CONTACT

Centre for Asian Legal Studies



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CALL FOR PAPERS

PROGRAMME

REGISTRATION

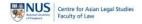
HOTEL INFORMATION

CONFERENCE VENUE

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Jointly organised by:





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Overview

The Centre for Asian Legal Studies (CALS) and the Asian Law Institute (ASLI) are pleased to organise the following two one-day conferences:

Conference The State of Comparative Law in Asia

1: Wednesday, 27 September 2017 Funded by CALS

The first conference will examine: (1) the state of comparative scholarship between Asian law and European/US law; (2) the state of intra-Asian comparative law; and (3) the state of "intra-jurisdictional" comparisons within legally pluralistic Asian countries.

Comparative law in Asia or about Asia has often been about comparing Europe or the United States with Asia, with very little intra-Asian comparisons. Either through colonisation or in fewer cases through so-called "modernisation", almost all Asian jurisdictions have had to abandon most of their own legal traditions in most civil and commercial matters and receive some Western law as the most important formal component of their legal system. This process has led to contacts and comparisons between the Asian jurisdictions and their former colonising country or the Western country from which they borrowed most of their laws. With the increase of trade and exchanges within Asia and attempts at further economic integration, there is a need for more comparative work to be undertaken between Asian nations and between Asian traditions.

Conference Teaching Comparative Law in Asia

Thursday, 28 September 2017
Funded by ASLI

The second conference will focus on the teaching of comparative law in Asia: (1) what types of comparative law courses are taught in the law schools of our different jurisdictions and how are these courses taught and (2) how, ideally, should comparative law be taught in Asia.

Important Dates at a Glance

Deadline for Submission of Abstract Friday, 7 July 2017

Applicants will be notified of the status of their submission in late July.

Opening date for Online Registration and Payment for participants who do not present papers

From August 2017

Deadline for Submission of Paper Friday, 8 September 2017

Closing date for Online Registration and Payment for participants who do not present papers

Tuesday, 12 September 2017

Conferences

Wednesday, 27 September 2017: The State of
Comparative Law in Asia
Thursday, 28 September 2017: Teaching Comparative

Law in Asia



Public CPD Points for Conferences 1 & 2: 8.5

Public CPD Points for Conference 1: 4.5 Public CPD Points for Conference 2: 4

Practice Area: Others Training Areas: General

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The Call for Papers was closed on 7 July 2017

The Centre for Asian Legal Studies (CALS) and Asian Law Institute (ASLI) are pleased to issue this Call for papers for:

Day Wednesday, 27 September 2017

: Topic: The State of Comparative Law in Asia

Day Thursday, 28 September 2017

2: Topic: Teaching Comparative Law in Asia

Both conferences will be held at the Faculty of Law of the National University of Singapore.

We expect to be able to announce the result of the paper selection by end-July. The deadline for full paper submission is Friday, 8 September 2017.

ASLI and CALS may be able to provide colleagues whose papers are accepted with funding for airfare and hotel for the conferences in Singapore. Please indicate in your submission whether you require such funding.

For colleagues who wish to attend the conferences without presenting a paper, registration will be open from August 2017. A fee will be applicable.

For questions about administrative details and registration, please contact asliconference@nus.edu.sg. For more information about academic matters, please contact Associate Professor Gary F. Bell at garybell@nus.edu.sg

The descriptions of the two conferences follow below.

Day 1: The State of Comparative Law in Asia

Comparative law in Asia or about Asia has often been about comparing Europe or the United States with Asia, with very little intra-Asian comparisons. Either through colonisation or in fewer cases through so-called "modernisation", almost all Asian jurisdictions have had to abandon most of their own legal traditions in most civil and commercial matters and receive some Western law as the most important formal component of their legal system. This process has led to contacts and comparisons between the Asian jurisdictions and their former colonising country or the Western country from which they borrowed most of their laws. In private law, Japan for example had most of its comparative work done with Germany, Singapore with England, etc. In civil law jurisdictions, that comparative law exercise was extremely rarely done in English.

