Conference Schedule

Contemporary International Law Issues in the Asia Pacific: Opportunities and Challenges

May 29-June 1, 2011

台北晶華酒店
The Regent Taipei
Taipei, Taiwan, Republic of China

Hosted by:
中華民國國際法學會
Chinese (Taiwan) Society of the International Law - Chinese (Taiwan) Branch of the International Law Association &
國立政治大學國際事務學院國際法學研究中心
Research Center for International Legal Studies, College of International Affairs, National Chengchi University

________________________________________________________________

Sunday, May 29

17:00-18:30: Registration

18:30-21:00: Welcome Reception (by invitation only)

晶華會 Noble House, 1F

Hosted by the Chinese Society of International Law - Chinese (Taiwan) Branch of the International Law Association

- **Professor Jen Yang** (楊楨理事長) – President, Chinese (Taiwan) Society of International Law
- **Dr. Fredrick F. Chien** (錢復博士) – Member of the Executive Committee, Chinese (Taiwan) Society of International Law
Monday, May 30

8:00-17:00: Registration (國內與會者報到及領取資料)
宴会厅 Grand Ballroom, 3F

9:00-9:40: Opening Ceremony
宴会厅 Grand Ballroom, 3F

Opening Remarks

- Professor Jen Yang (楊楨理事長) – President, Chinese (Taiwan) Society of International Law
- Dr. Se Hwa Wu (吳思華校長) – President, National Chengchi University
- Professor Nicolaas J. Schrijver – President, International Law Association
- The Rt Hon the Lord Mance – Chair of the Executive Council, International Law Association

Welcome Address

- President Ying-jeou Ma (馬英九總統) – President of the Republic of China

9:40-10:00: Coffee Break & Poster Session

10:00-11:40: Roundtable Discussion: International Law in the Contemporary World (1)

- Justice Mariano C. Del Castillo – Supreme Court of the Philippines
- Dr. Fredrick F. Chien (錢復博士) – Member of the Executive Committee, Chinese (Taiwan) Society of International Law
- The Hon. Judge Albert Hoffmann – International Tribunal for the Law of the Sea
- The Rt Hon the Lord Mance – Supreme Court of the United Kingdom
- The Hon. Judge Shunji Yanai – International Tribunal for the Law of the Sea

Moderator: Dr. C.V. Chen (陳長文教授) – Member of the Executive Committee, Chinese (Taiwan) Society of International Law
11:50-12:30: **Keynote Address: The Role of the International Tribunal for the Law of the Sea**

- **Introduction** – Dr. Yeong-Chin Su (蘇永欽副院長) – Vice President, Judicial Yuan, Republic of China
- **The Hon. Judge Helmut Tuerk** – Vice President, International Tribunal for the Law of the Sea

12:30-13:50: **Lunch**

Brasserie, 1F

(3 Parallel Sessions: Panels A, B and C)


- **Raul (Pete) Pedrozo** – Professor, Naval War College, USA – *Sovereignty Claims over the Liancourt Rocks (Dokdo/Takeshima)*
- **Jon Van Dyke** – Professor, University of Hawaii at Manoa – *The Romania V Ukraine Decision and Its Effect on East Asian Maritime Delimitations*
- **Han-yi Shaw** (卲漢儀研究員) – Research Fellow, Center for International Legal Studies, National Chengchi University – *Revisiting the Diaoyutai/Senkaku Islands Dispute: Examining Legal Claims and New Historical Evidence under International Law and the Traditional East Asian World Order Principle*
- **Anastasia Telesetsky** – Associate Professor, University of Idaho – *Marine Restoration Agreements in Asia: New Opportunity for Cooperation in the East China Sea?*
- **Keun-Gwan Lee** – Associate Professor, Seoul National University – *Territorial Questions in the East China Sea from a Trans-Temporal Perspective*
- **Moderator: Malcolm Evans** – Professor, University of Bristol

