

January - March 2013

- HoS Report
- Orientation Day
- Up & Coming Events
- Kirby Seminars
- Staff
- Research
- The Australia Centre for Agriculture and Law



Pictured above from the left, Michelle de Souza, Brian Simpson, Vicki Vivers, Adam Edwards, Lillian Corbin, Same Varayudej, Belinda Eastgate, Saurabh Jain, Aileen Kennedy, Eric Ghosh, Michael Stuckey (Head of School), Mark Lunney, Mark Perry, Paul Sattler, Kip Werren, Ottavio Quirico, Nola Holmes, Jackie Williams, Paul Akon, Cameron Moore, Carmel Velleley, Ellis Magner and Lisa King

Head of School's Welcome

Since its establishment in 1993, the School of Law at the University of New England has developed an important position in Australia's legal and scholarly community. The School of Law provides a unique, supportive face-to-face teaching environment, with small class sizes and highly committed teachers for those students who study on the UNE campus at Armidale.

The School boasts very high levels of satisfaction from its students, who often acknowledge that their success is largely due to the opportunities that they would not have had without UNE's School of Law.

As a community of highly qualified scholars, the School combines genuine collegiality and friendship, with a strong commitment to research. For students at all levels, the School of Law at UNE represents a unique opportunity to become part of an increasingly well-recognised centre for developing legal scholarship in Australia and internationally, with a uniquely flexible system for delivering that education.

It is my pleasure and privilege to welcome you to the School of Law, and to wish you every success in 2013, our twentieth anniversary year.



**Professor
Michael Stuckey**
Head of School

Orientation in the School of Law Wednesday 20 February

All students undertaking law (LLB) or a combined degree/and law

- 1.00** Join the Law Staff for a light lunch and some finger food in our Specialised Law Library (Room 501 Wing 40 EBL Building)
- 1.30** Let's head over to **Lecture theatre 1** where the **Head of School Professor Michael Stuckey** welcomes our Law students to UNE (EBL Building, Wing 40)
- 1.45** **Meet our Academic Staff**, the units they teach and their interests
- 2.00** Course Expectations and Requirements – **Course Coordinator Fran Wright**
- 2.15** What does the **First Year Advisor** do and why is it important? **Nola Holmes** will give some awesome tips
- 2.30** What is Moodle and how do I use it? – **Lisa King**
- 2.40** Importance of Library skills for researching Law and why it is essential that Law students read, read, read!!! **Debbie Kelly** our specialised Law Librarian
- 2.50** Meet our upbeat, hands-on, proactive Law Students' Society (LSS), president **Skye O'Dwyer** and the team
- 3.00** Hang around for a Trivia competition – let's see how much you know!
- 3.15** Our LSS members will take you around our building (it's a complicated one), show you where the tutorial rooms are on the bottom floors, the four main lecture theatres, the Lewis Seminar Room and even where the academic staff hide in wings 37 and 38.

You'll Meet our Law Librarian Debbie Kelly and assistant Judy Stott

They know all there is to know about your library texts, case files and how to research Law

Our first year lecturers teaching in Trimester One:

LS100 Tristan Taylor,
LS231 Michelle deSouza and Mark Lunney,
LS371 Aileen Kennedy, and
LS160 Fran Wright

February

- 13 School Meeting
- 18 Kirby Seminar
Professor Benjamin J Richardson
- 18 Internal's Orientation in Law
- 18 Teaching and Learning Committee meet
- 25 Lectures Commence
- 27 Research Committee

March

- 6 Teaching and Learning Committee
New/Amended units due
- 20 Teaching and Learning Committee
- 20 Kirby Seminar
Professor Prue Vines
- 27 School Meeting
- 29 Good Friday

April

- 10 Teaching and Learning Committee
- 11 Mid Semester Break
- 12 Law Graduation Day
- 20 Kirby Seminar
Professor Margaret Thornton
- 25 Anzac Day
- 29 Lectures recommence

. . . and don't forget attendance at lectures is compulsory, and in the first week there is a lot of important information that you need to get, so make sure you're there!

