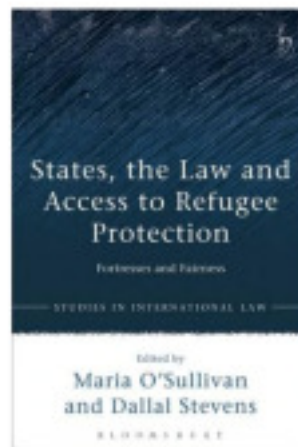
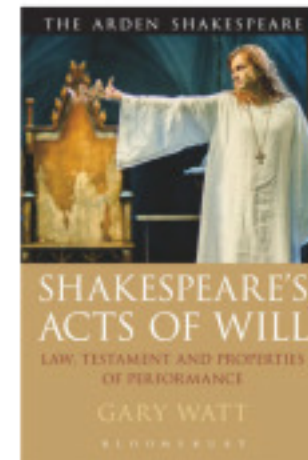
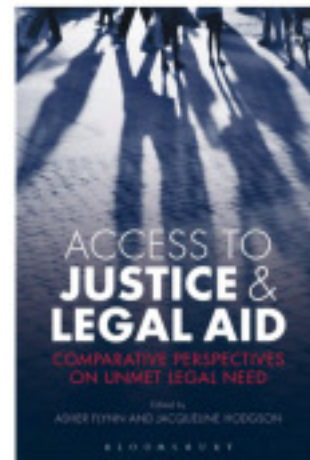




WARWICK
LAW SCHOOL

Law Annual Research Report 2016



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Introduction

Warwick Law School has enjoyed a very successful year. As a School we were pleased with our REF result, demonstrating the internationally excellent quality of much of our research, the vibrant research environment in which we work and the range of ways in which our work engages with non-academic communities. We came 10th nationally, 7th in terms of our outputs and 6th for our research environment. In the spring of 2015, we hosted the Socio-Legal Studies Association national conference. As a law in context School, this was an important event for us and Warwick's excellent team of organisers made this the most popular SLSA conference ever, with more than 450 delegates attending over 40 streams of papers. We also held the third of our own annual Law School conference series Not Just Law in 2014, with more than 50 presentations by Law School staff and doctoral researchers. This was an excellent event, and an enjoyable way to showcase our work and exchange ideas.

Our Centres have thrived over this last year. The Centre for Human Rights in Practice (CHRP) and the Criminal Justice Centre (CJC) each appointed post-doctoral researchers to work with colleagues on a range of projects and to develop public engagement and funded work. Alongside its research reports and policy engagement, the CHRP launched a new online magazine, *Lacuna*, which has enjoyed great success and its writer in residence has been shortlisted for the Orwell Prize. The CJC continues to carry out a variety of funded research, and as a result of increased collaboration with faculty and doctoral researchers in psychology, the Centre ran a successful series of law and psychology seminars and lectures. The last twelve months also saw the establishment of two new Centres. The Centre for the Law, Regulation and Governance of the Global Economy (GLOBE) has been very active during its first year, running a number of seminars, lectures and a workshop jointly organised with the universities of Amsterdam and Antwerp. Working

with colleagues across a number of disciplines, our new cross-faculty Centre for Operational Policing Research (COPR) has begun two major empirical research projects in collaboration with several police forces and is increasing its membership across the University.

Our doctoral students have also enjoyed success - presenting their work at a range of conferences and workshops, as well as publishing their research. We were very proud of Titilayo Adebola, who received a special mention for her poster implementing Obligations under Article 27.3(b) of TRIPS in the Global South at the 2015 SLSA conference. Our undergraduate students are also active in a number of projects and they collaborated with Monash students in a one day undergraduate research conference.

At the heart of our research endeavours are the ways in which we communicate our work. Colleagues have produced an impressive collection of monographs (some prize-winning), edited collections, reports, articles and working papers. But we have also brought people together - scholars, practitioners, policy-makers and the public - to ensure that our work is communicated to a range of audiences.

