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RESEARCH PROJECTS AND FUNDING

International Migration Policy and Law Analysis (IMPALA) 30 September 2010

Diego Acosta attended a workshop for the IMPALA project. Diego is in charge of the analysis of the Spanish legislation. The project involves, Harvard, The London School of Economics, Sydney, Amsterdam and Luxembourg Universities. Visit the project website <http://projects.iq.harvard.edu/impala/home>

PRIV-WAR

On Thursday 16 September, the Sheffield PRIV-WAR research team, led by co-directors Sorcha MacLeod and Nigel White (Nottingham), hosted a workshop at the Law School to consider the recommendations to be put forward to the European Union on the regulation of private military and security contractors.

Papers were presented by Elke Krahnmann (Bristol) and Aris Georgopoulos (Nottingham). After three years of the project the PRIV-WAR consortium partners will draft their final recommendations at a meeting in Utrecht in October 2010.

White Rose IPBio Project (2009-2010)

A summer school and symposium was held on 7-8 July 2010 as part of this project. Aurora Plomer presented and Chamundeeswari Kuppaswamy, Syahliza Warnoh (PGR), and Carlos Conde (PGR) attended.

Aurora Plomer is the Principal Investigator for Sheffield for the project. The aim is to raise the international standing of the Universities of Leeds, York and

Sheffield on IPR and the biosciences, in the first instance via linkage with the newly created IPBio Network (including Harvard, Yale, MPI, CERMES (Paris) recently established by Dr Radick (Leeds) and to explore opportunities for further collaborative research.

Overnight detention of Children in Police Cells

Layla Skinns has been commissioned by the Howard League to conduct a small-scale study, examining the use of overnight detention of juveniles in police custody. The findings from this are due to be published in November/December 2010.

Read more about the project <http://www.howardleague.org/overnight-detention-research/>

RESEARCH CLUSTER SEMINARS

Sheffield Centre for International and European Law

Professor Lyal Sunga from Raoul Wallenberg Institute of Human Rights and Humanitarian Law, presented 'Self-Determination and Minority Rights' on 22 September 2010.

Centre for Criminological Research

Dr Ilaria Bottigliero, Senior Researcher at the International Development Law Organization (IDLO), presented 'Victims' Access, Representation and Reparations in International Criminal Justice: A Critical Review of Recent Progress and Achievements, 29 September 2010.

IMPACT

EU Commission - Data Protection Directive

Lilian Edwards is assisting the EU Commission on the Impact Assessment for the upcoming reform draft proposal for the Data protection Directive (DPD) during July and August 2010. She is one of 3 international academic experts to be assisting.

OECD - Online Intermediaries and their Legal Liabilities

Lilian Edwards was asked by the OECD following the presentation she gave at their workshop in Paris in June 2010 to help them draft a report on Online Intermediaries and their legal liabilities by end June. The report will be delivered in final form to their

members in September 2010 and may then lead to major international guidelines being drafted.

WIPO - Online Intermediaries and Copyright Liability

Lilian Edwards has been asked by the World Intellectual Property Organisation (WIPO) to prepare a report for them on Online Intermediaries and Copyright Liability. This is likely to be taken to a WIPO meeting in early 2011 for presentation by Lilian and further action may result.

Council of Europe - International duties of states and the Internet

Council of Europe have invited Lilian to speak for them on 'International duties of states and the Internet', at the Internet Governance Forum (IGF) in Vilnius in September 2010, and to join an international group of experts dealing with this matter. At the same forum Lilian has also been asked by OECD speak for them on 'Online intermediary liability.'

ESPRC - Robotics Retreat

ESPRC (UK funding council) have asked Lilian Edwards to attend a "robotics retreat" for 16 picked academics in September 2010 in the New Forest to

discuss technical, social, legal, ethical aspects of increasing use of intelligent robots in society.

Online Rights Group - Initial Obligations Code of the Digital Economy Act.

Lilian Edwards is contributing to the ORG (Online Rights Group) response to the consultation (closing end July) on the Initial Obligations Code of the Digital Economy Act.

University of Nottingham and the EU Fundamental Rights Agency

Lilian has been invited by the Human Rights Law Centre at the University of Nottingham to contribute to a course they are giving Nigerian Government officials on Human Rights and the Internet in Sept 2010. They also invited her to join them as an expert on the above in tendering for further work from the EU Fundamental Rights Agency.

English Heritage - Heritage Crime Initiative

English Heritage are currently conducting a 'Heritage Crime Initiative' which is looking at all aspects of heritage crime in England, including : assessing risk to sites (and identifying

sites most at risk); improving awareness in the police, Crown Prosecution Service and courts, and considering recommendations for changes to substantive offences and penalties.

