

***Osgoode Hall's Graduate Law Students' Association Annual
Conference***

***May 1-2, 2009, at the Osgoode Professional Development
Centre in Toronto, Canada***

Regulating a World in Crisis

Friday (May 1st, 2009)

9:30 - 10:10 *Registration & Breakfast (Room E)*

10:10 - 10:15 Welcome by Graham Hudson, President, GLSA,
Osgoode Hall Law School, Toronto (Room C)

10:15 - 10:30 Opening Remarks by Ben Richardson,
Graduate Program Director, Osgoode Hall Law
School, Toronto (Room C)

***10:30-12:00 - Panel 1(a) Multicultural Jurisdictions: State,
Society and the Redress of Colonial Injustices (Room C)***

Discussant: Sue Drumond (Osgoode Hall Law School)

Chair: Anna Paula Akerman Sheps (Osgoode Hall Law School)

- ❖ Stewart Marvel (Osgoode Hall Law School, Toronto) –
“Challenging the Legal Regulation of Indigenous Kinships”
- ❖ William Matt Watson (Queen's University, Kingston, Ontario) –
“‘Universal’ Values and Aboriginal Difference: Should the Charter
of Rights and Freedoms Apply to Self-Governing Aboriginal
Communities in Canada”
- ❖ Dunia P. Zongwe (Cornell Law School, New York) – “The
Contribution of *Campbell v. Zimbabwe* to the Foreign Investment
Law on Expropriations”

10:30-12:00 - Panel 1(b) Regulating the Profession (Room D)

Discussant: Liora Salter (Osgoode Hall Law School)

Chair: Gowry Sivapathasundaram (Osgoode Hall Law School)

- ❖ Igor Gontcharov (Osgoode Hall Law School, Toronto) - "Research Ethics and the Ethics of its Regulation"
- ❖ Graham Hudson (Osgoode Hall Law School, Toronto) – "Vice and Virtue in Legal Education: Reflections on ICT Law and Curricular Reform at Osgoode Hall Law School"
- ❖ Gregory Lewkowicz (FNRS-Université Libre de Bruxelles) & Arnaud Van Waeyenberge (FNRS/FRFC – Université Libre de Bruxelles) – Title: "When Lawyers Play Global -The Contribution of the Legal Profession to the Emergence of Global Law".

12:00-1:30 Lunch (Room E)

1:30-3:00 - Panel 2(a) Regulating Markets in Transition (Room C)

Discussant: Rory Cattanach (Wildbeor Delise)

Chair: Sanam Jalali-Naeimi

- ❖ Odelia Minnes (Bar-Ilan University, Israel) – "Non-Recourse Loans: Lessons from the Subprime Crisis"
- ❖ Szymon Syp (Faculty of the Law and Administration, Warsaw University) – "Mergers & Acquisitions in Banking Industry: A Critique of Regulatory, Antitrust and Quasi-Nationalization Issues in the United States and European Union"
- ❖ Bal Krishna (Osgoode Hall Law School, Toronto)- "Copyright Licensing and Enforcement in the Digital Age: Balancing the Music Industry and Music Users' Rights"

1:30-3:00 Panel 2(b) International Organizations as Regulators (Room D)

Discussant: Shin Imai (Osgoode Hall Law School)

Chair: Amaya Alvez (Osgoode Hall Law School)

- ❖ Vijayashri Sripati (Osgoode Hall Law School, Toronto) – “The UN’s Constitutional Assistance: New Additions to the “Standard of Civilization”?”
- ❖ Adedokun Olatokunbo Ogunfolu (Cornell Law School, New York) – “Multilateral Humanitarian Assistance and International Humanitarian Law in the Democratic Republic of Congo”
- ❖ Harloleen Kaur (Osgoode Hall Law School, Toronto) – “Role of the International Committee of the Red Cross (ICRC): War Regulating State or State Regulating War”
- ❖ Buhm-Suk Baek (Cornell Law School, New York) - “Do We Need National Human Rights Institutions: The Prospects for a Regional Human Rights Mechanism in Asia”

3:00-3:15 Coffee Break (Room E)

3:15-5:15 Emerging Regulators: China Opens for Business (Room C)

Discussant: Paul Jones (Jones & Co.) & Gil Lan (Ryerson University)

