



DLS Reported Research

August 2021

Recent Publications

1. Books

Book Chapters

Shiri Krebs, 'The Invisible Frames Affecting Wartime Investigations: Legal Epistemology, Metaphors, and Cognitive Biases' in *International Law's Invisible Frames* (Andrea Bianchi and Moshe Hirsch, eds., Oxford University Press, 2021), pp. 124-140.

Gabrielle Wolf, 'COVID-19 in Historical Context: Australian Legal and Regulatory Responses to Past Influenza Pandemics' in Belinda Bennett and Ian Freckelton (eds) *Pandemics, Public Health Emergencies and Government Powers: Perspectives on Australian Law* (Federation Press, 2021)

C1: Articles

David Tan, 'Uncommon Legislative Attitudes: Why A Theory of Legislative Intent Needs Non-Trivial Aggregation' (2021) 34(2) *Ratio Juris* 139

Pieter J Badenhorst, "The distinction between real rights and personal rights in the Deeds Registration System of South Africa - Part One: Statutory and theoretical distinction between real rights and personal rights" 29.3 (2021) *African Journal of International and Comparative Law* 450–462, (Edinburgh University Press).

Felicity Gerry et al, 'Widespread concerns still exist in relation to discrimination towards women and girls and FGM' (2021) 106(9) *Archives of Disease in Childhood* 929

Matthew Groves, "Is There a 'Small Town' Exception to the Bias Rule?" (2021) 28(2) *Australian Journal of Administrative Law* 114-128

Conference and seminar presentations

Oscar Roos presented a Zoom Brown Bag Seminar at the Centre for Comparative Constitutional Studies ('CCCS') at the University of Melbourne on Tuesday 17 August 2021. The topic was: The *Kable* Doctrine and the Text and Structure of the *Constitution*.

Matthew Lister presented a paper, "Who is the Face of a Business?" at the University of Melbourne University Law School Legal Theory Workshop on Aug. 6, 2021.

Neera Bhatia, Invited speaker – "Early access to superannuation for IVF on the basis of "mental disturbance" Just sign **here**" - The Melbourne Clinic, Professorial Unit Academic Forum, Wednesday 4 August, 12.30-1.30pm

David Tan, 'Treating Algorithms Like Humans: Theorising Judicial Review of Administrative Algorithms' at the Australian Institute of Administrative Law 2021 Online Conference (26th August 2021).

Zim Nwokora and **Patrick Emerton** presented on Tuesday 24 August at 1pm on the topic of: Constitutionalism in Hybrid Political Orders. (with research contributions by Jayani Nadarajalingam and **Anne Carter**) at the Centre for Comparative Constitutional Studies

Bruce Chen, 'Constitutional Freedoms: Relevance to Statutory Discretions' (Paper presented at Australian Institute of Administrative Law, 'Administrative Law on the Edge: Themed Stream', 17 August 2021 – rescheduled from 2020/2021 National Administrative Law Conference)

Felicity Gerry, 'Complicity issues in practice' (Speech, Monash University Law School, 19 August 2021)

Felicity Gerry, 'Leading, Strategic Planning and Managing Large and Complex Trials' (Speech, Law Society of South Australia, 28 July 2021)

Felicity Gerry et al, 'The nature of conflict: Is International Law Working?' (Panel Moderator, Castan Centre for Human Rights Law, 12 August 2021).

Penny Gleeson, Invited Guest Speaker: 'The Regulation of Controversial Medical Products in Australia', *Regulatory Policy and Practice*, Masters of Law program, Melbourne Law School, 10 August 2021.

VC Iain Martin, **Penny Gleeson** and **Jason Taliadoros**, 'Mandating COVID-19 Vaccinations for Deakin Staff and Students: What are the Legal Issues', Deakin Law School Seminar Series, 25 August 2021.

Media appearances

Claudio Bozzi, Radio Interview, Radio Marinara, Triple R 102.7FM 15 August

Samantha Hepburn, Book(ish) podcast: The God of Small Things: Trees as People, The Crown Lands, and a Class Perspective, with Dr. Samantha Hepburn. Season 2, Episode 28, Available at: <https://podcasts.apple.com/au/podcast/the-god-of-small-things-trees-as-people-the/id1504192244?i=1000531550121>

Other publications and research related activities

Oscar Roos was awarded the 2021 Cheryl Saunders Prize for Constitutional Law for his article entitled “The Kirk Structural Constitutional Implication” (2020) 44(1) Melbourne University Law Review 345

Azadah Raz Mohammad, **Felicity Gerry** and Karin M Frodé, ‘Standing with Afghanistan: Women’s Rights and the Role of International Law’, *OpinioJuris* (Blog Post, 6 August 2021) <<http://opiniojuris.org/2021/08/06/standing-with-afghanistan-womens-rights-and-the-role-of-international-law/>>.

Open Letter from Jacqui True, **Felicity Gerry** et al to Scott Morrison, 18 August 2021 <https://www.monash.edu/__data/assets/pdf_file/0008/2663630/Prime-Minister-Letter.pdf>.

Marilyn McMahon appeared before the *Women’s Safety and Justice Taskforce (Qld)* on July 23 to discuss the desirability of enacting a new, standalone domestic violence offence.

On August 26, **Marilyn McMahon** gave an introductory talk at the launch of Prof. Supriya Singh’s book *Domestic Economic Abuse: The Violence of Money*.

Claudio Bozzi, Book review, ‘The Keys to the Palace – the Office of the Science Advisor to the President’ *Australian Book Review*

Shiri Krebs [Show Justice](#): IHL’s Data Practices and the Bureaucracy of Killing, *Völkerrechtsblog*, 31.08.2021

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