

RETHINKING LAW AND BOUNDARIES

The 5th Annual TAU Workshop for Junior Scholars in Law

17–19 November, 2019

Tel Aviv University, Buchmann Faculty of Law

SUNDAY, NOVEMBER 17

Room 17, The Zvi Meitar Center for Advanced Legal Studies

16:00-16:30 COFFEE & GATHERING

16:30-16:45 GREETINGS

Law Faculty Dean, **Prof. Sharon Hannes**
Head of Research Students Committee,
Prof. Yishai Blank

16:45-17:30 KEYNOTE

The Honourable **Dorit Beinisch**, former Chief
Justice of the Israeli Supreme Court
Rethinking Law and Boundaries

17:30-19:30 Walking tour in the “White City” (Bauhaus center),
Tel Aviv

19:30-22:30 DINNER AT SUZANNA RESTAURANT

22:30 Bus back to dorms

MONDAY, NOVEMBER 18

Room 307, Buchmann Faculty of Law

09:00-09:30 BREAKFAST FOR WORKSHOP PARTICIPANTS

09:30-11:00 MARKETS, ETHICS AND THE LAW

Chair: **Meital Bar-Chai**, Tel Aviv University

- **Crescente Molina**, University of Oxford
Voluntary Obligations, Authority, and Allegiance
COMMENT: **David Enoch**, Hebrew University of
Jerusalem
- **Alon Jasper**, Tel Aviv University
The Democratic Deficit of Digital Infrastructure
COMMENT: **Hanoch Dagan**, Tel Aviv University
- **Ioannis Kampourakis**, Tel Aviv University;
University of Oxford
*Beyond Legal Bindingness: Postmodern Law,
Corporate Regulation, and Social Ordering
Through the Market*
COMMENT: **Kobi Kastiel**, Tel Aviv University

11:00-11:30 COFFEE BREAK

11:30-12:30 INTERNATIONAL CRIMINAL LAW

Chair: **Eitan Diamond**, Tel Aviv University

- **Konrad Neugebauer**, Postdam University;
Humboldt University
*Holding Domestic Judges Accountable under
International Criminal Law: Testing the
Boundary Between Justice and Illegality Across
Legal Orders*
COMMENT: **Yuval Shany**, Hebrew University of
Jerusalem
- **Elad Uzan**, Tel Aviv University
The Law on the Use of Force: A Moral Argument
COMMENT: **Eliav Lieblich**, Tel Aviv University

12:30-13:30 MASS IMMIGRATION, HUMAN TRAFFICKING AND THE LAW

Chair: **Jasmin Wenersbusch**, Tel Aviv University

- **Irekpitan Okukpon**, Nigerian Institute of
Advanced Legal Studies (NIALS)
*Border Controls, Human Rights and Legal
Empiricism: The Quest for Harmonization*
COMMENT: **Avinoam Cohen**, TraffLab, Tel Aviv
University; College of Management Academic
Studies
- **Francesca Mussi**, University of Trento
*International Waters as a Legal No Man’s Land?
The Approach of Italian Courts on the Exercise of
Criminal Jurisdiction over Migrant Smugglers on
the High Seas*
COMMENT: **Itamar Mann**, University of Haifa

13:30-14:30 LUNCH FOR WORKSHOP PARTICIPANTS

14:30-16:00 Prof. Yofi Tirosh, Sapir Academic College FROM WRITERS’ BLOCK TO EFFECTIVE WRITING

16:30 -16:30 COFFEE BREAK

16:30-18:00 LAW AND HISTORY

- Chair: **Shani Schnitzer**, Tel Aviv University
- **Marko Novakovic**, The Institute of International
Politics and Economics, Belgrade
*The Role of Borders and Their Use: Historical and
Contemporary Analysis*
COMMENT: **Prina Sharvit-Baruch**, Tel Aviv
University
 - **Yuvraj Joshi**, Yale University
Racial Transition
COMMENT: **Ely Aaronson**, University of Haifa
 - **Kenneth Sithebe**, University of Pretoria, South
Africa
Holding the line: International criminal justice
COMMENT: **Natalie Davidson**, Tel Aviv University

TUESDAY, NOVEMBER 19

Room 307, Buchmann Faculty of Law

09:00-09:30 BREAKFAST FOR WORKSHOP PARTICIPANTS

09:30-11:30 INTERDISCIPLINARY INQUIRIES IN COMMERCIAL LAW

- Chair: **Dalit Flaiszhaker**, Tel Aviv University
- **Marja-Liisa Öberg**, European University
Institute, Florence
The boundaries of the EU internal market
COMMENT: **Rachel Frid de Vries**, Ono Academic
College
 - **Danielle A. Chaim**, Columbia Law School
Common Ownership Flooding Strategy
COMMENT: **Yoram Margalioth**, Tel Aviv University

- **Maayan Menashe**, University of Cambridge
*Exploring the Boundaries between International
Labour Law and International Trade Law: A
Game Theoretical Analysis*
COMMENT: **Alon Klement**, Tel Aviv University
- **Adi Marcovich Gross**, Columbia Law School
The Puzzle of Debt Covenants
COMMENT: **Assaf Hamdani**, Tel Aviv University

11:30 -12:00 COFFEE BREAK

12:00-14:00 HUMAN RIGHTS LAW

- Chair: **Chiaretta Giordano**, Tel Aviv University
- **Mirjam Streng**, Tel Aviv University
*The State’s Obligation to Ensure Asylum-Seekers’
Dignity Through Inclusive Education*
COMMENT: **Ayelet Oz**, Hotline for Refugees and
Migrants
 - **Solon Solomon**, Brunel University, London
*Commissions of Inquiry and the Assessment of
Warfare’s Psychological Impact Upon Civilians:
Challenging the Boundaries Between Mental
Health Sciences and Law*
COMMENT: **Karni Perlman**, College of Management
Academic Studies
 - **Olga Ceran**, European University Institute (EUI),
Florence
*What Borders for Whom? International Child
Relocation in the Era of Mobility*
COMMENT: **Daphna Hacker**, Tel Aviv University
 - **Dana Alexander**, Tel Aviv University
*The Challenge of Boundaries for Human Rights
Constitutionalism*
COMMENT: **Aeyal Gross**, Tel Aviv University

14:00-15:30 LUNCH FOR WORKSHOP PARTICIPANTS

15:30-17:00 THEORETICAL PERSPECTIVES ON THE LAW

- Chair: **Nadia Tzimerman**, Tel Aviv University
- **Michele Tedeschini**, SOAS, University of London
*Law and the Boundaries of Imagination: Human
Rights as a Limit to Utopian Thinking*
COMMENT: **Yishai Blank**, Tel Aviv University
 - **Péter Szigeti**, University of Alberta
*The Secret Life of Boundaries: Spatial Language
and the Systematicity of Law*
COMMENT: **Issachar Rosen-Zvi**, Tel Aviv University
 - **Shany Winder**, Fordham University, NY
*Policymaking Powers of the U.S. Executive
Branch: on the Boundaries Between the
Executive and the Legislative Branches of the
Government*
COMMENT: **Adam Shinar**, The Interdisciplinary
Centre, Herzliya