10th Annual Meeting of the
Australian & New Zealand Society of International Law

Program

Friday 14 June
East Timor Day
8.30am Registration and coffee
9.30am Welcome
Assiduate Professor Donald R Rothwell
President ANZSIL
Professor Andrew Byrnes
Centre for International and Public Law

9.40am
Panel 1: Governance
Speakers

Ms Janelle Saffin MLC
(Member of the Legislative Council
Parliament of New South Wales)

The Hon Mr Justice John Dowd
(Supreme Court of New South Wales)
‘UNTAET Regulation One:The Development of East Timor’s Judicial System’

Ms Susan Harris
(Australian Council for Overseas Aid)
‘Bounded Choices, Which Model of Post-Conflict Resolution will best Deliver Justice and Reconciliation for East Timorese Women?’

Mr Jonathan Morrow
(UNTAET)
‘The Development of the Constitution of East Timor: A UN Perspective’

Chair
Mr Roland Rich
(Centre for Democratic Institutions, Research School of Social Sciences, Australian National University)

10.45am Morning Tea
11.15am
Panel 1: Governance (continued)
Speakers

Mr Aderito de Jesus Soares
(Lawyer and former Member, East Timor Constitutional Assembly)
‘The Development of the Constitution of East Timor: An East Timorese Perspective’

Dr Andrew Ladley
(Chief of Staff, Office of Deputy Prime Minister, New Zealand (on leave, Faculty of Law, Victoria University, Wellington) formerly Legal Adviser, UNAMET and UNTAET)
“All necessary measures” and justice questions over the last months of 1999 in East Timor’

Dr Annemarie Devereux
(Public Interest Advocacy Centre)
‘UN Territorial Administrations, Human Rights and Self-Determination: Friends or Foes’

Chair
Mr Roland Rich
(Centre for Democratic Institutions, Research School of Social Sciences, Australian National University)

12.30pm Lunch / ANZSIL Council Meeting
1.30pm
Panel 2: Peacekeeping / Criminal Law
Speakers

Lieut Col Larry Maybee
(HQ Joint Forces New Zealand)
‘International Law Issues Raised by the Death and Injury to Peacekeepers during Peace Operations’

Lieut Col Kevin Riordan
(HQ New Zealand Defence Force)
‘Peacekeeping Operations in East Timor: A New Zealand Defence Force Perspective’

Mr John Scott–Murphy
(Caritas Australia)
‘Practical Human Rights: The Perspective of a Development Agency in East Timor’

Chair
Dr Jean–Pierre Fonteyne
(Faculty of Law, Australian National University)

3.00pm Afternoon tea
3.30pm
Panel 3: Property & Resources
Speakers

Ms Julie Atwell
(Attorney-General’s Department)
‘East Timor and the Timor Gap Treaty: Coming to Terms with the Past’

Dr Greg French
(Department of Foreign Affairs and Trade)
‘The 2002 Timor Sea Treaty’

Mr Daniel Fitzpatrick
(paper presented by Dr Peter Radan)
(Faculty of Law, Australian National University)
‘Restitution, Refugees and Housing Rights: International Property Norms in Post-Conflict East Timor’

Chair
Professor Gillian Triggs
(Faculty of Law, University of Melbourne)
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4.30pm
Panel 4: Review
Speakers
Professor Hilary Charlesworth
(Centre for International and Public Law
Australian National University)
Professor Ivan Shearer AM RFD
(Faculty of Law, University of Sydney)
Major General Michael G Smith AO (Rtd)
(Australian Defence Force Academy)
Chair
Ms Treasa Dunworth
(Faculty of Law, University of Auckland)

6.00-7.00pm: Reception: University House
Mr Kevin Rudd MP
(Shadow Minister for Foreign Affairs)
'The Howard Government’s Policy of Disengagement from the Multilateral System’

Saturday 15 June
8.30am Registration and coffee
9.00am Parallel Panel
Panel 5A: International Criminal Law
Speakers
Dr Kent Anderson
(Faculty of Law, Australian National University)
'An Asian Pinochet - Not Likely: The Unfulfilled International Law Promise in Japan’s Treatment of Former Peruvian President Alberto Fujimori’
Mr Nigel Davidson
(Attorney-General’s Department)
'Will the New International Criminal Court be Equipped to Prosecute Sex and Gender Crimes?'
Ms Jennifer Mora
(School of Law, University of Tasmania)
'The International Criminal Court and the States Parties: One Aspect of their Respective Roles'
Chair
Mr Mark Jennings
(Office of International Law, Attorney-General’s Department)