There have also been many instances where civil law Asian jurisdictions have borrowed concepts and institutions from common law jurisdictions, for example from the United States, whether voluntarily or as impositions, for example by the Americans in Japan after WWII or by the IMF as so-called "conditionalities" for rescue packages during the Asian financial crisis in the late 1990s. This has led to academic work comparing Asian civil law jurisdictions mainly with non-Asian common law jurisdictions. In addition, probably because English is now the most widely spoken European language among young educated Asians; many young academics from Asian civil law jurisdictions have pursued their graduate studies in Western common law countries rather than in Western civil law countries. This leads to common law concepts and solutions slowly osmosing into Asian civil laws. This also leads to young Asian colleagues being more interested in comparing their civil law jurisdiction to the Western common law countries where they have studied rather than to Western civil law countries, or to any Asian country for that matter.

Now, however, with the increase of trade and exchanges within Asia and attempts at further economic integration, there is a need for more comparative work to be undertaken between Asian nations and between Asian traditions. Some of this work has started, but much remains to be done. This is the most interesting phenomenon to be studied. First how much of this is happening? And given that not much of this is happening, how could we encourage more intra-Asian comparative law.

There is also a need to compare different legal traditions which are often present within the same Asian country. For example, Indonesia has adat (indigenous laws), Islamic law and civil law in the Dutch/French tradition, yet these three traditions are too often studied separately and are rarely compared. What is the state of "intrajurisdictional" comparative law in legally pluralistic countries of Asia (India, Indonesia, Malaysia, Singapore etc.)?

This one day conference will look at all three aspects: (1) the state of comparative scholarship between Asian law and European/US law; (2) the state of intra-Asian comparative law; and (3) the state of "intra-jurisdictional" comparisons within legally pluralistic Asian countries.

Day 2: Teaching Comparative Law in Asia

The second day will focus on the teaching of comparative law in Asia. Two kinds of papers could be presented.

The first type would ask what comparative law courses are taught in the law schools of our different jurisdictions and how is comparative law taught. Is there a general course on comparative law, is it compulsory, what does it cover (many legal traditions such as Islamic law and Hindu law or only the other Western tradition - civil law in common law jurisdictions, common law in civil law jurisdictions)? What materials are used (translations in a national or official language or materials in foreign languages)? Are there instances where two different legal traditions are taught to the same students but without adopting a comparative approach (e.g., students taking completely separate courses on Islamic family law and civil law family law). Are there advanced courses offering a comparative approach in a

specific field of law (comparative corporate law, comparative constitutional law)? Is your school offering any course on the law of other Asian countries?

The second type of papers would focus on how we should ideally teach comparative law in Asia. Do we need to create casebooks, maybe in English, focusing on Asian law (most comparative law textbooks focus on Western jurisdictions)? How can our law school recruit colleagues who can teach comparative law or teach a given topic comparatively? Should joint or exchange programmes (for student or even professors) be considered? Should our schools grant double degrees in civil and common law or in civil and Islamic law for example?



Programme Schedule

Conference 1: The State of Comparative Law in Asia Wednesday, 27 September 2017

08.30 - 09.00**Registration & Coffee**

09.00 - 09.20Welcome Remarks

Associate Professor Gary F. Bell

Director of Asian Law Institute

Faculty of Law, National University of Singapore

Associate Professor Dan W. Puchniak

Director of Centre for Asian Legal Studies Faculty of Law, National University of Singapore

Professor Diego P. Fernández Arroyo

Secretary General of the International Academy of Comparative Law

09.20 - 10.15Session 1

Moderator: Associate Professor Dan W. Puchniak

National University of Singapore

Conducting Comparative Studies on Chinese Law - Some Methodological Issues

Associate Professor Qiao Liu University of Queensland

Contextualizing Comparative Feminist Jurisprudence in Asia: An Insider's Proposal Assistant Professor Suman Dash Bhattamishra

National Law University Odisha

Questions & Answers

10.15 - 10.35Refreshment Break

10.35 - 11.30Session 2

Moderator: Professor Topo Santoso

University of Indonesia

The Underdevelopment of Comparative Law in the Area of Private Law in Thailand

Dr Munin Pongsapan

Thammasat University

The Growth of English as a Second Language and of Graduate Studies in Common Law Jurisdictions - How the Common Law Creeps into Civil Law Jurisdictions.

