



**British Institute of
International and
Comparative Law**



**Melbourne
Law School**

Dialogues between International and Public Law

Speaker Biographies

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Woburn House Conference Centre,
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Professor Dapo Akande

Dapo Akande is Professor of Public International Law at the University of Oxford, where he is also Yamani Fellow at St Peter's College and Co-Director of the Oxford Institute for Ethics, Law and Armed Conflict & the Oxford Martin Programme on Human Rights for Future Generations. Dapo has held visiting professorships at Yale Law School (where he was also Robinna Foundation International Fellow); the University of Miami School of Law, and Catolica Global Law School, Lisbon. He is a member of the Editorial Boards of the *American Journal of International Law* and the *European Journal of International Law*; of the Advisory Council of the British Institute of International and Comparative Law; and the International Advisory Panel for the American Law Institute's project on the Restatement Fourth, The Foreign Relations Law of the United States. He is founding editor of the scholarly blog: EJIL:Talk!

Dapo has advised States, international organizations and non-governmental organizations on matters of international law. He has advised and assisted counsel or provided expert opinions in cases before several international tribunals and national courts. He has worked with the United Nations organs, the African Union Commission and the Commonwealth Secretariat on issues relating to international humanitarian law, human rights law, international criminal law and terrorism.

Jill Barrett

Jill Barrett is the Arthur Watts Senior Research Fellow in Public International Law at BIICL, where she leads the Watts programme of international law research and events. She specialises in the law of treaties, the polar regions, and law of the sea, and leads the Institute's current research project on the Obligations of States in Undelimited Maritime Areas. Her most recent publications include Barrett and Barnes (eds), *Law of the Sea: UNCLOS as a Living Treaty*, (BIICL 2016) and "Securing the Polar Regions through international law" in Footer et al (eds) *Security and International Law* (Hart 2016). She was Visiting Professor at Kobe University, Japan, in 2013, where she taught international law to postgraduate students.

She was previously Legal Counsellor at the Foreign & Commonwealth Office. During her 20-year FCO career she advised on legal aspects of UK foreign policy, often at the intersection of international law and public law. She led the Government's work on creating a new statutory regime for parliamentary scrutiny of treaties, resulting in the provisions on Ratification of Treaties in the Constitutional Reform and Governance Act 2010: see her article on 'The United Kingdom and Parliamentary Scrutiny of Treaties: Recent Reforms' (ICLQ 2011).

Sir Frank Berman KCMG QC

Sir Frank Berman KCMG QC is a barrister at Essex Court Chambers specialising in international arbitration and advisory work in international law. He is also a Visiting Professor of International Law at Oxford University and the University of Cape Town and has been a member of the Permanent Court of Arbitration since 2010. He is the Chairman of the Board of Trustees at BIICL.

Sir Frank has enjoyed a long and varied career in international law and diplomacy. He joined the HM Diplomatic Service in 1965 and was the Legal Adviser to the Foreign and Commonwealth Office from 1991-99. During his FCO career he served in Berlin, Bonn and at the UN in New York, conducted cases before the International Court of Justice and arbitral tribunals and took part in numerous international negotiations. His research interests include the law of treaties, the use of force, settlement of disputes, international humanitarian law and the law of international organisations.

Professor Armin von Bogdandy

Armin von Bogdandy is the director of the Max Planck Institute for Comparative Public Law and International Law in Heidelberg and Professor for Public Law at the University in Frankfurt/Main. He is one of Germany's most renowned researchers in the field of constitutional, European and public international law. His research concerns the structural changes affecting public law, be they theoretical, doctrinal, or practical.

He has been President of the OECD Nuclear Energy Tribunal as well as a member of the German Science Council (Wissenschaftsrat) and the Scientific Committee of the European Union Agency for Fundamental Rights. He has also held visiting positions at the New York University School of Law, the European University Institute, the Xiamen Academy of International Law, and the Universidad Nacional Autónoma de México, amongst others.

The Rt Hon Sir Stanley Burnton QC

Sir Stanley Burnton is currently an arbitrator at One Essex Court. He is also chairman of the Board of Trustees of the British and Irish Legal Information Institute and a trustee of the British Institute of International and Comparative Law. He is an Honorary Fellow of St Edmund Hall, Oxford and a Visiting Professor at Queen Mary College, London.

