

**The 4<sup>th</sup> Asian Law Institute (ASLI) Conference**  
**“Voices from Asia for a Just and Equitable World”**  
**Faculty of Law, University of Indonesia (FHUI)**

Tentative Programme
---------------------

**1<sup>st</sup> Day: Thursday, 24 May 2007**

TIME	PROGRAMME					
8.00 am	Registration: University Auditorium					
9.00 am	Opening Ceremony: General Briefing by Dean of Faculty of Law, University of Indonesia: Prof Hikmahanto Juwana, SH., LL.M., Ph.D					
9.15 am	Welcome Address: Rector of the University of Indonesia: Prof. Dr.Usman Chatib Warsa, Ph.D., Sp.MK					
9.30 am	Speech by Chairman of the ASLI Board of Governors: Prof Nik Ahmad Kamal Nik Mahmod, International Islamic University Malaysia					
9.45 am	Keynote Speech: President of the Republic of Indonesia, Dr Susilo Bambang Yudhoyono (TBA) Alternative speaker: Vice President or Chief Justice of Supreme Court, or Minister of Law and Human Rights, or Chief Justice Constitution Court					
10.15 am	Closing Remarks					
10.20 am	Coffee Break					
10.35 am	Return to FHUI Campus					
11.00am – 12.30 pm (Session 1)	A1 Corporate Law & Governance	B1 International Business Law	C1 Human Rights, Constitutional & Administrative Law	D1 (A) Competition Law	E1 Legal Pluralism	F1 Miscellaneous Topics
12.40pm – 12.55pm	Depart to Wisma Sabha Widya Building					
1.00pm-2. pm	Lunch					
2.00pm-2.15pm	Return to FHUI Campus					
2.15pm – 3.45pm (Session 2)	A1 (Continued)	B1 (Continued)	C1 (Continued)	D1 (A) (Continued)	E1 (Continued)	F1 (Continued)
3.45-4.00pm	Coffee Break					
4.00pm – 5.30pm (Session 3)	A1 (Continued)	B1 (Continued)	C1 (Continued)	D1 (B) WTO and Trade Law	E1 (Continued)	F1 (Continued)
5.30pm – 5.45pm	Coffee Break					
5.45pm – 7.15pm (Session 4)	A1 (Continued)	B1 (Continued)	C1 (Continued)	D1 (B) (Continued)	E1 (Continued)	F1 (Continued)
7.15-7.30pm	Depart to Wisma Sabha Widya Building					
7.30-8.30pm	Dinner					
8.35pm	Return to Hotel					

**2nd Day: Friday, 25 May 2007**

<b>TIME</b>	<b>PROGRAMME</b>					
8 am - 9.30am <b>(Session 5)</b>	A2 Criminal Law	B2 Environmental Law	C2 Human Rights, Constitutional and Administrative Law	D2 International Law	E2 Intellectual Property Rights	F2 Miscellaneous Topics
9.30 am – 9.45 am	Coffee Break					
9.45 am – 11.15 am <b>(Session 6)</b>	A2 (Continued)	B2 (Continued)	C2 (Continued)	D2 (Continued)	E2 (Continued)	F2 (Continued)
11.15 am – 11.30am	Depart to Wisma Sabha Widya Building					
11.35am-12.45pm	Lunch & Friday Praying					
12.45pm-1pm	Return to FHUI Campus					
1.05pm – 2.35 pm <b>(Session 7)</b>	A2 (Continued)	B2 (Continued)	C2 (Continued)	D2 (Continued)	E2 (Continued)	F2 (Continued)
2.45pm – 3.pm	Depart to University Auditorium					
3.15pm	Closing Ceremony					
3.20pm – 3.35pm	Closing Speech: ASLI Representatives					
3.35 pm -3.50pm	Presentation on the 5 <sup>th</sup> ASLI Conference in 2008: National University of Singapore (NUS)					
3.50 pm – 4.50 pm	1. Campus Tour → for ASLI Participants 2. Open Forum for ASLI members (50 persons)					
5.pm	Optional Dinner: Depart to the House of DANAR HADI					
7.pm	Dinner					
9.pm	Return to Hotel					

# **THE FOURTH ASIAN LAW INSTITUTE (ASLI) ANNUAL CONFERENCE**

*Voices from Asia for a Just and Equitable World*

## **LIST OF PANELS AND SPEAKERS**

### **DAY ONE - Thursday, 24 May 2007**

#### **A1: Corporate Law and Governance**

**Session 1: 11.00am to 12.30pm**

**Moderator: Rahmat Soemadipradja**

- 1. The Recent Reform of Vietnamese Company Law and Corporate Governance Issues**  
*Bui Xuan Hai*  
*La Trobe University*
- 2. Of Law and Ethics: Transnational Corporation Regulation and the Sidoarjo Incident**  
*Piers Gillespie*  
*University of Melbourne, Australia*
- 3. The Winding Up Remedy for Minority Shareholders in Singapore and Australia: A Comparative Assessment**  
*Anil Hargovan*  
*University of New South Wales*
- 4. Corporate Governance in China's Top 100 Listed Companies**  
*Roman Tomasic*  
*Victoria University, Melbourne*
- 5. Building Corporate Governance in China: A Constitutional View**  
*Peng Bing*  
*Peking University*

