



*The Rule of Law: International and
Comparative Perspectives*

An interdisciplinary perspective

PROGRAMME

Harris Manchester College
Oxford, England

Sunday, August 3, 2008

- 4:00 – 5:00 pm **REGISTRATION**
Harris Manchester College
- 7:00 pm **RECEPTION**
Library, Harris Manchester College
- 7:30 pm **OPENING DINNER**
Harris Manchester College Hall

Welcome to Oxford and Introductions

Mads Andenas, Ph.D., Cambridge, Professor of Law, University of
Oslo, and Supernumerary Fellow, Harris Manchester College,
University of Oxford



Oxford Round Table

Monday, August 4, 2008

- 7:30 – 8:25 am **BREAKFAST** – Harris Manchester College Hall
- SESSION I** **HARRIS MANCHESTER COLLEGE,**
Old Dining Room
- Facilitators: Mads Andenas
- 8:25 – 8:30 am *Introductions*, Mads Andenas
- 8:30 – 9:00 am **Title:** The Rule of Law as a Common European
Constitutional Principle
Presenter: Albrecht Weber, Professor, University of
Osnabrueck, Germany
- 9:00 – 9:15 am **ROUND TABLE DISCUSSION**
Discussion Leader: Yasue Mochizuki, Professor,
Kwansei Gakuin University, Japan
- 9:15 – 9:45 am **Title:** The Influence of European Court of Human
Rights Judgments on the Scope of Privacy
Protection under National Law
Presenter: Joanna Dorota Sienczylo-Chlabicz,
Professor, Civil, Economic and Intellectual Property
Law, University of Bialystok, Poland
- 9:45 – 10:00 am **ROUND TABLE DISCUSSION**
Discussion Leader: Michal Tomášek, Professor of
Law, Charles University, Czech Republic
- 10:00 – 10:30 am **TEA & COFFEE BREAK**



Oxford Round Table

Monday, August 4, 2008 - Continued

- 10:30 – 11:00 am **Title:** The Rule of Law in a Transitional Society: Balancing Constitutional Supremacy, Judicial Independence, Separation of Powers and Politics in South Africa: Tales of Hope and Despair
Presenter: Pieter Carstens, Professor of Public Law, University of Pretoria, South Africa
- 11:00 – 11:15 am **ROUND TABLE DISCUSSION**
Discussion Leader: Razeen Sappideen, Professor of Law, University of Western Sydney, Australia
- 11:15 – 11:45 am **Title:** The Rule of Law and Democratic Governance in Asia: A Comparative Perspective
Presenter: Same Varayudej, Lecturer in Law, University of New England, Australia
- 11:45 – 12:00 pm **ROUND TABLE DISCUSSION**
Discussion Leader: Sachiko Yoshimura, Associate Professor, Hiroshima Shudo University, Japan
- 12:15 pm **LUNCH** – Harris Manchester College Hall
- 1:55 pm Meet at Porter's Lodge, Harris Manchester College
- 2:00 pm **WALKING TOUR OF OXFORD COLLEGES**
- 6:30 pm **RECEPTION** – Harris Manchester College
- 7:00 pm **DINNER** – Harris Manchester College Hall



Oxford Round Table

Tuesday, August 5, 2008

- 7:30 – 8:25 am **BREAKFAST** – Harris Manchester College Hall
- SESSION II** **HARRIS MANCHESTER COLLEGE,**
Old Dining Room
- Facilitators: Mads Andenas
- 8:25 – 8:30 am *Introductions,* Mads Andenas
- 8:30 – 9:00 am **Title:** How the "Rule of Law" is Enhanced through the Internationalized Criminal Courts
Presenter: Yasue Mochizuki, Professor, Kwansei Gakuin University, Japan
- 9:00 – 9:15 am **ROUND TABLE DISCUSSION**
Discussion Leader: C.N. Krishna Naik, Professor of Management, Sri Krishna Devaraya Institute of Management, India
- 9:15 – 9:45 am **Title:** The International Legal Accountability of Heads of State and Government for Gross Human Rights Violations: An Emerging International Rule of Law?
Presenter: Douglas Hodgson, Associate Professor, The University of Western Australia, Australia
- 9:45 – 10:00 am **ROUND TABLE DISCUSSION**
Discussion Leader: Same Varayudej, Lecturer in Law, University of New England, Australia
- 10:00 – 10:30 am **TEA & COFFEE BREAK**