Concurrent with


- **Sujin Chan** – Counsel, Department of Foreign Affairs and International Trade, Canada – *Beyond Special and Differential Treatment: Regional Integration as a Means to Growth in East Asia*
- **Sungjoon Cho** – Associate Professor, Chicago-Kent College of Law – *A Trans-Judicial Dialogue within the WTO and the Globalizing of Administrative Law*
- **Pinar Artiran** – Lecturer, Istanbul Bilgi University – *Are RTA Safeguard Rules Safe under WTO Rules?*
- **Blake C.Y. Wang** (王震宇教授) – Assistant Professor, National Taipei University – *Analysis on Trade Remedy Measures under RTAs in Light of Asia’s Experiences*
Lukasz Gruszczynski – Assistant Professor, Polish Academy of Sciences – People’s Republic of China and the WTO – Use of Dispute Settlement System in Resolving SPS Trade Controversies

Moderator: Chang-Fa Lo (羅昌發教授) – Professor, National Taiwan University

Concurrent with


Netta Goussac – Senior Legal Officer, Attorney-General’s Department, Australia – A Case of Too Many Cooks? The Prohibition of Cluster Munitions in International Law

Peter Van Krieken – Professor, Webster University, USA – The Impact of Asymmetric Warfare on International Law

Josef Mrázek – Lecturer, Westbohemian University, Czech Republic – Armed Conflicts, Use of Force and Self-Defence in International Law

Nimrod Karin – Legal Adviser, Israel Defense Forces – Law & Order on the Battlefield: Fulfilling the Obligation to Investigate Alleged Breaches of the Law of Armed Conflict

Christian Henderson – Senior Lecturer, Oxford Brookes University – Taiwan’s Rights and Obligations under the Jus ad Bellum

Moderator: Torsten Stein – Professor, University of Saarland

15:30-15:50: Coffee Break & Poster Session

(3 Parallel Sessions: Panels A, B and C)

15:50-17:20: Panel A  Law of the Sea (2): South China Sea

Donald R. Rothwell – Professor, Australian National University – The Law of the Sea, Maritime Security and Naval Operations in the South China Sea

Keyuan Zou – Professor, Lancashire Law School, University of Central Lancashire, UK – China’s U-Shaped Line in the South China Sea Revisited

Robert C Beckman – Director, Centre for International Law, National University of Singapore – UNCLOS Dispute Settlement Regime and South China Sea Disputes

Michael Sheng-ti Gau (高聖惕教授) – Associate Professor, National Taiwan Ocean University – The Ways to Settle the Disputes of Maritime Boundaries Delimitation in the South China Sea from the Perspectives of Taiwan: Learning from the Experiences of East Asia Countries

Moderator: Erik Franckx – Professor, Vrije Universiteit Brussel

Concurrent with

- **Nicolaas J. Schrijver** – President, International Law Association – *Managing the Global Commons: the Need for a New International Law Approach*
- **Fabio Costa Morosini** – Professor, Federal University of Rio Grande do Sul, Brazil – *Trade, Development and Climate Change: Unveiling the Principle of Common but Differentiated Responsibilities from the WTO Agreements*
- **Hsu-Hua Chou** (周旭華教授) – Associate Professor, National Taipei College of Business – *Compliance Bargaining in the Shadow of WTO Law: the Case of Taiwan’s Rice Wine Tax Reduction*

- **Moderator: Kazuhiro Nakatani** – Professor, University of Tokyo

Concurrent with

15:50-17:20: Panel C Mediation, Arbitration and Commercial Transactions

- **David Wyld** – Secretary-General, International Law Association – *Mediation – An International Perspective*
- **Nwamaka Okany** – Researcher, University of Amsterdam – *Sovereign Wealth Funds and State Corporations in International Investment Arbitration: Contemporary Issues of Relevance to the Asia-Pacific Region*
- **Suvrajyoti Gupta** – Research Associate, Jindal Global University, India – *Injunction-Raj: Anti-arbitration Injunctions as threats to International Commercial Arbitrations in India*
- **Martin Doris** – Assistant Professor, Chinese University of Hong Kong – *Embedding the CISG in Asian Markets and a Wider Role for the CISG Advisory Council*