**Q&A**

**LUNCH**

**Session 2: 2.15pm to 3.45pm**

**Moderator: Dr Felix O Soebagjo**

- 6. Human Rights for Profit? A Critique of the 'Business Case' for Human Rights with Special Reference to Indian Case Studies**  
*Surya Deva*  
*City University of Hong Kong*
- 7. The New Indonesian Company Law: The Liability of Directors & Shareholders**  
*Erman Rajagukguk*  
*University of Indonesia*
- 8. Metamorphosis of Company Form Under The Indonesian Company Law: Critical Legal Analysis**  
*Miftahul Huda*  
*University of Indonesia*
- 9. Defense against the application of Ultra Vires Doctrine**  
*Suharnoko*  
*University of Indonesia*

**Q&A**

**BREAK**

Thursday, 24 May 2007

**Session 3: 4.00pm to 5.30pm**  
**Moderator: Professor Tan Cheng Han**

**10. The Governance of Broadcasting Corporations**

*Souichirou Kozuka*  
*Sophia University*

**11. Size Does Matter! Regulating Small and Big Corporations; An Overview of the Malaysian Company Law.**

*Zuhairah Ariff Abd Ghadas*  
*International Islamic University Malaysia*

**12. Fiduciary Relationship Between Directors and Employees: Reliance or Mere Lip-Service?**

*Norila Abu Hassan & Nur Safrisha Mohd Safawat Hossain*  
*MARA University of Technology, Petrolia Nasional Berhad (Petronas)*

**13. Dealings by a Company in Its Own Shares - A Malaysian Perspective**

*Sujata Balan*  
*University of Malaya*

**14. The Unique Role of the Securities and Futures Investors Protection Center—Contemporary Issues of Taiwan's Investor Protection System**

*Andrew Lin Jen-Guang*  
*National Taiwan University*

**Q&A**

## **B1: International Business Law**

**Session 1: 11.00am to 12.30pm**

**Moderator: Professor Ahmad Zen Umar Purba**

- 1. The Indian Tax System and Foreign Direct Investment**  
*Sunita Jogarajan*  
*University of Melbourne, Australia*
- 2. Shariah Advisory Board in Islamic Financial Institutions in the Eye of Asian Islamic Bank Laws: A Must?**  
*Abdurrahman Raden Aji Haqqi*  
*Universiti Brunei Darussalam*
- 3. The Significance of Taxation in Attracting Foreign Investors: A Learning Experience of Canada's Oil Sands.**  
*Restika Febriana*  
*University of Manitoba, Canada*
- 4. A Commentary on the Current Situation and Development of ADR System in China**  
*Liu Xiaohong*  
*East China University of Politics and Law*

**Q&A**

**LUNCH**

**Session 2: 2.15pm to 3.45pm**

**Moderator: Associate Professor Dora Neo**

- 5. Non-Documentary Requirements in Letters of Credit Transactions: What is the Bank's Obligation Today?**  
*Ebenezer Oahimire Imonitie Adodo*  
*National University of Singapore*
- 6. Good Faith in Indonesian Contract Law – toward Contractual Justice à l'indonésienne?**  
*Gary F Bell*  
*National University of Singapore*
- 7. The Liability of the Carrier and Insurance to the Passengers at the Accident Cases of Transportation In Indonesia**  
*Siti Nurbaiti*  
*University of Trisakti*
- 8. The Progress of Islamic Finance Law in Indonesia**  
*Yusuf Hidayat*  
*Indonesia Al-Azhar University*
- 9. Indonesian Chinese Legal Tradition on Business Contract and Dispute Resolution: Continuity or Change**  
*Natasya Yunita Sugiastuti*  
*University of Trisakti*

**Q&A**

**BREAK**

**Session 3: 4.00pm to 5.30pm**

**Moderator: Rahmat Soemadipradja**

**10. Dedicated Judiciaries for Financial Centers: A Trend in West Asia**

*Damien P Horigan  
American University, Dubai*

**11. International Commercial Arbitration: Problems Re-visited in Asian Perspective**

*Iman Roy  
Duke University*

**12. Towards a Just Islamic Banking Practices: Some cursory Look on the Islamic banking Practices**

*Rusni Hassan  
International Islamic University Malaysia*

**13. E-Signature Laws in Malaysia: Towards a Better Security of Electronic Business Transactions**

*Hartini Saripan & Rafizah Abu Hassan  
MARA University of Technology (UiTM)*

**14. Equitable Practice of Online Pharmacy**

*Siva Barathi Marimuthu  
Universiti Teknologi MARA (UiTM)*

**Q&A**

## **C1: Human Rights, Constitutional and Administrative Law**

**Session 1: 11.00am to 12.30pm**

**Moderator: Professor Harkristuti Harkrisnowo**

1. **No title given**  
*Janelle Saffin*  
*Office of the Prime Minister; H.E. Dr. Jose-Ramos-Horta; TIMOR-LESTE; Adjunct Fellow, Southern Cross University*
2. **'Asian Values'- The Dark Side of International Human Rights Talk**  
*Kerstin Steiner*  
*University of Melbourne, Asian Law Centre*
3. **Constitutionalism, the Rule Of Law and Democratic Development In Thailand**  
*Same Varayudej*  
*University of New England, Australia*
4. **Sexual Violence During the Democratic Kampuchea and the Extraordinary Chambers in the Courts of Cambodia(ECCC)**  
*Nakagawa Kasumi*  
*Pannasastra University of Cambodia*

