution Mechanism in the Aftermath of the Organisation for Economic Co-operation and Development's Base Erosion and Profit Shifting Project’. Her supervisors are Dr Michelle Markham (primary) and Stephen Holmes (associate).

The thesis topic has wide application to Simrata’s role at the Australian Taxation Office. Simrata currently works in the Public Groups and Internationals division, on compliance products, legal risks, and international tax cases with Australia’s Top 100 and Top 1,000 taxpayers.

As part of NAIDOC (National Aboriginal and Islanders Day Observance Committee) week, 5 July 2018, our PhD indigenous student, Dani Larkin, was honoured for her contribution to paving the way and changing the outcome for the next generation. The theme for the week was ‘Because of her, we can!’ See links to article and videos below:

Link: Bond University NAIDOC Article
Link: NAIDOC Week Preview
Link: NAIDOC Week Video
**HDR News Cont.**

**Feiyue Li and Zejun (Doris) Du** represented Bond University at the recent EQUIP (Equipping Queensland International Postgraduate) Researchers Conference. EQUIP is part of a larger project of the HDR Experience and Employability Project, which aims to enhance the leadership and professional capabilities of Queensland HDR students; assist HDR students to develop their employability skills; develop closer links between domestic and international HDR students across Queensland; improve the HDR experience for international students; and build the cultural competency and global citizenship capabilities in HDR students.

**Link: EQUIP Researchers Conference**

![Zejun (Doris) Du & Feiyue Li at the Conference](image)

**HDR Students & Supervisors Social Event**

A Table Tennis Tournament was held at the ‘Commercialisation Centre’ in the Bond Business School, bringing together HDR students and their supervisors. Whilst numbers were low, it kickstarted a Faculty Table Tennis meetup every Friday afternoon.

**HDR Information Session**

On 5 June, **Associate Dean (Research), Professor Vai Io Lo**, presented an information session to students who are interested in pursuing HDR studies. Special thanks to those supervisors and currently enrolled HDR students for sharing their research and HDR experience.

**Professor Vai Io Lo (Associate Dean (Research)) and Tonya Roberts (Research Development Manager) at the HDR Information Session**

**HDR Notices**

**HDR Survey**

The HDR student survey is on! From 17 October, HDR students will receive an email invitation to participate in the HDR student survey. The survey establishes a baseline of the HDR student experience at Bond as well as benchmarking the experience with all other Australian universities and shows us what is going well and where improvement is needed.

**End of Year Celebration**

All Faculty of Law HDR Students and Supervisors are invited to our end of year dinner on Thursday 6 December, 5:30pm. Please email lawresearch@bond.edu.au to register your attendance.
Faculty News

PhD Completion

Congratulations to Assistant Professor Matthew Raj on his recent award of the Doctor of Philosophy. Matthew’s thesis was titled, ‘Victim Responses to Stalking: A Temporal Approach to Factors Affecting the Duration and Intensity of Being Stalked’. His supervisors were Assistant Professor Terry Goldsworthy & Assistant Professor Robyn Lincoln.

Associate Professor Michelle Markham has had another student win a highly prestigious international publication prize, for the second year in a row. Michelle is an author with the US tax publisher Tax Analysts, so her students are eligible to enter the Tax Analysts annual global student writing competition. Michelle encouraged Sarah Bonner to enter with her course assignment for her 181 Taxation of International Business course. She is one of the winners, and her paper will be published in the United States in Tax Notes International. Last year, Michelle’s former student Milla Ivanova also won. Milla is now an enrolled LLM (Res) student with Michelle as her primary supervisor (see HDR news).

Research Group Semester Luncheon

At the semester luncheon on 18 July, Visiting Professor Peter Bowal (University of Calgary) delivered a seminar to law academics and HDR students on ‘Comparative Legal Response to Asylum Seekers in Australia and Canada’.

Australia and Canada are under significant pressure to offer asylum to increasing numbers of migrants. Although they are geographically far apart, their political, economic, demographic and legal cultures are as similar as can be found in any two nations. The asylum nuances encountered by each country are different, as are some of the solutions. The presentation described the current landscape in each country for asylum seeking, the responses and what (if anything) each country can learn from the other.
Faculty News Cont.

**Brown Bag Seminar**

In celebration of NAIDOC week, the Faculty hosted a Brown Bag seminar delivered by Kate Falconer (PhD candidate – ANU). Her presentation, entitled 'Bones of contention – Using private law to bring back Australian Indigenous remains held overseas’, was held on 9 July.

The repatriation of ancestral remains held by overseas institutions has been an ongoing fight for Australian Indigenous groups for decades. These repatriation efforts are often grassroots movements, occasionally supported by a politician or governmental department. As a result, the process is often protracted and ad hoc, particularly when the overseas institution at issue is reticent or uncooperative. By asserting the duty of those close to the deceased to provide a decent burial, the private law offers a framework that can both streamline and strengthen the repatriation process – however not without several important caveats.
Twilight Seminar

On 31 July, Professor Peter Bowal (University of Calgary) presented a Twilight Seminar on ‘The Decline of Legal Protection for Religion in Canada’. He reviewed the recent Trinity Western University case from the Supreme Court of Canada, drawing insights into the decline of the State’s commitment to religion in favour of secularism.

Link: Twilight Seminar Recording

Workshop for Academics & HDRs

A faculty workshop on ‘Maximising our Writing Efforts’ was delivered by Professor Cynthia Fisher (Bond Business School). A recording of the workshop can be found in the link below. Access is only available for staff using a Bond IT account.

Link: Workshop for Academics & HDRs
Upcoming Events

Twilight Seminar, 3 December, 5:30pm – 7:00 pm, Room 4_3_37 (Case Study 1)

Register: here

Speaker: Professor Daniel H. Foote (University of Washington, University of Tokyo)

Topic: ‘Lawyers in Every Corner of Society?: A Progress Report’

Abstract:

In its June 2001 final report, Japan’s Justice System Reform Council offered the following vision:

In the future, lawyers are expected to respond actively to social needs, to go out and exert diverse functions in every corner of society such as with public bodies, international institutions, non-profit organizations (NPO), private companies, and labor unions, and to contribute to the sound operation of such entities under the philosophy of the rule of law ....

After briefly examining how far away Japan was from that vision as of the time of the Reform Council’s deliberations, this presentation will consider how far Japan has come to realizing that vision in the intervening years. Prof. Foote will discuss several trends for the Japanese legal profession and consider the implications of these developments.

Pure Introduction and Training, 13 November, 12:00 – 1:00 pm, Room 3_1_2

Research Services and Library Services hold a general workshop once a month to help staff familiarise themselves with the Pure system. (Sustainable development)

Please register by emailing Caroline Lovell (clovell@bond.edu.au).

Academic Coaching– Lunch and Learn Workshop ‘Becoming a productive academic writer’, 13 November, 12:00 – 1:00 pm, Room 6_4_11

Presenter: Professor Cynthia D. Fisher (BBS)

This session will provide multiple tips and techniques for improving scholarly productivity and overcoming barriers to writing, drawing on the evidence base on productive academic writing. Register via Eventbrite.