



**Joint meeting**  
**Oñati, 7 – 10 July 2009**  
**COMPLEXITY, CONFLICTS, JUSTICE**  
**20 years of Sociology of Law**  
**PROGRAMME**

**Reunión conjunta**  
**Oñati, 7 – 10 julio 2009**  
**COMPLEJIDAD, CONFLICTOS, JUSTICIA**  
**20 años de Sociología Jurídica**  
**PROGRAMA**

**Directors - Directores: Anne Boigeol & Carlos A. Lista**  
**Coordinator - Coordinadora: Malen Gordo Mendizabal**

## Tuesday 7th July - Martes 7 de Julio

**08:00–08:30**

**IISL IISJ**

*(No. 1 on the map of Oñati)*

**Registration for those who do not need accommodation**  
**Inscripción para los que no necesitan alojamiento**

**08:45**

**Room Sala 7**

*(see the attached map)*

*(ver mapa adjunto)*

**Aurresku welcoming dance**  
**Aurresku de honor**

**09:00–09:30**

**Room Sala 7**

*(see the attached map)*

*(ver mapa adjunto)*

**Opening ceremony**  
**Ceremonia de apertura**

**09:30–10:30**

**Room Sala 7**

*(see the attached map)*

*(ver mapa adjunto)*

**Plenary lecture - Conferencia Plenaria**  
**André-Jean Arnaud: "The 20 Year Transplanetary Journey of a Legal Sociologist"**

**11:00–14:00**

**Room Sala 1**

*(see the attached map)*

*(ver mapa adjunto)*

**Sessions / Sesiones**

**Session Sesión 1**

**ESTADO DEL ARTE DE LA SOCIOLOGIA JURIDICA EN LATINOAMERICA Y EL IMPACTO DEL IISJ EN AMERICA LATINA (I)**

**Coordinadores: Luis Alfonso Fajardo y Germán Silva García**

11:00-11:15

**Carlos Lista: "La Sociología Jurídica en Argentina"**

11:15-11:20

**Preguntas**

11:20-11:35

**Antonio Azuela: "El proceso de investigación del derecho y los momentos de la mirada sociológica"**

11:35-11:40

**Preguntas**

11:40-11:55

**Claudia Maria Barbosa: "Panorama de la pesquisa en sociología jurídica em las universidades brasileñas"**

11:55-12:00

**Preguntas**

12:00-12:15

**Angélica Cuéllar: "La sociología jurídica en América Latina"**

12:15-12:20

**Preguntas**

12:20-12:35

**Luis Alfonso Fajardo Sánchez: "El Impacto del IISJ de Oñati en América Latina y Colombia"**

12:35-12:40

**Preguntas**

12:40-12:55

**Andrei Koerner: "Instituições judiciárias, prática judicial e pesquisa sobre o pensamento jurídico na América Latina"**

12:55-13:00

**Preguntas**

13:00-13:15

**Vladimir Llano: "Relaciones entre la sociología y la antropología jurídica en Latinoamérica"**

13:15-13:20

**Preguntas**

**Malen Gordo Mendizabal**

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## Tuesday 7th July - **Martes 7 de Julio (Cont.)**

### Room Sala 2

(see the attached map)  
(ver mapa adjunto)

**11:00–13:45**

### Session Sesión 2

#### Empirical Research and Methods in the Sociology of Law (I)

**Chairs:** Larry Barnett, Cirus Rinaldi and Pietro Saitta

**Cerfontaine Gaëtan:** "Le droit procéduralisé comme intermédiaire: méthode et approche diachronique"

**Pedro Arellán Zurita:** "Importancia de la Sociología Jurídica en el estudiante de Derecho UCV-Venezuela"

**Cirus Rinaldi:** "Victims, Victimization Arenas and Recognition: Theoretical and Methodological Assumptions"

**Pietro Saitta:** "A New Order for the Streets: Prostitutes, the Poor and Irregular Migrants in an Italy Obsessed with Security"

#### Questions

Discussion of a Working group "Empirical Research on the Role and Rule of Law in Society"

### Room Sala 3

(see the attached map)  
(ver mapa adjunto)