**Q&A  
LUNCH**

**Session 2: 2.15pm to 3.45pm**

**Moderator: Professor Nik Ahmad**

5. **Courage of Reparation---in the Shadow of Unchallengeable Racism**  
*Huang Yingliang*  
*University of Ottawa, Canada*
6. **Comparative Study of Pre-1997 and Post-1997 Reports on Hong Kong to UN Human Rights Bodies**  
*Dinusha Nihara Panditaratne*  
*Chinese University of Hong Kong*
7. **Universal Human Dignity? Reflections from an Asian perspective**  
*Karen Lee Man Yee*  
*University of Hong Kong*
8. **10 years of the Basic Law: The Rise, Retreat and Resurgence of Judicial Power in Hong Kong**  
*Yap Po Jen*  
*University of Hong Kong*
9. **The Amendments of the Constitution of 1945: Its Impact on Indonesian Legal System**  
*Budi Darmono*  
*University of Indonesia*

**Q&A  
BREAK**

**Session 3: 4.00pm to 5.30pm**

**Moderator: Associate Professor Osama Siddique**

**10. Has the Indonesian Commission of Human Rights Done Its Best to Promote and Protect Human Rights?**

*Alfani Puteri Pertiwi  
Universitas Internasional Batam*

**11. Is Electoral Quota a Sufficient Tool to Increase Women Representation in Parliament? The Case of Indonesia**

*Andy Omara  
Gadjah Mada University*

**12. Polygamy (From the Woman's Right Perspective)**

*Mutiara Hikmah  
University of Indonesia*

**13. Women in the Courtroom with Gendered Perspective in Law (Case Studies in Jakarta)**

*Sulistiyowati Irianto; Lidwina Inge Nurcahyo; Theresia Dyah Wirastri  
University of Indonesia*

**14. Right of Women to a Just and Equitable Treatment in Polygamous Marriage: The Practice in the Syariah Court of Malaysia**

*Nora Abdul Hak  
International Islamic University Malaysia*

**Q&A**

**BREAK**

**Session 4: 5.45pm to 7.15pm**

**Moderator: Professor Veronica Taylor**

**15. Challenging Diplomacy at the Constitutional Court: The Korean Experience**

*Bae Jongin  
Korea University; International Legal Affairs Div., Ministry of Foreign Affairs and Trade of the Republic of Korea*

**16. Constitutionalism in Asia: Malaysian Constitution after 50 years**

*Abdul Aziz Bari  
International Islamic University Malaysia*

**17. Issue of Trafficking in Indonesia (A Socio-Legal Overview)**

*Tien H Nafi & Ratih Lestarini  
University of Indonesia*

**18. Right to Religious Freedom in Malaysia: Piercing through the Confusion and Contradictions**

*Shamrahayu A Aziz  
International Islamic University Malaysia*

**Q&A**



## **D1(A): Competition Law**

**Session 1: 11.00am to 12.30pm**

**Moderator: Dr Syamsul Ma'arif**

- 1. Competition Law: Issues in China's Insurance Industry**  
*Li Chengming*  
*East China University of Politics & Law*
- 2. Designing a Competition Law for Hong Kong: Work in Progress**  
*Mark Williams*  
*Hong Kong Polytechnic University*
- 3. Limits of 'Sector-Specific' Competition Law: A Critical Evaluation of Hong Kong Telecommunications Law and Policy**  
*Richard Wu & Grace Leung*  
*University of Hong Kong, Chinese University of Hong Kong*
- 4. The Conflict between Merger Control Enforcement and Industrial Policy—A Study of the Chinese Experience**  
*Thomas Cheng Kin Hon*  
*University of Hong Kong*

**Q&A**

**LUNCH**

**Session 2: 2.15pm to 3.45pm**

**Moderator: Assistant Professor Helena Whalen-Bridge**

- 5. The Authority of the Indonesian Court in Competition Business Competition**  
*Anna Maria Tri Anggraini*  
*Trisakti University*
- 6. The Role of Court in Implementation of Competition Law in Indonesia**  
*Akhmad Safik*  
*Indonesia Al-Azhar University*
- 7. Public & Private Enforcement of Competition Law - Perspective from Indonesia**  
*Ningrum Natasya Sirait*  
*University of North Sumatera*
- 8. Malaysian Competition Law: Issues & Challenges in Upholding a Just & Equitable Approach in the Media Realm**  
*Mazlifah Bt Mansoor & Mazlina Binti Mohamad Mangsor @Mansoor*  
*MARA University of Technology (UiTM)*
- 9. General Competition Practices For The Communications And Multimedia Industry In Malaysia**  
*Safinaz Mohd Hussein*  
*Universiti Kebangsaan Malaysia*