9.00am Parallel Panel
Panel 5B: International & Domestic Law Interface
Speakers
Ms Jelita Gardner-Rush
(Chambers of the Chief Justice of New South Wales)
'A Legitimate Influence: The Judicial Treatment of International Law in the Yarmirr Case'
Mr Daniel Lovric
(Office of Parliamentary Counsel)
'WTO Dispute Resolution and Domestic Legislation: International Law vs The Parliament?'
Dr Peter Radan
(Division of Law, Macquarie University)
'To Partition or Not to Partition? International and Constitutional Law Perspectives on the Territorial Space of an Independent Quebec'
Chair
Ms Rebecca Irwin
(Office of International Law, Attorney-General’s Department)

10.30am Morning tea
11.00am
Panel 6: Tampa Affair
Speakers
Mr David Bennett QC
(Solicitor-General, Attorney General’s Department)
'The Tampa Litigation'
Dr Pene Mathew
(Faculty of Law, Australian National University)
'Refugee Law Issues'
Lieutenant Commander Cameron Moore RAN
(Deartment of Defence)
'Law of the Sea Issues'
Dr Michael White QC
(Centre for Maritime Law, University of Queensland)
'Maritime Law Issues'
Chair
Professor Stuart Kaye
(Faculty of Law, University of Wollongong)

12.30pm Lunch / ANZSIL Annual General Meeting
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2.00pm Parallel Panel
Panel 7A: International Environmental Law
Speakers
Mr Gavin Goh and Ms Nadia Krivetz
(Department of Foreign Affairs and Trade)
‘The Precautionary Principle and its Implications in WTO Law’

Mr Joshua Brien
(Attorney-General’s Department)
‘Hot Pursuit and the Australian Fishing Zone’

Associate Professor Gregory Rose
(Faculty of Law, University of Wollongong)
‘Environmental Treaty Compliance Systems: Challenges for Australia’

Chair
Ms Prue Taylor
(Department of Planning, University of Auckland)

2.00pm Parallel Panel
Panel 7B: International Human Rights
Speakers
Mr Michael Curtotti
(Australian Baha’i Community)
‘Human Rights, Citizenship, Freedom of Movement and Democracy in International Law’

Ms Amanda Gorely
(Department of Foreign Affairs and Trade)
‘Initiatives to Reform UN Treaty Bodies’

Mr Mark Nolan
(Faculty of Law, Australian National University)
‘Discrimination between Women: Access to Assisted Reproductive Technologies in Australia During 2000-2001’

Chair
Ms Kate Eastman
(Wentworth Chambers, Sydney)

3.30pm Afternoon tea

4.00pm Panel 8: The Year of International Law in Review
Speakers
Mr Bill Campbell
(Office of International Law, Attorney-General’s Department)
‘An Australian Perspective’

Mr Richard Rowe
(International Organisations & Legal Division, Department of Foreign Affairs and Trade)
‘Key Developments: Year of International Law in Review’

Chair
Dr Ann Kent
(Faculty of Law, Australian National University)

5.30pm Close

7.00pm for 7.30pm Conference Dinner
The Lobby Restaurant
King George Terrace, Parkes

Sunday 16 June
9.00am Registration and coffee
9.30am Panel 9: 11 September: International and National Responses
Speakers
Mr Kevin Boreham
(Australian National University)
‘Terrorism and the Right of Self-defence’

Mr Alex Conte
(School of Law, University of Canterbury)
‘International Law and Terrorism: A New Zealand Perspective’

Ms Treasa Dunworth
(Faculty of Law, University of Auckland)
‘New Zealand’s Legislative Response to the Events of 11 September’

Ms Sue McIntosh
(Attorney-General’s Department)
‘Australia’s Legislative Response to 11 September’

Chair
Ms Robin Warner
(International Crime Branch, Criminal Justice Division, Attorney-General’s Department)

11.00am Morning tea
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11.30pm
Panel 10: International Law Post
11 September: Cracks in the
Wall or New Beginnings?

Speakers
The Rt Hon Justice Sir Kenneth Keith
(Court of Appeal of New Zealand)

Lieut Col Mike Kelly
(Military Law Centre, Australian Defence Force Academy)

Dr Shirley Scott
(School of Politics and International Relations, University of New South Wales)

Ms Shelley Wright
(Faculty of Law, University of Sydney)

Chair
Associate Professor Donald R Rothwell
(Faculty of Law, University of Sydney)

1.00pm Close