

Research Bulletin

No. 53 January - August 2008

Welcome to the Research Bulletin for
January to August.

In this edition, you will find the latest information on
staff publications, grants, media appearances and upcoming
seminars and conferences.

Books

N Aroney, *The Constitution of a Federal Commonwealth: The Making and Meaning of the Australian Constitution* (Cambridge University Press, 2008)

N Aroney, S Prasser, J Nethercote (eds), *Restraining Elective Dictatorship: The Upper House Solution?* (University of Western Australia Press, Perth 2008)

A Black and others, *Legal Studies for Queensland Vol 1* (5th edn Legal Eagles publications, Brisbane 2008)

A Clarke, J Devereux, *Torts: A Practical Learning Approach* (Butterworths LexisNexis, Sydney 2008)

J Crowe, *Legal Theory (forthcoming)* (Law Book Company, 2008)

H Douglas, S Harbidge, *Criminal Process in Queensland* (Law Book Company, NSW 2008)

R Grantham, K Barker, *Unjust Enrichment* (LexisNexis, Sydney 2008)

D Hamer, *Laying Down the Law* (7th edn LexisNexis, Sydney 2008)

G Hart, K Sadiq and others, *Principles of Taxation Law* (Thomson ATP, 2008)

R Hinchy, *The Australian Legal System: History, Institutions and Method* (Pearson Longman, Sydney)

R Hinchy, P McDermott (eds), *Fundamental Company Legislation 2008* (Pearson Prentice Hall, Frenchs Forest, NSW 2008)

C Rickett, R Grantham (eds), *Structure and Justification in Private Law: Essays for Peter Birks* (Hart Publishing, Oxford 2008)

C.Rickett (Ed), *Justifying Private Law Remedies* (Hart, 2008) xxxvii, 393 (inc Index)

A Schloenhardt, *Queensland Criminal Law* (3rd edn Oxford University Press, Melbourne 2008)

A Schloenhardt, *The Illegal Trade in Timber and Timber Products in the Asia Pacific Region* (Research and Public Policy Series, Australian Institute of Criminology, Canberra (ACT) 2008)

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Book Chapters

J Allan, 'The Travails of Justice Waldron' in G Huscroft (ed), *Constitutional Interpretation* (Cambridge University Press, New York 2008)

N Aroney, 'Towards Federalism, but Not Quite There: Aquinas, Quidort and Cusanus' in Ann Ward and Lee Ward (ed), *The Ashgate Research Companion on Federalism* (Ashgate Press, London 2008)

N Aroney, 'Upper Houses, Democracy and Executive Accountability' in Janine Philbey (ed), *The Politics of Democracy in South Australia* (State Electoral Office (SA), Adelaide 2008)

N Aroney, 'Bicameralism and Representations of Democracy' in Nicholas Aroney, Scott Prasser and John Nethercote (eds), *Restraining Elective Dictatorship: The Upper House Solution?* (University of Western Australia, Perth 2008)

K Barker, 'Responsibility for Gain: Unjust Factors or Absence of Legal Ground? Starting Points in Unjust Enrichment Law' in C Rickett, R Grantham (eds), *Structure and Justification in Private Law* (Hart Publishing, Oxford 2008) 47-74

K Barker, 'Economic Loss and the Duty of Care: A Study in the Exercise of Legal Justification' in C Rickett (ed), *Justifying Remedies in the Law of Obligations* (Hart Publishing, Oxford 2008)

R Burrell, 'Trade Mark Bureaucracies' in Greame B. Dinwoodie, Mark D. Janis (eds), *Trademark Law and Theory: A Handbook of Contemporary Research* (Edward Elgar, 2008) 95-131

C Cappa, 'Legal Reseach' in Hinchy, Russell (eds), *The Australian Legal System: History, Institutions and Method* (Pearson Education Australia, Frenchs Forest, NSW 2008) 464-473

C Cappa, 'Legal Writing' in Hinchy, Russell (eds), *The Australian Legal System: History, Institutions and Method* (Pearson Education Australia, Frenchs Forest, NSW 2008) 474-484

A Cassimatis, 'Developing States, the Generalized System of Preferences and Trade Measures to Enhance Human Rights' in Ross Buckley, Vai lo Lo and Laurence Boulle (eds), *Challenges to Multilateral Trade: The Impact of Bilateral, Preferential and Regional Agreements* (Kluwer Law International, The Netherlands 2008)

J Corrin, 'Resolving Land Disputes in Samoa' in Various (ed), *Making Land Work* (AusAID, Canberra 2008) 199-221

J Crowe, 'Levinasian Ethics and the Concept of Law' in Desmond Manderson (ed), *Levinas and Law: A Mosaic of Essays* (Palgrave Macmillan, 2008)

H Douglas, 'The Demise of the Provocation Defence and the Failure of Equality Concepts' in Rosemary Hunter (ed), *Rethinking Equality Projects in Law: Feminist Challenges* (Hart Publishing, Portland 2008) 41-58

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Book Chapters

C Forrest, 'International and National Laws Relating to Archaeology Under Water' in Bowens, Amanda (eds), *Underwater Archaeology: The Nautical Archaeological Society Guide to Principles and Practice* (Blackwell Publishing, West Sussex UK 2008) 45-52