He returned to One Essex Court after retiring as a Judge of the Court of Appeal in October 2012, where he was appointed in 2008. He sat in both the civil and criminal divisions of the Court of Appeal. Previously, he sat as a deputy High Court judge in the Chancery Division from 1994 until he was appointed to the High Court Bench (Queen's Bench Division) in July 2000. He was nominated to the Administrative Court shortly after his appointment. As a judge of the Administrative Court he made a number of the early decisions on the European Convention on Human Rights as incorporated in English Law by the Human Rights Act 1998. He was involved in a number of public international law cases as counsel (such as the International Tin Council litigation) and as a judge.

N. Jansen Calamita

N Jansen Calamita is the Director of the Investment Treaty Forum and Senior Research Fellow at the British Institute for International and Comparative Law. His research is in general public international law and the international law of investment. His most recent publication is entitled 'Rights, Proportionality and

Standards of Review in the International Law of Investment: The Problematic Push to Constitutionalism’ (in progress).

Previously, Mr Calamita held the post of Lecturer in International Law at the University of Birmingham Law School. He has also been a member of the Faculty of Law at the University of Oxford, a visiting fellow of Mansfield College, Oxford, and an Adjunct Professor at George Mason University in the United States. In addition, he has served in the Office of the Legal Adviser in the U.S. Department of State (International Claims and Investment Disputes), representing the United States before the Iran-U.S. Claims Tribunal and in bilateral investment matters, and in the Office of Legal Affairs at the United Nations in Vienna as a member of the UNCITRAL Secretariat working on arbitration issues. Prior to joining the U.N, he was in private practice in New York, specializing in international arbitration and litigation.

Professor Michael Crommelin

The Zelman Cowen Professor of Law at Melbourne Law School, Michael Crommelin’s areas of expertise include the areas of energy and resources law, comparative law and constitutional law. His recent publications include ‘Powers of the Head of State’ and ‘Reforming Australian Federal Democracy’. He served as Dean of Melbourne Law School from 1989 to 2007 and has held visiting appointments at a number of universities, including the University of Oslo, the University of British Columbia, the University of Calgary and Georgetown University. In 2009, Michael was made an officer of the Order of Australia for service to the law and to legal education, particularly as a tertiary educator and through the development of mining and petroleum law in Australia.

Tim Eicke QC

Tim Eicke is a barrister at Essex Court chambers and is a leading advocate in the areas of Public and Constitutional Law, European Union Law, International Human Rights Law and Public International Law. Tim has particular expertise in cases involving the inter-relationship and interaction between two or more of these (at times competing) areas of law.

He is the Editor of *European Human Rights Reports* and regularly provides training and gives presentations in relation to his areas of expertise. He is a highly experienced and internationally respected advocate and his extensive litigation practice involves frequent appearances in the highest domestic as well as international courts and tribunals, acting for applicants, respondents and interveners, including the High Court, the Court of Appeal, UK Supreme Court, the Court of Justice of the European Union and the European Court of Human Rights as well as investor-state arbitration. Until his appointment as QC, Tim was a member of the Attorney General’s A-Panel of counsel and he continues to be instructed by the UK Government in complex and difficult cases.

Professor David Feldman QC

Professor David Feldman is the Rouse Ball Professor of English Law at the University of Cambridge, a Fellow of Downing College and an Academic Associate of 39 Essex Chambers, London. His research covers a wide range of public law fields, including the idea and practice of constitutionalism, ways in

which human rights law affects administrative justice and the interplay of principles of national, international and EU law in protecting human rights in administrative processes to combat terrorism, amongst many others. He has authored and edited several books, most recently *The Cambridge Companion to Public Law*, CUP 2015 (with Elliott).

He previously taught at the Universities of Bristol and Birmingham, where he was Dean of Law from 1997-2000. He has held visiting positions at the Australian National University, the University of Melbourne and the University of Nottingham. He was the first Legal Adviser to the UK Parliament's Joint Select Committee on Human Rights from 2000-2004 and sat as an international Judge of the Constitutional Court of Bosnia and Herzegovina from 2002-2010, taking on the role of a Vice-President from 2006-2009.

Dr Veronica Fikfak

Dr Veronika Fikfak is a Fellow and Lecturer at the University of Cambridge and an ESRC Future Research Leader. She holds a Magister Juris and a D.Phil. from University of Oxford. Her research interests are in the fields of public law, human rights and international law. She is particularly interested in the interface between domestic and international law and is currently writing a monograph on the role of national judges in relation to international law for Cambridge University Press. Her first book (co-authored) on the engagement of the UK Parliament on questions of war Parliament's Secret War is forthcoming with Hart Bloomsbury at the end of the year.

