AUSTRALIAN & NEW ZEALAND SOCIETY OF INTERNATIONAL LAW

The 14th Annual Conference

Pacific Perspectives on International Law

Thursday 29 June to Saturday 1 July 2006

Victoria University of Wellington Law School
New Zealand

Four Societies’ Symposium
“International Law & Democratic Theory”
Tuesday 27 June 2006 & Wednesday 28 June 2006

Postgraduate Workshop
Wednesday 28 June 2006

Conference Administrator
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Conference Website: www.vuw.ac.nz/hzcp ANZSIL Website: www.law.usyd.edu.au/scigl/anzsil/
The 14th Annual ANZSIL Conference takes place at a time of increasing calls to strengthen regional institutions to meet the distinctive needs of the Asia-Pacific region; and of an increasing realisation that the perspectives of this region need to be heard on the international stage: whether in trade; environmental protection; the law of the sea; or human rights and peace and security.

The Conference will also have a special Pacific Rim character, as it will be held in conjunction with a symposium for the Four Societies’ Project on ‘International Law and Democratic Theory’. This Project will bring 15 young scholars from the American, Canadian, Japanese and Australian/New Zealand Societies to Wellington from 27-28 June 2006. ANZSIL will also host a Post-Graduate Workshop on 28 June 2006 which will provide a forum for post-graduate students working in the field to present their research.

The Organising Committee would like to acknowledge the kind support of our conference sponsors, including principal sponsor Oxford University Press. OUP will have an exhibit stand at the conference featuring a range of their publications for sale at a discounted rate.

**Keynote Speakers**

Professor Jose Alvarez (Columbia) President American Society of International Law  
Dr Transform Aqorau (Legal Counsel, Forum Fisheries Agency)  
Professor Hilary Charlesworth (ANU)  
H.E. Mr John Dauth LVO, Australian High Commissioner to New Zealand  
Professor Yuji Iwasawa (Tokyo)  
Rt Hon Sir Kenneth Keith KBE, QC (Judge, International Court of Justice)  
Professor Don McRae (Ottawa)  
Rt Hon Sir Geoffrey Palmer (President, New Zealand Law Commission)  
Professor Michael Pryles (President, Australian Centre for International Commercial Arbitration)

**Pre-Conference Events**

**Tuesday 27 June**

9.00 – 5.00 **Four Societies Symposium**  
“International Law & Democratic Theory”  
Large Gallery, First Floor, Turnbull House

*A Symposium jointly organised by ANZSIL, the American Society of International Law, the Canadian Council of International Law and the Japanese Society of International Law. It will bring together 15 emerging scholars from the Four Societies to discuss in a round-table format a set of papers on the value of democracy in the international legal system. For further information please contact Anna Hamilton at law-centres@vuw.ac.nz.*

**Wednesday 28 June**

9.00 – 5.00 **Four Societies’ Symposium** (continued)

1.00 – 5.30 **Post-graduate Workshop**  
Moot Court Room, 3rd Floor Victoria University of Wellington Law School  
Convenors: Joanna Mossop (V.U.Wellington) and Dr Natalie Klein (Macquarie)

*A workshop for postgraduate researchers from Australasian universities to present their work in progress in International Law*

4.30 - 6.30 **Main Conference Registration**
<table>
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| 8.00 - 8.30 | **Registration**  
Lecture Theatre 1 and 2, Rear Courtyard, Victoria University of Wellington Law School, Old Government Buildings, Lambton Quay |
| 8.30 - 9.00 | **Welcome**                                                                                   |
| 9.00 - 10.00 | **Conference Opening**  
Professor Campbell McLachlan (ANZSIL President)                                               |
| 10.00 – 10.30 | **Morning Coffee** (Student Cafeteria)                                                        |
| 10.30 – 12.30 | **Opening Plenary — International Law: The View from the Pacific Rim**  
Chair: Rt Hon Dame Sian Elias (Chief Justice of New Zealand)  
Professor Jose Alvarez (Columbia)  
Professor Don McRae (Ottawa)  
Professor Yuji Iwasawa (Japan) |
| 12.30 – 2.00 | **Luncheon**  
Guest Speaker: H.E. Mr John Dauth LVO, Australian High Commissioner to New Zealand Reform of the United Nations |
| 2.00 – 3.30 | **Panel A — International Crime in the Pacific**  
Chair: Robin Warner (Attorney-General’s Department, Canberra)  
Assoc Prof Neil Boister & Dr Chris Gallavin (University of Canterbury)  
*International Criminal Law in the South Pacific: New Directions*  
Assoc Prof Steven Freeland (University of Western Sydney)  
*Towards Universal Justice: Why Countries in the Asia-Pacific region should accept the International Criminal Court*  
Camille Goodman (Attorney-General’s Department, Canberra) & Co-authored by Victoria Bickford (Attorney-General’s Department, Canberra)  
*Issues in Transnational Crime in the Pacific* |
| 3.30 – 4.00 | **Panel B — Changing Approaches to International Law**  
Ben Keith (Crown Law Office, New Zealand)  
The Limits of The Limits of International Law  
Dr Zoe Pearson (Keele)  
*Law at the borders of imagination: interdisciplinary approaches and Pacific perspectives on international law*  
Dr Ann Kent (ANU)  
The Implications of China’s Changing Approach to International Law |
| 4.00 – 5.30 | **Panel A — Climate Change and The Pacific Environment**  
Steven Tully (Sydney Bar)  
The obligations of Pacific Rim states to accept individuals from Pacific Island states adversely affected by sea-level rises occasioned by climate change  
Peter Lawrence (Tasmania)  
The Asia Pacific partnership on clean development and climate: a distraction to the Kyoto process or a viable alternative?  
Dr Caroline Foster (Auckland)  
Transport of radioactive material through the Pacific & the law on state responsibility |
**THURSDAY 29 JUNE cont**

