European Society of International Law Research Forum

The Making of International Law

DRAFT PROGRAMME

Koç University Main Campus, Rumelifeneri, Istanbul

Day I: Thursday 21 April 2016

From 08.30 Registration

09.00-12.30 ESIL Interest Group Parallel Sessions

- ESIL Interest Group on the History of International Law
- ESIL Interest Groups on Feminism and International Law and International Legal Theory

(Programmes of the workshops will be available in due course)

12.30-13.30 Lunch (for all registered participants)

13.30-13.40 Opening of Research Forum

13.40-16.00 Panel 1: Back to the Drawing Board: Understanding Sources of International Law
Chair: Başak Çali, Koç University

Francesca Iurlaro, European University Institute
What is This Thing Called Custom? Consuetudo, Natural Law and ius gentium in the 16th Century Legal Tradition

David Roth-Isigkeit, Goethe University, Frankfurt
“Mirror, Mirror on the Wall” – Theory as New Grammar of International Law

Hirofumi Oguri, Kyushu University
Decomposing “Consent”: The Fundamental Concept in International Law Revisited
Marija Dordeska, George Washington University Law School
De-coding International Law: General Principles of Law as a Tool for International Judicial Law Making

Discussant 1: Ralph Wilde, University College London
Discussant 2: Massimo Iovane, University of Naples "Federico II"

1600-16.15 Coffee break

16.15-18.15 Panel 2: Customary International Law
Chair: Photini Pazartzis, University of Athens

Yota Negishi, Waseda University
Opinio juris as the (Ultimate) International Secondary Rule of Recognition

Yudan Tan, Leiden University
Is There a New Method for the Identification of Customary International Criminal Law?

Maia Titberidze, European University Institute
Customary International Law and International Human Rights Law: A Difficult Relationship?

Discussant: Sir Michael Wood, International Law Commission

Day II: Friday 22 April 2016

09.15-11.15 Panel 3: Between International Law Making and International Law Interpretation
Chair: Lauri Mälksoo, University of Tartu

André Nunes Chaib, Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law
The Role of Lawyers in Constituting the Authority of International Law Making Within International Organizations

Anton Orlinov Petrov, Berlin Free University
Informal Formalization - Expert Restatements in International Humanitarian Law

Letizia Lo Giacco, Lund University
A Swing Beyond Formalism: Judicial Dialogue and International Law

Matthias Lippold, Georg-August University, Göttingen
The Interrelationship of Sources and the International Law Commission

Discussant 1: André Nollkaemper, University of Amsterdam
Discussant 2: Christina Binder, University of Vienna
11.15-11.30 Coffee break

11.30-13.15 Parallel sessions

A) Panel 4: Sources and Sub-branches of International Law
Chair: TBA

Marjolein Cupido, Free University Amsterdam
Judicial Law-Making in International Criminal Law: Appraising the Interplay Between Law and Facts

Hitomi Kimura, Otsuma Women’s University
International Law Making in the Area of Climate Change

Vassilis Pergantis, American College of Thessaloniki
Boundary Agreements and the Shifting Boundaries in the Concept of Agreement in International Law

Discussant: Mario Prost, University of Keele

B) Panel 5: International Law Making Actors Beyond the State?
Chair: TBA

Başak Bağlayan, Luxembourg University
Corporations and International Law Making

Catherine Elizabeth Mary Harwood, University of Leiden
International Commissions of Inquiry as Law Makers

Laura Iñigo Alvarez, University of Seville
Challenging the Westphalian Order: Incorporating Armed Groups into Law Making Under International Humanitarian Law

Discussant 1: Geir Ulfstein, University of Oslo
Discussant 2: Christina Binder, University of Vienna

13.15-14.30 Lunch (for all registered participants)
14.30-16.30 Parallel sessions

A) Panel 6: Hard Law/Soft Law Dialectics in International Law Making

Chair: Thomas Skouteris, American University in Cairo

Adamantia Rachovitsa, Qatar University
“Legislation” by Technology While International Law Looks Away? The Case Study of the Internet’s Standardisation Bodies as the Guardians of Privacy Online

Yinling Zhou, Wuhan University
The Role of International Standards in Global Governance and Its Status in Sources of International Law

Kelly Chen, University of Stockholm
Global Financial Regulation: A Divergence in International Law Making?

Discussant: Mary Footer, University of Nottingham

B) Panel 7: The Role of International Organisations in International Law Making

Chair: TBA

Isobel Roele, Queen Mary University of London
Collective Security Through Law Norm Cascades and the United Nations

Asif Hameed, University of Cambridge
Legislation and Law on the International Plane

Jed Odermatt, European University Institute
The Contribution of International Organizations to the Development of Customary International Law: The Case of the European Union

Discussant: Luis Hinojosa, University of Granada

16.30-17.00 Closing Session

Başak Çalı, Koç University and André Nollkaemper, University of Amsterdam

17.00 Research Forum official photograph