**Q&A**

## **D1(B): World Trade Organisation (WTO) and Trade Law**

**Session 3: 4.00pm to 5.30pm**

**Moderator: Professor Erman Radjagukguk**

- 1. Globalization & Impact of Trade on Poverty in Asia**  
*Janani Revathy Panchapakesan & Nupur Nayak*  
*Hidayatullah National Law University (Deemed University), India*
- 2. Globalization and Creation of A Just and Equitable World" - A study from an Indian Perspective**  
*Raman Kumar Dave*  
*Jai Narayan Vyas University, Jodhpur (India)*
- 3. Morality Undone-Social Clause in WTO**  
*Hina Doon & Vipin Tyagi*  
*NALSAR University of Law*
- 4. Legal Services, Legal Education & the General Agreement on Trade in Services: Challenges to Legal Education & the Role for ASLI**  
*V. Vijayakumar*  
*National Law School of India University*
- 5. Dispute Settlement under the World Trade Organization: Inequality Protection between Developed and Developing Countries**  
*Herliana*  
*Gajah Mada University*

**Q&A**

**BREAK**

**Session 4: 5.45pm to 7.15pm**

**Moderator: Professor Johannes Chan**

- 6. Toward More Effective WTO Special and Differential Treatment Provisions: Indonesian Perspective**  
*Nandang Sutrisno*  
*Islamic University of Indonesia*
- 7. International Trade Law Perspective on Compliance of Halal Food Standard in Biotechnological Process**  
*Norazlina Bt Abdul Aziz*  
*Universiti Teknologi MARA (UiTM)*
- 8. Legal Aspect of the WTO's Dispute Settlement Mechanism Applied to Towels Trade Disputes Between China and Taiwan**  
*Lawrence L.C. Lee*  
*Ming Chung University School of Law*

**Q&A**

## E1: Legal Pluralism

Session 1: 11.00am to 12.30pm

Moderator: Dr Rifyal Ka'bah

1. **The Implication of Sharia Implementation on Human Rights. A case study: Qanun (Regional regulation) - related to women (Islamic Dress Code) in Aceh, Indonesia**  
*Mardisonтори*  
*University of Melbourne/ General Secretary of The Indonesian House of Rep. (Office)*
2. **Equity in P.R.China: A Case Study of Yu Qishan v. Tax Bureau of Heng County**  
*Liu Guoqing*  
*University of Melbourne, Australia*
3. **The 'Voices' of Japanese Law**  
*Leon Wolff*  
*University of New South Wales*
4. **International and European Regulation of Ayurvedic and Traditional Chinese Herbal Medicine: Towards a Just and Equitable Legal Treatment of Medicinal Systems**  
*K Byttebier & Kim Van der Borgh*  
*Free University of Brussels, Belgium, University of Hull, England & Free University of Brussels, Belgium*
5. **State Law in Multicultural Country: Toward a Just and Equitable State Law**  
*I Nyoman Nurjaya*  
*Brawijaya University*

**Q&A**

**LUNCH**

Session 2: 2.15pm to 3.45pm

Moderator: Dr Sulistoyowati Irianto

6. **Listening to the Indigenous Voice for a Just and Morally Defensible Conception of Property in the Determination of Customary Land Rights**  
*Ramy Bulan*  
*University of Malaya*
7. **Challenges of Pluralism in Afghan Legal Reconstruction**  
*Eddy Jonathan Andrew*  
*University of Washington*
8. **Afghan Legal Education a Crossroads: Secular, Sharia or Synthesis?**  
*Veronica L Taylor, Moh. Salim Salim, Baryalai Hakimi & Abdul Qader Nael*  
*University of Washington, Kabul University*
9. **Suehiro Izutarô's Living Law in the Court Room -A Japanese Attempt to Achieve Justice**  
*Stefan Vogl*  
*Kyushu University*

**Q&A**

**BREAK**

**Session 3: 4.00pm to 5.30pm**

**Moderator: Associate Professor Gary Bell**

**10. The Effort For A Better Administration of Islamic Religious Affairs and Harmonization of Islamic Laws in Malaysia: Its Constitutional Impediment and Suggested Solution**

*Khairil Azmin Bin Mokhtar  
International Islamic University Malaysia*

**11. Non-Muslims, Conversion into Islam and the Jurisdictional Conflict: Where Is the Remedy?**

*Rafeah Saidon  
MARU University of Technology (UiTM)*

**12. CEDAW and Islamic Law: Its Implementation in Malaysia**

*Noor Aziah Haji Mohd Awal  
Universiti Kebangsaan Malaysia*

**13. The Appointment of Female Judges in the Syariah Courts: A Malaysian Perspective**

*Fadilah Binti Abd Rahman  
Universiti Teknologi MARA*

**Q&A  
BREAK**

**Session 4: 5.45pm to 7.15pm**

**Moderator: Associate Professor Victor Ramraj**

**14. Reading Rawls in Asia: Political Liberalism and the Rule of Law in Indonesia**

*Stewart Fenwick  
Indonesia-Australia Legal Development Facility*

**15. The Struggle of Administrative Adat Law In Nagroe Aceh Darrusalam Province**

*Tengku Keizerina Devi Azwar  
University of North Sumatera*

**16. Chinese Legal Culture: The Study of Chinese Business Transaction in Jakarta**

*Fokky Fuad  
Indonesia Al-Azhar University*

**17. Legal Pluralism & Its Approaches in Indonesian Context\_Study on Legal Pluralism Studies by the Indonesian Scholars**