As part of this, Carolyn Shelbourn has been invited to join the group formulating sentencing guidelines on heritage crime for Magistrates' Courts. She will be co-ordinating with Chief Inspector Mark Harrison, who has been seconded from Kent Police to English Heritage.

Mark Taylor - National Information Governance Board for Health and Social Care.

Mark is chairing the Research Database Working Group for the National Information Governance Board for Health and Social Care. Between February and September 2010 he chaired the group that considered the legal and ethical issues arising from use of health information in electronic research databases. The group advised the NIGB on the legal basis of the acquisition, use and sharing of health information and on the content of any guidance to be issued by the NIGB to researchers using research databases. Mark reported the results

of the work to the NIGB in September 2010 and has now been invited to be part of the implementation group which is to decide how to take the report forward.

OTHER ANNOUNCEMENTS

Newly appointed members of staff Diego Acosta, Lindsay Stirton and Ruth Stirton.

We are pleased to announce three new members of research staff starting this semester.

Each of them have been interviewed for this edition of the news letter to introduce them to the school. They were asked few questions about background and research.

Diego Acosta - Lecturer in Law

What did you do before joining the School of Law?

The last three years before joining the School of Law I was doing my PhD in London at King's College.

What is your area of research?

My area of research is European Immigration Law. I am also interested in European politics, European identity and Public International Law.

What made you want to research this?

The reason why I research this is mostly my fascination for anything that has to do with movements of people. I myself have lived in many different countries and that has influenced my research and my stance on the subject.

What are you currently researching?

I am currently researching about the way in which the Court of Justice of the EU should interpret a particular European Directive (the Long-term Residence Directive) and I am hoping to publish the results of my thesis in the form of a monograph soon.

Lindsay Stirton - Lecturer in Law

What did you do before joining the School of Law?

Most recently I was a Lecturer at the University of Manchester, but I have previously held positions at the University of East Anglia and the London School of Economics. Slightly exotically, my first academic job was at the University of the West Indies, Mona (in Jamaica).

What is your area of research?

I have worked in a number of areas

spanning what might broadly be called public law. While I wrote my PhD on the regulation of health services in the UK, most of my published research to date has been on the regulation of infrastructure in developing and transition countries. I have also written about the administrative aspects of radical welfare reform (basic income, and cognate proposals), organ procurement policy and an article on comparative legal history (for which I won the SLS Best Paper Prize 2009). In future I want to concentrate most of my research efforts on the study of judicial politics in the UK.

What made you want to research this?

I have always been interested in the interface between law and politics, especially between law and public administration (which I think of as the part of politics that is concerned with actually doing things) and this has been a central theme of nearly everything I have written. I have also always tried to approach my legal research from the perspective of a social scientist, and to look to innovative methodological approaches. The areas I have done work in have given me ample scope for that. There has been a lot of interesting

work in the US and elsewhere on judicial politics in recent years, but very little of that seems to have permeated British legal scholarship.

What are you currently researching?

I am currently finishing up a number of articles in some of the areas I have mentioned. At the same time I am getting down to work on what I hope will become a big project on the judicial politics of the House of Lords and its successor, the UK Supreme Court. Along with a colleague at the University of York, I am trying to identify where different judges stand in terms of challenges to the exercise of executive power, whether some are more pro-government than others, how this might have changed over time, and in response to different legal and other factors. However, this is a new project, and I think it will be a year or two before I start to see any output from it.

Ruth Stirton - Lecturer in Law

What did you do before joining the School of Law?

I did an LLB and MA in Medical Law and Ethics at King's College, London (2001-5). Then I went to work at the Law

Commission in the Statute Law Revision Team (2005-7). I worked on turnpike roads, country gaols, and Indian railways, amongst other things. Whilst at the Law Commission, I also sat on an NHS Research Ethics Committee, and taught medical law at Middlesex University. In 2006 I went to the University of Manchester to do my doctoral studies, funded by the Vandervell Foundation, and the AHRC. I was supervised by John Harris, Tuija Takala and John Birds. I taught medical law and legal methods, and worked closely with members of the Centre for Social Ethics and Policy, and the Institute for Science, Ethics and Innovation. I was awarded my PhD in 2009.

In September 2009, I took up a position at the School of Law at the University of Sussex. At Sussex I taught equity and medical law. I was also responsible for the client interviewing, and was part of the admissions team.

What is your area of research?