- **Moderator: Nigel N.T. Li** (李念祖教授) – Partner, Lee and Li Attorneys-at-Law

19:00-21:00: Conference Dinner (by invitation only)

*Held in* Taipei Guest House

Hosted by the Ministry of Foreign Affairs, Republic of China
Tuesday, May 31

8:30-17:00: Registration (國內與會者報到及領取資料)

宴會廳 Grand Ballroom, 3F

(3 Parallel Sessions: Panels A, B and C)


- **Erik Franckx** – Professor, Vrije Universiteit Brussel – *CITES as an Alternative for Effective Fisheries Management in the Asia-Pacific Region*
- **Natalie Klein** – Professor, Macquarie Law School, Australia – *From Eco-Terrorism to Eco-Tourism: Assessing Effective Regulatory Tools and Regimes in Marine Management*
- **Kuan-Hsiung Wang** (王冠雄教授) – Associate Professor, National Taiwan Normal University – *Challenge to the Freedom of High Seas: A Discussion on the Development of Boarding and Inspection Mechanism of the RFMOs*

- **Moderator: Lih-Torng Chen** (陳荔彤教授) – Professor, National Taiwan Ocean University

Concurrent with

8:50-10:20: Panel B International Economic Law (2): Trade and Geopolitics

- **Joseph Perkovich** – Visiting Research Fellow, British Institute of International and Comparative Law – *Balance of Power Adjustment and International Monetary Law Reform: Connecting Legal Formalism to Geopolitical Change From Emerged Economies and Declining Trans-Atlantic Power*
- **Pasha L. Hsieh** (謝笠天教授) – Assistant Professor, Singapore Management University – *China-Taiwan ECFA, East Asian Regionalism and WTO Rules*
- **Sang-Myon Rhee** – Professor, Seoul National University – *A Framework-Building in Enhancing Economic Cooperation between South Korea and Taiwan in the Era of ECFA*
- **Pravin H. Parekh** – President, Supreme Court Bar Association, India – *APEC and India: The New Dynamics*
8:50-10:20: Panel C International Criminal Law

- **Alberto Costi** – Associate Professor, Victoria University of Wellington, New Zealand – *The Role of Hybrid Tribunals in the Regionalization of International Criminal Law in the Asia-Pacific Region*
- **Caroline Ehlert & David Cohen** – Research Associate, University of Zurich; Professor, University of California, Berkeley – *The Duch Trial at the ECCC – A Challenge for International Criminal Law*
- **Aurora E. Bewicke** – Legal and Communications Officer, International Bridges to Justice, China – *Asian Developments in Access to Counsel: A Comparative Study*
- **Steven Hill** – Visiting Professor, Hopkins-Nanjing Center, China – *A New Beijing Consensus in UN Peacekeeping Operations?*

**Moderator:** **Spenser Y. Hor** (何曜琛教授) – Professor, Chinese Culture University

10:20-10:40: Coffee Break & Poster Session

(3 Parallel Sessions: Panels A, B and C)

10:40-12:10: Panel A ILA Research Committee: Recognition and Non-recognition

- **Wladyslaw Czaplinski** – Professor, Polish Academy of Sciences – *State Responsibility in Cases of Unlawful Recognition of States and Governments*
- **Miyazaki Takashi** – Professor Emeritus, Nagoya Keizai University, Japan – *Recognition of States in International Law: Theory and Practice*
- **Brad R. Roth** – Associate Professor, Wayne State University, USA – *Secessions, Coups, and the International Rule of Law: Assessing the Decline of the Effective Control Doctrine*
- **Shotaro Hamamoto** – Professor, Kyoto University – *Multilateral Treaties and Recognition of States - Two Japanese Courts Judgments on the Applicability of the Berne Convention between Japan and North Korea*
- **Aziz Tuffi Saliba** – Professor, Federal University of Minas Gerais, Brazil – *The Relation between Self-Determination, Secession and Territorial Integrity in Light of Comparative Constitutionalism and International Law*