*Antonius Cahyadi  
University of Indonesia*

**18. A Just & Equitable World For Workers: An Alternative Concept From Islamic Law Perspective**

*Gemala Dewi, Esq  
University of Indonesia*

**Q&A**

## **F1: Miscellaneous topics**

**Session 1: 11.00am to 12.30pm**

**Moderator: Professor Khaw Lake Tee**

- 1. Gatekeepers: A Comparative Critique of Admission to the Legal Profession and Japan's New Law Schools**  
*Kent Anderson*  
*Australian National University*
- 2. Challenges in Improving Access to Asian Laws: the Asian Legal Information Institute (AsianLII)**  
*Graham Greenleaf*  
*University of New South Wales*
- 3. Just and Equitable Assessment of Personal Injury Compensation in Hong Kong**  
*Felix W H Chan (Chan Wai Hon)*  
*University of Hong Kong*
- 4. Public Interest Lawyering in an Authoritarian State**  
*Fu Hualing*  
*University of Hong Kong*
- 5. Does the Law Prevent Access to Justice?**  
*Abu Haniffa bin Mohamed Abdullah*  
*International Islamic University Malaysia*

### **Q&A**

### **BREAK**

**Session 2: 2.15pm to 3.45pm**

**Moderator: Associate Professor Alan Tan**

- 6. Alternative solutions for getting secure habitation in Bangkok**  
*Kikuo Nishizawa*  
*Kochi Junior College*
- 7. Community Organization for People's Participation in Development –Comparative Study of Indian Legislation**  
*Noriyuki Asano*  
*Kyoto St.Mary's College*
- 8. From Distribution to Recognition, and Further to Reintegration: Multiple Dimensions of the Conflict Resolution Process'**  
*Hisako Kobayashi-Levin*  
*Kyushu University*
- 9. Vertical Land Utilization as an Urban Model in DKI-Jakarta Province to Settle on Housing Problems**  
*Arie Sukanti Sumantri Hutagalung*  
*University of Indonesia*
- 10. Land Use Planning for Improving Public Health: The Role of the Government in Delivering Justice Via the Land Use Planning Process to the Citizens in Malaysia**  
*Ainul Jaria Maidin*  
*International Islamic University Malaysia*

### **Q&A**

### **BREAK**

**Session 3: 4.00pm to 5.30pm**

**Moderator: Associate Professor Margaret Fordham**

**11. Reconciliation in Matrimonial Dispute (Reconciliation Tribunal): The Constraints and Proposed Reform**

*Ashgar Ali Ali Mohamed*

*International Islamic University Malaysia*

**12. Rights of Abandoned Child (Foundling): Protection of the Rights to Identity, Registration of Birth and Citizenship/Nationality under Malaysian Law**

*Azizah Mohamad*

*International Islamic University Malaysia*

**13. Parental Rights to Maintenance Under Islamic Law**

*Badruddin Hj Ibrahim*

*International Islamic University Malaysia*

**14. Just & Equitable World: The Unspoken Words of a Disabled Child?**

*Bashiran Begum Mobarak Ali*

*International Islamic University Malaysia*

**15. An Order to Transfer the Matrimonial Home Absolutely to One Party after a Divorce under the Malaysian law: Is it just and equitable?**

*Norliah Ibrahim*

*International Islamic University Malaysia*

**Q&A**

**BREAK**

**Session 4: 5.45pm to 7.15pm**

**Moderator: Professor Graham Greenleaf**

**16. The State of Legal Aid Services in Malaysia: A Comparative Study**

*Nik Ahmad Kamal Nik Mahmud*

*International Islamic University Malaysia*

**17. Squatters and Housing Rights in Urban Development: A Malaysian Legal Perspective**

*Nor Asiah Mohamad*

*International Islamic University Malaysia*

**18. Halal Food For Just & Equitable World?**

*Noriah Ramli & Dr Naemah Amin*

*International Islamic University Malaysia*

**19. Recoverability of Defective Building Economic Loss in Malaysia: Judiciary Balancing the Just Interests**

*Mohd Altaf Hussain Ahangar*

*International Islamic University Malaysia*

**Q&A**

## DAY TWO- Friday, 25 May 2007

### A2: Criminal Law

Session 5: 8.00am to 9.30am

Moderator: Professor Michael Hor

1. **Can the Requirements of Shariah Law Regarding Criminal Punishments be Interpreted in a Way that is Compatible with the ICCPR and CAT?**  
*Alfitri*  
*Sekolah Tinggi Agama Islam Negeri (STAIN) Samarinda*
2. **The Problem of Money Laundering Implementation in Indonesia**  
*Yenti Garnasih*  
*University of Trisakti*
3. **Domestic Violation in Indonesia: After the Domestic Violence Protection Act 2004**  
*Eva Achjani Zulfa*  
*University of Indonesia*
4. **Taiwan's Newly Adopted Procedure of Plea Bargaining**  
*Wang Jaw-perng*  
*National Taiwan University*
5. **Drugs Misuse in Malaysia: Past & Present**  
*Abdul Rani bin Kamarudin*  
*International Islamic University Malaysia*

