



## **Programme**

**River Lee Hotel, Western Road**

**Cork City.**

**Matheson**

### **Welcome to the River Lee Hotel and to the IALT Annual Conference 2021**

The Council of the Irish Association of Law Teachers is delighted to welcome you to Cork for the 2021 Annual Conference, which is sponsored by Matheson. The conference showcases the research of over 60 speakers from all over the island of Ireland as well as delegates from overseas. We look forward to hosting you at the conference and hope you will enjoy both the academic and social aspects of the weekend.

## **The Irish Association of Law Teachers**

The Irish Association of Law Teachers was established in 1979 as an all-island association with the aim of promoting excellence in legal education and scholarship. The annual conference is the focal point of the association's year. The conference venue changes annually to reflect the broad geographical spread of our members. In recent years the conference has been held in Athlone (2018), Dunboyne (2017), Waterford (2016), Galway (2015) and Limerick (2019).

The Association has organised various workshops and seminars over the years. In April 2018, the tradition of holding an event in the early part of the year was revived with the holding of a Spring Discourse at the Sutherland School of Law, University College Dublin and took the format of an interview with Chief Justice Clarke conducted by Miriam O'Callaghan. In 2019 the Honourable Society of King's Inns hosted the spring discourse at which Judge Catherine McGuinness discussed her life and career with Miriam O'Callaghan in the company of more than 40 legal scholars. Throughout 2020-2021, the Association moved its activities online with a seminar series culminating in a Spring Discourse in which Chief Justice Frank Clarke chaired a panel discussion entitled 'The Legal Scholar: Between Local and Global'. The Annual Conference 2020, originally planned to be hosted in University College Cork in November 2020 was unfortunately cancelled due to the COVID-19 pandemic. We are delighted to be able to host an in person conference in 2021 at the River Lee Hotel, in Cork city.

There have been several publications of the Association. In 1984 the IALT published an *Index to Irish Superior Court Written Judgments 1976-1982*, edited by Jennifer Aston and Maeve Doyle, followed in 1990 by an *Index to Cases Decided in the Supreme Court, Court of Criminal Appeal and High Court, 1966-1975*. Papers delivered at the 1999 Conference were later published in a collection of essays edited by Eoin O'Dell, *Leading Cases of the Twentieth Century* (Round Hall 2000). In 2011 a collection of essays edited by Jennifer Scheppe and Thomas Mohr, *30 Years of Legal Scholarship* (Round Hall 2011) was published, marking the development of legal scholarship in Ireland, and charting the history of the Irish Association of Law Teachers.

From its inception, the Association has welcomed members from all institutions involved in the provision of legal education across the island of Ireland, whether in universities, Institutes of Technology, private colleges, or professional institutions.

## **Council of the Irish Association of Law Teachers**

2020-2019

### **President:**

Stephen Coutts, University College Cork

### **Treasurer:**

Kevin Brown, Queen's University Belfast

### **Secretary:**

Ronan Condon, Dublin City University

### **Membership Secretary:**

Deirdre McGowan, Technological University Dublin

### **Council Members:**

Lydia Bracken, University of Limerick

Rory O'Boyle, The Law Society

Bronagh Heverin, Letterkenny Institute of Technology

Noel McGrath, University College Dublin

Elaine Walsh, Technological University of the Shannon

Conor Hanly, National University of Ireland, Galway

Edana Richardson, Maynooth University

James Gallen, Dublin City University

Eimear Long, Dublin Business School

Sarah Hamill, Trinity College Dublin/Andrea Mulligan, Trinity College Dublin

Ester McGuinness, University of Ulster

Neil Maddox, Maynooth University

Marcus Gatto, Griffith College Dublin

Thamil Ananthavinayagan, Griffith College Dublin

Eimear Brown, Dublin Business School

## **Friday 19 November**

**5 p.m.**                    **Registration opens**  
**The Hub Lobby, River Lee Hotel**

**7.30 p.m.**                **Buffet Dinner**  
**The Lookout, The River Lee Hotel**  
Dinner will be available until 9:00pm and the Lookout lounge until  
11:00pm