R Grantham, C Rickett, 'Unjust Enrichment - Reason, Place and Content' in Charles Rickett and Ross Grantham (ed), *Structure and Justification in Private Law: Essays for Peter Birks* (Hart Publishing, Oxford 2008)

D Jensen, 'Compensation for Breach of Trust - The Remoteness Impasse' in Charles EF Rickett (ed), *Justifying Private Law Remedies* (Hart Publishing, Oxford 2008) 205-221

D Morrison, 'Extended Problems and Answers' in Gibson and Fraser (ed), *Business Law*, second edition (Pearson Education Australia, Sydney Australia 2008) 1-20

D Morrison, C Anderson, 'The Commencement of the Company Rescue: How and When Does It Start?' in Paul J Omar (ed), *International Insolvency Law Themes and Perspectives* (Ashgate Publishing, Aldershot Hampshire England 2008) 83-104

G Orr, 'Citizenship, Interests, Community and Expression: Expatriate Voting Rights in Australian Elections' in Simon Bronitt and Kim Rubenstein (ed), *Citizenship in a Post-National World: Australia and Europe Compared* (The Federation Press, Annandale, Sydney 2008) 24-37

A Schloenhardt, 'Illegal Migration and Migrant Smuggling in the Asia-Pacific: Balancing Regional Security and Human Rights' in Melissa G Curley & Wong Siu-lun (eds), *Security and Migration in Asia: The Dynamics of Securitisation* (Routledge Publishers, London 2008) 35-56

B Sherman, 'Kinds, Clones and Manufactures' in Woodmansee, Biagioli, Jaszi (eds), *Con/Texts of Invention* (University of Chicago Press, Chicago 2008)

B Sherman, L Bently, S Hubicki, 'Patent Issues in Biotechnology' in (ed), *The Encyclopaedia of the Human Genome* (Macmillan Reference, London 2008)

B Sherman, 'Plant Intellectual Property' in (ed), *Dictionary of Intellectual Property Terms* (Cambridge University Press, 2008)

M Stephenson, BA Hocking, 'Why the Persistent Absence of a Foundational Principle? Indigenous Australians, Proprietary and Family Reparations' in (ed), *Reparation for Indigenous Peoples* (University of Siena, Italy and Oxford University Press, 2008)

L Toohey, 'Stepping Stones and Stumbling Blocks: Vietnam's Regional Trade Arrangements and WTO Accession' in R Buckley, L Boulle and V Io Lo (eds), *The Challenge to Globalisation: Regional and Preferential Trade Agreements* (Kluwer Law International, The Hague 2008)

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Journal Publications

J Allan, 'Jeremy Waldron and the Philosopher's Stone' [2008] *San Diego Law Review* No.1, 133-162

J Allan, 'The Victorian Charter of Human Rights and Responsibilities: Exegesis and Criticisms' (2008) 30 (3) *Melbourne University Law Review* 906-922

N Aroney, 'Constitutional Choices in the Work Choices Case, or What Exactly is Wrong with the Reserved Powers Doctrine?' (2008) 32 (1) *Melbourne University Law Review*

N Aroney, J Allan, 'An Uncommon Court: How the High Court of Australia Has Undermined Australian Federalism' (2008) 30 (2) *Sydney Law Review* 245-294

R Baird, 'The Antarctic Treaty System and Japan's Scientific Whaling in the Southern Ocean - Is there a Duty to Act?' [2008] *Asia-Pacific Journal of Environmental Law*

R Baird, 'Australia's Response to Illegal Foreign Fishing: A Case of Winning the Battle but Losing the Law?' [2008] (154) *International Journal of Marine and Coastal Law*

F Bartlett, 'Professional Discipline Against Female Lawyers in Queensland - A Gendered Analysis' (2008) 17 (1) *Griffith Law Review*

F Bartlett, 'Student Misconduct and Admission to Legal Practise - New judicial approaches' (2008) 34 (2) *Monash University Law Review*

F Bartlett, 'Model Advocates or a Model for Change?' [2008] *Melbourne University Law Review*

A Black, 'Ideology and Law: The Impact of the MIB Ideology on Law and Dispute Resolution in the Sultanate of Brunei Darussalam' (2008) 3 (1) *Asian Journal of Comparative Law* 1-41

B Cairns, S Williams, 'Civil Case Flow in the Queensland Supreme Court' (2008) 27 (3) *Civil Justice Quarterly* 358-376

C Cappa, 'Developing generic criteria and standards for assessment in law: processes and (by)products' (2008) 32 (4) *Assessment and Evaluation in Higher Education* 417-432.

