

2016 Law and Development Conference Program

Introduction

The Law and Development Institute (LDI), University Austral, and the Institute for the Integration of Latin America and the Caribbean, Inter-America Development Bank (IDB-INTAL) are pleased to announce the 2016 Law and Development Conference, entitled “Law and Development: From the Global South Perspectives.”

The 2016 Conference is the seventh annual conference in law and development that the LDI co-hosts with leading universities and institutions around the world and the first to be held in Latin America. The Conference features high-level academic presentations on key topics in law and development, such as developmental state, development and international trade, development and environment, development and corruption, and the rule of law. Over thirty leading scholars and experts from South and North Americas, Africa, Asia, and Europe present thirty papers over two days. Representatives from the IDB and the World Bank also discuss key development projects relevant to the conference topics.

The select conference papers will be published in the 2017 Special Issue of the Law and Development Review (www.degruyter.com/ldr) published by DeGruyter.

Dates and Venue

October 21 and 22, 2016

University Austral, Cerrito 1250 (Room 1 and 2), Buenos Aires, Argentina

Conference Schedule

Day 1: October 21, 2016

9:30 a.m. – 10:00 a.m.: Registration

10:00 a.m. – 10:10 a.m.: Introductory Remarks by Professor Stéphanie de Moerloose, University Austral and University of Geneva

10:10 a.m. – 10:20 a.m.: Opening Statement by Professor Y.S. Lee, Director of the Law and Development Institute

10:20 a.m. – 10:30 a.m.: Welcome Statement by Professor Marcelo Meregalli Ferrer, the Director of International Relations, University Austral

10:30 a.m. – 11:00 a.m.: Keynote Speech by Dr. Gustavo Beliz, Director of IDB-INTAL
“Objective and Subjective Dimensions of Regional and Global
Integration in Latin-America”

11:00 a.m. – 12:40 p.m.: Panel Presentations: “Developmental State”
Chair: Prof. Y.S. Lee, The Law and Development Institute

“Do as I say: The Argentine Supreme Court as a Maker of Public Policies”
Professor Mario Campora, University of Buenos Aires

“Developmental State No Birth Right: South Africa’s Post-1994 Economic Development”
Mr. T.K. Pooe, North West University

“The Role of the States in Intellectual Property and Innovation Systems: Reframing law and
policy through a complex adaptive system’s approach to achieve developmental goals”
Dr. Priscilla Maria Dias Guimaraes Cesar, McGill University Faculty of Law

“The Dilemmas of the Developmental State: Democracy and Economic Development in
Brazil”
Professor Mariana Prado, University of Toronto, Professor Mario Schapiro, FGV Direito São
Paulo, and Professor Diogo R. Coutinho, University of São Paulo

“The Cost of The Constitution: Emerging Theoretical, Financial and Legal Challenges within
the Devolved Governance Framework Introduced by the 2010 Constitution of Kenya”
Dean Luis Franceschi, Strathmore University Law School

“Beyond the Developmental State: Multinational Enterprises as Institutional Change Agents”
Daniela Chimisso dos Santos, SJD Candidate, University of Toronto

12:40 p.m. – 1:00 p.m.: Q&A Session

1:00 p.m. – 2:30 p.m.: Lunch

2:30 p.m. – 4:00 p.m.: Panel Presentations: “Development and Environment”
Chair: Dean Luis Franceschi, Strathmore University School of Law

“Multilateral Banks and Sustainable Development: Towards the Emergence of a Common
Law in Development Projects?”
Professor Makane Moïse Mbengue, University of Geneva and Professor Stéphanie de
Moerloose, University Austral

“The Development of Unconventional Gas in Argentina: Environmental Challenges and the
Need for Regulation”
Ms. María Florencia Saulino and Juan Morganti, Palermo University

“Legal Aid and Access to Justice in Environmental Disputes”

Ms. Mary Ongore, Strathmore University Law School

“The Legal Implications of Environmental Degradation and Poverty in China: An Inter-Relationship”

Ms. Inna Amesheva, University of Hong Kong, Ph.D candidate

“Developmental Projects and Environmental Concerns: An Analysis of the Perception of Indian Judiciary”

Professor Mani Sakthivel, Guru Gobind Singh Indraprastha University

4:00 p.m. – 4:20 p.m.: Q&A Session

4:20 p.m. – 4:40 p.m.: Coffee Break

4:40 p.m. – 6:20 p.m.: Panel Presentations: “Development and the Rule of Law”
Chair: Prof. Stéphanie de Moerloose, University Austral and University of Geneva