Oxford Round Table

Tuesday, August 5, 2008 - Continued

- 10:30 – 11:00 am **Title:** Framing a Global Rule of Law
Presenter: Spencer Zifcak, Director, Institute of Legal Studies, Australian Catholic University, Australia
- 11:00 – 11:15 am **ROUND TABLE DISCUSSION**
Discussion Leader: Hanri Mostert, Faculty of Law, University of Cape Town, South Africa
- 11:15 – 11:45 am **Title:** Property Rights, Human Rights and the New International Economic Law
Presenter: Razeen Sappideen, Professor of Law, University of Western Sydney, Australia
- 11:45 – 12:00 pm **ROUND TABLE DISCUSSION**
Discussion Leader: Jayashree Palande, Reader, University of Pune, India
- 12:15 pm **LUNCH** – Harris Manchester College Hall
- 6:30 pm **RECEPTION** – Harris Manchester College
- 7:00 pm **DINNER** – Harris Manchester College Hall



Oxford Round Table

Wednesday, August 6, 2008

- 7:30 – 8:25 am **BREAKFAST** – Harris Manchester College Hall
- SESSION III** **HARRIS MANCHESTER COLLEGE,**
Old Dining Room
- Facilitators: Mads Andenas
- 8:25 – 8:30 am *Introductions,* Mads Andenas
- 8:30 – 9:00 am **Title:** United Nations Economic Sanctions and Human Rights
Presenter: Sachiko Yoshimura, Associate Professor, Hiroshima Shudo University, Japan
- 9:00 – 9:15 am **ROUND TABLE DISCUSSION**
Discussion Leader: Robert Hebdon, Associate Professor, McGill University, Canada
- 9:15 – 9:45 am **Title:** Landlessness and the Rule of Law in South Africa
Presenter: Hanri Mostert, Faculty of Law, University of Cape Town, South Africa
- 9:45 – 10:00 am **ROUND TABLE DISCUSSION**
Discussion Leader: Albrecht Weber, Professor, University of Osnabrueck, Germany
- 10:00 – 10:30 am **TEA & COFFEE BREAK**



Oxford Round Table

Wednesday, August 6, 2008 - Continued

- 10:30 – 11:00 am **Title:** Rule of Law in Traditional African Justice Systems
Presenter: Michelo Hansungule, Centre for Human Rights, Faculty of Law, University of Pretoria, South Africa
- 11:00 – 11:15 am **ROUND TABLE DISCUSSION**
Discussion Leader: E.V. McDermitt, Adjunct Professor, University of Baltimore, USA
- 11:15 – 11:45 am **Title:** Corporate Veil - Escape from Responsibility, Loss of Values and Social Responsibility Behind a Corporate Shield
Presenter: Heikki Toiviainen, Acting Professor in Commercial Law, University of Helsinki, Department of Private Law, Finland
- 11:45 – 12:15 pm **Title:** The Rule of Law: Universal and Compulsive Human Social Tendency or Cultural Quirk?
Presenter: E.V. McDermitt, Adjunct Professor, University of Baltimore, MD
- 12:15 – 12:30 pm **ROUND TABLE DISCUSSION**
Discussion Leader: Joanna Dorota Sienczylo-Chlabicz, Professor, Civil, Economic and Intellectual Property Law, University in Bialystok, Poland
- 12:30 pm **LUNCH** – Harris Manchester College Hall

Wednesday afternoon and evening are free



Oxford Round Table

Thursday, August 7, 2008

- 7:30 – 8:25 am **BREAKFAST** – Harris Manchester College Hall
- SESSION IV** **HARRIS MANCHESTER COLLEGE,**
Old Dining Room
- Facilitators: Mads Andenas
- 8:25 – 8:30 am *Introductions,* Mads Andenas
- 8:30 – 9:00 am **Title:** Human Rights - The Road Ahead
Presenter: C.N. Krishna Naik, Professor of Management, Sri Krishna Devaraya Institute of Management, India
- 9:00 – 9:15 am **ROUND TABLE DISCUSSION**
Discussion Leader: Spencer Zifcak, Director, Institute of Legal Studies, Australian Catholic University, Australia
- 9:15 – 9:45 am **Title:** Public Sector Collective Bargaining – An International Human Rights Approach
Presenter: Robert Hebdon, Associate Professor, McGill University, Canada
- 9:45 – 10:00 am **ROUND TABLE DISCUSSION**
Discussion Leader: Dr. Georgie Ann Weatherby, Associate Professor of Sociology & Criminal Justice, Gonzaga University, USA
- 10:00 – 10:30 am **TEA & COFFEE BREAK**