Chair: Graham Hudson (Osgoode Hall Law School)

- ❖ Chunbao Liu (McGill University, Montreal) – “China’s Approaches to International Investment Law: The Interface between BITs and FTAs”
- ❖ Xiao Huang (School of Oriental and African Studies, University of London) – “The Rise of Shareholders? Derivative Actions in China: Law and Practice”
- ❖ Wai Ho Yeung (University of Oxford, United Kingdom) – “Non-tradable Share Reform in China: Marching Towards the Berle and Means Corporation?”
- ❖ Jianlan Zhu (Osgoode Hall Law School, Toronto) – “Circumventing Press Censorship in China in the New Media Dimension”

5:45-8:00 - Wine & Cheese Reception at Milestones (10 Dundas St. East)

Saturday (May 2nd, 2009)

9:00-9:30 Breakfast & Registration (Room E)

9:30-11:00 - Panel 1(a) Delegated Authority and Judicial Review: Regulating the Regulators (Room C)

Discussant: Bruce Ryder (Osgoode Hall Law School)

Chair: Sujith Xavier (Osgoode Hall Law School)

- ❖ Mary Stokes (Osgoode Hall Law School, Toronto) – “The Rule of Men: Township Councils as Infant Tax Tribunals in Canada West/Ontario, 1850-1880”
- ❖ Jacques J. Menard (Queen’s University, Kingston, Ontario)– “Dunsmuir and the Changing Faces of Curial Deference & Tribunal Expertise: The Shaping of a Unitary Standard of Judicial Review in Administrative Law”
- ❖ Ann Chaplin (University of Ottawa, Faculty of Law, Common Law Section) – “The Unanswered Question of *Dunsmuir v. New Brunswick*: What Standard Now Applies to Judicial Review of Ministers’ Discretion?”
- ❖ Noel Semple (Osgoode Hall Law School, Toronto) – “The Eye of the Beholder: Professional Opinions about the Best Interests of a Child”

9:30-11:00 - Panel 1(b) One Among Many: Law, Development and Regulation (Room D)

Discussant: Nergis Canefe (York University)

Chair: Ruba Ali (Osgoode Hall Law School)

- ❖ Nelson Dordelly-Rosales (University of Ottawa) – “Constitutional Interpretation–Canada and Venezuela”
- ❖ Muhammad Azeem (Osgoode Hall Law School, Toronto) – “From De-regulation to Re-regulation: Change in Development Thinking and the Role of the State”
- ❖ Derek Mckee (University of Toronto, Toronto) – “The Globalization of Legal Pluralism”
- ❖ Margo Perun (MES, York University, Toronto) – “Regulation and Rudolf Steiner’s ‘Culture, Law and Economy’”

11:00-11:15 Coffee Break (Room E)

11:15-12:45 - Panel 2(a) Of Rights, Constitutions and Institutions (Room C)

Discussant: Joel Colon-Rios (Osgoode Hall law School)

Chair: Anatasia Tataryn (Osgoode Hall Law School)

- ❖ Claire Mummé (Osgoode Hall Law School, Toronto) – “Human Rights Statutes and the Section 15(1) Constitutional Equality Guarantee: Tales of the public/private divide in Canadian antidiscrimination law.
- ❖ Amaya Alvez (Osgoode Hall Law School, Toronto) – “The Global Expansion of Proportionality Analysis: An Appraisal of its Migration as a Rights Adjudication Doctrine”
- ❖ P. Atupare Atudiwe (Queen University, Kingston, Ontario) – “In Search of a Unity of Constitutional Justice in Africa: The Debacles of Constitutional Positivism”

11:15-12:45 - Panel 2(b) Who Made Who? Regulating the Corporation (Room D)

Discussant: Cynthia Williams (Osgoode Hall Law School)

Chair: Phillip Bevans (Osgoode Hall Law School)

- ❖ Jose G. Vargas-Hernandez (Centro Universitario de Ciencias Económico Administrativas Universidad de Guadalajara) – “The Transfer of Governance from the Nation State to a Corporate Global Economy”
- ❖ Omar Raza (University of Windsor) – “The Evolution of the Multinational Enterprise: Moving Beyond National Incorporation”
- ❖ Timothy Watson (Osgoode Hall Law School, Toronto) - “The Credit Crisis of 2008: Reflections on Corporate Governance”
- ❖ Naiara Arriola (University of Deusto, Spain) – “The Political Alternative Proposals Going Beyond the Current Crisis of the National States”