A Cassimatis, 'Government Procurement Following the Australia US Free Trade Agreement - Is Australia Complying with Its Obligations to Provide Remedies to Unsuccessful Tenderers?' (2008) 30 *Sydney Law Review*

J Crowe, 'Self and Other in Ethics and Law: A Comment on Manderson (forthcoming)' (2008) 33 *Australian Journal of Legal Philosophy*

J Crowe, 'Combatant Status and the "War on Terror": Lessons from the Hicks Case' (2008) 33 (2) *Alternative Law Journal* (forthcoming)

J Crowe, 'Levinasian Ethics, Moral Belonging and Animal Rights' (2008) 26 *Windsor Yearbook of Access to Justice* (forthcoming)

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J Crowe, 'Explaining Natural Rights: Ontological Freedom and the Foundations of Political Discourse' (2008) 4 (1) *New York University Journal of Law and Liberty* (forthcoming)

J Crowe, 'Self and Other in Ethics and Law: A Comment on Manderson' (2008) 33 (2008) *Australian Journal of Legal Philosophy* 145-151

C Forrest, 'The Balancing of Maritime Interests in the Southern African Oceans in Light of the New International Maritime Security Regime' (2008) 41 (1) *The Comparative and International Law Journal of Southern Africa* 1-23

C Forrest, P Bordahandy, 'Maritime Security and Maritime Law in Australia' (2008) 14 (2) *Journal of International Maritime Law* 162-179

S Derrington, 'Une Brève Introduction Au Droit Maritime Australien' (2008) XXVI (1) *Annuaire De Droit Maritime Et Océanique* 571-586

S Derrington, 'Towage Contracts in Australia - Does Your Contract Say What You Think It Does?' (2008) 8 (1) *Shipping & Transport Lawyer International* 28-30

D. Gawith, 'The Vienna Sales Convention as a Model for Regulation of International Consumer Transactions' www.tlc.uned.edu.au/lawjournal/index.php?action=showarticle&articleid=45&journalid=8

R Grantham, C Rickett, 'A Normative Account of Defences to Restitutionary Liability' [2008] *Cambridge Law Journal*

A Leahy and others, 'In the Shadow of the Australia-China FTA Negotiations: What Australian Business Thinks About IP' (2008) 27 (1) *Economic Papers* 1-18

D Morrison, 'Milestones in Bankruptcy and Insolvency Laws' (2008) 16 (1) *Insolvency Law Journal* 43-46

Q Liu, 'The Chinese Property Rights Law: Old Wine in a New Bottle' (2008) 25 2007 (1) *LawAsia Journal*

Q Liu, 'The Test of Fundamentality in Anticipatory Breach Cases: *Spirent v Quake*' (2008) 46 (2008) *Canadian Business Law Journal* 7

A Schloenhardt, 'Mafias and Motorbikes: New Organised Crime Offences in Australia' (2008) 19 (3) *Current Issues in Criminal Justice* *tba.*

B Sherman, 'Kinds, Clones and Manufactures' in Woodmansee, Biagioli, Jaszi (eds), *Con/Texts of Invention* (University of Chicago Press, Chicago 2008)

B Sherman, L Wiseman, 'Copyright Protection for Indigenous Creations: Issues for the Future' [2008] *Intellectual Property Journal*

T Walsh, 'Suffering in Silence: Prohibitions on Interviewing Prisoners in Australia, the US and the UK' (2008) 33 (1) *Monash University Law Review* 72-89

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Conference Papers

R Baird, 'The Development of a Comprehensive Global Record for Fishing Vessels, Refrigerated Transport Vessels and Supply Vessels: An Analysis of the Practice of Regional Fisheries Bodies', Expert Consultation on the development of a comprehensive global record of fishing vessels, Rome 25-28 February 2008, (Food and Agricultural Organisation, Rome 2008) 1-19

F Bartlett, 'Reconsidering a Caring Ethic in Female Legal Practise', Third International Legal Ethics Conference 2008, Gold Coast, Sheridan Mirage 13-16 July 2008

J Corrin, 'Panel Session on human rights', STRATEGIES FOR THE FUTURE: PROTECTING HUMAN RIGHTS IN THE PACIFIC, Apia, Samoa 27-29 April 2008

J Corrin, 'Land, Law and the 'Pacific Way'' Samoa and Solomon Islands', 7th European Society of Oceanists Conference, Verona 10 to 12 July 2008

J Crowe, 'Is There an Obligation to Obey the Law?', TC Beirne School of Law Work in Progress Seminar Series, The University of Queensland 20 March 2008

J Crowe, 'Is There an Obligation to Obey the Law?', Australian Society of Legal Philosophy Annual Conference, The University of Melbourne 13-15 June 2008
its application to cultural heritage' World Archaeological Congress, University College Dublin, Ireland, 4 July 2008

D.Derrington, "Five Serious Aspects of Difficulty in Liability Insurance." NSW branch of the Aust Insurance Law Association. 26 July 2008

H Douglas, 'Preventive Detention in Criminal Matters and the Judicial Assessment of Risk', Law and Justice in the Risk Society, Research Committee on the Sociology of Law, University of Milano 'Statale' 11 July 2008 (Unpublished, 2008)

H Douglas, 'Preventive Detention versus Indefinite Detention', Thomson Reuters: Continuing Professional Development, Novotel, Brisbane 1 August 2008

H Douglas, T Walsh, 'Hyper Vigilance and Risk Avoidance in the Child Protection Context: What is the Role of Lawyers in the Child Protection Process', Law and Justice in the Risk Society, Research Committee on the Sociology of Law, University of Milano 'Statale', Milan 10 July 2008 (Unpublished, 2008)

H Douglas, 'Unusual Crimes Still on The Staute Books', University of Queensland, Brisbane 1 August 2008