### Q&A BREAK

Session 6: 9.45am to 11.15am

Moderator: Professor Jon Eddy

6. **A Study of Some Recent Developments in the Rising Rate of Delinquent Behaviour in Malaysia**  
*Mohammad Akram*  
*International Islamic University Malaysia*
7. **The Belief of The Accused in Self Defence: How Reasonable?"**  
*Mohd Iqbal bin Abdul Wahab*  
*International Islamic University Malaysia*
8. **Muddled hybridity or an equitable and just response to a complex local problem? A study and analysis of reform in the context of the pre-trial criminal process in Malaysia**  
*Salim Ali Farrar*  
*International Islamic University Malaysia*
9. **Voices from Asia for a Just and Equitable World-A Criminal Law Perspective**  
*Syed Tariq Daud Rafique*  
*International Islamic University Malaysia*
10. **Emergency Powers and the Rule of Law in Asia: A Research Agenda**  
*Victor V. Ramraj*  
*National University of Singapore*

### Q&A LUNCH

**Session 7: 1.05pm to 2.35pm**

**Moderator: Professor Zaleha Kamarudin**

11. **Welfare the Key to Juvenile Justice in Malaysia**  
*Norbani Mohamed Nazeri*  
*University of Malaya*
12. **Capital Punishment in India**  
*Ayyappan Alankuppam Palanissamy*  
*Swinburne University of Technology (Sarawak Campus)*
13. **The Unheard Voices of Victims in the Malaysian Criminal Justice System: An Overview**  
*Abdul Halim Sidek*  
*MARA University of Technology (UiTM)*
14. **Death Penalty in Korea: From Unofficial Moratorium to Abolition?**  
*Kuk Cho*  
*Seoul National University*
15. **Controversy Among Scholars About the Death Penalty in Indonesia**  
*Wismar Ain M*  
*University of Indonesia*

**Q&A**



## **B2: Environmental Law**

**Session 5: 8.00am to 9.30am**

**Moderator: Mas Ahmad Santosa**

- 1. Positioning Sustainable Development As a People's Programme - The Institutional Response**  
*Sai Ramani Garimella*  
*Institute of Law and Management Studies*
- 2. Disarticulation of Tribal Rights: Who is the Ultimate Survivor?**  
*Ketan Mukhija & Yugank Goyal*  
*NALSAR University of Law*
- 3. Marine Pollution Conducted from Transportation of Nuclear Material**  
*Yanti Fristikawati*  
*Atma Jaya Catholic University*
- 4. Voices from Indonesian Environment Issues: The Local Government Responsibility and the Environment Legal Behavior of the Community**  
*Dhany Rahmawan*  
*Trisakti University*

### **Q&A BREAK**

**Session 6: 9.45am to 11.15am**

**Moderator: Professor Michael Hor**

- 5. Managing the Last Remain of Indonesia's Fish**  
*Laode M Syarif*  
*University of Hasanuddin, Makassar-Indonesia*
- 6. Equity Issues in the Global Policy on Climate Change**  
*Andri Gunawan Wibisana*  
*University of Indonesia*
- 7. The Policies of Natural Disaster Management in Asia: Lesson Learned From Japan, Thailand & Indonesia**  
*Heru Susetyo*  
*University of Indonesia*
- 8. Pathology of Korea's Under-enforcement of Environmental Law: Is Public Awareness & Deliberation the Key to Success?**  
*Hong Sik Cho*  
*Seoul National University*
- 9. Enforcement of Environmental Law in Developing Countries: An Expository Study with Special Reference to Malaysia**  
*Abdul Haseeb Ansari*  
*International Islamic University Malaysia*

### **Q&A LUNCH**

**Session 7: 1.05pm to 2.35pm**

**Moderator: Associate Professor Tey Tsun Hang**

**10. Creating a Sustainable & Just Society: The Contribution of Malaysian Industrial Safety Legislation**

*Kamal Halili Hassan*

*Universiti Kebangsaan Malaysia*

**11. River Pollution Control and the Law in Malaysia**

*Norha Abu Hanifah*

*Universiti Teknologi Mara*

**12. Principle 10 in Malaysia: A Rallying Point for Environmental Justice?**

*Azmi Sharom*

*University of Malaya*

**13. Ground Water as Common Heritage of Mankind: A Novel Idea or a Tool for Just and Equitable Consumption?**

*Joseph Wilson*

*Lahore University of Management Sciences (LUMS)*

**Q&A**

## **C2: Human Rights, Constitutional and Administrative Law**

**Session 5: 8.00am to 9.30am**

**Moderator: Assistant Professor Arun Kumar Thiruvengadam**

1. **The Human Right To Water**  
*Usha Tandon*  
*University of Delhi*
2. **Judicial Accountability as a Means to Protect Judicial Independence**  
*Faridah Jalil*  
*Universiti Kebangsaan Malaysia*
3. **Balancing the Duty to Preserve Marine Parks and to Uphold the Human Rights of Coastal Populations: International Law of the Sea and International Human Rights**  
*Mary George*  
*University of Malaya*
4. **Protecting Asia's Migrant Workers - The Need for a Rights-Based Approach**  
*Sharifah Suhanah Syed Ahmad*  
*University of Malaya*
5. **Equality, Sexual Orientation and the Public Good: Should Courts or Elected Bodies Decide Morally Controversial Questions?**  
*Yvonne C L Lee*  
*National University of Singapore*