## **Saturday 20 November**

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### **PANEL SESSIONS 1 SATURDAY 9.30 a.m. – 11 a.m.**

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**A.      FemCon: Northern/Ireland Feminist Constitutional Futures**

- Máiréad Enright, University of Birmingham
- Aoife Donoghue, Durham University
- Catherine O'Rourke, Durham Ulster
- Liam Thornton, University College Dublin

**Venue: Room 3**

## **B. Criminal Law 1**

### **Chair: Marcus Gatto**

- Louise Rhodes, Queen's University Belfast - 'Pandemonium in a Pandemic: regulating Student Conduct in Holylands'
- Ronagh McQuig, Queen's University Belfast - 'Criminalising Coercive Control in Northern Ireland – The New Domestic Abuse Offence'
- Kevin Brown, Queen's University Belfast – 'Reviewing the Proposals for a new Sentencing Bill for Northern Ireland - "A place apart", sometimes'
- Kieran McEvoy, Queen's University Belfast – 'Apologies, Truth Recovery and the Rule of Law: Dealing with the Past in Northern Ireland'

**Venue: Room 4**

## **C. Legal Pedagogy 1**

### **Chair: Mary Tumelty**

- Dug Cubie, University College Cork - 'Teaching Disaster Law Through Inter-Institutional Student Collaborations'
- Edana Richardson, Maynooth University - 'Teaching Company Law through Practice'
- Gene Carolan, Technological University Dublin - 'Papers Please' A Games Based Learning Approach to Immigration and Asylum Law'

**Venue: Room 2**

## **D. Commercial and Company Law**

**Chair: Steve Hedley**

- David Capper, Queen's University Belfast - 'Summary Judgment – Balancing the Rights of Creditor and Debtor'
- Aoife McPartland, University College Dublin - 'Ireland's company law restriction regime as a response to crises in Ireland'
- Michael Boland, University College Cork - 'The ongoing impact of the House of Lord's decision in Salomon's case'

**Venue: Room 6**

**11.00–11.30 a.m.** Tea and coffee  
The Hub/Room 3

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## **PANEL SESSIONS 2 SATURDAY 11.30 a.m. – 1 p.m.**

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## **E. Rights and the Mother and Baby Homes; Different Findings**

- Aoife Donoghue, Durham University
- Máiréad Enright, University of Birmingham
- Deirdre McGowan, Technological University Dublin
- Maebh Harding, University College Dublin
- Aoife Daly, University College Cork
- Phil Mullen, Trinity College Dublin

**Venue: Room 3**

## **F. EU Law and Public Law**

### **Chair: Stephen Coutts**

- Will Phelan, Trinity College Dublin - 'The History of EU Law : Achievements and Agendas'
- Ruhi Anand, University of Limerick - 'The European Union and its identity crisis'
- Thomas Mohr, University College Dublin - 'George Gavan Duffy and the Legal Consequences of the 1921 Treaty'
- Tobias Lock, Maynooth University - 'The reunification of Germany: lessons for uniting Ireland'

**Venue: Room 4**

## **G. International Law and Human Rights Law 1**

### **Chair: Edana Richardson**

- Rachel Widdis, Trinity College Dublin - 'Human Rights Litigation against Multinational Corporations'
- Nicholas McMurry, Griffith College Dublin - 'Self-Determination of the Global Population'
- David Keane, Dublin City University - 'Conciliation and Inter-State Communications before the UN Committee on the Elimination of Racial Discrimination'
- Blaithin O'Shea, University of Limerick - 'Ireland's Housing Crisis and Persons with Intellectual Disability: An Insight into the Hidden Homeless and the Right to Adequate Housing'

**Venue: Room 2**

**H. Legal Theory**

**Chair: Ronan Condon**

- John Stannard, Queen's University Belfast - 'Encourage, Explain, Enforce: Legitimacy and the Coronavirus Crisis'
- Mary Dobbs, Maynooth University - 'Turbulence, Resilience and adaptive capacity: Hard cases making for adaptive law?'
- Marcus Gatto, Griffith College Dublin, 'Crisis as a Legal Philosophical Problem'

**Venue: Room 6**

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**1-2 p.m.**

**Saturday Lunch**

**The Mirror Room**

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**PLENARY SESSION SATURDAY 2 p.m.**

**Rooms 3 and 4**

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**2.00 p.m.            The Law and Crisis**

Professor Roger Cotterrell, Queen Mary, University of London  
(by video link) – ‘A Jurisprudence for Crisis Times?’