School of Law

Kirby Seminars

20 February 12-1pm Lewis Seminar Room

Professor Benjamin J. Richardson

Canada Research Chair in Environmental Law & Sustainability
University of British Columbia (UBC) Faculty of Law

'Investing in Nature's Trust: Environmental Governance of the Financial Economy'

Professor Richardson's current principal research interest is socially responsible investment regulation. His scholarship also includes Aboriginal peoples and the environment, and climate change law. His recent publications include the books *Local Climate Change Law* (Edward Elgar, 2012), *Indigenous Peoples and the Law* (Hart Publishing, 2009), *Socially Responsible Investment Law* (Oxford University Press, 2008), and *Environmental Law for Sustainability* (Hart Publishing, 2006). In 2010 he was an inaugural winner of the Research Excellence Prize of the UN Principles for Responsible Investment Academic Network, and in 2012 he was the joint winner of the Senior Scholarship Prize of the IUCN Academy of Environmental Law.

20 March 12-1 pm in LT5

Professor Prue Vines

Professor, Director of First Year Studies, Co-Director - Private Law Research & Policy Group UNSW

'Aboriginal wills'

Professor Vines major areas of research interest are torts, especially apologies in civil liability and succession law (especially the impact of succession laws on Indigenous people); she has been the Director of First Year Studies for some 15 years. She is co-Director of the Private Law Research and Policy Group UNSW and Visiting Professor at Strathclyde University Law School, Glasgow, Scotland.

17 April 12-1pm in LT5

Professor Margaret Thornton Australian National University (ANU)

'Corporatisation of public universities'

Professor Thornton has degrees from Sydney, UNSW and Yale, and is a Barrister of the Supreme Court of NSW and the High Court of Australia. 'She has published extensively on issues relating to women and the law, including the only book-length study of women and the legal profession in Australia: *Dissonance and Distrust: Women and the Legal Profession*, Oxford University Press, 1996 (also published in Chinese by the Law Press, Beijing, 2001). Her most recent book is *Privatising the Public University: The Case of Law*, Routledge, London, 2012 Her current research project, 'Balancing Law and Life' entails a study of gender and corporate law firms and is funded by an Australian Research Council Discovery Grant, 2012-14. She is a Fellow of the Academy of Social Sciences in Australia and a Foundation Fellow of the Australian Academy of Law.



Professor
Benjamin J.
Richardson



Professor
Prue Vines



Professor
Margaret
Thornton

New Appointments - Permanent

Mrs Bronwen Leroy – Lecturer Level B

Specialised areas: Property Law, Evidence and Proof and Industrial Law

Karen Lee – Lecturer Level B

Specialised areas: contracts law and telecommunications regulation.

Karen Lee rejoined the School of Law as a lecturer in January 2013 following two years as a lecturer at the ANU College of Law (2011) and a Departmental Visitor at ANU's inter-Regulatory Institutions Network (2012). She has also taught at UTS and Queen Mary, becoming an academic, she worked for Denton Wilde Sapte (London) in its TMT practice telecommunications regulation. She was seconded to the Office of Telecommunications in 1998-1999 and to the Department of Trade and Industry in

She is a *graduate of the Indiana University Maurer School of Law and a qualified lawyer in New South Wales, Illinois and England and Wales*. She is currently a PhD candidate at the University of New South Wales. Her thesis involves an in-depth study of self-regulatory rulemaking in the Australian telecommunications sector.

Staff on Contract in 2013

Mr Paul Akon, coordinating **LS480** Advanced, Research Writing and Advocacy and **LS357** Alternative Dispute Resolution.

Mrs Marinda Burger, coordinating **GSB606** Advanced Taxation Law.

Mr Adam Edwards, coordinating **LSSU251** Introduction to Business Law and **LS480** Advanced Research, Writing and Advocacy.

Dr Colin Hearfield, coordinating **LS355** Jurisprudence.

Mrs Angela Irwin, coordinating **GSB748** Legal Studies.

Mr Paul Sattler, coordinating **LS240** Equity and Trusts.

Mrs Jane Simmonds, coordinating **LSSU391** Principles of Corporation Law, **LSSU392**, Principles of Taxation.

Staff on Leave

Dr Eric Ghosh is currently on the academic Special Studies Program (SSP) until May. He aims to use this opportunity to develop international contacts for the purpose of his research and to develop further knowledge. Dr Ghosh will also attempt to promote the partnership between Shue Yen University School of Law and Business and UNE Law School.