**Moderator:** **Wladyslaw Czaplinski** – Professor, Polish Academy of Sciences

Concurrent with

10:40-12:10: Panel B Business, Technology and International Law
• **Emilio Varanini** – Deputy Attorney General, Antitrust Section, California Office of the Attorney General – *Running Soft Convergence into the Ground: The Case for an International Antitrust Treaty*

• **Francis Lanskara** – Marine Consultant, JMC Nautical Pte Ltd, Singapore – *Oil Pollution by Ships - Liability Issues and Strength of Civil Liability Regimes Available in Asia Pacific Region*

• **Eliza Mik** – Assistant Professor, Singapore Management University – *Evaluating the Impact of the United Nations Convention on the Use of Electronic Communications in International Contracts on Local Contract Law – The Singapore Example*

• **Anna Konert** – Lecturer, Lazarski University & Wyszynski University, Poland – *Compensation for Personal Injury in Air Crashes*

• **Moderator: Michael P. Van Alstine** – Professor, University of Maryland

**10:40-12:10: Panel C Private International Law/Conflict of Laws**

• **Adeline Chong** – Assistant Professor, Singapore Management University – *The Scope of Exclusive Jurisdiction Clauses*

• **Kwang Hyun Suk** – Professor, Seoul National University – *Harmonization or Unification of Private International Law Rules in Northeast Asia: Korean Perspective*

• **Yao-Ming Hsu** – Associate Professor, National Chengchi University – *Taiwan’s New Code of Private International Law 2010*

• **Naoki Iguchi** – Partner, Anderson Mori & Tomotsune, Japan – *New Developments of Japanese Private International Law*

• **Moderator: Alejandro Carballo Leyda** – Senior Associate, Cuatrecasas, Goncalves Pereira, China and Spain

**12:10-13:10: Lunch**

VIP Room, 4F

(3 Parallel Sessions: Panels A, B and C)

**13:10-14:40: Panel A Roundtable Discussion: International Law in the Contemporary World (2)**

• **Michael P. Van Alstine** – Professor, University of Maryland

• **Jon Van Dyke** – Professor, University of Hawaii at Manoa

• **Malcolm Evans** – Professor, University of Bristol

• **J. Eduardo Malaya** – Legal Adviser/Assistant Secretary for Legal Affairs, Department of Foreign Affairs, The Philippines

• **Donald R. Rothwell** – Professor, Australian National University
Moderator: Kai-Lin Faung (方嘉麟院長) – Dean, College of Law, National Chengchi University

Concurrent with

13:10-14:40: Panel B International Human Rights

- HA Strydom – Professor, University of Johannesburg – Refining the Scope of State Obligations for Treaty-Based Human Rights Violations: The Meaning of the 2009 Gonzales Ruling by the Inter-American Court of Human Rights
- Yean-Sen Teng (鄧衍森教授) – Professor, Soochow University, Taiwan – The Protean Face of Human Rights in Taiwan
- Markus Schefer – Professor, University of Basel – An Indian Lesson for Europe’s Religious Challenges

Moderator: Jacques deLisle – Professor, University of Pennsylvania

Concurrent with

13:10-14:40: Panel C Security and Terrorism

- Ulf Haeussler – NATO Fellow, National Defense University, USA – Collective Security: A Euro-Atlantic Perspective on Asia-Pacific Contributions
- Tetsuya Toyoda – Associate Professor, Akita International University, Japan – DPRK Issues as a Formative Element of the Northeast Asian Regional Organization
- Hongsheng Sheng – Professor, Zhejiang Sci-Tech University, China – On Prevention and Suppression of Maritime Terrorism in Asia-Pacific: Legal Aspects
- Christopher Michaelsen – Senior Research Fellow, University of New South Wales, Australia – The United Nations, Counter-Terrorism and Human Rights Since 9/11: A Decade of Missed Opportunities
- Vasilka Sancin – Assistant Professor, University of Ljubljana, Slovenia – Innovative Arbitration Agreements to Resolve Border Disputes and the Role of Regional International Organizations: Can the Example of Slovenia-Croatia Arbitration Agreement be Followed in the Asia Pacific?

