



DLS Reported Research January 2018

Recent Publications

A1: Monograph

Nil.

B1: Book Chapters

Shu Zhang

'A Comparative Review of the Investor-State Arbitration Clause in ChAFTA from China's Perspective: Moving Forward or Sideways?' in C Picker, H Wang and W Zhou (eds), *The China-Australia Free Trade Agreement* (Hart Publishing, 2017).

C1: Articles

Neera Bhatia

(with James Tibballs), 'The Development of Property Rights Over Cadaveric Tissues and Organs: Legal Obstructions to the Procurement of Organs in an "Opt-out" System of Organ Donation in Australia and New Zealand' (2017) 27 *New Zealand Universities Law Review* 946. [A*]

Sharon Erbacher

'Another Misstep in Negligence and Illegality' 27 *New Zealand Universities Law Review* 1060. [A*]

Rami Hanegbi

'Encouraging superannuation income streams with tax-free earnings to be taken in a form that provides longevity insurance' (2017) 15(3) *eJournal of Tax Research* 402. [A]

Akshaya Kamalnath

'Gender Diversity as the Antidote to "Groupthink" on Corporate Boards' (2017) 22 *Deakin Law Review* 85. [A]

Jane Kotzmann and Cassandra Seery

'Dignity in International Human Rights Law: Potential Applicability in Relation to International Recognition of Animal Rights' (2017) 26(1) *Michigan State International Law Review* 1. [A]

Nicole Siller

'The Codification of Transplant-Related Crimes in the Convention Against Trafficking in Human Organs' (2017) 2 *Journal of Trafficking and Human Exploitation* 161.

Secured Research Grants and Funding

Grants

Nil.

Other Research Activities

Media Coverage

Sonia Allan

'Gay Parent Go-Ahead: Same-sex couples set to be allowed kids through surrogacy' in the *West Australian* (13 January 2018). <https://www.pressreader.com/australia/the-west-australian/20180113/281552291260741>

Neera Bhatia

Radio interview with John-Michael Swannix for Radio Live News, Auckland, New Zealand on 'The role of the next-of kin' on organ donation and 'Opt Out' organ donation systems (24 January 2018).

'Organ donations should be decided by next of kin: Deakin University expert' in the following: *Herald Sun, Geelong Advertiser, The Daily Telegraph Townsville Bulletin, Adelaide Now, Cairns Post, The Mercury, NT News* (25 January 2018).

Radio interview with Katreena Shelley for National Radio News, Australia, on 'Opt Out' Organ Donation Systems and Property Rights (26 January 2018).

Samantha Hepburn

Radio interview: 'Adani Coalmine Facing Financing Issues' (7 December 2017). <http://www.abc.net.au/radionational/programs/drive/adanis-financing-issues/9237652>

'Green Groups and Charities Could Be Collateral Damage in Governments Foreign Donation Ban' in *The Conversation* (6 December 2017). <https://theconversation.com/green-groups-and-charities-could-be-collateral-damage-in-governments-foreign-donation-ban-88641>

'Technically we all own the mineral resources found in Australia; so how should public resource ownership look in the modern era?' in the *Australian Quarterly Magazine*: 89:1 (January-March 2018) <http://www.aips.net.au/aq-magazine/current-edition/>

'Community Engagement in the Onshore Resource Sector' (2018) 33 *Australian Mine Safety Journal Magazine* 52.

Research seminars, workshops, invitations, submissions and appointments

Sonia Allan has been appointed by the WA Minister for Health, Roger Cook, to lead the review of the *Human Assisted Reproductive Treatment Act 1991* (WA), and the *Surrogacy Act 2008* (WA). A public announcement was made on 13 January 2018.

Neera Bhatia presented a seminar and Q and A session titled: 'Victoria's Voluntary Assisted Dying Legislation: An open dialogue about its function, impact and implementation' at Melbourne City Mission on Wednesday 13 December 2017 to those working in Palliative Care, Nursing, Clinicians and other professional staff working in the area of end of life.

Upcoming Research Activities

22 February 2018

2018 Law Oration: "Human Rights and Good Corporate Citizenry" to be delivered by Professor Mervyn King SC, Former Judge of the Supreme Court of South Africa

5:30-7:30pm, Deakin Edge, Federation Square

Professor King SC chaired the committee established in 1993 to develop a corporate governance code for post-Apartheid South Africa. The result, over a period of years was the four seminal 'King' reports.

Today, Professor King SC is a member of the Private Sector Advisory Group to the World Bank on Corporate Governance and the Central European Corporate Governance Association. He chairs the Asian Centre of Corporate Governance, the United Nations Committee on Governance and Oversight, and the Global Reporting Initiative. He is the Chairman of the International Integrated Reporting Council.

RSVP by 9 February 2018. For more information please see the oration's official webpage:

https://blogs.deakin.edu.au/law-oration/?_ga=2.211105045.1616170495.1512601962-929060005.1511820663

20 June 2018

Research Seminar on Australian Government's Excellence in Research for Australia (ERA) exercise and Engagement and Impact Assessment (EIA) exercise to be delivered by the Associate Dean (Research) Professor Ingrid Nielsen

10:00am-4:00pm, BC building

In this forum the Associate Dean (Research) will talk in-depth about the Australian Government's Excellence in Research for Australia (ERA) exercise and Engagement and Impact Assessment (EIA) exercise, with specific focus on the ERA and EIA submissions into FOR18, the Field of Research code associated with the Deakin Law School.

In the morning session, she will cover:

- An overview of the ERA framework and assessment measures
- An overview of the ERA assessment process

- An analysis of FTE and income in FOR1801
- An analysis of publications in FOR1801

In the afternoon session, she will cover:

- The historical context that led to the development of the EIA framework
- Key definitions within the EIA framework
- Engagement assessment measures
- Engagement assessment narratives
- Engagement assessment ratings
- Impact assessment measures
- Impact assessment narratives
- Impact assessment ratings

While June is still a while off, the ADR would in the meantime like to dispel what is an increasingly common myth that the EIA is somehow a 'new ERA'. This is not the case. ERA remains as it has always been and is on track to be submitted in March 2018. EIA is a completely separate exercise to ERA and will be submitted in May 2018. ERA and EIA measure different things and each is assessed by separate panels. ERA measures and assesses research quality. EIA measures and assesses research engagement and research impact.

Lunch will be provided in between the morning and afternoon sessions. Calendar invitation to follow.