



**British Institute of
International and
Comparative Law**

Activity of our Team

October – December 2020

Find out more about the activities of our research fellows across the world

Publications

Books, Articles in journals, chapters in edited collections, etc.

Jean-Pierre Gauci and Jill Barrett, *Anthology of British Contributions to International Law 1915-2015 (Set)*, Brill 2020

Duncan Fairgrieve and Nicole Langlois, "Frustration and Hardship in Commercial Contracts : A Comparative Law Perspective" (2020) *Jersey and Guernsey Law Review*.

Duncan Fairgrieve, "Criminal and Civil Liability" in P.Cane, H.Hofmann, E.Ip and P.Lindseth *Oxford Handbook of Comparative Administrative Law* (OUP, 2020)

Jean-Pierre Gauci and Luisa Feline Freier, "Refugee Rights Across Regions: A Comparative Overview of Legislative Good Practices in Latin America and the EU", (2020) *Refugee Survey Quarterly*, Volume 39, Issue 3, Pages 321–362

Jean-Pierre Gauci 'The Voluntary in Assisted Voluntary Return', in *Externalisation of Borders: Detention Practices and Denial of the Right to Asylum* (ASGI 2020)

Idel Hanley and Jean-Pierre Gauci, Extended [Abstract COVID-19's Impact on Anti-Trafficking Efforts: What do we know?](#), *Journal of Modern Slavery*, December 2020

Lise Smit, Gabrielle Holly, Robert McCorquodale, Stuart Neely, "Human Rights Due Diligence in Global Supply Chains: Evidence of Corporate Practices to Inform a Legal Standard" (2020) *International Journal of Human Rights*

Lise Smit, Arianne Griffith, Robert McCorquodale, 'Responsible Business Conduct and State Laws: Addressing Human Rights Conflicts' (2020) *Human Rights Law Review*, Vol 20, Issue 4, 641–673

Blogs, Reports, Law reform submissions, consultation responses, other articles

Julinda Beqiraj, Lucy Moxham and others (as part of EU-funded Horizon 2020 RECONNECT project) deliverable 8.2 report on the [‘The strategies and mechanisms used by national authorities to systematically undermine the Rule of Law and possible EU responses’](#) 31 December 2020

Ronan Cormacain, [Health Protection \(Coronavirus Restrictions\) \(England\) \(No. 4\) Regulations: A Rule of Law Analysis](#), 4 November 2020

Ronan Cormacain, [Legislative Competence in Northern Ireland and the Independent Review of Administrative Law](#), UKCLA Blog, 15 October 2020

Ronan Cormacain, [The UK Internal Market Bill and the Mother of all Ouster Clauses](#), UK Human Rights Blog, 15 October 2020

Ronan Cormacain and Ittai Bar-Siman-Tov, [Global Legislative responses to coronavirus](#), (2020) 8 Theory and Practice of Legislation, 18 November 2020

Duncan Fairgrieve, [Letter to the Editor, The Times, concerning HMG decision to extend the vaccine damages payment scheme](#), co-signed by Prof. Duncan Fairgrieve (BIICL), Prof. Geraint Howells and Prof. Søren Holm (School of Social Sciences, University of Manchester), Dr Samantha Vanderslott (Oxford Vaccine Group and Oxford Martin School, University of Oxford) and Dr Claas Kirchhelle (University College Dublin; Oxford Martin School University of Oxford) Dec 2020

Oliver Garner, [‘True \(Bad\) Faith 2020? Part One: The Commission Infringement Action against the United Kingdom for breach of the Withdrawal Agreement’ \(Part 1, Part 2\)](#) European Law Blog, 8 October 2020

Oliver Garner, [‘Brexit Transition and the Rule of Law: An Uncertain New World?’](#), UK Law Societies’ Joint Brussels Office ‘Brussels Viewpoint’ newsletter, 23 November 2020

Jean-Pierre Gauci, *When Private Vessels Rescue Migrants and Refugees: A Mapping of Legal Considerations* (BIICL and Mirpuri Foundation, 2020)

Jean-Pierre Gauci and Luisa Feline Freier, *Refugee Rights Across Regions: A Comparative Overview of Legislative Good Practices in Latin America and the EU*, *RLI Blog*, October 12 2020

Murray Hunt, Ronan Cormacain, [United Kingdom Internal Market Bill, House of Lords 2nd Reading: A Rule of Law Analysis of Clauses 44-47](#), 16 October 2020

Lise Smit and Robert McCorquodale ‘Towards an EU Regulation on Human Rights and Environmental Due Diligence’ in *The Business and Human Rights Review*, Allen & Overy, Issue 8, 24-28, Winter 2020

Lise Smit and Claire Bright, ‘Human Rights and Environmental Due Diligence as a Standard of Care’ in [Towards EU Mandatory Due Diligence Legislation: Perspectives from Business, Public Sector, Academia and Civil Society](#), Business and Human Rights Resource Centre, November 2020

Lise Smit and Claire Bright, [‘Human Rights and Environmental Due Diligence as a Standard of Care’](#), Business and Human Rights Resource Centre, December 2020

Lise Smit and Claire Bright [‘The concept of a “safe harbour” and mandatory human rights due diligence’](#). Nova CEDIS Working Paper, Varia No 1, December 2020

Jan van Zyl Smit and Aradhya Sethiya, [‘Partial Codification of Administrative Law: What are the Rule of Law Opportunities and Risks of the IRAL’s Remit?’](#) UK Constitutional Law Association blog, (in two parts) 20-21 October 2020