C Forest, 'Collateral Damage? Archaeology, war and plunder in Iraq, 1914-2007: The Doctrine of Military Necessity and the Protection of Cultural Property During Armed Conflicts' World Archaeological Congress, University College Dublin, Ireland, 30 June 2008

C Forest, 'Applying a source state's property law in a market state's court: a reconsideration of the theory of renvoi and its application to cultural heritage' World Archaeological Congress, University of Dublin, Ireland, 4 July

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G Orr, 'Legal Regulation of Governmental Advertising', 18th Annual Public Affairs in the Public Sector Conference, Darling Harbour, Sydney 14 February 2008

G Orr, 'The Right to Vote in Australia: Roach v Electoral Commissioner', 2008 Constitutional Law Conference, Domain Theatre, Art Gallery of NSW 8 February 2008

G Orr, 'Federal Public Funding', Political Finance Roundtable, NSW Parliament House 6 March 2007

C. Rickett, 'The Goal of Unjust Enrichment Law', Obligations IV Conference, Singapore, 23-25 July 2008

A Schloenhardt, 'Mafias and Motorbikes: New Organised Crime Offences in Australia', Australian Federal Police, Canberra

A Schloenhardt, 'Mafias and Motorbikes: New Organised Crime Offences in Australia', Attorney-General's Department (Cth), Canberra March 14, 2008

A Schloenhardt, 'Migrant Smuggling Issues', Australian Defence College, Canberra (ACT) May 29, 2008

M Stephenson, 'Issues with the Right to Negotiate Under the Australian Native Title Act', Seminar to Graduate Students and Law Faculty, University of Ottawa, Ottawa, Canada January 2008

M Stephenson, 'Indigenous Issues and Contemporary Australian Developments', Seminar to members of the Centre for Sami Research, Umea University, Umea, Sweden January 2008

S Sullivan, 'Violence, Local Magistrates and the Informal Law 1700-1833: Magistrates and Mediation in Kent', Law and Public Policy: Taming the Unruly Horse?, University of Western Australia September 2007 (Australasian Law Teachers Association, ALTA 2008)

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Grants

P Billings, 2008. 1. Aboriginal Protection/assimilation Laws and the NT Intervention; 2. A Critical Examination of the Emergency Response in the NT with Particular Reference to Income Management/welfare Quarantining in the NT and Queensland, UQ New Staff Research Start-Up Fund, \$7000

J Corrin, 2008. Developing and Field Testing Community Management Systems to Protect the Coral Reefs and Marine Eco-Systems of Marovo Lagoon in Solomon Islands, MacArthur Foundation Grant, US\$250,000

J Corrin, 24th to 29th January 2008. Interdisciplinary field research into environmental protection and the role of customary chiefs in Marovo Lagoon, Western Province, Solomon Islands, funded by the MacArthur Foundation.

D. Hamer, UQ Strategic and Learning Grant, 2008, \$7860

D. Hamer, TC Beirne School of Law Contestable Research Funds, 2008, \$6000

A Schloenhardt, 2008. Organised Crime Legislation in the Asia Pacific region (USA), research grant. \$AUD13168.10

G Orr, 2008. Funding for Monograph of the Law Governing Parliamentary Elections and Political Parties in Australia, Law Foundation of South Australia Grants, \$10 000

P O'Shea, 2008. Simplification of Pre-contractual Disclosure in Consumer Credit, Ministerial Council for Consumer Affairs, \$136,000

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Book Reviews

Francesca Bartlett, 'Changing Law: Rights, Regulation and Reconciliation', Griffith Law Review

Francesca Bartlett, 'Raising the Bar: Legal Profession in East Asia'

P Billings, 'Review of "Complementary Protection in International Refugee Law" - By Jane McAdam.' (2008) 28 (1) Legal Studies 143-148

J Crowe, 'Review of Marinos Diamantides (ed), Levinas, Law Politics (2008) 33 Australian Journal of Legal Philosophy

J Devereux, 'Coronial law and Practice' [2008] Australian Law Journal

C Forrest, 'Book Review: Modern Maritime Law (2nd Ed by Aleka Mandaraka-Sheppard" [2008] (2) Lloyd's Maritime and Commercial Law Quarterly 248-250

R Grantham, 'Private Law and Property Claims' (2008) Vol 2 Journal of Equity ((2008) Vol 2) Journal of Equity 172-176

D Jensen, 'The Rise of the Unelected: Democracy and the New Separation of Powers by Frank Vibert' (2008) 24 (2) Policy 55-56

Parliamentary Reports

A Schloenhardt, Parliament of Australia, Joint Committee on the Australian Crime Commission, Inquiry into Serious and Organised Crime Legislation, (Canberra, 2008)

D Morrison, House of Representatives, Parliamentary Joint Committee on Corporations and Financial Services, Corporate Insolvency Laws - a Stocktake, 'Insolvency Reform Package, Recommendation 43', (Canberra, 2008)

G Orr, Commonwealth Parliament, Joint Standing Committee on Electoral Matters, Inquiry into Tax Deductibility of Political Matters, 'Oral evidence to inquiry, 29 April 2008', (2008)

G Orr, Commonwealth Parliament, Joint Standing Committee on Electoral Matters, Submission to 2007 Federal Election Inquiry - Courts of Disputed Returns, ', (2008)

