



ASPIRATIONS & INSPIRATIONS

Law Research Newsletter

May 2017



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Conferences/Seminars

Under the leadership of **Professor Jon Crowe**, the Faculty of Law and Nyombil Centre hosted an event to celebrate the 50th Anniversary of the 1967 Referendum on 25 May.

The event brought together indigenous community leaders, students, academics and interested members of the public to celebrate the Referendum and to examine the impact of the reforms on Indigenous Australians and whether further constitutional changes are required today. The keynote speaker, Professor Irene Watson (Pro-vice Chancellor Aboriginal Leadership and Strategy pictured below) formed a panel with Dr Mary Graham (UQ), Senior Lecturer Heron Loban (Griffith) and Barrister Joshua Creamer to field questions from the audience.





Conferences/Seminars cont'd

Assistant Professor Victoria Baumfield recently presented a paper entitled 'Interdisciplinary Research in Law: A Case Study' at the 2017 workshop of the Daughters of Themis International Network of Female Business Scholars in Kea, Greece. The paper is tentatively scheduled to be included in an edited volume of papers presented at the workshop.

Associate Professor Kay Lauchland recently presented at the AILA (Australian Insurance Law Association) 2017 Insurance Intensive on 'Ethics in managing and settling claims'. Kay is pictured below with co-presenter Kelli Stallard, partner at law firm Dibbs Barker.



Impact and Engagement

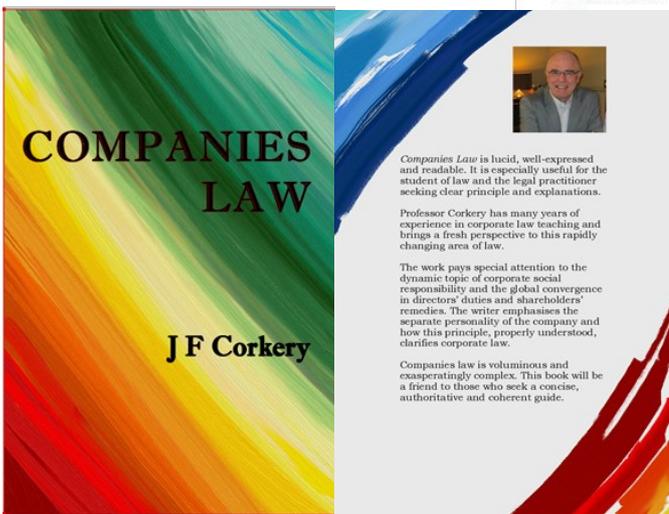
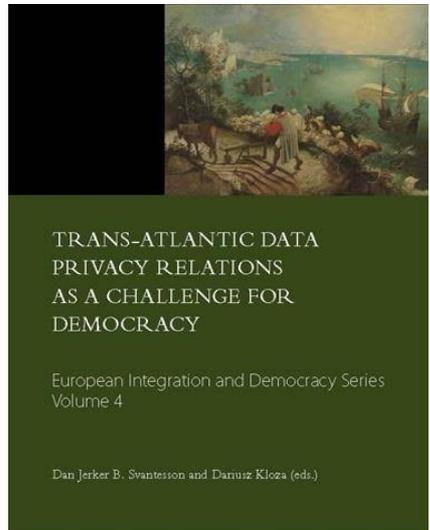
Lawyers Weekly reported on the 50th Anniversary of the Referendum event hosted by Bond Law and the Nyombil Centre. PhD student **Dani Larkin** is featured in the article (see [here](#)).

Assistant Professor Victoria Baumfield has been asked to join the steering committee of the Daughters of Themis for 2017-2018 along with academics from the University of Oslo, University of British Columbia, University College Cork (Ireland), Utrecht University, University Jaume I (Spain), and the University of York. Based on connections forged at this year's workshop, Tory has been asked to referee a journal article for the *Dublin University Law Journal*, illustrating the international connections available through membership in the Daughters of Themis.

Professor John Farrar's paper, 'Related Party Transactions in New Zealand: An Empirical Study of a Flawed System', was recently listed on SSRN's Top Ten daily download list for: CGN: Related Party Transactions (Topic). It has been downloaded 352 times since 2012. To view the abstract click [here](#). John was also in the top 10% of Authors on SSRN by total new downloads within the last 12 months prior to June 2017.

Book Publications

Congratulations to **Professor Dan Svantesson** on his recently published co-edited book, *Trans-Atlantic Data Privacy Relations as a Challenge for Democracy* (Intersentia, 2017).