**11:00–12:30**

### Session Sesión 3

#### WG Social and Legal Systems

#### OUT OF ORDER? CONSTITUTIONAL INSTABILITY OF SOCIAL AND LEGAL SYSTEMS

**Chair:** Vittorio Olgiati

**11:00-11:15** **Kaja Gadowska:** "Law in Action. Political Patronage in Public Administration in Poland"

**11:15-11:30** **Grazyna Skapska:** "Democratic Rule of Law, Economic Transformation and Corruption"

**11:30-11:45** **Ahti Laitinen:** "Arson: Crime Rates, Offenders, and Prevention in Finland"

**11:45-12:00** **Lasha Bregvadze:** "Constituting Constitutions beyond the State: Multiple Constitutionalism of the World-Society"

**12:00-12:30** **Questions**

### Room Sala 4

(see the attached map)  
(ver mapa adjunto)

**11:00–12:45**

### Session Sesión 4

#### OÑATI NETWORK / RED OÑATI

#### Political Violence, the State and (Trans)national Justice (I)

**Chairs:** Cecilia MacDowell Santos and José Atilés

**11:00-11:15** **Cecilia MacDowell Santos:** "Political memory-justice and transnational human rights mobilization in Brazil"

**11:15-11:30** **Julieta Mira:** "La emergencia de una 'memoria jurídica'. El caso argentino"

**11:30-11:45** **Sandrasegaram Paramalingam:** "Enforcing Entitlements of non- State peoples in International Law - Aiming Justice"

**11:45-12:00** **Valeria Verdolini:** "The words of law and War: collateral effects of International Criminal Justice"

**12:00-12:15** **Natalia Alvarez Molinero:** "The politics of human rights and the development of democracy"

**12:15-12:30** **Reza Banakar:** "The Elephant in the Courtroom: Rights, Race and Religion in the Age of Terror"

**12:30** **Questions**

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## Tuesday 7th July - Martes 7 de Julio (Cont.)

### Room Sala 5

(see the attached map)  
(ver mapa adjunto)

11:00–12:45

### Session Sesión 5

#### WG LEGAL PROFESSIONS

#### PARENTING AND MARITAL BREAKDOWN: AN INTERNATIONAL COMPARISON OF JUDICIAL DECISIONS AND SOCIAL INTERVENTIONS FROM A GENDER PERSPECTIVE (I)

Chair: Mavis Maclean

- 11:00-11:15 **Benoit Bastard:** "Women as visiting parents: contact centres in a gender perspectiva"
- 11:15-11:20 **Questions**
- 11:20-11:35 **Yasmine Debarge:** "You must understand that your ex is the parent of your child", when the Hungarian State intervenes in marital breakdown through mediation"
- 11:35-11:40 **Questions**
- 11:40-11:55 **Teresa Picontó Novales:** "The practise of the parental responsibility after the relationship breakdown in Spain: the gender perspective and the interest of the child"
- 11:55-12:00 **Questions**
- 12:00-12:15 **Malgorzata Fuszara:** "Parental custody and martial breakdown in Poland: gender perspective"
- 12:15-12:20 **Questions**
- 12:20-12:35 **Laura Lora:** "Society and institutions. The way of thinking the childhood"
- 12:35-12:40 **Questions**

### Room Sala 6

(see the attached map)  
(ver mapa adjunto)

11:00–13:30

### Session Sesión 6

#### OÑATI NETWORK / RED OÑATI

#### CONFLICTS OF CITIZENSHIP AND MIGRATION IN THE 21st CENTURY

Chairs: Iker Barbero y Chiara Calderoni

- 11:00-11:15 **Chiara Calderoni:** "Some Limits of Citizenship in the Present 'World of Migrations"
- 11:15-11:20 **Questions**
- 11:20-11:35 **Alex Boso:** "Who Earns More: The Inconsistencies of the Spanish Migration Legal Framework"
- 11:35-11:40 **Questions**
- 11:40-11:55 **Mihaela Vancea:** "Immigrants' Transnational Political Engagement: The Case of Immigrant Associations in Barcelona"
- 11:55-12:00 **Questions**
- 12:00-12:15 **Diana Milena Villegas Santiago:** "Migrants, citizens of non-droit or citizens without rights?"
- 12:15-12:20 **Questions**
- 12:20-12:35 **Iker Barbero:** "When conflict redraws citizenship: notes about the struggles of undocumented immigrants"
- 12:35 **Questions**
- 13:00 **Debate**

14:15

### Lunch Comida

"Restaurante Etxeberria" (see the attached map) (ver mapa adjunto)

15:30–18:00

### Sessions / Sesiones

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## Tuesday 7th July - Martes 7 de Julio (Cont.)