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Media Appearances

- J Allan**, 'Opinion: Put up a sticker and you've done your bit', Australian, (January 22, 2008) p12
- J Allan**, 'Don't give judges any more power', Australian, (February 7, 2008) p16
- J Allan**, 'Labour shakes up judicial selection system', Australian Financial Review, (February 15, 2008) p55
- J Allan**, 'As crazy now as a TV show then', Weekend Australian, (February 16, 2008) p28
- J Allan**, 'Agreed is good in halls of academe' Australian, (February 22, 2008) p12
- J Allan**, 'Bar Association Conference', ABC Coast FM Gold Coast, (February 22, 2008)
- J Allan**, 'Pollies or judges to rule the roost?', Legal Affairs, Australian, (February 29, 2008) p34
- J Allan**, 'Clark needs new zeal and a lot of luck', Australian, (February 29, 2008) p14
- J Allan**, 'Fixing terms will not fix problems', Australian, (March 13, 2008) p14
- J Allan**, 'Mad game to tinker with our great system', Australian, (April 11, 2008) p12
- J Allan**, 'Giving lawyers more power will cut our liberties', Australian, (April 2, 2008) p14
- R Baird**, 'Whaling in the Antartic and Illegal Boardings', ABC, (17.01.08)
- R Baird**, 'Whale of a dilemma', Focus, Courier Mail, (January 19, 2008) p51
- R Baird**, 'Whaling in the Antartic and Illegal Boardings', ABC 774 Melbourne, (January 17, 2008)
- R Baird**, 'Whaling in the Antarctic and Illegal Boardings', ABC 936 Hobart, (January 17, 2008)
- F Bartlett**, 'Fewer Complaints About Women Lawyers..what's the Cause?', ABC News Radio, (18 July 2008)
- A Davidson**, 'Enforcing online contracts', Law Society Journal, (February 2008) p 52
- A Davidson**, 'Censorship - New laws aim to provide a 'clean feed' to users', Proctor, (February 2008) p41
- H Douglas**, 'What is a committal hearing?', ABC Radio, 4BC Brisbane, (January 31, 2008)
- H Douglas**, 'Dr. Patel and Fair Trial', 6pm News, Channel seven., (27 June 2008)
- H Douglas**, 'Patel Could Follow Ferguson Precedent', Courier Mail, (3 July 2008)

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Media Appearances

H Douglas, 'Pre-trial Publicity and Dr. Patel', P.M., ABC Radio National, (16 July 2008)

H Douglas, 'Extradition Process', Stateline, ABC, (18 July 2008)

H Douglas, 'Anonymous Witnesses', Breakfast with David Anderson, ABC Radio Central Queensland, (25 June 2008)

D.Hamer, 'ARC Rankings Poor on Law' – opinion piece for The Australian, Higher Education Supplement, 25 June 2008

D.Hamer, 'Fair trial/stay of proceedings issue, with reference to Dennis Ferguson', Channel 7 News, July 3 2008

D.Hamer, 'Pedophile Dennis Ferguson Run out of Queensland town', Courier Mail (Michael Wray and Hannah David), July 4 2008, pp 1-2.

G Orr, 'Keeping Tabs on Poll Cash', Weekend Australian Financial Review, (March 8-9, 2008)

G Orr, 'Flexibility tops fairness in work reform', Courier Mail, (February 13, 2008) p 33

G Orr, 'Investment Guide to democracy', Courier Mail, (March 12, 2008) p30

G Orr, 'Hearings to Grapple with Bill of Rights, Private Gifts', The Canberra Times, (25 April 2008)

G Orr, 'That Swing Don't Mean a Thing (op-ed Piece)', crikey.com.au, (26 March 2007)

G Orr, 'Interviewed for 'Money Talks'', The Courier-Mail, (12 April 2008)

G Orr, 'Interviewed for 'Power and Dirty, Sexy Money'', The Age, (22 March 2008)

G Orr, 'Alcopops' Tax: Retrospective Legislation and Restitution', Drive Programme, ABC Local Radio, (16 May 2008)

G Orr, 'More Than Just Another Day Off (Labour Day Opinion Piece)', The Courier-Mail, (5 May 2008)

P O'Shea, 'Banking errors may cost consumers', Brisbane Extra, Channel 9, (April 8, 2008)

P O'Shea, 'Check Bank Statements', Brisbane Extra, Channel 9, (March 2008)

S Prasser, 'Battle for BCC is Libs' last stand', Courier Mail, (March 13, 2008) p33

A Schloenhardt, 'Human Trafficking in Australia', Mornings, ABC, (April 1, 2008)

A Schloenhardt, 'Extradition of Dr J Patel', 4BC Radio, (February 21)

A Schloenhardt, 'Extradition of Dr J Patel', Stateline, ABC Television, (March 14)

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Media Appearances

- A Schloenhardt**, 'Trafficking in Persons in Australia', 2SER, (March 13)
- A Schloenhardt**, 'Illegal Timber Flourishing', The Australian, (April 18, 2008)
- A Schloenhardt**, 'Ilegal Trade in Timber and Timber Products', News, Al Jazeera (English), (April 18, 2008)
- A Schloenhardt**, 'Illegal Logging Rampant in PNG', Post Courier, (April 23, 2008)
- A Schloenhardt**, 'Membership in Criminal Groups', 107.1 SAFM, (May 21, 2008)
- A Schloenhardt**, 'New Organised and Serious Crime Laws in South Australia', National Nine News, Channel 9, (June 7)
- A Schloenhardt**, 'Fighting Organised Crime in Australia', "Morning", ABC Southern Queensland, (June 25, 2008)
- M Stephenson**, 'Native Title Goes Global', Graduate Contact,

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Research Seminar Series

The 2008 Research Seminar Series semester two program is available on the Research Seminar Series website.