Dr Fikfak previously worked at the International Court of Justice, the Law Commission of England and Wales, and at the European Court of Human Rights. She is a Member of the Lauterpacht Centre for International Law and Cambridge's Centre for Public Law. Her research is currently funded by the ESRC and the British Academy.

Lord Peter Goldsmith QC PC

Lord Peter Goldsmith QC PC is the London Co-Managing Partner and Chair of European and Asian Litigation at Debevoise & Plimpton. He acts for a variety of clients, alongside his role as chair of the firm's European and Asian litigation practices, in arbitration and litigation in the UK and other countries. He is a QC and appears regularly in court as well as in arbitration. He conducts arbitrations under all the major institutions including LCIA, ICC and SIAC and in ad hoc arbitrations and has also been appointed or confirmed as an arbitrator by these institutions. Significant areas of work include public law and public international law, including judicial review and human rights law, amongst many others.

Lord Goldsmith served as Attorney General from 2001 to 2007, acting as chief legal adviser to the government on matters of domestic, European and international law. He represented the government in numerous cases in UK and international courts. Lord Goldsmith practised from Fountain Court Chambers from 1972-2001, specialising principally in commercial, corporate and international litigation and appellate work. He became Queen's Counsel in 1987 and has judicial experience as a Crown Court Recorder and a Deputy High Court Judge.

Lord Goldsmith was made a Life Peer in 1999 and Privy Counsellor in 2001. In 1996, he founded the Bar of England and Wales' Pro Bono Unit, of which he is now President. He is a Bencher of Gray's Inn. In 2013 Lord Goldsmith was a visiting professor of European Legal Studies at Columbia University, New York.

Dr Jarrod Hepburn

Dr Jarrod Hepburn is a McKenzie Postdoctoral Research Fellow at Melbourne Law School. His research interests lie largely in international economic law, international human rights law and public law. His monograph, examining the role of domestic law in investment treaty arbitration, will be published by Oxford University Press in 2016.

Dr Hepburn has previously been a Lecturer at the University of Exeter, specialising in investment treaty arbitration, contract law and company law. He has also taught in a range of areas of law at the University of Melbourne and St Catherine's College at the University of Oxford and has been a visiting researcher at the Max Planck Institute for Comparative and International Private Law in Hamburg.

Sir Jeffrey Jowell KCMG QC

Professor Sir Jeffrey Jowell is a barrister at Blackstone Chambers and Emeritus Professor of Public Law at University College London, where he was twice Dean of the Law Faculty and a Vice Provost. He was the Founder Director of the Bingham Centre for the Rule of Law since its launch in December 2010 until October 2015. The scope of Jeffrey's work includes judicial review, human rights and planning. He is a leading authority on public, constitutional and administrative law.

He has acted as constitutional advisor to a number of national governments in the Commonwealth, Asia and in the Middle East, including assisting with the constitutions and public law of South Africa, Jersey, Gibraltar, the Cayman Islands and the Maldives. From 2000—2011 Jeffrey served as the UK's member on the Council of Europe's Commission for Democracy through Law (The Venice Commission) where he advised on rule of law issues in a number of European States.

Ben Juratowitch

Ben Juratowitch is the head of Freshfields Bruckhaus Deringer's public international law practice globally and a partner in the international arbitration group. He is based in Paris. He represents clients before the International Court of Justice and international arbitral tribunals, including in cases concerning sovereignty over territory, boundary delimitation, the law of the sea, the application of investment treaties, and a broad range of commercial disputes. He teaches an annual course of seminars on international dispute settlement at the University of Paris Descartes and has been a visiting fellow in the Faculty of Law at the London School of Economics.

Aimee-Jane Lee

Aimee-Jane Lee is an international counsel in Debevoise & Plimpton's International Dispute Resolution Group. Her practice focuses on international commercial arbitration and litigation, and public international law. She advises private clients and states across multiple jurisdictions and a number of industries, including mining, construction, hospitality, advertising and, especially, energy. Her areas of expertise include the international protection of investments, maritime boundary issues, treaty drafting and interpretation, the interaction between public international law and domestic law, international sanctions and human rights.

Following a six-month secondment to the legal department of Liberty, the human rights organisation, she has continued to work, pro bono, on human rights issues, notably in relation to proceedings before the European Court of Human Rights and submissions to the United Nations.

Professor Robert McCorquodale

Professor Robert McCorquodale has been the Director of BIICL since January 2008. He is Co-General Editor of BIICL's major publication: the International and Comparative Law Quarterly. He is also Professor of International Law and Human Rights at the University of Nottingham and a barrister at Brick Court Chambers, London, where he practices in public international law.