Associate Professor Gary F. Bell

National University of Singapore

Questions & Answers

Break 11.30 - 11.40

11.40 - 12.35 Session 3

Moderator: Dr Herlambang P. Wiratraman

University of Airlangga

Comparative Law Studies in CMLV Countries - Where is the Square One?

Associate Professor Kuong Teilee

Nagoya University

The Law of China and Vietnam in Comparative Law

Dr Bui Ngoc Son

National University of Singapore

Questions & Answers

12.35 - 14.05Lunch 14.05 - 15.00Session 4

Moderator: Professor Diego P. Fernández Arroyo

Secretary General of the International Academy of Comparative Law

Comparative Constitutional Law in Asia: Conspectus and Prospectus

Adjunct Professor Kevin Y.L. Tan National University of Singapore

The Next Frontier of Comparative Administrative Law: Pluralising the Definition of "Common Law" Administrative Law

Assistant Professor Swati Jhaveri National University of Singapore

Questions & Answers

15.00 - 15.10**Break** 15.10 - 16.05Session 5

Moderator: Dean Suphawatchara Malanond

Prince of Songkla University

The Persian Reception of Western Law and its Subsequent Organic Development in Inner-Asian Comparison

Associate Professor Ebrahim Afsah

University of Copenhagen

Comparative Public Law Research in Israel: A Gaze Westwards

Professor Margit Cohn

Hebrew University of Jerusalem

Questions & Answers

16.05 - 16.25Refreshment Break

16.25 - 17.45

Session 6

Moderator: Adjunct Professor Kevin Y.L. Tan

National University of Singapore

Newly Introduced Jury Systems in Asia: Comparison of Korea and Japan

Professor Jae-Hyup Lee and Professor Jisuk Woo

Seoul National University

Shaping and Re-shaping of the Duty of Loyalty in Japanese Law

Ms Eriko Taoka

National University of Singapore

Before Harmonization: Comparative Study on Contractual Default Rules between Japan and the Philippines

Ms Eriko Taoka and Assistant Professor Rommel Casis

National University of Singapore and University of the Philippines

Questions & Answers

18.00 **End of Conference 1**



Programme Schedule

Conference 2: Teaching Comparative Law in Asia Thursday, 28 September 2017

09.00 - 09.15Registration & Coffee

Welcome Remarks 09.15 - 09.20

Associate Professor Gary F. Bell

Director of Asian Law Institute

Faculty of Law, National University of Singapore

09.20 - 10.20Session 1

Moderator: Professor David Law

University of Hong Kong and Washington University in St. Louis

Teaching Comparative Law in Thailand: Thammasat University's Experience

Dr Junavit Chalidabhongse and Dr Munin Pongsapan

Thammasat University

Anticipation of ASEAN Comparative Law: Prince of Songkla Law School New Curriculum Design

Dean Suphawatchara Malanond and Mr Sutthichai Ngamchuensuwan

Prince of Songkla University

Questions & Answers

10.20 - 10.45**Refreshment Break**

Session 2

10.45 - 12.05

Moderator: Associate Professor Susi Dwi Harijanti

University of Padjadjaran

Comparing Comparative Law: A View for Southeast Asia

Associate Professor Arif A Jamal

National University of Singapore

Mainstreaming Foreign Law in the Asian Law School Curriculum Associate Professor Maartje De Visser and Professor Andrew J. Harding

Singapore Management University and National University of Singapore

Teaching the Civil Law at the National University of Singapore: Not Truly Asia's Global Law School Associate Professor Gary F. Bell National University of Singapore