The main focus of my research interest is in individual rights and genetic information. I am interested in regulation of genetic technologies in a broader sense, and particularly the way

in which globalisation and commercialisation affect healthcare. As a second, but increasingly significant research interest, I have done some work on research ethics, and research regulation, and intend to build on this in the future.

What made you want to research this?

In my MA thesis, which looked at the use of human tissue in medical research, I looked briefly at the right not to know your own genetic information. I realised that this was a significantly under-researched area, and that it was also an interesting question. When I developed my ideas for my PhD, I found that there was a reasonable amount of work on the right not to know and family relationships, but not much on the financial implications.

What are you currently researching?

At the moment I am working on a book chapter looking at lay conceptions of genetics, and I am starting to work on adapting my PhD thesis for publication as a monograph. The monograph will look at Article 8 and genetic information.

Russell Buchan - Editorial Appointment

Russell has become a member of the advisory board and will edit the 4th issue of the International Community Law Review journal each year.

Michael Jefferson - Appointed to the Joint Academic Stage Board

Michael Jefferson has been appointed to the Joint Academic Stage Board. The JASB is a joint committee of the Bar Standards Board and the Solicitors Regulatory Authority, the bodies which regulate barristers and solicitors in England & Wales. Its responsibilities include the setting and implementation of policies in respect of the Academic Stage of Training, and in particular it validates and reviews Qualifying Law Degrees and the Common Professional Examinations/Graduate Diplomas in Law whether in the United Kingdom or abroad. Its remit covers quality assurance (including external examining) and resources in conformity with the Joint Statement on Qualifying Law Degrees as approved from time to time by the Lord Chancellor.

Tamara Hervey cited by the European Parliament's Committee

Tamara had two publications cited by the European Parliament's Committee on the Internal Market and Consumer Protection IP/A/ALL /FWC/2006-105/ LOT 3/C1/SC1.

CONFERENCE PRESENTATIONS

Diego Acosta

Diego presented 'European Migration and Asylum Policies: Coherence or Contradiction? – An Interdisciplinary Evaluation of the EU Summits of Tampere (1999), The Hague (2004) and Stockholm (2009)', at the Scribani International Conference, Madrid, 8 -10 September 2010.

Estella Baker

Estella presented 'What contribution do member states make to penal policy-making in the EU?' at the British Society of Criminology Conference, University of Leicester, 12-14 July 2010.

Estella presented 'The emerging role of the EU as a penal actor' at the workshop 'European Penology?', Oñati International Institute for the Sociology of Law, 22-23 July 2010.

Jane Ball

Jane presented 'Towards a deeper understanding of property, tenancies and land occupancy in the face of legal doctrinal divergence' at the ENHR conference in Istanbul, 1-3 July 2010, where Jane led a working group "Legal aspects of housing, land and planning".

Jane presented 'Where will European property law go next? Tenancies and property after Hutten-Czapska v Poland and FEANTSA v Slovenia,' at the COBRA conference in Paris, 1-2 September 2010

Jane presented 'Democratizing English home ownership for affordability and sustainability: Transmuting the law using new comparative scholarship' at the invited seminar 'Housing, the next 20 years' in Cambridge, 16-17 September 2010, to celebrate 20 years of the Cambridge Centre for Housing and Planning Research.

Matthew Bacon

Matthew chaired a session on 'Drugs and Policy' at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Matthew presented 'The Mephodrone moral panic: The problem, the panic and the policing', at the European Society of Criminology Conference, University of Liège,

Belgium, 8-11 September 2010.

Matthew presented 'The Narc's Game: Detectives, Informers and the Regulation of Investigatory Powers Act 2000', Policing in Central and Eastern Europe: Social Control of Unconventional Deviance, Ljubljana, 22-24 September 2010.

Matthew Bacon and Layla Skinns

Matthew (with paper contribution from Layla Skinns) presented 'Police and policing in England and Wales' at the ESC pre-conference on policing, at the University of Ghent, Belgium, 4 September 2010.

Russell Buchan

Russell was invited to present 'Non-state actors and the Question of Attribution' at the Cyber Defence Institute, Brussels, Belgium, 20 September 2010.

Richard Collins

Richard presented 'Arendt's Recovery of the Political and the Problem of Foundation in International Law', at the "Hannah Arendt and the Law", University of Antwerp, Belgium, 15 June 2010

Lilian Edwards

Lilian presented 'Reforming Privacy Laws' at ORGcon, the UK's first digital rights conference, London, 24 July 2010.

Lilian was co-chair and presented 'The Revolution Will Not be Televised: Online E-Democracy', GiKil, 5th workshop, Edinburgh, 27-29 June 2010.