Panel B — Human Rights in the Pacific

Hon Justice Eddie Durie (Commissioner, NZ Law Commission)  
*Custom and Human Rights in the Pacific*  
Justine Nolan (UNSW)  
*Corporate Complicity in Human Rights Violations*

6.00 – 7.30  
**Reception at Premier House**  
(Official Residence of the Prime Minister)  
Tinakori Road, Thorndon

**FRIDAY 30 JUNE**

9.00 – 10.30  
**Panel — Pacific Treaty-making**

Chair: Charlotte Ku (Executive Director, American Society of International Law)

Professor John Gamble (Penn State)  
*The Emergence of a Pacific Region in Multilateral Treaty-Making*  
Dr Shirley Scott (UNSW)  
*The Political Interpretation of Multilateral Environmental Treaties*  
Andrew Townend (Ministry of Foreign Affairs and Trade, New Zealand)  
*Pacific Island engagement in treaty-making*

10.30 - 11.00  
Morning Coffee

11.00 – 12.30  
**Panel A — A Regional Security Framework**

Dr Ben Saul (UNSW)  
*Regional security cooperation in the Asia-Pacific region: from terrorism to human security*  
Dr Jackson Maogoto (Newcastle)  
*The 2005 Pacific Plan: a realist model to anchor Australian cooperative intervention and promote sustainable security through socio-political transformation*  
‘Aminiasi Kefu (Attorney-General’s Department, Tonga)  
*A Pacific regional security framework*  
Stuart Beresford (Ministry of Justice, New Zealand)  
*Avian Influenza and International Human Rights Law*

Panel B — Responsibility for the High Seas

Chair: Professor Donald Rothwell (Sydney)

Dr Transform Aqorau (Forum Fisheries Agency)  
Joanna Mossop (V.U.Wellington)  
*Challenges for Oceans Governance in the Pacific*  
John Reid & William Story (Attorney-General’s Department, Canberra)  
*Regional Maritime Enforcement: the Problem, Progress and Prospects*

12.30 – 2.00  
Lunch

1.00 - 2.00  
**ANZSIL Annual General Meeting** (Lecture Theatre 1)

2.00 – 3.30  
**Panel A — Asia-Pacific Arbitration : resolving conflicts of laws**

Chair: Professor Kent Anderson (ANU)

Professor Michael Pryles (President, Australian Centre for International Commercial Arbitration, Melbourne)  
Dr Luke Nottage (Sydney)  
*The substantive and procedural lex mercatoria in the Pacific rim: the past, present and future of international commercial contract and arbitration law and practice*
FRIDAY 30 JUNE cont

Panel B — After Guantanamo

Chair: Professor Kim Rubenstein (Director, CIPL, ANU)

Dr Natalie Klein and Lise Barry (Macquarie)  
Hicks, Nottebohm and a human rights perspective on diplomatic protection  
Alexandra Smithyman (Chen & Palmer)  
is there an emerging right to individual reparation in diplomatic protection claims?  
Alberto Costi (V.U.Wellington)  
Extraordinary Renditions

3.30 – 4.00  Afternoon Tea

4.00 – 5.30  The Year of International Law in Review

Gerard van Bohemen (Ministry of Foreign Affairs and Trade, Wellington)  
Virginia Hardy (Crown Law Office, Wellington)  
Chris Moraitis & James Larsen (Department of Foreign Affairs and Trade Canberra)  
Bill Campbell (Attorney-General’s Department, Canberra)

7.00 – 10.00  Conference Dinner  Grand Hall, Parliament Buildings

Guest Speaker: Rt Hon Sir Geoffrey Palmer  
(President, New Zealand Law Commission)

SATURDAY 1 JULY

9.00 – 11.00  The Doha Round in the Pacific

Dr Andrew Mitchell & Joanne Wallis (Melbourne)  
Tonga and the WTO: the rhetoric of special & differential treatment, the reality of accession  
Meredith Kolsky-Lewis (V.U.Wellington)  
The Aid for Trade initiative in the Doha Round and its impact in the Pacific  
Dr Andrew Lang (Cambridge)  
Rethinking trade and human rights: developing countries of the Pacific Rim and the multilateral trading system  
Dr Shawkat Alam (Macquarie)  
The WTO standards regime and sustainable development: challenges and options for developing Countries