Oxford Round Table

Thursday, August 7, 2008 - Continued

- 10:30 – 11:00 am **Title:** The United Nations Declaration on the Rights of Indigenous Peoples in 2007: Is It Essential for the Survival, Dignity, and Wellbeing of Indigenous Peoples?
Presenter: Terrance Power, Professor of Strategic and International Studies, Royal Roads University, Canada
- 11:00 – 11:15 am **ROUND TABLE DISCUSSION**
Discussion Leader: Pieter Carstens, Professor of Public Law, University of Pretoria, South Africa
- 11:15- 11:45 am **Title:** The Rule of Law and Judicial Independence: The Role of the European Court of Justice in the Approximation of Private Law in the EU
Presenter: Kathleen Gutman, Doctoral Candidate in Law, Institute for European Law, Catholic University of Leuven, Belgium
- 11:45 – 12:00 pm **ROUND TABLE DISCUSSION**
Discussion Leader: Cathleen Powell, Senior Lecturer, University of Cape Town, South Africa
- 12:15 pm **LUNCH** – Harris Manchester College Hall
- 1:20 pm Meet at Porter's Lodge for Blenheim Palace Tour
- 1:30 pm Coaches depart for Blenheim Palace
- 2:00 pm **TOUR OF BLENHEIM PALACE**



Oxford Round Table

Thursday, August 7, 2008 - Continued

- 4:30 pm Coaches depart from Blenheim Palace to Harris Manchester College
- 7:00 pm **RECEPTION**
Library, Harris Manchester College
- 7:30 pm **CLOSING BANQUET**
Harris Manchester College Hall
- Presentation of Certificates*
- Friday, August 8, 2008*
- 7:30 – 9:00 am **CONCLUDING BREAKFAST**
Harris Manchester College Hall



Oxford Round Table

Facilitator of the Oxford Round Table

Mads Andenas, Ph. D. (Law), University of Cambridge, and D.Phil. (Law), University of Oxford, is Director of the Norwegian Centre for Human Rights, University of Oslo. He was the Director of the British Institute of International and Comparative Law, London (1999-2005) and Director of the Centre of European Law at King's College, University of London (1991-1999). He is also a Senior Fellow in European Community Law at the Institute of European and Comparative Law, University of Oxford, and a Fellow of Harris Manchester College, University of Oxford and at the Institute of Advanced Legal Studies, University of London. He is General Editor of the *International and Comparative Law Quarterly* (Oxford University Press) and of *European Business Law Review* (Kluwer Law International).



Oxford Round Table Advisory Committee

Don Aitkin, President Emeritus, University of Canberra, Australia
David Barnard, Former President and VC, University of Regina, Canada

Hugh Benjamin, Deputy Director, Stantonbury Campus, UK

Maria Gomez, Rectora, Universidad Nacional Experimental, Francisco de Miranda, Venezuela

Medwin Hughes, DPS FRSA-Principal, Trinity College in the University of Wales

J.M. Irvine, Former VC, University of Birmingham, UK

Rassie Malheabe, Professor, Public Law, Rand Afrikaans University, South Africa

Charles Mould, Former Secretary, Bodleian Library, Oxford University

Canon Brian Mountford, Vicar, University Church of St. Mary's, Oxford University

Mohammad Pourmohammadi, Chancellor, University of Tabriz, Iran

Godehard Ruppert, Rektor, University of Bamberg, Germany

Ryszard Tadeusiewicz, Rector, AGH University of Science and Technology, Poland

Mamuka Tavkhelidze, Rector, Grigol Robakidze University, Georgia

Geoffrey Thomas, President, Kellogg College, Oxford University

Ludvik Toplak, Rector, University of Maribor, Slovenia

Julie Underwood, Dean of Education, University of Wisconsin, Madison

David Woods, President, Rhodes University, South Africa