We have held international conferences on our work (such as the CJC's Women in War and at War and Access to Counsel conferences) and continued to engage with our Monash colleagues (such as the CJC and CHRP Access to Justice project); convened seminar series (such as the Modern Law Review seminar Constitutionalism(s) post 2008); held workshops (such as the one day workshop Engaging Citizens in Fighting Corruption in the EU and the CHRP's Using Human Rights and Equality Legislation to Monitor, Analyse and Challenge Welfare Benefit Sanctions). The international nature of our research is well-established, but increasingly, colleagues are engaged in interdisciplinary research, such as the



Post-Disaster, Post-conflict, Post-Crisis? Interdisciplinary Exploration of Governing through 'Post' workshop organised through the Global Governance GRP and the Institute for Advanced Studies. Interdisciplinary research also informs our recently established Law with Humanities degree and all of our students are offered a range of modules such as Shakespeare and the Law, Cultural Heritage Law and Law on Screen. The University has an established Global Research Priorities (GRP) programme to foster interdisciplinary work across the campus and Law colleagues are taking a leading role in two of these GRPs.

As a law in context School, engagement with policy-makers, practitioners and key sections of society is integral to much of our research. Our work is cited in legal cases and Law Commission reports, and government Ministries and Parliamentary Select Committees draw on our research and call upon us for expert evidence in the process of legal scrutiny and reform. We advise NGOs, foreign governments, EU advisory committees, UN Working Groups and we present our work to a range of practitioner groups in the UK and internationally. We also communicate our work through different media – press, radio and television, but also expert forums, blogs and social media, which have proved to be very effective, reaching thousands of readers.

In addition to our own endeavours, we have also engaged with a wide range of scholars and practitioners through our thriving research seminar series and public lectures, as well as our international visitors programme. Weekly research seminars have become an important way for the School to engage individually and collectively with a broad range of ideas. Our students were especially inspired by lectures from the Rt. Hon. The Baroness Hale of Richmond, Deputy President of the Supreme Court and Judge Howard Morrison CBE QC from the International Criminal Court. We have placed special

emphasis on developing our postgraduate researchers, with a writing workshop, a workshop on empirical methodologies and funding workshops for staff and doctoral students.

We have enjoyed considerable success in obtaining research funding for projects from the British Academy, the ESRC, Nuffield, the ISRF, the Chiang Ching-Kuo Foundation for International Scholarly Exchange and the European Commission, as well as prestigious Leverhulme Fellowships, a Fulbright award and the appointment of a special adviser to the Law Commission. These projects involve colleagues collaborating with researchers from other jurisdictions and other disciplines, demonstrating the breadth of our research scholarship.

In sum, the Law School has much to be proud of and we look forward to working on new projects and collaborating with new colleagues at home and across the globe.

Professor Dallal Stevens
Director of Research

Research Centres

The Centre for Human Rights in Practice

CHRP brings together researchers whose work continues to achieve significant impact across academic and non-academic audiences. It also offers a variety of research-informed student activities.

Applied Research Projects

- Human Rights, Equality and the Public Spending Cuts, work continued on an online database for human rights and equality analysis of the public spending cuts. It now contains more than 400 key resources. It has been accessed over 10,000 times in the last 5 months. A new student assistant is in the process of being appointed to assist on work with the database.

- International Economic Governance and Human Rights, current work focuses on the UN Guiding Principles on Business and Human Rights. The Centre published a database of practice of 50 firms in the summer of 2015. This was the subject of an article in *Review of International Studies* by Sharifah Sekalala and James Harrison. The Centre is currently carrying out a more detailed and widespread survey of corporate practice with regard to business engagement with the UNGPs, and attended the UN Forum on Business and Human Rights in November 2015.