Questions & Answers

12.05 - 12.15**Break** 12.15 – 13.10 **Session 3**

Moderator: Assistant Professor Rommel Casis

University of the Philippines

Comparative Law or Laws of Foreign Countries?: Lectures on Comparative Law in Japan

Professor Noriyuki Asano

Kansai University

Teaching Comparative Law in Socialist Oriented States: The Case of Vietnam

Dr Tran Van Long

University of Economics Ho Chi Minh City

Questions & Answers

13.10 - 14.25 Lunch

14.25 – 15.45 **Session 4**

Moderator: Associate Professor Gary F. Bell

National University of Singapore

Teaching Method of Comparative Law Course: An Experience in Master of Laws Program in Faculty of Law Universitas Indonesia

Professor Topo Santoso University of Indonesia

Teaching Comparative Law in Indonesia: Lessons Learnt from Universitas Padjadjaran

Associate Professor Susi Dwi Harijanti

University of Padjadjaran

The Challenges for Teaching Comparative Law and Socio-Legal Studies at Indonesia's Law Schools

Dr Herlambang P. Wiratraman

University of Airlangga

Questions & Answers

15.45 – 16.10 Refreshment Break

16.10 – 17.05 **Session 5**

Moderator: Associate Professor Maartje De Visser

Singapore Management University

Teaching Islamic Law in a Positivist Environment

Associate Professor Ebrahim Afsah

University of Copenhagen

Toward a Genuinely Global Approach to Teaching Comparative Constitutional Law

Professor David Law

University of Hong Kong and Washington University in St. Louis

Questions & Answers

17.15 End of Conference 2

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Registration

Conference Fees For participants who do not present a paper (include conference package, tea breaks and lunches)	Rates include GST (Per Person)
Attend Conference 1 Only The State of Comparative Law in Asia Date: Wednesday, 27 September 2017	SGD 55
Attend Conference 2 Only Teaching Comparative Law in Asia Date: Thursday, 28 September 2017	SGD 55
Attend Both Conferences 1 & 2 Conference 1: The State of Comparative Law in Asia Date: Wednesday, 27 September 2017 Conference 2: Teaching Comparative Law in Asia Date: Thursday, 28 September 2017	SGD 110

Registration

To register, go to https://goo.gl/97ujqu

Closing Date for Registration and Payment: Tuesday, 12 September 2017

Payment Modes

Credit Card Payment (Preferred)

We accept the following Credit Cards- *AMEX / VISA / MASTERCARD. After you have registered, you will receive a credit card authorisation email. Reply the notification email with the following details to authorize processing of payment:

- 1. Name of card holder
- 2. Credit Card number
- 3. Expiry date (MM/YYYY)
- 4. CVV Number

Bank Draft / Cheque in SGD

Please make a Cheque (for local participants) / Bank Draft (for overseas participants) drawn on a Singapore bank in SGD payable to "National University of Singapore" for the correct amount, indicating on the back of your cheque the following information:

- 1. your full name;
- 2. name of organization
- 3. conference date

The Cheque/ Bank Draft should be mailed to the address listed in the notification email.

You will also receive a digital copy of your official receipt within two weeks of your payment.

Note:

Participants who do not present a paper are responsible for their own accommodation and flight arrangements. Do note that the demand for hotel guestrooms is generally very high in Singapore. You are advised to make these arrangements by 25 August 2017 to avoid any disappointment in hotel guestroom or air-ticket availability.