12:45-1.45 Lunch (Room E)

2:00-3:00 Keynote Address: Bill Bogart (University of Windsor, Faculty of Law) – “Not a Crisis? Interesting, Nonetheless?: Regulating Excessive Consumption” (Room C)

-(Introduction: Graham Hudson)

3:00-3:15 Coffee Break (Room E))

3:15-4:45 - Panel 3(a) The State of Health (Room C)

Discussant: Joan Gilmour (Osgoode Hall Law School)

Chair: Sujith Xavier (Osgoode Hall Law School)

- ❖ Cheng Soon Goh (Leeds University, United Kingdom) – “Regulation and Integration of the Practice of Traditional Medicine in Malaysia”

- ❖ Lydia Stewart-Ferreira (Osgoode Hall Law School, Toronto)-“Regulating Health Care in a Global Economy”
- ❖ Ireh Iyioha (University of British Columbia, Faculty of Law) – “Medical Pluralism, Health Equity and the Imperatives for a New Healthcare State: Reinstating Statism in Health Systems Governance”
- ❖ Jacob J. Shelley (University of Alberta, Edmonton) Rule of Law and the Public’s Health: The Role of Regulation in Friedrich Hayek’s The Constitution of Liberty

3:15-4:45 - Panel 3(b) Mapping the Humane: Regulating Dignity (Room D)

Discussant: TBA

Chair: Amaya Alvez (Osgoode Hall Law School)

- ❖ Diego Garcia-Ricci (Mexican National Commission of Human Rights) – “The U.S. – Mexico Border Wall: An Affront to Human Dignity”
- ❖ Alexander Yiu (McGill University, Montreal) – “The Ban, the Body and The State of Denial: Uncovering the Inhumanity of Administrative Detention, the Humanity of the Detained Asylum-Seeker, and the Law’s Devastating Capacity for Myth-Making”
- ❖ Gowry Sivapathasundaram (Osgoode Hall Law School, Toronto) – “Securitization of the Refugee Body”
- ❖ *Anatasia Tataryn* (Osgoode Hall Law School, Toronto) “The Tensions of Regulating Canada’s Immigration Identity in the Face of Twenty-First Century Migration”

4:45-6:15 - Panel 4(a) Imagining Crimes: Accountability by What Means? (Room C)

Discussant: Stuart O’Connell (Osgoode Hall law School)

Chair: Claire Mummé (Osgoode Hall Law School)

- ❖ Sujith Xavier (Osgoode Hall Law School, Toronto) – “International Criminal Policy: Accountability through Constitutionalization”
- ❖ Marie Manikis (Osgoode Hall Law School, Toronto) – “Towards a Constitutionalization of Victims’ Rights?”
- ❖ Vanisha H. Sukdeo (Osgoode Hall Law School, Toronto) – “Corporate Crime: The Need to Increase Enforcement and Compliance”
- ❖ Ifeonu Eberechi (Dalhousie University, Halifax) – “Trading Peace for Universal Justice: Interrogating States’ Exercise of Universal Criminal Jurisdiction and Its Implications for Peace in Africa”

4:45-6:15 - Panel 4(b) Sustaining the Planet: Regulating the Future (Room D)

Discussant: Ben Richardson (Osgoode Hall Law School)

Chair: Sanam Jalali-Naeini (Osgoode Hall Law School)

- ❖ Ayodeji Nurudeen Otit (Osgoode Hall Law School, Toronto) – “Is the Kyoto Accord Doomed? Exploring the Last Window of Opportunity to Save the Planet Earth from the Effects of the Global Warming”
- ❖ Irene Tumwebaze (Osgoode Hall Law School, Toronto) – “Responding to Environmental Displacement from Climate Change Factors: The Role of Law and Policy in Developing Countries”
- ❖ Patricia Hania (Osgoode Hall Law School, Toronto) – “Building Resilience into Institutions: Climate Change and the Vulnerability of Drinking Water”
- ❖ Gail Henderson (University of Toronto, Toronto) – “The Materiality of Climate Change and the Role of Voluntary Disclosure”

7:00 Dinner at L’Espresso Bar Mercurio