The site lists the speakers for 2008, with biographies, abstracts of presentations and lists of other publications.

Please visit the Website for more information on the presentations.

<http://www.law.uq.edu.au/2008-program>

You may also find details of each seminar every month on the Calendar of Events website.

www.law.uq.edu.au/events

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Conferences & Seminars

What's the Big Deal about Democracy? 8-10 September 2008 Brighton, United Kingdom

It is widely assumed that it is simply self-evident that democracy is the best system of government that anyone has yet devised: admittedly imperfect, but better than anything else. But why? What exactly does democracy have to recommend it? What are the assumptions that lie behind democracy? And what sort of democracy are we talking about? Is representative democracy the ideal form of democracy? Is it the best guarantor of freedom? How does democracy understand freedom? Are there any plausible alternatives either to democracy itself or to representative democracy? And what might thinking about alternatives suggest about the sort of polities into which we might organise ourselves? Does the state remain the zenith of political organisation? And what might the implications be for the organisation of political life, and for democracy in particular, of the growth of corporate power and of corporate forms of organisation.

Website: <http://www.brighton.ac.uk/CAPPE/Confevents/Profiles/1.html>

9th National Mediation Conference 10 Sep 2008 Hyatt Regency Hotel, Perth

The conference is widely acknowledged as the leading Australian gathering of mediation practitioners, researchers and trainers. Delegates from industry, the community sector and government, will join eminent Australian and international mediation professionals to continue the development of mediation and related processes in Australia and beyond.

The theme for the 2008 conference "Transforming the Landscape" has provided opportunities for presentations on a wide range of topics, one of which is accreditation of mediators. Presentations from an ensemble of outstanding keynote and invited speakers will be complemented by concurrent sessions offering more than 60 papers, workshops and posters.

The social program offers excellent opportunities for networking to share stories and experiences and to enjoy the wonderful Western Australian food, wine and hospitality. We feel confident you will return home from the conference feeling inspired, motivated and knowledgeable.

Website: www.promaco.com.au/2008/mediation/

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Conferences & Seminars

1st Global Methamphetamine Conference **15-16 September 2008** **Prague, Czech Republic**

The 1st Global Conference on Methamphetamine will feature a range of plenary presentations, symposium sessions, panel discussions and social events. Topics and areas to be discussed include:

Pharmacology / Research / Trafficking / Treatment / Policy / Mental Health / Global Markets / HIV / Hepatitis / Community Education / Women / Production / Epidemiology / Law Enforcement / Demand Reduction / Harm Reduction / Public Health / MSM / Sexual Risk / Environmental Issues / Commerce / Rapid Assessment / Youth / Replacement Therapy / Injection Drug Use / Prescribed Usage / Eastern Europe / Central Asia / Asia / Caribbean / Latin America / Oceania / North America / Western & Central Europe / Sub-Saharan Africa /

Presentation formats may include individual papers, reports on research-in-progress, round-table discussions, topic-centred workshops, or a format more appropriate to your own work. Please indicate your presentation format in your proposal, and please make sure that your proposal identifies the language you wish to present in.

Website: www.globalmethconference.com/index.php

Recent Developments in Contract Law **16 Sept 2008** **Crown Plaza Darling Harbour, Sydney**

This one day conference provides you and your team with the tools you need to deal effectively with all aspects of contract law and management. If you advise clients on commercial contracts, manage contracts once they're in place or negotiate agreements and their terms, this might be of interest.

Key Sessions:

- Discover how to control liability through contracts
- Learn how to protect your legal risks and liabilities through contract drafting
- Examine how to determine a contractual duty of faith
- Find out how to leverage commercial convenience through ADR

Speakers include:

- Jeffrey Goldberger, Special Counsel, Blake Dawson
- Owen Hayford, Partner, Clayton Utz
- Geoff Wood, Partner, Mallesons Stephen, Jacques
- Geoff Sutherland, Partner, Decons

Website: www.lexisnexis.com.au/aus/conferences/conferences08/ContractNSWSept08/default.asp

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Conference & Seminars

Intellectual Property Law & Practice Conference 17 September Crowne Plaza, Sydney

This conference will provide a combination of legal and practical updates on a broad range of IP issues. It will benefit not only intellectual property lawyers, but also any professional who faces IP or copyright issues.