Public CPD Points for Conferences 1 & 2: 8.5 Public CPD Points for Conference 1: 4.5 Public CPD Points for Conference 2: 4

Practice Area: Others Training Areas: General

Participants who wish to claim CPD Points must comply strictly with the Attendance Policy set out in the CPD Guidelines. Participants are reminded to sign in on arrival and sign out at the conclusion of <u>each day of the event</u> in the manner required by the organiser. Participants must not be absent for each day of the event for more than 15 minutes. Participants who attend Day 1 and comply strictly with the Attendance Policy on that day may claim 4.5 Public CPD Points. Participants who attend Day 2 and comply strictly with the Attendance Policy on that day may claim 4 Public CPD Points. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points. Please refer to www.sileCPDcentre.sg for more information

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Hotel Information

Room occupancy rate is very high in Singapore. You are strongly advised to make your reservation <u>before 25 August 2017</u> to enjoy the preferential rate offered for Conference Participants. Please have your flight details and credit card numbers ready to make your reservation.

The following is the recommended conference hotel with preferential rates for Conference Participants:

Ibis Singapore on Bencoolen (3-star Hotel)

Hotel Address: 170 Bencoolen Street Singapore 189 657

Hotel Website: http://www.ibis.com/gb/hotel-6657-ibis-singapore-on-

bencoolen/index.shtml

The hotel website provided above is ONLY for reference purposes and NOT for room reservation. Please follow the instructions below to make your room reservation

Room Category	Daily Room Rates (for bookings made on or before 25 August 2017)	Daily Room Rates (for bookings made on or after 26 August 2017)
Standard Queen Room (Single)	SGD145 ++ (7% GST & 10% Service Charge apply)	SGD160 ++ (7% GST & 10% Service Charge apply)
Standard Twin Room		

SGD155 ++ (7% GST & 10% Service Charge apply)

SGD170 ++ (7% GST & 10% Service Charge apply)

The room rates include complimentary daily breakfast, internet access and transfers from the hotel to the conference venue and back to the hotel.

Reservations

Please click $\underline{\mathsf{HERE}}$ to download the reservation form for Hotel Ibis Singapore on Bencoolen.

Please email the Reservation form to: Ms Esther Foo

Email: h6657-SL2@accor.com
Cc: h6657-sl4@accor.com

Important Notes

- The credit card details given will be used as a mode of guarantee for the booking.
- All room charges and incidental charges will be borne by individual guest and has to be settled upon check out either by cash or credit card, unless stated otherwise.
- Check-in time is from 14:00hr and check-out time is at 12:00hr. For early check-in, a full day room rate will be levied. For late check-out till 18:00hr is at the applicable day use rate and check-out after 18:00hr is at full day charge, subject to room availability.
- Please inform the hotel contact person of any changes of your room reservation in writing via email.

Getting to and from the Airport to Conference Hotel

Getting to and from Changi International Airport is easy, convenient, and relatively inexpensive. You have a choice of several modes of transportation.

If you are staying at the recommended hotel please make sure you indicate that you are going to the Hotel Ibis Singapore on Bencoolen as there are two other Ibis hotels in Singapore.

Google Map Directions: $\underline{\text{https://goo.gl/vsFD2T}}$

1. TAXI

The most convenient transportation from the Airport to the city is by taxi. If this is your first time in Singapore, this is also the most recommended mode of transport. Taxi services are convenient and reasonably priced in Singapore. On arrival, please follow the signs to the official taxi queue. The taxi journey is approximately 30 minutes, depending on traffic conditions. Most taxi drivers speak English. Tipping is not expected.

Taxis are metered and fares start from S\$3.20, depending on the type of taxi boarded. The one-way taxi fare from the airport to the recommended conference hotels should cost S\$25.00 at most. For trips originating from the airport, there is a surcharge of S\$3.00-S\$5.00.

A list of possible additional surcharges can be found posted inside all taxis, some of which are given in the table below:

Trips originating from airport	S\$3.00 to S\$5.00
Trips made between midnight and 6.00 a.m.	50% of the metered fare
Trips made during peak hours (7.00 a.m. to 9.30 a.m. and 5.00 p.m. to 8.00 p.m.)	35% of the metered fare

2. MASS RAPID TRANSIT (MRT)

This mode of transport is recommended only if you have a light luggage. Proceed to the basement level of Changi Airport Terminal 2 or 3. If you arrived at Terminal 1, you must either take the SkyTrain or free shuttle bus for inter-terminal transfer to Terminal 2 or 3.