Moderator: Ove Bring – President, International Law Association - Swedish Branch

14:40-15:00: Coffee Break & Poster Session

(4 Parallel Sessions: Panels A, B, C and D)
15:00-16:30: Panel A Law of the Sea (4): Maritime Jurisdiction and Disputes

- **Ian Townsend-Gault** – Associate Professor, University of British Columbia, Canada – *Can Regimes for Maritime Cooperation Play a Role in Resolving Jurisdictional Disputes in East and Southeast Asian Waters?*

- **Lowell B. Bautista** – Research Fellow, Australian National Centre for Ocean Resources and Security, University of Wollongong – *Territorial and Maritime Jurisdictional Disputes in the Asia Pacific: Enduring Tensions and Contemporary Challenges*

- **Anne Hsiu-An Hsiao** – Assistant Research Fellow, National Chengchi University – *China’s Approach toward the South China Sea Disputes: With Special Reference to “Setting Aside Disputes and Pursuing Joining Development”*

- **Ben Milligan & Clive Schofield** – Researcher & Director of Research, Australian National Centre for Ocean Resources and Security, University of Wollongong – *Filling Governance Gaps in the Asia-Pacific: Legal and Policy Options for Achieving Functionally Comprehensive Management of Maritime Spaces Subject to Overlapping Jurisdictional Claims*

**Moderator:** John K.T. Chao (趙國材教授) – Professor, National Chengchi University

Concurrent with

15:00-16:30: Panel B State Practice and Emerging International Law Issues

- **Julian Ku** – Professor, Hofstra University, USA – *The False Promise of Direct Incorporation of International Law*

- **Bing Ling** – Professor, Chinese University of Hong Kong – *State Immunity and the “High Degree of Autonomy” of Hong Kong*

- **Babatunde Fagbayibo** – Lecturer, Midrand Graduate Institute, South Africa – *International Law in the Developing World: Enhancing Afro-Asian Relations through Inter-Institutional Cooperation between the AU and ASEAN*

- **Doo Hwan Kim** – Honorary President, Association of Air and Space Law, Republic of Korea – *Proposal of Establishing an Asian Space Agency*

**Moderator:** Sea-Wain Yau (姚思遠教授) – Professor, Soochow University

Concurrent with

15:00-16:30: Panel C International Economic Law (3): Foreign Investment and New Dimensions

- **Andrew Mitchell & Tania Voon** – Associate Professors, Melbourne Law School – *Public Health Initiatives in the Asia Pacific: The Challenge of International Investment and Trade Law*
- **Julien Chaisse** – Assistant Professor, Chinese University of Hong Kong – *International Investment Treaties and China Outbound Investments*
- **Fiammetta Borgia & Paolo Vargiu** – Lecturer, Università di Roma “Tor Vergata,” Italy; Lecturer, University of Leicester, UK – *When Investment Law Takes Over: Towards a New Legal Regime to Regulate Asia Pacific’s Submarine Cable Boom*
- **Chien-Huei Wu** (吳建輝教授) – Assistant Research Fellow, Academia Sinica, Taiwan – *Legal Aspects of WTO/IMF Relations Revisited: A Trade Community Perspective*

**Moderator: Andy Sun** (孫遠釗教授) – Professor, Tongji University, China

Concurrent with

**15:00-16:30:** Panel D Workshop: International Law Centers and Publications & Advisory Board Meeting, Chinese (Taiwan) Yearbook of International Law and Affairs (by invitation only)