- Human Rights Education, the Centre published a report by Centre Fellow, Alison Struthers, entitled 'Building Blocks for Improving Human Rights Education within Initial Teacher Education in Scotland' (Centre for Human Rights in Practice, University of Warwick, 2015). The report was launched in front of a packed audience of education practitioners and academics. This research was featured in the *Times Educational Supplement* on 8 January 2016. As part of her research, a new OUP blog post on 'Teaching human rights in schools' was published in April 2016.

- Protest and Performance week, in March 2016, a year after the 2015 Protest Summit, the Centre hosted a series of events that explored the theme of

protest. Within the programme were film, theatre and comedy, as well as panel discussions featuring seasoned activists, academics, students, and representatives of notable campaigning groups.

- EU Justice Project, Andrew Williams has continued to develop a series of debates on the EU's Justice Deficit based on an edited collection of essays by leading EU scholars (*Europe's Justice Deficit?* Hart Publishing 2015).

- Palestine project, Alice Panepinto to participate in a study of humanitarian aid effectiveness with the Italian Agency of Development Cooperation (AICS), Jerusalem (June 2016).

Impact and Public Engagement

- Lacuna Magazine has published more than 150 articles from a range of different authors (academics, journalists, activists, student, practitioners, etc.), and has attracted over 75,000 readers since its launch in spring 2014. Lacuna continues to actively seek submissions across the university and beyond. In March 2016 Lacuna's writer-in-residence, investigative journalist Rebecca Omonira-Oyekanmi, was shortlisted for the Georgina Henry Women in Journalism Prize for Innovation, following her 2015 shortlisting for the prestigious George Orwell Prize for Journalism.

- In 2015/2016 Lacuna published widely across the focus themes of migration/refugees and protest, and from May 2016 promoting pieces on the EU/UK pieces in the run up to the referendum. Lacuna continues to publish on a range of additional human rights and social justice themes. Overall, the Centre connected with researchers across the department, faculty and wider university to have their work published and then publicised to relevant public and

£30,000
for Lacuna Magazine
from Warwick Impact
Acceleration Account and
Warwick Impact Fund

**£1500
each**
from URSS funding to
support two students'
research on the death penalty
in Mississippi and California

Two year
Widening
Participation
Development
Fund for work
with local
schools

£2,000
for 'Protest and
Performance Week' from
IATL Student collaborator
grant

policy audiences.

- Lacuna are actively looking to participate in local events, one such event is the Leamington Peace Festival 2016, the festival By raising awareness of world and local issues, giving individuals ways of becoming involved in the world around them.

- Writing Wrongs Essay Competition (Widening Participation Project): between November 2015 and April 2016, led by Anil Awesti, provided 24 year 12 students from non-traditional backgrounds across 9 schools in the Coventry and Warwickshire area with an exciting opportunity to improve their research and writing on social injustice and human rights through a series of workshops with leading writers, academics and journalists. Students submitted a 2,500 word essay. The best essays will be published in Lacuna in summer 2016 and the winning author will have a paid internship with Lacuna magazine. All the participants experienced first-hand the practice of university style research and writing and gain skills to aid them during their A Level studies.

- Working Beyond the Border? European Union Trade Agreements and International Labour Standards. James Harrison has continued his work (funded by a £400,000 ESRC grant) to examine the impact of labour standard provisions in EU trade agreements. A 1 day workshop was held in Geneva with high-level staff from the International Labour Organisation at the ILO headquarters. The project also involves empirical work in Moldova, Guyana, South Korea and Brussels over the next two years. It will produce a range of academic publications, reports, and articles in the Centre's Lacuna Magazine.