Professor Blanaid Clarke, Trinity College Dublin - ‘The Financial  
Crisis: Corporate Law and Corporate Governance’

Professor Aine Ryall, University College Cork – ‘The Climate and  
Biodiversity Crisis: Legal Frameworks for Effective Governance’

**Chair: Stephen Coutts**

**3.40 p.m.            Tour of Elizabeth Fort - Meet in the Hub Lobby**

**6.15 p.m.            IALT Annual General Meeting**

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**GALA DINNER SATURDAY 7.00 pm**

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**7.00 p.m.            Drinks Reception (Sponsored by Clarus Press)**

**8.00 p.m.            Gala Dinner  
The Mirror Room**

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## **Sunday 24 November**

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### **PANEL SESSIONS 3 SUNDAY 9.30 a.m. – 11.00 a.m.**

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#### **I. Private Law**

##### **Chair: Ronan Condon**

- Steve Hedley, University College, Cork - 'Cork City v The River Lee: A Legal History'
- Francis McManus, University of Stirling - 'Jones v MoD-Private Nuisance on the Move?'
- Anthony O'Dwyer, Queen's University Belfast - 'Blockchain and the Artists' Resale Right'

**Venue: Room 3**

#### **J. Family Law**

##### **Chair: Liam Thornton**

- Mary Curtin, University of Limerick - 'A role for prenuptial agreements in the farming community'
- Lydia Bracken, University of Limerick - 'LGBTQI+ Parent Families in Ireland: Preliminary Results from a Research Study on the Legal Recognition of Parent-Child Relationships'
- Neil Maddox, Maynooth University - 'Fertility Preservation for Children with Cancer: An Examination of the Legal and Regulatory Context'

**Venue: Room 4**

## **K. Children and the Law**

### **Chair: Brónagh Heverin**

- Karen Sutton, Griffith College Dublin - 'Minors and the right to die'
- Catherine O'Sullivan, University College Cork - '#MeToo: Where are the Children and Young People?'
- Aoife Daly, University College Cork – 'Climate Competence: Youth Climate Activism and its Impact on International Human Rights Law'

**Venue: Room 6**

## **L. Legal Pedagogy 2**

### **Chair: Katie Power**

- Patrick O'Callaghan, Luke Noonan University College Cork - 'The Irish Legal Information Initiative: Cultivating Key Graduate Attributes Beyond the Classroom'
- Norah Burns, Queen's University Belfast - 'Covid 19: An empirical study on the creation of an online Alumni Mentoring Programme for undergraduate students'
- Darius Whelan, School of Law, UCC: Maria Dempsey, Robert King and Bláthín Power, School of Applied Psychology, University College, Cork - 'Establishing Precedent? Peer assessment in interdisciplinary collaboration between Schools of Law and Applied Psychology'
- Rory Boyle, The Law Society – 'Working though the crisis: reviewing recent innovations to the system of solicitor qualification in this jurisdiction'

**Venue: Room 5**

## **M. COVID-19 Vaccination in the UK and Ireland: Lessons to be Learned**

### **Chair: Thérèse Murphy, Queen's University Belfast**

- Mary Donnelly, University College Cork and Anne-Marie Farrell, University of Edinburgh, - 'Pandemic Preparedness: Values in Practice'
- Mary Tumelty, University College Cork - 'Vaccination Programmes: Legal Preparedness in a Pandemic'
- Clayton O'Neill, Queen's University Belfast - 'Solidarity and Vaccination on the island of Ireland'

### **Venue: The Lookout**

## **X. The Legal Profession**

### **Chair: Marian Jennings**

- Caoimhe Kiernan, Technological University Dublin - 'Why the 'Trickle-Up Effect' May Not Work in Practice: A Survey of Irish Legal Professionals and Professional Law Students'
- Rachael Hession, The Law Society - 'Findings from a phenomenographic study of the training firms, trainee solicitors and educators in the professional legal education sector in Ireland'
- Michael Vincent, Queen's University Belfast - 'A Failed Regulatory Experiment? The English SRA's Outcomes-focused Regulatory regime and conflicts of interest in large law firms'