Jan van Zyl Smit, Prospect Magazine special report, with the Bingham Centre for the Rule of Law, Jones Day Foundation, City of London Corporation: [The Rule of Law – Safeguarding the UK’s Legal Excellence](#), December 2020

Constantinos Yiallourides, Update to Working paper "States' Environmental Obligations in Disputed Maritime Areas and the Limits of International Law" with Natalia Ermolina (UiT The Arctic University of Norway) available on [SSRN](#), 13 Oct 2020

Impact and Recognition

Ronan Cormacain, Report on UKIM Bill cited by Lord Bridges, [Internal Market Bill – why I cannot support an attack on the rule of law](#), 19 October 2020

Ronan Cormacain, Blog on IRAL cited in [evidence](#) by Bar Council for NI in formal submission to IRAL, 22 October 2020

Conference Presentations

Ivano Alogna, 'Villes et contentieux climatique : perspectives comparées', Future of Administrative Law Network, Université Libre de Bruxelles, 'Cities and Climate Change', 4 December 2020

Julinda Beqiraj, chaired panel on 'The Post-EU Transition Landscape: Trade and Sanctions' at the Public Law Project conference '[Judicial Review Trends and Forecasts 2020](#)', 14 October 2020

Julinda Beqiraj, chaired event on '[The Rule of Law in the technological age](#)', 28 October 2020

Julinda Beqiraj, presentation on 'Access to justice, SDGs and Small States', at the Conference on '[Human Rights and Small States: Challenges, Resilience, and Advocacy](#)', 13 November 2020

Ronan Cormacain, Principles for Public Health Law Making, ILEGIS conference, Penn University, 22 October 2020

Ronan Cormacain, Working Group of Experts on Democratic Law-Making Principles, 'Gender and Racial Diversity in Law-making processes (Organisation for Security and Co-operation in European, Office for Democratic Institutions and Human Rights) 30 November 2020

Oliver Garner, Chair of [re:constitution Fellow Exchange Meeting session 'Brexit and the Rule of Law: Turning Back the Tides of \(Euro-\)Constitutionalism?'](#), 29 October 2020

Jean-Pierre Gauci, Chairing, Panel 1: Theorising the Historical Turn, Celebrating the Historical Turn: International Law in Global Histories, Annual BIICL/SLS Workshop on Theory and International Law, Online, 25 November 2020

Jean-Pierre Gauci, Malta and Migration, Human Rights and Small States: Challenges, Resilience and Advocacy, Annual Small States Conference, BIICL/ISMS/ WilmerHale, Online, 12-13 November 2020

Jean-Pierre Gauci, Racist Violence in Malta: What? Who? Where? And Why? Webinar on Racism and Human Rights in Contemporary Malta, University of Malta, Online, December 2020

Kristin Hausler, 'A Review of Recent Reports of the Special Rapporteur in the field of Cultural Rights', Cultural Heritage Committee Meeting, ILA 79th Biennial, Kyoto (virtual), 10 December 2020

Liza Lovdahl Gormsen, Amazon Roundtable Discussion on Innovation, 23 October 2020

Liza Lovdahl Gormsen, Oxera Roundtable Discussion on DMA (Digital Markets Act), 18 December 2020

Lucy Moxham and Julinda Beqiraj, presentation on RECONNECT Communication, Dissemination and Exploitation Strategy at the RECONNECT Review meeting, 7 October 2020

Lucy Moxham, participation in the Virtual Country Consultation for the Action Platform for Peace, Justice and Strong, UN Global Compact and others, 20 October 2020

Michael Abiodun Olatokun, 'Law and Policymaking: Meet the expert' Goldsmiths University, Online, October 2020

Michael Abiodun Olatokun, '[How to become a person of influence](#)' University of Nottingham, November 2020

Michael Abiodun Olatokun, "Black Excellence Through the Lens of 2020", Diana Award, October 2020

Michael Abiodun Olatokun, "Human rights instruments are the bricks in the foundations of a rights consciousness culture, but does the building stand strong today?", Goldsmiths University, November 2020

Michael Abiodun Olatokun, 'Special education- rule of law- social justice and identity', University of East London, November 2020

Michael Abiodun Olatokun, 'Artificial Intelligence and the Rule of Law' Online, European Law Students Association, 8th December 2020

Michael Abiodun Olatokun, 'Bringing our alumni home', University of Nottingham, 9th December 2020

Irene Pietropaoli, Book launch: '[Business, Human Rights and Transitional Justice](#)', University of Oxford, 12 Nov 2020

Lise Smit, Presentation to the German Federal Ministry of Labour and Social Affairs, 7 October 2020

Lise Smit, Presentation at ClientEarth Summit, 9 November 2020

External Training and Teaching

Ivano Alogna, Course on Global Environmental Law, Université Paris 1 Panthéon-Sorbonne, IAE

Duncan Fairgrieve, diverse lectures on comparative law topics at Université de Dauphine Paris PSL.

Kristin Hausler, 'Cultural Heritage within the International Human Rights Framework, Georgetown University Exec Ed Program on Art & Cultural Heritage Law (virtual), 9 December 2020

Kristin Hausler, 'Cultural Rights in Europe', PhD programme of the University of Udine and the University of Trieste, 16 December 2020

Michael Abiodun Olatokun 'The Rule of Law in An Age of Coronavirus' School of Law Public Law Lecture, Middlesex University, London, November 2020