- **Michael P. Van Alstine** – Professor, University of Maryland
- **Robert C Beckman** – Associate Professor, National University of Singapore
- **Ove Bring** – President, International Law Association - Swedish Branch
- **Sungjooon Cho** – Associate Professor, Chicago-Kent College of Law
- **Paul J. Davidson** – Professor, Carleton University
- **Malcolm Evans** – Professor, University of Bristol
- **Erik Franckx** – Professor, Vrije Universiteit Brussel
- **Donald R. Rothwell** – Professor, Australian National University
- **Nicolaas J. Schrijver** – Professor, Leiden University
- **Jenny H.Y Shyu** (徐慧怡教授) – Professor, National Taipei University
- **Torsten Stein** – Professor, University of Saarland
- Members of the Editorial Board, Chinese (Taiwan) Yearbook of International Law and Affairs

**Moderator: Chun-i Chen** (陳純一教授) – Professor, National Chengchi University

**16:40-17:20:** Keynote Address: *Contemporary International Law Issues in the Asia Pacific - The Importance and Challenge of the Distinction between Rules and Principles*

- Introduction – **Dr. Yann-huei Song** (宋燕輝教授) – Professor, Academia Sinica, Taiwan
- **Professor David Caron** – President, American Society of International Law

**17:20-17:35:** Closing Ceremony
• Professor Nicolaas J. Schrijver – President, International Law Association
• The Hon. Judge Shunji Yanai – President, International Law Association - Japanese Branch
• The Rt Hon the Lord Mance – Chair of the Executive Council, International Law Association
• Professor Chun-i Chen – Vice-President, Chinese (Taiwan) Society of International Law & Director, Research Center for International Legal Studies, College of International Affairs, National Chengchi University

19:00-21:00: Conference Dinner (by invitation only)

Held in The Howard Plaza Hotel Taipei
Hosted by the Judicial Yuan, Republic of China

Wednesday, June 1

Optional Half-Day Taipei City Tour
Poster Presenters

May 30

- **Chen-Ju Chen** (陳貞如教授) – Assistant Professor, National Chengchi University – *Soft Law as Part of the Multilateral Treaty-Making Process*
- **Chris Naticchia** – Professor, California State University – *State, Province, or International Legal Limbo? Settling Taiwan’s status*
- **Bryan Lo Ching Wing** – Senior Lecturer, Universiti Malaysia Sabah – *The Postal Rule: Is UK Ready to Change in the Digital Age?*
- **Liyan Yang** – Professor, Guangxi Normal University, China – *The Deep Integration of RTA and China’s Reform*
- **Chien-yu Liu** – SJD candidate, Georgetown University Law Center – *Government’s Role in Protecting the Internally Displaced Persons: A Case Study of Cyclone Nargis in Myanmar*
- **Tsung-Sheng Liao** (廖宗聖教授) – Assistant Professor, National Chung Cheng University, Taiwan – *The Development of the ECFA under the Totem of the WTO*

May 31

- **Lingli Zheng** – Associate Professor, Nanjing Normal University, China – *The Myth of International Economic Law after Global Financial Crisis*
- **Mohd Hazmi Bin Mohd Rusli** – PhD candidate, University of Wollongong, Australia – *Laws, Regulations and Measures on Protection of the Marine Environment of Straits Used for International Navigation: A Study of the Straits of Malacca and Singapore*
- **Pei-Lun Tsai** – PhD student, University of Nottingham – *The Application of International Human Rights Law to Unrecognised Entities: The Case of Taiwan*
- **Shirley Chi Chu** – PhD student, National Taiwan Normal University – *A Study on the Human Trafficking Issue (in International Law): A View from the Protection of Women and Children*
- **Elisa Ruozzi** – Researcher, University of Turin – *The EU Directive on Renewable Sources and WTO: Towards a Solution of the PPMs Issue?*