“Rule of Law and Judicial Discretion: Their Compatibility and Reciprocal Limitation”

Professor Juan B. Etcheverry, University Austral

“GBV in Liberia: A Case for Integrating ADR and Formal Rule of Law”

Professor Paul Zwier, Emory University School of Law

“SDG 1 and the Rule of Law”

Professor Markus Kaltenborn, Ruhr University Bochum and Prof. Katja Bender, Bonn-Rhein-Sieg University of Applied Sciences

“Current Unorthodox Conceptions of the Rule of Law Are not Enough for Latin America

Ms. Carolina Fernández Blanco, University of Girona

“The Rule of Law & Development: Three Layers of Interest Perception”

Professor Michael Ilg, University of Calgary

“Dispute Resolution, Justice, and the Common Good”

Professor Tim Murphy, Universidad Carlos III de Madrid

6:20 p.m. – 6:40 p.m.: Q&A Session

6:40 p.m. – 7:00 p.m.: Photo Session, First Day Closing

8:00 p.m. – 9:30 p.m.: Conference Dinner (Speakers and Invited Guests)

Day 2: October 22, 2016

10:00 a.m. – 10:30 a.m.: Registration

10:30 a.m. – 10:50 a.m.: Presentation by the World Bank Representative
“World Bank Justice Initiatives in the Latin American and the Caribbean Region”
Fabiola Altimari, Senior Counsel, The World Bank

10:50 a.m. – 12:20 a.m.: Panel Presentations: “Trade, Investment, and Regional Integration”
Chair: Marcelo Meregalli Ferrer, University Austral

“The Long and Winding Road – Path Towards Facilitation of Development in the WTO: Reflections on the Doha Round and Beyond”
Professor Y.S. Lee, The Law and Development Institute

“Private Standards, Developing Countries and Obligations of Governments in Contemporary WTO Law”
Professor Moshe Hirsch, Hebrew University of Jerusalem

“A Critical Analysis of Conditionalities in the Generalised System of Preferences”
Dr. Pallavi Kishore, Jindal Global Law School

“The (mis)use of Development in International Investment Law: Understanding the Jurist's Limits to Work with Development Issues”
Professor Nitish Monebhurrn, University Center of Brasília, Brazil

“Inclusive Growth through Regional Integration: An Assessment of Regional Capacity Building Initiatives in the Extractive Sector in Africa”
Dr. Chilenye Nwapi, University of Calgary

12:20 a.m. – 12:40 a.m.: Q&A Session

12:40 a.m. – 1:00 p.m.: IADB-INTAL Presentation: Database on Trade, “INTrade BID”
Alejandro Ramos Martínez, Senior Economist, INTAL

1:00 p.m. – 2:30 p.m.: Lunch

2:30 p.m. – 3:20 p.m.: Panel Presentations: “Corruption and Development”
Chair: Professor Makane Moïse Mbengue, University of Geneva

“Creating an Anti-Corruption Norm: Critical Reflections on Legal Instrumentalization for Development”
Professor Paul Ocheje, University of Windsor

“Political Clientelism and Law”

Professor Pedro Rivas, Universidad Austral

“Public Procurement Law and Anti-Corruption in Sub-Saharan Africa”

Annika Engelbert Ruhr-University Bochum

3:20 p.m. – 3:40 p.m.: Q&A Session

3:40 p.m. – 4:00 p.m.: Coffee Break

4:00 p.m. – 5:30 p.m.: Panel Presentations: “Rising Issues”
Chair: Professor Paul Zwier, Emory University School of Law

“Creative Development: Can Copyright Foster Content Industries in the Global South?”

Professor Sean Pager, Michigan State University

“Foreign Aid Reciprocity Agreements: Developing Countries Committing Themselves to Improving the Effectiveness of Aid When They Become Donors”

Professor Martin Skladany, Penn State University School of Law

“Helping Working Children through Consumocratic Law: A Global South Perspective”

Professor P. Martin Dumas, Laval University

“Understanding the Limitations of Gender Equality Laws in Pursuit of Greater Socio-Economic Development”

Ms. Shillah Sintoyia Memusi, Strathmore Law and Policy Institute

5:30 p.m. – 5:50 p.m.: Q&A Session

5:50 p.m. – 6:00 p.m.: Closing Statement by Prof. Y.S. Lee