Bronwen Leroy



Paul Akon



Paul Sattler



Adam Edwards

School of Law

What's coming up in Research

From the Chair of the Research Committee Professor Mark Lunney

We are looking forward to a busy and productive year in the School. Apart from the Kirby Seminar series (the first speakers are listed above), we also have the annual Kitto Lecture, a particularly important event in the 20 year celebrations for the School. The list below sets out a small sample of the activities in which staff will be engaged in 2013. Later in the year we will be publishing the 2011/2012 Research Report for the School which will highlight the diversity and quality of the research carried out in the School. The School received a 3 in the recent ERA assessment and we are confident that we can improve even further on this in future. Research affects all aspects of the School: not only is it part of the historic mission of a university but a vibrant research culture enhances the learning environment for our students.

Invitations

Karen Lee has been invited by the internationally acclaimed Regulatory Institutions Network (RegNet) at the Australian National University to present a guest lecture on self-regulatory rulemaking in the Australian telecommunications sector. The lecture will form part of the postgraduate course on regulation RegNet offers to ANU College of Law students. The talk to be given on 27 March 2013 is based on research carried out for her PhD thesis, which Karen is currently completing. Karen, a lecturer, rejoined the School of Law in January.

Mark Perry has been invited to talk on the legal aspects of the use of biotechnology in agriculture and the legal implications of the detection of introduced genes in 'GM free' crops, which is of interest to the staff at the OGTR. The OGTR supports the Gene Technology Regulator by regulating dealings with genetically modified organisms under the Commonwealth *Gene Technology Act 2000* the Gene Technology Regulations 2001 and corresponding State and Territory legislation.

Lunney, M. 'Australian Tort Law: Unity, Fragmentation and Complexity', forthcoming, *Common Law Review*, published by the Law School of Yantai University, PRC (in Chinese).

Cameron Moore will be conducting a course on Maritime Operations Law for military and coast guard officers from the Asia Pacific region for the Asia Pacific Military Law Centre. The Centre is a joint Department of Defence/University of Melbourne institution.

Lillian Corbin is an invited speaker at the annual Higher Education conference for TAFEs. The conference this year is titled 'Quality Teaching: investing in the future', and will be held on May 31st at the Holmesglen Institute in Melbourne.



Mark Lunney



Mark Perry



Cameron Moore



Lillian Corbin

School of Law

Mark Lunney has been invited to speak at the inaugural meeting of the World Tort Law Society in September 2013 at Heilongjiang University, Mudanjiang, Heilongjiang Province in the north of China. The World Tort Law Society aims to provide a forum for the discussion of current tort law issues on a global basis. Founded in 2011 as a co-operation between the European Centre of Tort and Insurance Law (ECTIL) and the Institute for European Tort Law (ETL), both based in Vienna, Austria, and the Centre of Civil Justice, Renmin University, Beijing, China, the Society will have an invited membership of approximately 25 leading scholars from around the world.

Eric Ghosh is the co-convenor of a special workshop at the World Congress of the International Association for Philosophy of Law and Social Philosophy (IVR) Belo Horizonte, Brazil 21–27 July 2013.

Ottavio Quirico has been invited to speak at the 'Bridging the Gap between International Investment Law and the Environment', which is supported by the Dutch Ministry of Infrastructure and the Environment. The two-day international conference would be held on 4-5 November 2013 in the Hague, the Netherlands.

Mark Perry (Intellectual Property Law), Mark Lunney (Tort Law) and Paul Akon (Alternative Dispute resolution) have invitations to conduct a series of lectures at universities in China throughout this year.

Conferences

Fran Wright has had two papers accepted to attend the following conferences
1. "Criminal responsibility and dopamine-agonist induced impulse control disorders" to be delivered at Socio-Legal Studies Association, Annual Conference, 26-28 March 2013, University of York (UK) and 2. "Finding yourself on the edge: job mobility and families that include a person with a disability" to be delivered at Law on the Edge, joint conference of the Canadian Law and Society Association and the Law and Society Association of Australia and New Zealand, University of British Columbia, Vancouver, Canada, 1 - 4 July 2013.