Professor McCorquodale's research is also primarily in public international law. This includes matters of international human rights law, the role of non-state actors, the right of self-determination, and on business and human rights issues. He has published widely on these areas, including his Cases and Materials on International Law (5th ed with Martin Dixon and Sarah Williams), and has assisted governments, corporations, international organisations, non-governmental organisations and peoples concerning international law and human rights issues. Previously he was a Fellow and Lecturer in Law at St. John's College, University of Cambridge and at the Australian National University in Canberra. Before embarking on an academic career, he worked as a solicitor in commercial litigation with King & Wood Mallesons in Sydney and Herbert Smith Freehills in London.

Alistair McGlone

Alistair McGlone is an international environmental law consultant and a director of Alistair McGlone and Associates Limited, a consultancy that focuses on environmental law, training and journalism. Alistair is also a member of the Aarhus Convention Compliance Committee, which administers the Convention's unique Compliance Mechanism. Previously, Alistair was Head of International Environmental Law at the Department of Environment, Food and Rural Affairs. In this role, he was one of the lead EU negotiators on the Rio Declaration. He also led the EU during the negotiations that led to the adoption of the Kyoto Protocol procedures and mechanisms relating to compliance and chaired the group that prepared the text founding the Basel compliance committee.

Professor Dawn Oliver

Dawn Oliver is Emeritus Professor of Constitutional Law at University College London. Her research interests are in the fields of UK and comparative public law, and in particular in UK constitutional reform and law and politics. She was Chair of the UK Constitutional Law Group 2005-2010, and a member of the Executive Committee of the International Association of Constitutional Law 2007-2010. She has been a member of the Study of Parliament Group since 1991, and was its President from 2010 to 2013. She was elected a Fellow of the British Academy in 2005. In 2011 she was Treasurer of the Honourable Society of the Middle Temple, the first woman and first career academic to have held that post. She was made Queen's Counsel, *honoris causa*, in 2013.

Professor Thomas Poole

Thomas Poole is Professor of Law at the London School of Economics. His research interests are in public law, constitutional theory and comparative public law. His recent publications include his monograph *Reason of State: Law, Prerogative and Empire* (Cambridge, 2015) and his co-edited book *Law, liberty and state: Oakeshott, Hayek and Schmitt on the Rule of Law* (Cambridge, 2015). He teaches public law, administrative law, civil liberties and human rights, and law and political thought.

Thomas Poole studied at University College London, Oxford University and Manchester University. Before coming to LSE in 2006, he taught at Nottingham University. He has held visiting positions at the University of New South Wales (2003-4 & 2005-6), the European University Institute (2007), Melbourne University (2008), the University of Toronto (2008), Princeton University (2008) and Université Paris II Panthéon-Assas (2013-14).

Sir Bernard Rix

Educated at New College Oxford (of which he is an honorary fellow) and Harvard Law School, Sir Bernard was called to the Bar by the Inner Temple in 1970 (bencher 1990, Treasurer 2005) and became Queen's Counsel in 1981. As a barrister, he specialised in international commercial law and arbitral disputes. From 1993-2000, he was a judge of the High Court of Justice (Queen's Bench Division) and from 2000 to 2013, he served as Lord Justice of Appeal in the Court of Appeal. In the Court of Appeal, he gave a wide range of judgments in commercial law, banking, insurance, shipping, energy disputes and private and public international law. They include *R (Al-Skeini) v. Secretary of State for Defence* [2007] QB and *Yukos v. Rosneft (No 2)* [2013] 1 All ER (Comm) 327. He now practises as an arbitrator and accredited mediator at 20 Essex Street. He sits on the Court of Appeal of the Cayman Islands, the Singapore International Commercial Court and is a Professor of International Commercial Law at Queen Mary, University of London. He is a member of the Advisory Council and former trustee of BIICL, member and former chairman of the Advisory Council of the Centre for Commercial Law Studies at QMUL, has long been associated with the LPO, and is chairman of Coexist House.

Professor Dan Sarooshi

Dan Sarooshi is Professor of Public International Law at the University of Oxford, where he is also Senior Research Fellow of the Queen's College and co-General Editor of the Oxford Monographs in International Law Series. His books have been awarded the 2001 American Society of International Law

("ASIL") Certificate of Merit, the 2006 ASIL Certificate of Merit, the 2006 Myres McDougal Prize by the American Society for the Policy Sciences, and the 1999 Guggenheim Prize. He is co-editing with H.E. Judge Christopher Greenwood the new 10th edition of *Oppenheim's International Law*.

