

IPSA World Congress 2006—Fukuoka, Japan

June 27, 2005

Research Committee for Comparative Judicial Studies (RC#9)

Submitted by Professor Michael Tolley, RC#9 Convener
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Tentative Program

Panel 1. Transnational and International Courts: The Relative Decline of Westphalian Sovereignty?

Chair: C. Neal Tate, Vanderbilt University, Nashville, Tennessee, USA n.tate@vanderbilt.edu

Papers:

Donald Jackson, Texas Christian University, Fort Worth, Texas, USA, “International and Transnational Law versus National Sovereignty: Pure Power or a Dialectical Process?” d.w.jackson@tcu.edu

Carlo Rossetti, University of Parma, Parma, Italy, and Michael Tolley, Northeastern University, Boston, Massachusetts, USA, “Fundamental Rights, the European Court of Justice, and the Constitutionalization of Europe” grosset@ipruniv.cce.unipr.it m.tolley@neu.edu

Carlo Mongardini, University of Rome “La Sapienza”, Rome, Italy, “The Nation State and the Problem of Sovereignty” carlo.mongardini@uniroma1.it

Mary Volcansek, Texas Christian University, Fort Worth, Texas, USA, “Penetrating Sovereignty: The Human Rights Act of 1998 and British Law” m.volcansek@tcu.edu

Panel 2. Terrorism, Security and Human Rights: Achieving a Proper Balance

Chair: John Finn, Wesleyan University, Middletown, Connecticut, USA jfinn@wesleyan.edu

Papers:

Janet Hiebert, Queen’s University, Kingston, Ontario, Canada, “The Joint Committee on Human Rights: Centre Stage in the Dialogue on the Compatibility of Anti-Terrorist Responses with Human Rights” hiebertj@post.queensu.ca

Gerald Bursey, Northeastern University, Boston, Massachusetts, USA, “Terrorism and Emergency Powers in the United States” g.bursey@neu.edu

James Kelly, Concordia University, Montreal, Quebec, Canada, “Canada’s Anti-Terrorism Act: Securing Balance Through Parliamentary Scrutiny” james.kelly@concordia.ca

Menachem Hofnung, The Hebrew University of Jerusalem, Jerusalem, Israel, “International Strife and Democratic Breakdowns: The Limits of Occupation” msmh@pluto.mscc.huji.ac.il

NedZad Basic, University of Bihac, Bihac, Bosnia and Herzegovina, “From Global Terrorism to Human Rights and Security” nbasic_hrcpc@yahoo.com

Subrata Mukherjee, University of Delhi, New Delhi, India, “Combating Terrorism: Need for a Just Order”
polybius7@hotmail.com

Panel 3. Epistemology and Methodology in the Field of Comparative Judicial Studies

Chair: Michael Tolley, Northeastern University, Boston, Massachusetts USA m.tolley@neu.edu

Papers:

C. Neal Tate, Vanderbilt University, Nashville, Tennessee, USA, “Past, Present, and Future of Comparative Judicial Studies” n.tate@vanderbilt.edu

Margit Cohn, University of Leicester, Leicester, England, “Assessment of Judicial Activism”
mc118@leicester.ac.uk

Ran Hirschl, University of Toronto, Toronto, Canada, “*Eclectica*: On the Blurred Methodological Matrix of Comparative Constitutional Law” ran.hirschl@utoronto.ca

Brian Galligan, University of Melbourne, Victoria, Australia, and John Chesterman, University of Melbourne, Victoria, Australia, “Comparative Assessment of Rights Revolutions: Political Dimensions”
Galligan@unimelb.edu.au jhc@unimelb.edu.au

Panel 4. Rule of Law and Courts in Emerging Democracies (Part I)

Chair: Maria Elisabetta de Franciscis, University of Naples, Naples, Italy medefra@tin.it

Papers:

Diah Asitadani, University of Geneva, Geneva, Switzerland, “The Obstacles in the Way of Law Reform in Newly Democratic Indonesia—In Comparison with Other Democracies” asitadal@etu.unige.ch

Alexander Fischer, Heidelberg University, Heidelberg, Germany, “The Judicialization of the Elections in India” alex.fischer@urz.uni-heidelberg.de

Nancy Maveety, Tulane University, New Orleans, Louisiana, USA, and Anthony Pereira, Tulane University, New Orleans, Louisiana, USA, “Brazil’s Federal Supreme Court: Captive or Conduit?”
nance@tulane.edu

John Finn, Wesleyan University, Middletown, Connecticut, USA, “The Rule of Law and Judicial Independence in Newly Democratic Regimes” jfinn@wesleyan.edu

Panel 4. (Part II) : Doctoral research on rule of law and courts in emerging democracies

Diana Kapiszewski, PhD student, University of California, Berkeley, Berkeley, California, USA, “Distributing the Costs of Stability and Reform: Macroeconomic Policy and Constitutionalism in Brazil, 1985-2004” dianakap@uclink.berkeley.edu

Christina Dallara, PhD student, University of Florence, Florence, Italy, “The Role of the European Union in Strengthening the Rule of Law and Promoting Judicial System Reforms in Third World Countries”
cristina.dallara@student.unifi.it

Mahmoud Hamad, PhD student, University of Utah, USA, “The State, the Court, and Rights: The Political Role of the Judiciary in Egypt” m.hamad@utah.edu

Joseph M. Isanga, JSD candidate, University of Notre Dame, Notre Dame, Indiana, USA, “The Role of Judicial Review in an Emerging Democracy: The Case of Uganda Courts of Judicial Review”
jisanga@nd.edu