Tristan Taylor will be presenting at the Classical Association Conference in Reading in the UK in April this year. He will be talking on the relationship between mass enslavement in Caesar's Gallic conquest and the modern concept of 'ethnic cleansing'.

Brian Simpson will be presenting at the Law and Society Association Annual Conference in Boston later in the year. He will be talking on 'Memorialising Childhood Abuse and Maltreatment: Viewing the Past in Changed Times'.

Michael Stuckey will be presenting at the British Legal History Conference in Glasgow. He will be speaking on a paper entitled 'The Study of English national history by Sir Francis Palgrave: the original use of the National records in an imaginative historical narrative.'



Ottavio Quirico



Fran Wright
Course Coordinator



Tristan Taylor
LS100

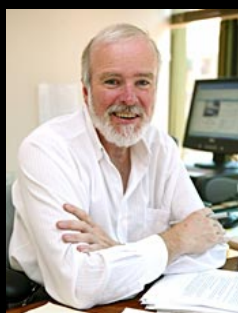


Brian Simpson

School of Law

The Australian Centre for Agricultural and Law

The Centre is progressing well. Our strategy of winning larger projects by integrating legal and institutional questions within broader natural resource governance research programmes is proving successful (with programs on the management around \$5m in cash value), but it does raise complexities in terms of the balance between “legal and institutional” research and other forms of research. Some strategies for rebalancing are being considered.



Paul Martin
Director



Amanda Kennedy
Deputy Director



Jacky Williams
Post Doctoral
Fellow

Doctoral candidates

All of our doctoral candidates are progressing well, in line with expectations. The 3 candidates for examination towards the end of last year (Lim, Islam and LeGal) have now all been successful

Katrina Dickson is undertaking her PhD in the School with Professor Paul Martin, Director of the Australian Centre for Agriculture and Law; jointly with Professor Ted Alter from Penn State University. Katrina will be working on the Invasive Animals control, as part of a major research programme being led by Professor Martin for the Invasive Animals CRC.

The Centre is also in the process of creating research support materials that will be available for doctoral and other research students.

Invasive Animals CRC programme

This is a very substantial research programme running to 2017, involving colleagues from other schools, Penn State University and Griffith. One of the 3 research and projects is concerned with legal and institutional arrangements.

Associated with this is a one year project for the federal government conducting an evaluation of various investments in basic animal control. The strategic purpose of this work is to provide us with sound empirical data upon which to base our research programme, and additional funding. This project is due to finish next May.

Next Generation Landscape Governance ARC Linkage

This project continues, with approximately 18 months left to run. In this 2nd half of the programme our focus will be increasingly upon publications.

One of the initiatives which has emerged relates to soils governance, with an emphasis upon international collaborations. We have been approached with the possibility of leading a soils governance research programme within a proposed new soils CRC. We have also been approached in relation to a possible water law and policy programme within a water CRC. Whilst both initiatives are potentially attractive, resourcing would be a serious challenge.

Discovery Early Career Researcher Award (DECRA)

Dr Amanda Kennedys DECRA research on conflict over natural resources runs for approximately another 3 years. Research is now actively underway, including collaboration with colleagues from Penn State over mining/ farming conflicts.

International Journal of Rural Law and Policy

A 2nd themed edition of the journal has now been launched. We have in the pipeline a 3rd themed edition on REDD+, and a 4th on soils issues. We anticipate that a 5th the division will arise from a side event to the IUCN Academy of environmental law event media, which will be run in Armidale as one of the 20th anniversary celebrations.

<http://epress.lib.uts.edu.au/journals/index.php/ijrlp>

IUCN Academy of Environmental Law

Preparations for the colloquium event in Waikato in late June (for which UNE School of Law is a co-host) are progressing well. I anticipate that there will be approximately 90 law professors and around 30 doctoral candidates in environmental law at the event.

The side event, which will be hosted at UNE, will focus upon changes to land use. Details are available from our website <http://iucnacademy2013.org.nz/>



The human within the seed

Arising out of some discussions on seed banks, we are exploring with Mark Perry a funded project looking at the treatment of cultural and other human dimensions in a way which such banks are managed and rights allocated. We have identified an available funding source, and could move quickly to implement this research.