Professor Sarooshi is also an English Barrister at Essex Court Chambers. He has been instructed by 9 governments (including the UK and USA), 12 international organizations, and a number of corporations in important cases before the UK Supreme Court; English Court of Appeal; English High Court; International Court of Justice; European Court of Human Rights; Hong Kong Court of Final Appeal; Supreme Court of the Bahamas; World Trade Organization; UN Special Tribunal for Lebanon; and in international arbitration proceedings conducted pursuant to ICSID (including by operation of the ECT), ICSID AF, ICC, UNCITRAL, IUSCT, and LCIA Rules. He has been appointed as a member of the UK Attorney General Public International Law "A Panel" of Counsel to represent the UK in "the most complex public international law cases in various courts".

Professor Cheryl Saunders

Cheryl Saunders is Laureate Professor Emeritus at the University of Melbourne and the founding director of its Centre for Comparative Constitutional Studies. She is a President Emeritus of the International Association of Constitutional Law and an editor of the *Public Law Review*. She has specialist interests in constitutional law and comparative public law, including federalism and intergovernmental relations and constitutional design and change, in all of which she has published extensively.

Cheryl has held visiting positions at universities around the world including Oxford, Cambridge, Paris II, Georgetown, Indiana (Bloomington), Hong Kong, Copenhagen, Fribourg, Cape Town and Auckland. She is also a former President of the Administrative Review Council of Australia. She is an officer of the Order of Australia and a Chevalier dans l'Ordre National de la Legion d'Honneur of France.

Professor Gerry Simpson

Gerry Simpson was appointed to a Chair in Public International Law at LSE in January, 2016. His current research projects include an ARC-funded project on Cold War International Law (with Matt Craven, SOAS) and Sundhya Pahuja, (Melbourne) and a counter-history of International Criminal Justice. He is also currently writing about the literary life of international law. He is an editor of *The London Review of International Law*.

He previously taught at the University of Melbourne, where he was the Director of the Asia-Pacific Centre for Military Law from 2010-2014, the Australian National University and LSE. He is the author of *Great Powers and Outlaw States* (Cambridge, 2004) and *Law, War and Crime: War Crimes Trials and the Reinvention of International Law* (Polity 2007), and co-editor (with Kevin Jon Heller) of *Hidden Histories* (Oxford, 2014) and (with Raimond Gaita) of *Who's Afraid of International Law?* (Monash, forthcoming, 2016).

Dr Antonios Tzanakopoulos

Antonios is Associate Professor of Public International Law at the Faculty of Law and Fellow in Law at St Anne's College. Antonios is a general international lawyer and has published in a number of areas

reflecting his varied research interests, including the Security Council, international dispute settlement, the law of treaties, the law of the sea, international investment law, and others. He regularly provides advice to states, international organizations, and private entities on matters of public international law. He has acted as counsel, advisor, or assistant, and has provided expert opinions, in a number of cases before international and domestic courts and tribunals, including the International Court of Justice, EU courts, the European Court of Human Rights, ad hoc and ICSID arbitral tribunals, and the High Court of England and Wales. He has also provided training on international law to domestic judges, as well as diplomats, military officers, and other government officials.

Dr Jason Varuhas

Dr Jason Varuhas is Associate Professor at the Melbourne Law School and a member of the Centre for Comparative Constitutional Studies. He is also Associate Fellow of the Centre for Public Law, University of Cambridge, and Bye-Fellow of Christ's College, Cambridge. Jason's research and teaching interests cross the public law-private law divide; his specialisms lie in administrative law, the law of torts, and the law of remedies. His current research work includes major projects on 'mapping' public law and the 'socialisation' of private law. He has several books in press including his sole-authored work, *Damages and Human Rights* (Oxford, Hart Publishing) He is a founder and co-convenor of the biennial series of Public Law Conferences. He has previously held academic positions at the University of New South Wales and the University of Cambridge, as well as a visiting position at Yale University.

Douglas Wilson

Douglas Wilson is the Legal Director of the Foreign and Commonwealth Office, a role he has held since August 2014. He was previously Head of International and European Law at the Attorney General's Office. Before that, Douglas spent nearly four years at the UK Mission to the UN in New York, as First Secretary (Legal) and then as the Deputy Head of the Political Section. Douglas was also posted to the British Embassy in Baghdad as Legal Adviser and Head of the Human Rights and Justice Section, and has served in various home postings as an Assistant Legal Adviser in the Foreign and Commonwealth Office. He qualified as a barrister in London, having studied law at the Universities of Glasgow and Cambridge, and Copenhagen Business School.