### **Venue: Room 1**

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**11.00a.m.-11.30 a.m.**      Tea and coffee  
**The Hub/Room 3**

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**PANEL SESSIONS 4 SUNDAY 11.30 a.m. – 1.00 p.m.**

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**N. International Law and Human Rights 2**

**Chair: Dug Cubie**

- Rachel Widdis, Trinity College Dublin - 'Human Rights Due Diligence: Moving to Mandatory'
- Kathryn McNeilly, Queen's University Belfast - 'The UN Human Rights Council's Universal Periodic Review and Time'
- Fiona Donson, University College Cork, 'Rediscrimination: Barriers to Access to Justice for Victims of Discrimination in Ireland,'
- Samantha Morgan-Williams, University College Cork, 'Exploring the Unmet Legal Needs of Travellers within the Irish Legal System' Traveller Equality and Justice Project, UCC Law School

**Venue: Room 3**

## **O. Substantive EU Law and Brexit**

### **Chair: Tobias Lock**

- Edoardo Celeste, Dublin City University - 'UK digital sovereignty and data protection post Brexit: a (constitutional) value crisis?'
- Alison Hough, Technological University of the Shannon - 'Rule of Law in Crisis: The EU and the Aarhus Convention'
- Ger Coffey, University of Limerick - 'An Interpretative Analysis of the European Ne Bis in Idem Principle Through the Lens of ECHR, CFR and CISA Fundamental Rights and Procedural Safeguards'
- Maebh Harding, University College Dublin - '(Br)exiting Marriage: The ties that bind us to marital status'

### **Venue: Room 4**

## **P. The Covid-19 Pandemic and the Law**

- John Lombard, University of Limerick - 'Examining the Experience of Nursing Home Residents, their Families, and Staff During the Covid-19 Pandemic'
- Lorraine Lally, The Law Library - 'Impact of the pandemic on the regulation of Non-EEA migrants in the Republic of Ireland'
- Yagmur Hortoglu, Maynooth University - 'Addressing Insolvency Disputes in Times of Covid-19: Arbitration as an alternative to state justice or a source of clash of interests?'

### **Venue: Room 6**

**Q. Criminal Law 2**

- Nada Ahmed, University of Ulster - 'The Challenge of Criminal Law and Wide-scale crimes: The Mubarak Trials in Egypt'
- Jane Mulcathy, University of Limerick - 'When Conventional Responses are not enough: addressing the problem of child participation in drug networks'
- Luke Noonan, University College Cork - 'Reforming the law of Infanticide in light of the Convention on the Rights of Persons with Disabilities'
- Martin Regan & Kevin Brown, Queen's University Belfast - 'Disability and access to sex workers'

**Venue: Room 5**

**R. The Legal Profession and Legal System**

**Chair: Patrick O'Callaghan**

- Gordan Rumley, University College Cork, - ' A Methodological Approach for the Holistic Exploration of the Irish Legal Aid Board Family Dispute Resolution Services'
- Brian Barry, Technological University Dublin, 'All Rise for Judge AI" - An Experiment on Acceptance Levels of Artificial Intelligence Technologies in Court'
- Finola Colgan Carey, Technological University of the Shannon - 'Taking a Brief Moment to Examine Stress'

**Venue: The Lookout**

## **Y      Legal Pedagogy 3**

### **Chair: Rory O'Boyle**

- Mary Tumelty, University College Cork - 'Experiential Learning in Dispute Resolution: Pedagogy in a Pandemic and Implications for Future Practice'
- Bronagh Heverin, Letterkenny Institute of Technology - 'Street Law online - How the pandemic necessitated/became the mother of technological invention'
- Katie Power and Owen Jump, University College Cork - 'Innovative teaching of law in response to the COVID-19 Crisis'

### **Venue: Room 1**

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**1.00 p.m.**

**Sunday Lunch**

**The Mirror Room**

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