Events Run by CHRP

Research seminar: The limits of criminal remedies and victim centric approaches to justice in the context of violence against women, by Madhu Mehra (with Centre for Criminal Justice), 4 May 2016

Protest week: A series of workshops and events on campus, 14-19 March 2016

Seminar: Joe Migliozzi on the death penalty in the US, 31 March 2016

Workshop: Writing About Human Rights for Children (IAS), Ali Struthers, 19 Feb 2016

Lecture: Why human rights matter: a review of the UK's human rights record from Belfast to Basra (Director, Rights Watch) organised by K McConnachie, 11 February 2016

Discussion: Seven Jewish Children, a play by Warwick University Drama Society, 4 February 16

Seminar: The British Army and Iraq, Lauterpacht Centre, Cambridge University, Andrew Williams, 5 February 2016

Paper: at the Cardiff Festival of Law and Religion (Cardiff University), on the interpretation of Islamic law, Alice Panepinto, 5 May 2016

In April 2016 the CHRP welcomed visiting researcher Anna Buchardo from the University of Valencia, Spain for 10 weeks. During her visit, Anna will work on a chapter of her PhD thesis 'Domestic implementation of Human Rights and the Financial Obligations of States'.

Research Seminars

The Law School holds weekly Research Seminars during term, at which colleagues and invited outside speakers have presented their research. Organised by John Snape, these seminars have provided a valuable opportunity for discussion and feedback.

07 October 2015

Sheharyar S Hamid
School of Law
University of Warwick
'Are modern day Islamic financial institutions following good corporate governance practices: An issue based analysis'

14 October 2015

Dr James Harrison
School of Law
University of Warwick
'Celebrating and supporting our engagement with non-academic communities: Making the most of the impact agenda'

21 October 2015

Professor Shahenn Ali
School of Law
University of Warwick,
'Internet Fatawa: Challenging Tradition and Modernity in Women and Gender Issues'

28 October 2015

Dr Ugljesa Grusic
University of Nottingham,
'Contractual networks in European private international law'

04 November 2015

Dr Jessica Whyte
University of Western Sydney
'Governing homo-economicus: Adam Ferguson, Friedrich Hayek and the providential logic of civil society'

18 November 2015: Professor

Stephen Meili
University of Minnesota
'Asylum in the United States and the United Kingdom: Due Process, Detention and Human Rights'

02 December 2015

Lorenzo Cotula
International Institute for Environment and Development
'Land grabbing' and international investment law: Towards a global reconfiguration of property?

13 January 2016

Dr Briony Jones
Politics and international studies
University of Warwick
'Seeking a 'Just Justice': Discursive Strategies of Resistance to Transitional Justice in Côte d'Ivoire'

20 January 2016

Dr Raza Saeed
School of Law
University of Warwick
'Stories of Law: Legal Theories, Narratives and Society'

27 January 2016

Professor Emilius Christodoulidis
School of Law
University of Warwick
'Social Rights as Social Debts'

03 February 2016

Susan Howard
Governor of HMP Ranby
'Issues facing Britain's prisons'

10 February

Yvonne Budden
Academic Support Manager, The Library
University of Warwick
'WRAP - Open Access - REF Q&A'

24 February 2016

Professor Michael Cardwell
School of Law
Leeds University
'Farmers' protests against low milk prices'

02 March 2016

Dr Mark Wenman
Politics
University of Nottingham
'Judgement without Borders: an agonistic approach to cosmopolitanism'

09 March 2016

Barbara Bogusz
School of Law
Leicester University
'Localism as a form of regulatory governance in the planning process'

16 March 2016

Professor Catherine Redgwell
All Souls College
University of Oxford
'WTO Shrimp-Turtle Case'

Research Students

27 April 2016

Professor Robert Fine
University of Warwick
**'Sociology 'Preserving the
Revolutionary Tradition: The
Perplexing Politics of Hannah
Arendt'**

04 May 2016

Madhu Mehra
Executive Director of PLD
Visiting International Fellow
**'The limits of criminal remedies
and victim centric approaches
to justice, in the context of
violence against women'**

11 May 2016

Professor Sinead Agnew
Cardiff University
**'Conscience and Obligation in
Private Law'**

18 May 2016

Dr Andrew Schapp
University of Exeter
**'Conditions of Dissensus:
Arendt and Ranciere on Slavery
and Statelessness'**