### **Q&A BREAK**

**Session 6: 9.45am to 11.15am**

**Moderator: Assistant Professor Yvonne Lee**

6. **Unholy Speech and Holy Laws: The Origins and Impact of the Blasphemy Law on Rights, Justice & Society in Pakistan.**  
*Osama Siddique*  
*Lahore University of Management Sciences (LUMS)*
7. **Human Rights in Pakistan: Need for Paradigm Shift at National and International Level**  
*Dil Mohammad*  
*University Law College, University of the Punjab*
8. **Legal Consciousness, Activism and Social Justice: An Analysis of the Impact of Legal Consciousness on Gay Advocacy in Singapore and Malaysia**  
*Lynette Janice Chua Kher Shing*  
*University of California-Berkeley*
9. **Malaysia's Electoral Laws and Prospects for Democratization**  
*Tey Tsun Hang*  
*National University of Singapore*
10. **The Role of Hybrid Tribunals in Combating Impunity in the Asia-Pacific Region**  
*Alberto Costi*  
*Victoria University, New Zealand*

### **Q&A LUNCH**

**Session 7: 1.05pm to 2.35pm**

**Moderator: Professor Salvador Carlota**

- 11. Public Interest Litigation in India: An Analysis of Recent Trends**  
*Arun K. Thiruvengadam*  
*National University of Singapore*
  
- 12. The Paradigm Shift of Constitutional Change: The Legacy of 2005  
Constitutional Reform in Taiwan**  
*Yeh Jiunn-rong*  
*National Taiwan University*
  
- 13. Human Dignity, Rights, Liberties, and Equality Under the 2006 Provisional  
Constitution of Thailand**  
*Narongdech Srukhsit*  
*Chulalongkorn University*

**Q&A**

## **D2: International Law**

**Session 5: 8.00am to 9.30am**

**Moderator: Professor Tithiphan Chuerboonchai**

1. **Is There An Asian International Law?**  
*Ben Saul*  
*University of Sydney*
2. **CEDAW and Legal Polygamy in Bangladesh: A Saga of 'Unjust Inequity'**  
*Tureen Afroz*  
*BRAC University*
3. **The United Nations Security Council's Sanction Against Iran: A Nuclear Apartheid**  
*Mohammad Naqib Ishan Jan*  
*International Islamic University Malaysia*
4. **Balancing the Rights of the Coastal State in its Exclusive Economic Zone and Freedom of Navigation of Other States: An Analysis of the Practice of Selected Asian Countries**  
*Abdul Ghafur Hamid @ Khin Maung Sein*  
*International Islamic University Malaysia*

### **Q&A BREAK**

**Session 6: 9.45am to 11.15am**

**Moderator: Professor Shin-Ich Ago**

5. **Impact of Framework Convention on Tobacco Control in Malaysia: A Comparative and Legal Overview**  
*Farah Nini Dusuki*  
*International Islamic University Malaysia*
6. **Towards International Peace and Security: Learning from the Prophet of Islam**  
*Mohd Hisham Bin Mohd Kamal*  
*International Islamic University Malaysia*
7. **ASEAN Regional Development: Seeking to build a Just and Equitable World**  
*Sue Valquis Md Mashhor*
8. **Filipino Migrant Workers' Rights and Status Under the International Convention on Migrant Workers**  
*Patricia R.P. Salvador Daway*  
*University of Philippines*

### **Q&A LUNCH**

**Session 7: 1.05pm to 2.35pm**  
**Moderator: Professor Tim Lindsey**

- 9. The Role of Indonesia in Building Cooperation to Solve International Dispute in the Global Era**  
*Supardan Mansyur*  
*Mataram University*
- 10. Indonesia's Future in Deep Seabed Mining: Lessons from Grotius' Mare Liberium**  
*Pudak Nayati*  
*Monash University*
- 11. Revitalising the Siyar (Islamic Perspective of International Law): A Challenge for the Muslims**  
*Rohimi B. Shapiee*  
*Universiti Kebangsaan Malaysia*
- 12. Indonesia's New Places of Worship Regulation: Upholding the Right to Freedom of Religion for Religious Minorities**  
*Melissa Crouch*  
*University of Melbourne*
- 13. The Role of Developing Countries in the UN Security Council's Reform. Case Study: Indonesia as the Non-Permanent Member for 2007-2008**  
*Arie Afriansyah*  
*University of Indonesia*