Congratulations to **Professor Jim Corkery** on his recently published book, *Companies Law* (Centre for Commercial Law, 2017).

Other Publications

Congratulations on the following recent publications:

- **Jonathan Crowe**, 'Two Models of Mediation Ethics' (2017) 39 *Sydney Law Review* 147.
- **Jonathan Crowe**, 'Animal welfare and the economy of kindness' (2017) 42(1) *Alternative Law Journal* 14.
- **Jonathan Crowe** and **Rachael Field**, 'Playing the language game of family mediation: Implications for mediator ethics' in *Law in Context* (2017) 35(1) 84.
- **Joachim Dietrich** and **Iain Field**, 'The "Reasonable Tort Victim": Contributory negligence, standard of care and the "equivalence theory"' (2017) 41(2) *Melbourne University Law Review*.
- **Kate Galloway**, 'Artificial womb has many possible futures' *Eureka Street* (8 May 2017) <<https://www.eurekastreet.com.au/article.aspx?aeid=51310#.WUtYEGf7Wpq>>
- Terry Goldsworthy, **Matthew Raj** and **Joseph Crowley**, 'Revenge porn: An analysis of legislative and policy responses' (2017) 8(2) *International Journal of Technoethics* 26.
- **Susan Taylor** and **Madeline Taylor**, 'The aroma of opportunity: The potential of wine geographical indications in the Australia-India Comprehensive Economic Cooperation Agreement' in William van Caenegem and Jen Cleary (eds), *The importance of place: Geographical indications as a tool for local and regional development* (Springer, 2017).

Faculty-Published Journals

Most popular papers downloaded in May:

Australian Journal of Clinical Education

Sarah Kabir, '[Addressing the Barriers to Clinical Education in Emergency Medicine](#)' (21 downloads)

Francina Cantatore, Linda Crane and Deborah Wilmoth, '[Defining Clinical Education: Parallels in Practice](#)' (21 downloads)

Louise Parsons, '[Competitive Mooting as Clinical Legal Education: Can Real Benefits be Derived from an Unreal Experience?](#)' (11 downloads)

Bond Law Review

Eric Colvin, '[Causation in Criminal Law](#)' (448 downloads)

Michael J. Duffy, '[Shareholders Agreements and Shareholders' Remedies Contract Versus Statute](#)' (243 downloads)

T E. Cain, '[The Rule in British Bank v Turquand in 1989](#)' (242 downloads)

Corporate Governance eJournal

Kim Kercher, '[Corporate social responsibility: Impact of globalisation and international business](#)' (704 downloads)

Matthew Hooper, '[The Business Judgement Rule: ASIC v Rich and the reasonable-rational divide](#)' (271 downloads)

Tim Jay and **Madeline Taylor**, '[A case of champagne: a study of geographical indications](#)' (255 downloads)

Owen Dixon Society eJournal

Most popular papers were:

Katie Allan, '[From Parker v Parker to Pirate Kings: The legacy of Lord Denning—A Toast](#)' (19 downloads)

Geof Barlow and **Jim Corkery**, '[Walter Campbell: A distinguished life](#)' (13 downloads)

Revenue Law Journal

Madeline Taylor, '[Is it a levy, or is it a tax, or both?](#)' (249 downloads)

Joel Manyam, '[Taxation of Gains from Banking and Insurance Businesses in New Zealand](#)' (229 downloads)

Julie Cassidy, '[The Taxation of Isolated Sales under Section 25 \(1\) ITAA: TR 93/2 v Joint Submission](#)' (167 downloads)

Sports Law eJournal

Natasha Schot, '[Negligent liability in sport](#)' (315 downloads)

Sam Chadwick, '[Restraint of Trade in Australian Sport—Was the AFL's hand forced on Ben Cousins?](#)' (85 downloads)

James Johnson, '[Restraint of Trade Law in Sport](#)' (80 downloads)

Academic Spotlight

This month we bring the spotlight to **Assistant Professor Umair Ghori**.



Research areas of interest

My research area is International Trade and Investment Laws, particularly focusing on the regulatory and policy aspects.

Current research projects

My current research focuses on investigating the changes and shifting landscape of the investment state dispute settlement (ISDS) in light of the EUs proposed investment court system (ICS). I have recently presented at the second TICLP Biennial conference on this topic. I am currently working on another conference paper which I will be presenting in Seoul at the Asian Society of International Law Biennial Conference later this year. This paper looks at the *EU – Vietnam FTA*, which is the first bilateral FTA with a developing country to incorporate the ICS as the dispute settlement mechanism. After the conference, I will be converting this paper into a journal article.