Key Sessions:

- Conserving valuable assets with effective patent strategy
- Protecting your business' copyright and confidential information
- Capitalising on the strategic value of intellectual property

Speakers include:

- David Yates, Partner, Allens Arthur Robinson
- Rob McInnes, Principal, Spruson & Ferguson
- Intellectual Property
- Odette Gourley, Partner, Corrs Chambers Westgarth
- Marina Yastreboff, Corporate Counsel,
- CSC Australia

Website: www.lexisnexis.com.au/aus/conferences/conferences08/IPLawNSW08/default.asp

Maritime Domain Awareness 2008 Implementing Best Practice Strategies to Maximise Security & Maritime Domain Awareness Capabilities September 16 - 18, 2008 Marque Hotel, Canberra, ACT

Maritime Domain Awareness is the latest and most critical evolution of coastal surveillance. This event will bring together the most critical government agencies and departments as well as respective international counterparts to focus on how to achieve an effective integrated approach to maritime security.

The conference will focus on the key challenges and current developments in the maritime environment and will be held in an unclassified environment to ensure maximum free exchange of information.

A strong and highly researched program will provide a diverse speaker line from both the Australian and international front which will deliver presentations and specific case studies to share strategies to overcome the challenges in:

1. Maximising Maritime Domain Awareness for Australia and beyond
2. Increasing Intelligence Sharing, Collaboration and Interoperability both within Australia and also regionally
3. How to further develop Capacity Building and Capabilities for the future
4. Assessing Threats & Minimising Risks
5. Implementing Technology and Innovative Solutions for maritime surveillance

Website: www.iqpc.com/ShowEvent.aspx?id=107596

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The 3rd Annual University Governance & Regulations Forum Monday 29th & Tuesday 30th September 2008 Marriott Hotel, Brisbane

Recently the Hon. Julia Gillard announced that the Former Vice Chancellor of the University of South Australia, Prof. Denise Bradley AC, would be the Chair of the newly established Higher Education Review Panel. The question is – How will the findings of this review impact the formation of governance and regulation for the higher education sector? At the Annual University Governance & Regulations Forum, Prof. Bradley will discuss this question. She is one of many key presenters who will assess strategies and approaches to develop and maintain good governance and regulation for our universities. Themes will range from –

- Implications of the Higher Education Review and the Innovation Review panels;
- The ethics of accepting funding contributions;
- Executive management and leadership;
- The question of whether board members should receive remuneration for their work;
- Intellectual Property and copyright law;
- Representation and equality in governance;
- Governance models, design and operation;
- Accountability, transparency and risk management for general and financial operations

Website: www.informa.com.au/ibcoz/marlin/system/render.jsp?MarlinViewType=MARKT_EFFORT&siteid=30000000421&marketingid=20001690706&proceed=true&MarEntityId=10040266099&entHash=254a60120

Australia and New Zealand Education Law Conference (ANZELA) Achieving excellence- lawyers and educators working together 17th Annual Conference 8 - 10 October 2008 Christchurch, New Zealand

ANZELA is the Australia and New Zealand Education Law Association Ltd. Its aims are to promote the study and discussion of law relating to education and to advance knowledge and research about the law in education at all levels. This conference will interest lawyers, teachers and school principals, academics, advocates, unions and community organisations, and education providers interested in education and the law.

See link for program guide for full details of conference.

Website: www.anzela.edu.au/images/Conference_docs/anzela_08_brochure.pdf

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Climate Change and its Challenges for the International Legal System **Friday 17 October 2008** **University of London, London**

The Annual Conference 2008 will focus on climate change. Concerns about the effects of climate change are being considered at national and international levels in a variety of disciplines. The impact on international law has not been explored to any significant extent. This conference will explore the effects of climate change on international law, both from within and outside the law, and through international and comparative perspectives. This is a very timely conference with the growing recognition of the need for international cooperation and regulation, as part of a rule of law, being a vital aspect for the future.

Website: www.biicl.org/events/view/-/id/299/

2008 Conference of the CMCL–Centre for Media and Communications **Law Media, Communications and Public Speech** **20 – 21 November 2008** **University of Melbourne Law School, Melbourne**

Please see website for more information (full details not available at this time)

Plenary Speakers

- Kathy Bowrey, University of NSW
- Cherian George, Nanyang Technological University, Singapore
- Jonathan Griffiths, Queen Mary, University of London
- Peter Jaszi, Washington College of Law, American University
- Dario Milo, Partner, Webber Wentzel & University of the Witwatersrand, South Africa
- Katharine Sarikakis, University of Leeds

Website: www.law.unimelb.edu.au/cmcl/seminars

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21st LawAsia Conference 2008 **29 Oct - 1 Nov 2008** **Convention Centre, Kuala Lumpur**

In the fast moving pace of the world, legal professionals must stay updated and keep informed on trends and evolving landscape of commercial, criminal and media law. The 21st LawAsia conference features speakers from around the region who will share their insights and experience in these areas of the law and more.

The conference will help legal professionals - and through them, their clients - navigate the vast and fluid waters of Asia-Pacific-related law, turning obstacles into opportunities at the lightning-quick speed of the 21st century.

The Conference will showcase over 30 sessions including 4 plenaries, featuring 90 speakers from over the region. Representatives from some of the region's most respected law firms are serving as moderators and panelists.

The 21st LawAsia conference in Kuala Lumpur is also the inaugural annual LawAsia conference and it represents a permanent shift from the traditional biennial conferences. The conference therefore enjoys great historical significance.