Lilian presented 'International duties of states and the Internet' on behalf of the Council of Europe and 'Online intermediary liability' on behalf of the OECD at the Internet governance Forum, Vilnius, Lithuania, 14-17 September 2010.

Lilian chaired a session on "Open Lives" and presented 'Internet libel reform', at the SCL Policy Forum, London, 20-21 September 2010.

Duncan French

Duncan presented the report of the International Law and Sustainable Development Committee to the International Law Association (ILA) conference, The Hague, 10-15 August 2010.

Matthew Hall

Matthew presented 'Ethnographic Observation in the Courtroom: Examining victims giving evidence in criminal trials', at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Michael Jefferson

Michael presented 'The law of provocation'

Temasek Polytechnic, Singapore, 2010

Michael gave talks on studying Law in England at the Hilton Hotel Petaling Jaya as part of a British Universities' mini-exhibition, at Hwa Cheong Institution, National Junior College, Anglo-Chinese Junior College, and the University of Sheffield's agents, AUG, Singapore, 2010

Michael presented, 'Criminal Law Update: the Coroners and Justice Act', A-Level Law Teachers' Conference, University of Sheffield, 10 June 2010.

Chamundeeswari Kuppuswamy

Chamundeeswari chaired a session on 'Research Ethics' at the 10th World Congress of Bioethics, National University of Singapore, 28-31 July 2010

Chamundeeswari presented 'The Access to Medicines: Is It Moving From TRIPS Flexibility to a Human Right?' at the 10th World Congress of Bioethics, National University of Singapore, 28-31 July 2010.

Chamundeeswari presented 'Does research in traditional Asian medicine need intellectual property rights in order to sustain it?', at the Eleventh Asian Bioethics Conference (ABC11) and Fifth UNESCO Asia-Pacific School of Ethics Roundtable Mundialization, Bioethics and

Policy, 1-2 August 2010

Chamundeeswari presented 'The 123 Agreement - Is it a recognition and exercise of the right to peaceful use of nuclear energy or an undeserved reward for holding out against a near universal treaty?', at the University of Reading, 16-17 September 2010.

Sara McManus PGR

Sara presented 'Put on the spot: Examining the aims and justifications of penalty notices for disorder', at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Zoe Ollerenshaw

Zoe presented 'Relational contracts, change mechanisms and the economic crisis' at the Society of Legal Scholars Conference, University of Southampton, 13-16 September 2010.

Aurora Plomer

Aurora presented "Patent Boundaries: Global Challenges in Emerging Fields of Science" at the Intellectual Property and the Biosciences, White Rose IPBio Symposium and Summer School, Devonshire Hall, University of Leeds, 7-8 July 2010.

Gwen Robinson

Gwen chaired the 'Probation Cultures and

Practices (Working Group Community Sanctions)' at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Gwen with Loraine Gelsthorpe, Peter Raynor, (University of Cambridge) presented 'An exploration of changing discourses of need, risk and quality in pre-sentence reports in England and Wales' at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Veronica Ruiz Abou-Nigm

Veronica presented 'The Arrest of Ships as a Mixed Legal Institution' at the Society of Legal Scholars Conference, University of Southampton, 13-16 September 2010.

Severine Saintier

Severine presented "The "diverse interpretation and enforcement" of Directive 86/653 on self-employed commercial agents: a help or hindrance to achieving an ever closer harmonisation?", at the Society of Legal Scholars Conference, University of Southampton, 13-16 September 2010.

Severine presented 'The unexpected effects of a diverse interpretation and enforcement of directive 86/653 on self-employed commercial

agent: a possible "rapprochement" between agents and distributors?', at the Society of Legal Scholars Conference, University of Southampton, 13-16 September 2010.

Joanna Shapland

Joanna chaired a session on 'Qualitative Research in Victimology' at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Joanna chaired a session on 'Desistance' at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Joanna with Anthony Bottoms (University of Cambridge and Sheffield) presented 'Steps towards desistance: The potential role of criminal justice support', at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Joanna was invited to present the Keynote presentation 'Conferencing in relation to criminal offences: evaluation results internationally' to the international expert seminar on 'Conferencing, a way forward for restorative justice in Europe', Leuven, Belgium, 14-16 September 2010.

Layla Skinns

Layla presented 'Police custody in common-

law jurisdictions: some preliminary findings' at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Jennifer Sloan

Jennifer presented 'The watcher watched him as he slept, and could not understand' Analysing the prison research experience', at the British Society of Criminology Conference, University of Leicester, 12-14 July 2010.