11.00 – 11.30  Morning Tea

11.30 – 1.00  Closing Plenary — The Pacific Contribution to International Law

Chair: Professor Campbell McLachlan

Rt Hon Sir Kenneth Keith KBE, QC (Judge, International Court of Justice)  
Professor Andrew Byrnes (UNSW)  
Professor Hilary Charlesworth (ANU)

1.00  Conference closes

This is a preliminary programme, details were correct at the time of printing but are subject to change.  
The programme will be regularly updated on the NZCPL website, www.vuw.ac.nz/nzcpl
The Australian and New Zealand Society of International Law was established in 1992. The aims of ANZSIL include providing a forum for the discussion of research and practice in international law and increasing the public awareness of international law. This is the fourteenth annual conference organised by ANZSIL.

New members are welcome. The annual membership fee is $A60, on a calendar year basis. For a new membership form please download the application form from the ANZSIL website.

ANZSIL Secretariat:
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Faculty of Law, University of Sydney
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SYDNEY NSW 2000 AUSTRALIA
email: anzsil@law.usyd.edu.au website: www.law.usyd.edu.au/scigl/anzsil/

ACCOMMODATION

Special rates have been organised with five Wellington Hotels. All hotels are within a short walking distance of the Law school. Please book directly with the hotels, all of their contact details are listed below. When making a reservation please quote “ANZSIL Conference” or “Law School Conference” to receive the discounted rates.

The Bolton Hotel
Corner of Bolton & Mowbray Streets
Classic Studio - $155
Premier Studio - $165
One Bedroom suites - $195
Email: info@boltonhotel.co.nz
Reservations (NZ Only): 0800 99 66 22
Reservations (International): +64 4 472 9966

Novotel Capital
$157 One Bedroom
133-137 The Terrace
E-mail: h3276-re01@accor-hotels.com
Phone: +64 4 918 1900

Wellington Ibis
$143 One Bedroom
153 Featherston Street
E-mail: H3049-RE01@accor-hotels.com
Phone: +64 4 4961880

Terrace Villas
$179 includes Breakfast & servicing.
One bedroom Apartment full kitchen & laundry
Contact: Jane Catherall
202 The Terrace
Ph +64 4 920 2020
info@terracevillas.co.nz

The Portland Hotel of Thorndon
$107 One Bedroom
24 Hawkestone St, Thorndon
Phone +64 4 473 2208
Email: enquiries@portlandhotel.co.nz
www.portlandhotel.co.nz

All rates are GST inclusive and are per room per night. Prices are in New Zealand Dollars

Conference Organising Committee

Professor Campbell McLachlan (V.U.Wellington) ANZSIL President
Caroline Bilkey (Deputy Director Legal Division MFAT Wellington)
Professor Andrew Byrnes (University of New South Wales Sydney)
Anna Hamilton (V.U.Wellington)
Rebecca Irwin (Prime Minister’s Dept Canberra)
Bill Mansfield (Member International Law Commission)
Joanna Mossop (V.U.Wellington)
Nicole Roughan (V.U.Wellington)
Gerard van Bohemen (Director Legal Division MFAT Wellington)
REGISTRATION FORM

EARLY BIRD REGISTRATION DEADLINE Friday 19 May 2006
FINAL REGISTRATION Friday 23 June 2006

Title ____________________ Name_______________________________________________________
Organisation________________________________________________________________________
Address______________________________________________________________________________
____________________________________________________________________________________
Telephone   ________________________________Fax_______________________________________
Email________________________________________________________________________________

Please Note: All prices are in New Zealand dollars and are GST inclusive.

$90    ____   Full Time Student *ID required (student registration excludes attendance at evening social functions)
$390  ____   Speaker Rate
$505  ____   Standard Rate Entire Conference - Early Bird Registration
$390  ____   ANZSIL Member Rate Entire Conference - Early Bird Registration
$585  ____   Standard Entire Conference - After 19 May
$470  ____   ANZSIL Member Entire Conference - After 19 May
$80  ____   Conference Dinner (Friday 30 June)
$80  ____   Additional Dinner Guest
$60  ____   Law and Democracy Symposium (Tuesday 27 and Wednesday 28 June 9am - 5pm)
   ____   Reception at Premier House (The cost is included within your registration fee but RSVP is essential)

TOTAL AMOUNT TO PAY:___________________________
Name of Additional Dinner Guest__________________________________________________________
Special Dietary Requirements or Food Allergies:______________________________________________
____________________________________________________________________________________

METHOD OF PAYMENT

Please pay by Credit Card or Cheque. Please make cheques out to Victoria University.

_____Visa               _____MasterCard
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Total Amount $__________________________
Name of Cardholder_______________________________________________________________
_____________________________________________________Phone_____________________
Signature _______________________________________ Date ____________________________

SEND TO:

Please Faxback to +64 4 463 6365 or post this form to Anna Hamilton, C/- New Zealand Centre for Public Law, Victoria University Law School P O Box 600, Wellington New Zealand.
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Registration Form

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Conference Sponsors
The Conference Organising Committee gratefully acknowledge the financial support of:

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