Recent publications

‘“Reverse Permissibility” in Renewable Energy Sector: Going Beyond the US – India Solar Cells Dispute’ (2016) in *Asian Journal of International Law*, DOI: 10.1017/S204425131600028X

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

I don't have any particular dreams in academia (a big grant would be nice though), I follow and investigate whatever piques my interest.

My supervisor Prof. Ross Buckley once remarked to me after I reported slow progress on my PhD:

Slow progress is better certainly than no progress,

and slow progress leads certainly to a doctorate, albeit slowly.

Sometimes in my research and writing when I get bogged down or my writing slows down I think back of my time as a PhD Candidate. Eventually things do get done but the timeliness may be lost. This thought keeps me going.

Favourite way to relax

I love video games and cooking. I am currently playing Nioh on PS4 and am looking forward to a few upcoming games.

A random fact you'd like to share

I am a wristwatch freak, and I have secretly kept an eye on everyone's watches. Some of you have not changed your watches for about seven years. Time to buy a new one! Contact me for ideas.

Moments of epiphany and why?

Usually on long drives on my way back home or when I am stuck in traffic or on flights to conferences. My latest epiphany occurred yesterday after hearing the debates in the Australian Parliament on LNG Exports and its impact on domestic prices while the prices at importing country are cheaper than exporting country (Australia). I would like to look at this closely from the perspective of export restraints and quotas.

Who inspires you?

Intelligent people everywhere inspire me. Particularly those who are selfless in sharing their knowledge and demand no recompense in return. Conversations with my colleagues have often undone some of the tightest knots in my mind. We should have more conversations.

Transnational, International and Comparative Law and Policy (TICLP) Network

In May, the Transnational, International and Comparative Law and Policy Network:

- **hosted Professor Kim Rubenstein** from the Australian National University. Kim spoke on the difference between subjects and citizens and why 'active' citizenship matters. The lecture was attended by students and academics from a number of faculties. Kim Rubenstein subsequently referred to the TICLP Conference in her piece in the *Sydney Morning Herald*.



Not merely Australian citizens, but active citizens

www.smh.com.au

- **held an Interdisciplinary panel and cocktail reception on the theme 'Control and Power'**. The event was well attended and the audience included members of the public, staff and students. The panel was constituted by Professor Jon Crowe (Law), Dr Caitlin Byrne (International Relations), and Dr Sally Sargeant (Psychology).
- **hosted and delivered its second interdisciplinary conference** with speakers from across Australia and with the Pacific. The quality of the papers was consistently good, and the discussion that ensued was engaging. The conference was organised by Danielle Ireland-Piper, Jodie O'Leary and Elizabeth Greene. Thanks also to the UG students who provided assistance: Poppy Meeves, Toby Speck and Amy Kosa. **Assistant Professors Liz Greene and Jodie O'Leary** presented on 'Domestic Violence Disclosure Schemes: Effective Law Reform or Continued Assertion of Patriarchal Power?' Jodie also chaired the UG presentation panel.



Faculty of Law Executive Dean Nick James, Professor Kim Rubenstein (ANU) and Associate Professor Danielle Ireland-Piper

From left to right: Assistant Professor Louise Parsons, PhD student Michael Krakat, Assistant Lecturer Lee-Anne Sackett (USP), legal practitioner Chantal McNaught and Assistant Professor Lindsey Stevenson-Graf



Assistant Professor Umair Ghori



Legal practitioner Chantal McNaught and Professor Jon Crowe



PhD student Phyllis Ngugi, Assistant Professors Liz Greene and Jodie O'Leary



Assistant Professor Louise Parsons and TICLP Co-Convenor of TICLP Associate Professor Leon Wolff (QUT)

Bond Law Student Panelist Mikayla Brier-Mills and Senior Teaching Fellow Lindsey Stevenson-Graf



From left to right: Assistant Professor Lisa Bonin, PhD students Michael Krakat and Phyllis Ngugi, and Bond law student Mikayla Brier-Mills



From left to right: Senior Teaching Fellow Joseph Crowley, Assistant Professor Narelle Bedford and TICLP Co-Convenor Associate Professor Danielle Ireland-Piper



From left to right: Dr Ricky J. Lee (University of Notre Dame), Justin Hogan-Doran (University of Sydney) and Dr Jeanne Huang (UNSW)

Centre for Commercial Law

The CCL recently co-presented their third major event in Europe within 7 months! The book launch of *Transatlantic Data Privacy Relations as a Challenge for Democracy* (editors D Svantesson and D Kloza) and evening debate was held in Brussels and presented by the Centre for Direct Democracy Studies, University of Białystok; Research Group on Law, Science, Technology & Society, Vrije Universiteit Brussel; and the Centre for Commercial Law, Bond University in cooperation with Brussels Privacy Hub and Intersentia.