Tililayo Adebola (Supervisor:
Fiona Smith) 'Developing
Countries, Agricultural
Biotechnology and Intellectual
Property Protection'

Hawraz Adu (Supervisor: Andrew
Williams) 'Searching for
Transitional Justice in Iraqi
Kurdistan: Mechanism, Reform and
Institutional Developments'

Latifah Almeer (Supervisor:
Christopher Bisping) 'The
harmonization of Private
International Law in the
Cooperation Council of the Arab
States of the Gulf (GCC) in Civil
and Commercial matters'

Abdulkarim Alotaibi
(Supervisors: Shaheen Ali / Bill
O'Brian) 'Arbitration and the
development of a system
attractive to international
commerce: comparing the
approaches in England (& Wales),
and the Kingdom of Saudi Arabia'

Azinge Nikechikwu (Supervisor:
Dalvinder Singh) 'The role of
indigenous savings and loans on
terrorist financing in Nigeria: A
Governance perspective'

Ligia Catherine Arias Barrera
(Supervisors: Dalvinder Singh and
Jonathan Garton) 'The structural
reform to OTC Derivatives Market'

Ademola Bamgbose (Supervisor:
Bill O'Brian) 'Towards a Suitable
Domestic Arbitration Practice in
Nigeria'

Natalie Byrom (Supervisor:
James Harrison) 'Evidence base
for the impact of funding cuts on
the ability of individuals to access
justice on an equal basis'

Adithya Chintapanti
(Supervisors: Kathryn McMahon
and Abdul Paliwala) 'Regulatory
Strategy & Constitutional Mandate
in Developing Jurisdictions'

Johanna Cortes Nieto
(Supervisor: Celine Tan) 'The
fragility of the idea of "Poverty" in
Colombian social policies and
Legal Institutions'

Wendy Eades (Supervisor: James
Harrison) 'Investigating the Impact
of Welfare Reform'

Joanna Harwood (Supervisor:
Rebecca Probert) 'A father is for
life, not just conception'? Child
contact, domestic abuse and the
legal value placed on the
importance of children
maintaining contact with both
parents'

Juliet Horne (Supervisor: Jackie
Hodgson) 'Sentencing discounts
for guilty pleas are putting
pressure on defendants to plead
guilty'

Sanjeeb Hossain (Supervisors:
Andrew Williams and Solange
Mouthaan) Exploring standards of
justice at the International Crimes
Tribunals of Bangladesh through
the prism of 'complementarity'

Andi Hoxhaj (Supervisor: Ralf
Rogowski) 'The EU & Judicial
Corruption in Albania, Bulgaria
and Romania'

Benjamin Hulme (Supervisor:
Dora Kostakopoulou) 'To what
extent will the European Union's
Accession to the European
Convention on Human Rights
affect the current and future
implementation of the Common
European Asylum System?'

Taibah Ientiaz (Supervisor: Dora
Kostakopoulou) 'The Role of the
Arab League in the Promotion
and implementation of the
Responsibility to Protect in
Contemporary Arab Conflicts'

James Jordan (Supervisor:
Andreas Kokkinis / Dalvinder
Singh) 'Don't shoot the
messenger' - 'Whistleblowing in
Corporate Britain: An assessment
of the adequacy of the legal
framework from a company and
whistleblower perspective'

Sat Kaur (Supervisor: Andrew
Williams) 'The ICC - A Failed
Experiment? An Examination of
the Future of the International
Criminal Court'

Arjumand Bano Kazmi
(Supervisor: Shaheen Ali) 'Making
or Unmaking of democratic
constitution in Pakistan: role and
strategies of USAID funded civil
society organisations'

Ahmed Abdullah Khan
(Supervisor: Dalvinder Singh) 'a
Philosophical Scope of Sovereign
Guarantees and their adequacy to
Promote Investment through
Project Finance via PPP Structure
in Pakistan's Energy Sector'