Mark Taylor

Mark presented 'Anonymity and Identifiability in Context' at the International Data Sharing Conference, HELEX Centre, University of Oxford, 20-22 September 2010.

Amanda Warren-Jones

Amanda presented 'The tightrope of securing progressive public health: The problems regulating human stem cells in the USA', at the 18th World Congress on Medical Law, Zagreb, Croatia, 8-12 August 2010.

Maggie Wykes

Maggie chaired a session on 'Pirates, Paedophiles and Pimps: Representations of Crime in the Media' at the British Society of Criminology Conference, University of Leicester, 12-14 July 2010.

Maggie presented "Cyber-Paeds":

Reconstructing the sexual abuse of children', at the British Society of Criminology Conference, University of Leicester, 12-14 July 2010.

Maggie chaired a session on 'Domestic Violence' at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

Maggie presented 'Specialist domestic violence courts: The South Yorkshire initiative' at the European Society of Criminology Conference, University of Liège, Belgium, 8-11 September 2010.

George (Qi) Zhou

George presented 'Void and Voidable Contracts' at the Society of Legal Scholars Conference, University of Southampton, 13-16 September 2010.

PUBLICATIONS

Diego Acosta

D. Acosta 'Migrations and Borders in the European Union: The Implementation of the Returns Directive on Irregular Migrants in Spain and Italy', in Ricard Zapata-Barrero (Ed), 'Shaping the normative contours of the European Union: a Migration-Border framework' (2010: CIDOB and the Pompeu Fabra University, Barcelona)

ISBN: 978-84-92511-27-3

The link to download the book is here http://www.cidob.org/en/publicaciones/libros/monografias/configurando_el_perfil_normativo_de_la_union_europea_un_marco_para_la_migracion_y_las_fronteras

Estella Baker

E. Baker & A.J. Ashworth, 'The role of previous convictions in England & Wales' in J.V. Roberts & A. von Hirsch (eds), *Previous Convictions at Sentencing: Theoretical & Applied Perspectives* (2010: Hart, Oxford), 185-206.

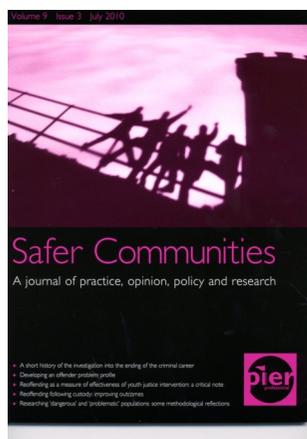
Russell Buchan

R. Buchan, H. Messenger and N. D. White, 'Regulating Private Military Contractors', *Journal of International Peacekeeping* 38, 2010.

R. Buchan, 'Explaining Liberal Aggression', *International Community Law Review* 1, 2010

Stephen Farrall

S Farrall, 'A short history of the investigation into the ending of the criminal



career, *Safer Communities Journal*, 9 (3), July 2010, 9-16.

Duncan French

D French (Ed) *Legal Aspects of Sustainable Development: Global Justice and Sustainable Development*, (2010: Brill Publishing, Leiden) ISBN 9789004182660

D French, 'Sustainable Development and the Instinctive Imperative of Justice in the Global Order' in D French (Ed) *Legal Aspects of Sustainable Development: Global Justice and Sustainable Development*, (2010: Brill Publishing, Leiden), 1-37.

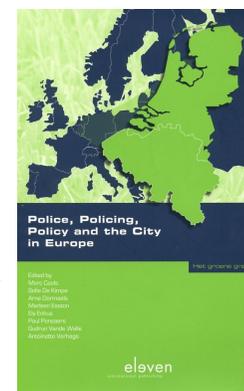
Veronica Ruiz- Abou-Nigm

V. Ruiz Abou-Nigm, United Kingdom Report, in Diego P. Fernandez Arroyo (Ed), 'Consumer Protection in International Private Relationships,' *Globalization Law Library*, 487-509.



Layla Skinns with Matthew Bacon

L Skinns and M Bacon, 'Police and Policing Citites in England and Wales' in M Cools et al (Eds), 'Police, Policing, Policy and the City in Europe' (2010: Eleven Publishing, The Hague), 181-204. ISBN 9789089743374



Cathy Williams

C. Williams 'The Trouble with Paediatricians' *Medical Law Review*, 18, Autumn 2010, 389-416.

Thank you to all who have contributed to this edition of the newsletter.

The next Quarterly E-newsletter will be coming out in December 2010. Please send your news articles to Sarah Beedham at s.beedham@sheffield.ac.uk

In the meantime keep up-to-date with all the latest news at <http://www.law.dept.shf.ac.uk/news/>