The nearest MRT to Hotel Ibis Singapore on Bencoolen is Bugis Station which is a 10-min walk to the hotel. The train journey is about 40 mins.

Purchase your ticket from the ticketing machine. A single trip standard ticket to Bugis Station costs \$\$2.30. You may like to consider purchasing an Ez-Link card if you are planning on exploring Singapore using our integrated public transport system. The stored value card, with an initial cost of \$\$12, can be used for both public buses (SMRT & SBS) and trains (MRT & LRT). This include a \$5 non-refundable deposit.

Click HERE to download a copy of the MRT Network Map.

3. AIRPORT SHUTTLE

Airport Shuttle bus service to selected downtown hotels, including the Hotel Ibis Singapore on Bencoolen, can be arranged at a flat rate of SGD \$9 per passenger. On arrival, proceed to the Ground Transport Desk located at the arrival halls of each terminal to purchase your ticket. Do inform the counter staff of your hotel name to check for route information. The Ground Transport Desk is a 24-hour counter catered to handle all passengers' transportation requests and queries. Depending on shuttle bus schedules and waiting time, the journey may take more than 1.5 hours.

For enquiries, please contact the 24-hour Service Hotline at Tel: (65) 6241 3818.

Click $\underline{\mathsf{HERE}}$ to make advance booking for your one-way or return airport shuttle service.

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Conference Venue

The conference will be held at the Executive Seminar Room, Level 3, Blk B, Faculty of Law, NUS (Bukit Timah Campus)

Getting to NUS (Bukit Timah Campus)

By Hotel Bus Shuttle (Strictly for Hotel Ibis Singapore on Bencoolen Guests Only)

Guests staying at Hotel Ibis Singapore on Bencoolen may board the complimentary shuttle bus service at the designated timing. The shuttle bus schedule will be provided later in the pre-arrival information kits for participants.

By Taxi

There are 3 NUS campuses located in different parts of Singapore. Please specifically inform the taxi driver that you wish to go to the Bukit Timah Campus of NUS. Do clarify further by stating that it is located near the Singapore Botanic Gardens.

On reaching the campus, direct the taxi to travel on the one-way road along the circumference of the campus until you pass The Summit Cafeteria on the right. This is where Block B is located and the sheltered drop-off point, just 5 meters ahead, is where you should alight. Proceed to the lift lobby at Block B.



Entrance to Main Lobby of Block B

By Public Transport

The most economical mode of transport to the NUS Campus is by the MRT Circle Line and Downtown Line, and Bus.

Bus Service to Bukit Timah Campus:

Service 48, 66, 67, 151, 153, 154, 156, 170, 171, 186

Botanic Gardens MRT Station (CC19/ DT9) to Bukit Timah Campus:

Go to the Botanic Gardens Exit and take a 10 mins walk up to the Campus via the Botanic Gardens.

Below is the Directional Map from the Botanic Gardens MRT Station to the Faculty of Law, NUS



Source: SBG image

Online route planner and bus guides are available at: http://www.mytransport.sg

By Car

Click $\underline{\mathsf{HERE}}$ for the Google Map location or enter our Postal Code: 259776 in your GPS.

Parking on Campus

We have very limited car park lots available on campus, so we strongly encourage you to take public transport, where possible.

The visitor parking lots are marked out in the Campus Map below. Parking is not free.



Source: NUS

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Contact Us

Conference Secretariat

Faculty of Law, National University of Singapore Eu Tong Sen Building 469G Bukit Timah Road Singapore 259776

Telephone : (65) 6601 3573 (ASLI: Chris)

(65) 6516 7499 (CALS: Alexandria)

Facsimile : (65) 6779 0979

Email : <u>asliconferences@nus.edu.sg</u>

Operating Hours:

8.30am to 6.00pm (Monday to Thursday)

8.30am to 5.30pm (Friday)

Closed on Saturday, Sunday & Singapore Public Holidays