Professor Dan Svantesson, CCL Co-Director was asked to be the opponent for a doctoral disputation at Stockholm University. The thesis relates to the legal implications of predictive modelling.

HDR News

- Congratulations to PhD student **Michael Krakat** for passing his confirmation in May. The title of Michael's thesis is: 'The price, promise and metamorphosis of citizenship: Citizenship by investment and cosmopolitan citizenship as supra-national citizenship'. Michael decided to do his PhD at Bond after attending the first interdisciplinary conference of the TICLP Network.
- Congratulations to PhD student **Dani Larkin** for her published article on Eureka St—'[Still fighting for our rights 50 years after the referendum](#)'.
- **Dani** has also been invited to be a Visiting Fellow of the Laureate Program in Comparative Constitutional Law at Melbourne Law School later this year. The Fellowship is awarded to outstanding female doctoral students or ECRs. She'll participate in an intensive mentoring program with Professor Adrienne Stone, ARC Kathleen Fitzpatrick Australian Laureate Fellow, and be involved in events, workshops and conferences. Congratulations Dani.

ORCID

The Library Services ORCID campaign is gaining pace with 24 Law Faculty and 126 Bond academics registering with ORCID and having their ORCID iD entered into the new research management system, PURE.

What are the benefits of ORCID?

1. **Uniquely yours:** Your ORCID iD is unique and will belong to you throughout your scholarly career.
2. **Recognition for your work:** The persistent identifier distinguishes you from other researchers and ensures consistent, reliable attribution of your work.
3. **Save time:** ORCID integration in publisher workflows and in grant submission processes reduces redundant entry of biographical and bibliographical data in multiple systems.

How do I sign up?

1. Register for an ORCID iD today at <https://orcid.org/register>
2. Send your ORCID iD to Tonya at lawresearch@bond.edu.au

Having an ORCID iD will help your transition to Bond PURE. Everyone who registers will have the chance of winning an ORCID coffee mug in the monthly prize draw.

See some of our lucky prize winners below!



Cup winners from Left to Right: Professor Denis Ong, Associate Professor K Lauchland, Assistant Professor Narelle Bedford

Academic Mentorship

The Faculty encourages informal mentoring amongst its academic staff. Senior academics have unanimously agreed to support more junior academics should they be approached for mentoring. A wonderful example of this has been provided by **Assistant Professor Annette Greenhow**:

Benefits from Expertise in the Faculty of Law

Where to start? Ok, the beginning is a good place...

In 2011, I commenced investigating the regulatory system around the issue of concussion in sport in Australia. In trying to define the problem, I needed to develop an understanding of whether the law (and in particular, the torts system) was an efficient regulatory method in addressing the harm. My literature search revealed that I didn't have to travel very far to find an expert. **Professor Joachim Dietrich** in the Faculty of Law at Bond University had written extensively in torts law and was willing to assist me in developing my understanding.

In 2017, I returned to Joachim's office with more questions. Again, I benefited from his depth of knowledge, appreciation of the wider sporting context and his willingness to help. The ability to access such expertise has certainly contributed to my objective to develop a deeper understanding around this contemporary issue facing sport.

Upcoming Events

Forthcoming Seminars

We will be holding two **Twilight Seminars** in July.

- Tuesday 11 July, former Bond academic, Professor Tina Hunter of University of Aberdeen will speak on 'Energy security, gas reservation policy and difficult choices—experiences from Australia and the United Kingdom'. For further details, and to register, please click [here](#).
- Thursday 20 July, Professor Colleen Murphy of the University of Illinois will present 'Justice in Transitional Circumstances'. For further details, and to register, please click [here](#).

HDR Workshop and Social Event

On the 30 June, the Faculty will host the **Law HDR Colloquium** from 10-4pm followed by a HDR **social event**. Supervisors are also welcome. Register [here](#).