Website: www.lawasiakl2008.org/

National Access to Justice and Pro Bono Conference **14-15 November 2008** **The Sydney Masonic Centre , Sydney**

The Law Council of Australia and the National Pro Bono Resource Centre have teamed up to host the second National Access to Justice and Pro Bono Conference, to be held on 14 and 15 November 2008 in Sydney.

The conference will centre on the key theme of "Working Together". About \$250 million of work was undertaken on a pro bono basis by Australian solicitors in 2007, and this figure continues to rise. On average, this amounts to every solicitor giving one week each year of their time free of charge to the community. These figures demonstrate how active the legal profession is within the pro bono arena. Over the course of this two-day conference, you will hear from leading legal practitioners.

This conference aims to encourage all those who strive to provide access to justice in Australia to work more closely together and collaborate in projects and programs that will better address the legal needs of Australians.

Website: www.a2j08.com.au/

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The Jury Research and Practice Conference 14 November 2008 District Supreme Courts, Brisbane

Hosted by the School of Psychology (UQ) at the District and Supreme Courts' Complex in Brisbane. The opening address will be by the Chief Justice, The Honourable Paul de Jersey, AC.

The conference has been running for a number of years as an initiative of the National Court of the Future Project, and attracts practitioners and researchers interested in juries from around Australia. It is a great forum for meeting people from a variety of professions and disciplines of research.

The conference will be on Friday November 14, with a tour of the courts on the afternoon of the day before. Submissions for presentations are called for, and registration will be available from August 15.

Website: www.psy.uq.edu.au/news/index.html?nid=430

International Seminar on Comparative Law 2008 18-20 November 2008 Kuala Lumpur, Malaysia

The Theme of the seminar is "TOWARDS INTERACTION AND CONVERGANCE OF LEGAL SYSTEMS"

SUB-THEMES: Principles of Jurisprudence, Legal Families – (The Civil Law System, The Common Law System, Socialist Law, Islamic Law, Far East Law, African Legal System), Legal Education on Comparative laws, Comparative Substantive Laws (Criminal Law, Commercial Laws, Administrative Laws, Land Laws), Comparative Theories of Justice and Administration of Justice, Human Rights, Law and Society, Morality and Ethics, Dispute Resolution, Legal History, The Theories and Practice of Diverge Legal Systems in Transnational and International Law.

We call for papers on the abovementioned sub-themes.

Website: www.usim.edu.my/iscom2008

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Call for Journal Papers

TC Beirne School of Law LAWASIA JOURNAL Call for Papers 2008

LAWASIA Journal is published under the General Editorship of Professor Suri Ratnapala, Ms Lisa Toohey and Dr Jonathan Crowe within the Centre for Public, International and Comparative Law, TC Beirne School of Law, The University of Queensland. The Editorial Board includes prestigious scholars and members of the judiciary from the Asia Pacific Region.

The Editors invite submission of articles for the 2008 Volume, to be published in November/December 2008. Articles may be on any legal topic of interest to lawyers and legal academics in the Asia Pacific region.

Articles may be 4,000 to 10,000 words in length. The Guide may be accessed via <http://mulr.law.unimelb.edu.au/aglc.asp>.

Manuscripts should be submitted by email to research@law.uq.edu.au. All articles appearing in the Journal are refereed. The process of refereeing takes about two months after which authors will be notified of the Editors' decision.

Enquires from intending contributors should be addressed to Professor Suri Ratnapala (s.ratnapala@law.uq.edu.au) or Ms Lisa Toohey (l.toohey@law.uq.edu.au) or Dr Jonathan Crowe (j.crowe@law.uq.edu.au).

Submission of articles must be original and are not currently submitted for publication elsewhere. No liability is accepted for loss or damage to material submitted. Subject to contrary written agreement with the author, copyright in all material accepted for publication will be assigned to LAWASIA.

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The Griffith Law Review Publication Schedule and Call for Papers 2009

- **General Issue - (2009) 18(1)**

Opportunity exists for all socio-legal, interdisciplinary and critical legal manuscripts to be considered for this general issue. EOI and submission to: glr@griffith.edu.au
Submission of manuscript by 31 December 2008

- **Symposium "Queering the Voice of Law" (2009) 18(1)**

This symposium takes stock of the queering of the voice of law and the contribution of queer theory and gay, lesbian, bisexual, transgender and intersex scholarship to the theory of law. Can law speak queerly? EOI to: glr@griffith.edu.au
Submission of manuscript by 31 January 2009

- **General Issue (2008) 18(2)**

Opportunity exists for all socio-legal, interdisciplinary and critical legal manuscripts to be considered for this general issue. EOI and submission to: glr@griffith.edu.au
Submission of manuscript by 31 March 2009

- **Symposium "Lex of Somatechnics" (2009) 18(2)**

This symposium examines the complex ways in which law functions as technology, in that it governs, regulates and surveils bodies with ever increasing intensity and force. Law is both literally and symbolically invested with a constituting power that violently founds and demarcates points of origin and thence proceeds to constitute and deploy the apparatuses and technologies that will enable its operations of governance. The symposium highlights the inextricability of lex, soma and techne by foregrounding the complex ways in which bodies both reproduce and transform law. EOI to: glr@griffith.edu.au
Submission of manuscript by 31 March 2009

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Website: http://intranet.law.uq.edu.au/headsup_documents/Call-for-Papers-2009-30-June.pdf