Neriman Kilic (Supervisor: Bill O'Brian) 'Comparative analysis of the jurisdictions of international investment Arbitration with WTO adjudication and international commercial Arbitration'

Oluwole Kusuji (Supervisor: Dora Kostakopoulou) 'Resource Control & Fiscal federalism as agents of change in Nigeria'

Jennifer Lander (Supervisor: George Meszaros) 'Mining, Modernisation and the framing of pastoralist Land Rights in Mongolia'

Ben Livings (Supervisor: Alan Norrie) 'Concepts and contexts: sport violence and the socio-cultural contingency of the criminal law'

Sunduzwayo Madise (Supervisors: Dalvinder Singh and Abdul Palwala) 'Regulating Transfer Pricing in Malawi'

Angel Matoke Njagi (Supervisor: Ilan Wall) 'The enforcement and preventative force of Hate Speech regulation'

Christian Mecklenburg-Guzman (Supervisor: Dalvinder Singh) 'EU Derivatives Regulation: A Behavioural & Standard Law and Economics Approach to the Regulation of financial Derivatives'

Hamdan Mohd (Supervisor: Kathryn McMahon) 'Norahimah Fitri Aviation Laws: Legal Analysis on Competition Laws in the Aviation Sector'

Immaculate Motsi Omojiade (Supervisor: Dalvinder Singh) 'Regulation of sui generis Financial Innovation: An Open Source Regulatory Model for the Cryptocurrency Bitcoin - the lacuna where Law, Technology and Finance meet'

Obumneme Okezie (Supervisors: Hugh Beale and Christopher Bisping) 'Examining the Challenges of Protection of Consumers in Online transactions in Nigeria and Proposing the way forward: Essentials for suitable legal framework'

Kyungeun Park (Supervisor: Dora Kostakopoulou) 'National Security Exceptions as an attempt to strike a balance in international Investment Agreements'

Rachel Pimm Smith (Supervisors: Rebecca Probert and Maebh Harding) 'How does the twenty-six week time limit on child-care proceedings affect outcomes, delay times and finances within the family justice system?'

Emma Pountney (Supervisor: Andrew Williams) 'Taking sexual violence too seriously? The ICTY and the ICTR and the prosecution of sexual violence'

Irem Sengul (Supervisor: Dallal Stevens) 'Mass Refugee Influx, Temporary Protection and State Sovereignty: Questioning the role of UNHCR and NGOs in the case of temporary protection of Syrians in Turkey'

Mary-Ann Stephenson (Supervisor: Ann Stewart) 'To what extent do the public sector duties in the Equality Act provide a tool for preventing negative impacts on gender equality & women's human rights threatened by public sector spending cuts?'

Simon Thorpe (Supervisor: Ilan Wall) 'Social Movements, Non-State Constitutionalism, and the Institutional Paradox of Prefigurative Democracy: A Genealogy of the Constitution of Becoming'

Nneamaka Vanni (Supervisor: Fiona Smith) 'How the Economic Community of West African States (ECOWAS) can as a regional group, effectively utilize the flexibilities embedded in the Agreement on Trade Related Aspect of Intellectual Property Rights (TRIPS Agreement)'

Sara Warner (Supervisor: Kathryn McMahon) 'Competition Regulation of Premium Content on Pay-TV in the UK/EU and Australia'

Hugh Williams (Supervisor: Andrew Williams) 'Should child soldiers be prosecuted and punished for international crimes?'

Christoph Wronka (Supervisor: Dalvinder Singh) 'The relevance of Industry Self-Regulation in Light of the Principles of Proportionality and Subsidiarity with a View to European Law'

Sixiao Xu (Supervisors: Andreas Kokkinis and Dalvinder Singh) 'Institutional Shareholder Activism: The Future Approach'

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warwick.ac.uk/law

The School of Law
The University Of Warwick
Gibbet Hill Road
Coventry
CV4 7AL



+44 (0)24 765 75272



+44 (0)24 765 4105