**Q&A**

## E2: Intellectual Property Rights

Session 5: 8.00am to 9.30am

Moderator: Dr Cita Citrawinda

1. **Towards a Just and Equitable Model for Copyright Protection in Jordan: What Can We Learn from the Canadian System?**  
*Saleh Al-Sharieh*  
*University of Ottawa, Canada*
2. **India's Fight against Biopiracy**  
*Abhir Dutt & Saraswan Mukherjee*  
*NALSAR University of Law, Hyderabad*
3. **Biotechnology Patents and Law - A Critical Appraisal with Special Reference to India**  
*Umadevi Kovuru*  
*Sri Padmavathi Mahila Visvavidyalayam (Women's University)*
4. **Patents and Health - Public Policy Issues in India**  
*V.C.Vivekanandan*  
*NALSAR University of Law, Hyderabad*
5. **Indonesian Drug Policy & Patent Regulation After the TRIPS Agreement: Better Access to Essential Medicines?**  
*Tomio Suryo Utomo*  
*University of Janabadra*

### Q&A BREAK

Session 6: 9.45am to 11.15am

Moderator: Associate Professor Lee Keun-Gwan

6. **A Dispute against the Domain Name which incorporates Multi Company Brand Name Under UDRP**  
*Keita Sato*  
*Chuo Law School*
7. **Towards a Just and Equitable World: Providing a Nexus between the Obligations under Patent Law and the Convention on Biological Diversity**  
*Lim Heng Gee*  
*Universiti Teknologi MARA*
8. **Copyright and Developing Countries: A Balancing Exercise**  
*Tay Pek San Khaw Lake Tee*  
*University of Malaya*
9. **Arbitration : A New Alternative for Intellectual Property Dispute Resolution in Thailand.**  
*Orabund Panuspathna*  
*Chulalongkorn University*
10. **Intellectual Property Enforcement in Asia: Who Should Pick up the Bills?**  
*Assafa Endeshaw*  
*University of Wolverhampton, U.K.*

### Q&A LUNCH

## F2: Miscellaneous

Session 5: 8.00am to 9.30am

Moderator: Associate Professor Margaret Fordham

1. **Reducing Medical Complaints and Litigation in Malaysia: Turning Patients' Voices into Opportunities**  
*Puteri Nemie Binti Jahn Kassim*  
*International Islamic University Malaysia*
2. **Implication of Maqasid Syariah (Objectives of Syariah) in the Application of the Rule of Istihsan Bi Al-Maslahah (Juristic Preference by Interest): Contemporary Development in Medical Treatment and Their Issues**  
*Dr Nizaita Binti Omar & Dr Zulkifly Bin Muda*  
*Kolej Universiti Sains & Teknologi Malaysia*
3. **Regulating Product Safety: A Comparative Study of Malaysia, Thailand and Indonesia Under the Consumer Protection Legislations**  
*Rahmah Binti Ismail*  
*National University of Malaysia*
4. **Consumer Trade Disputes: A Comparative Study on Alternative Dispute Resolution in Selected Asian Countries**  
*Sakina Shaik Ahmad Yusoff*  
*National University of Malaysia*
5. **Malaysia's National Economic Policy – A Legal Perspective**  
*Mohammad Rizal Salim*  
*Universiti Teknologi MARA*

### Q&A BREAK

Session 6: 9.45am to 11.15am

Moderator: Associate Professor David K. Linnan

6. **For a Just and Equitable World: The Need for Fair Treatment of Seafarers in the Event of Maritime Accidents**  
*Musrifah Sapardi Rustam*  
*Universiti Teknologi MARA (UiTM)*
7. **Rehabilitation of Abandoned Housing Project in Peninsular Malaysia: Experience of a Liquidator**  
*Nuarrual Hilal Md. Dahlan*  
*Universiti Utara Malaysia*
8. **Cross-Border Dispute Resolution - The Mediation Alternative**  
*Grace Xavier*  
*University of Malaya*
9. **Patient rights in Malaysia – really?!**  
*Norchaya Talib*  
*University of Malaya*
10. **The Rights of 'Squatters' To Land Under The Malaysian Law**  
*Yong Chiu Mei*  
*University of Malaya*

### Q&A LUNCH



**Session 7: 1.05pm to 2.35pm**

**Moderator: Associate Professor Mark Fenwick**

- 11. The Earthquake Tragedy: Act of God or Failure of State? The Legal Framework for Assigning Liability for Defective Construction in Pakistan**  
*Maryam Shahid Khan*  
*LUMS*
  
- 12. The Role of Legal Ethics in Legal Education: Teaching about Client and Community**  
*Helena Whalen-Bridge*  
*National University of Singapore*
  
- 13. Identifying, Teaching and Researching the Law of an Emerging State: Lessons from Afghanistan for other transitional societies**  
*Lombardi Clark B*  
*University of Washington*
  
- 14. Establishing a tax law that upholds the sense of justice in society**  
*Rukiah Komariah*  
*University of Indonesia*
  
- 15. Current Reforms in the Governance Mechanism of State- owned Enterprises in Vietnam**  
*Hoa Van To*  
*Hanoi Law University*

**Q&A**