



DLS Reported Research March 2019

Recent Publications

A1: Monographs/Books

Tamsin Page *Petulant and Contrary: Approaches by the Permanent Five Members of the UN Security Council to the Concept of 'threat to the peace' under Article 39 of the UN Charter* (Brill: March 2019)

C1: Articles

Pieter J. Badenhorst "Priority Disputes Between Holders of Old Order Mineral Rights and Holders of Prospecting Rights or Mining Rights Under the MPRDA in South Africa: Aquila Has Not Landed" 2019 *Colorado Natural Resources, Energy, & Environmental Law Review* Vol 30, Issue 1, pp 35-66.

Suzanne Belton, **Felicity Gerry QC**, Virginia Stultz – 'A Reproductive Rights Framework Supporting Law Reform on Termination of Pregnancy in the Northern Territory of Australia' (2018) 6 (2) *Griffith Journal of Law and Human Dignity* 25.

Rami Hanegbi, 'Superannuation Taxation Reform: From the Financial System Inquiry Report to Legislative Changes' (2018) 39(2) *Adelaide Law Review* 331-362.
https://law.adelaide.edu.au/system/files/media/documents/2019-03/ALR_39%282%29_04_Hanegbi.pdf

Akshaya Kamalnath, 'Defining 'Diversity' in Corporate Governance - A Global Survey' 45 (2018) *Journal of Legislation* 1 - 18.

K Powell and M Hope, *Shifting digital currency definitions: current considerations in Australian and US tax law*, eJournal of Tax Research vol. 16, no. 3, pp. 594-619.

Peng Guo and **Shu Zhang**, 'Is the CISG an Appropriate Option for Australian and Chinese Businesses? A Good Faith Perspective' (2019) 23(1) *Vindobona Journal of International Commercial Law & Arbitration* 81.

C1: Articles

Firew Tiba, 'Safe Harbour Carve-Out for Directors for Insolvent Trading Liability in Australia and Its Implications' (2019) 53(1) *University of San Francisco Law Review* 43-76.

Other Research Activities

Conference presentations

Matthew Groves "When does a denial of fairness matter?" Australian Government Solicitor (AGS) Administrative Law Forum in Canberra on the 7th March 2019

Samantha Hepburn

- Presented 'Moratoriums, Restrictions and Bans: Moving Forward' and
- Contributed to a panel discussion with the CEO of APPEA Australia, Australian Domestic Gas Conference, Sydney, March 5-6.

Matthew Lister "Peoples or States? Where Does the Right to Regulate Immigration Lie?" Kadish Center for Morality, Law, and Public Affairs, U.C. Berkeley Law School session devoted to Sarah Song's new book, *Democracy and Immigration*.

Research Seminars; Panels; Presentations

Neera Bhatia: Invited seminar, 'Is an 'opt out' system of organ donation the way to increase organ donation rates in Australia?', Health Law and Ethics Network (HELN) at University of Melbourne, 4 March 2019.

Felicity Gerry QC,

- *Panel on Modern Slavery* by Victorian Women Lawyers (Panel discussion, 28 March 2019)
- 'Bringing Back Brief Chats' at Carmelite Chambers (Panel discussion, 20 February 2019)
- 'Defences for Victims of Human Trafficking who commit crime' at Doogue + George Lawyers (CPD seminar, 8 February 2019)
- 'International Commission of Jurists Victoria (ICJV) Community Opening of the Legal Year' (Co-host, 29 January 2019)

Samantha Hepburn, Deakin Law School Seminar, on the Adani coal mine and Indigenous Land Use Agreements

Dan Meagher, 'The "Always Speaking" Approach to Statutes (And The Significance of its Misapplication in *Aubrey v The Queen*)' (Research seminar, University of Otago Faculty of Law, Dunedin New Zealand, 21 March 2019).

Oscar Roos, Deakin Law School Seminar on an alternative constitutional justification for the *Kirk* principle.

Media

Sonia Allan

- The Hon. Roger Cook, Minister for Health, Western Australia Media Statement referring to Allan: Review urges change to reproductive technology and surrogacy laws, 21 March 2019
- Interview Rhiannon Shine “Surrogacy, assisted reproductive technology laws outdated after 25 years, WA review finds” *ABC News*, 21 March 2019
- Jordan Hirst, ‘WA’s discriminatory surrogacy laws should be reformed, review finds’, *QN*, 21 March 2019
- Peter De Kruijff, ‘WA children conceived from sperm or egg donation could get right to find identity of parents’ *The West Australian*, 21 March 2019
- WA surrogacy laws need overhaul: report, *SBS News* 21 March 2019

Felicity Gerry QC

- ‘Women in Law. Give Women an Opportunity and we can Effect Change’ (Elgar Blog, 4 March 2019) <<https://elgar.blog/2019/03/04/give-women-an-opportunity-and-we-can-effect-change/>>
- Interview with Felicity Gerry QC ‘What can be learnt from the UK first FGM case?’ (Lexis Nexis, News Analysis, 4 February 2015) <<https://blogs.lexisnexis.co.uk/content/family-law/what-can-be-learnt-from-the-first-fgm-case>>
- Jon Robins ‘Joint Enterprises exposes all that is wrong with our justice system’ *The Justice Gap* (online, 18 February 2019). <<https://www.thejusticegap.com/joint-enterprise-exposes-all-that-is-wrong-with-our-justice-system-2/>>

Akshaya Kamalnath, More women on boards is just the beginning, *Sydney Morning Herald*, March 8, 2019 https://www.smh.com.au/national/more-women-on-boards-is-just-the-beginning-20190307-p512dr.html?fbclid=IwAR0qttoyajBPQaRpglOL60wFQLZ0x1TTGagZ2XhCEoMOYo4MjpC0rK_orhs%E2%80%8B

Jane Kotzmann, ‘Australia’s animal testing laws are a good start, but don’t go far enough’ (21 March 2019) *The Conversation* <https://theconversation.com/australias-animal-testing-laws-are-a-good-start-but-dont-go-far-enough-113112>

Samantha Hepburn

- Interviewed by the 7.30 Report for the series Power Shock which aired Monday 25th March - Wednesday 27th March.
- Interviewed by BBC World News, Friday 29th March discussing the findings of the latest World Meteorology Report on the accelerating effects of Climate Change.

Special Mention

David Tan passed his PhD! Congratulations David!