### Room Sala 1

(see the attached map)  
(ver mapa adjunto)

15:30–18:00

### Session Sesión 7

#### EMPIRICAL RESEARCH AND METHODS IN THE SOCIOLOGY OF LAW (II)

**Chairs:** Larry Barnett, Cirus Rinaldi and Pietro Saitta

**Caroline Gendreau:** "Considerations of Methods Arising from an Appropriation of Max Weber's Work"

**Frédéric Schoenaers and Cerfontaine Gaëtan:** "Therapeutic projects in Belgium mental health sector: a post-bureaucratic way"

**Minna Viuhko:** "Studying human trafficking in Finland: methodological and conceptual challenges"

**Larry Barnett:** "The Public-Private Dichotomy in Morality and Law"

#### Questions

#### Discussion of a Working group "Empirical Research on the Role and Rule of Law in Society"

### Room Sala 2

(see the attached map)  
(ver mapa adjunto)

15:30–17:30

### Session Sesión 8

#### OÑATI NETWORK / RED OÑATI

#### POLITICAL VIOLENCE, THE STATE AND (TRANS)NATIONAL JUSTICE (II)

**Chairs:** Cecilia MacDowell Santos and José Atilés

15:30-15:45

**José Atilés:** "Colonialism, Stated of Exception and Resistances; The criminalization of the ar"

15:45-16:00

**David Whyte:** "State Crime in a State of Exception"

16:00-16:15

**Michael Gonzalez-Cruz:** "Puerto Rico y los EEUU: Espiral de Violencia y Represión"

16:15-16:30

**Susanne Karstedt:** "Democratic Values and state violence: A cross-national study"

16:30-16:45

**Elena Greco:** "Búsqueda del Enemigo: posibles tendencias en el País Vasco"

16:45-17:00

**Stefanie Khoury and Pablo Ciocchini:** "Perceptions of the State of Exception Within the Basque Country"

17:00-17:15

**Débora da Cunha Piacesi:** "Constructing the 'Enemy'"

17:15

#### Questions

### Room Sala 3

(see the attached map)  
(ver mapa adjunto)

15:30–16:45

### Session Sesión 9

#### ESTADO DEL ARTE DE LA SOCIOLOGIA JURIDICA EN LATINOAMERICA Y EL IMPACTO DEL IISJ EN AMERICA LATINA (II)

**Coordinadores:** Luis Alfonso Fajardo y Germán Silva García

15:30-15:45

**Rogelio Pérez Perdomo:** "Investigadores e investigación jurídica en Venezuela contemporánea"

15:45-15:50

#### Preguntas

15:50-16:05

**Germán Silva García:** "El Crimen y el Castigo en la Historia"

16:05-16:10

#### Preguntas

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## Tuesday 7th July - Martes 7 de Julio (Cont.)

### Room Sala 4

(see the attached map)

(ver mapa adjunto)

15:30–17:00

15:30-15:45

### Session Sesión 10

#### WG LEGAL PROFESSIONS

#### PARENTING AND MARITAL BREAKDOWN: AN INTERNATIONAL COMPARISON OF JUDICIAL DECISIONS AND SOCIAL INTERVENTIONS FROM A GENDER PERSPECTIVE (II)

Chair: Mavis Maclean

**Catherine Hoskyns, Silvia Niccolai and Ann Stewart:** "Disability Discrimination by Association. Social and Legal Implications of the European Court of Justice Ruling in *Coleman v Attridge Law (Case C-303/06)*"

15:45-15:50

#### Questions

15:50-16:10

**João Paulo Dias:** "Itineraries of Public Prosecutors: professional (re)valorisation"

16:10-16:15

#### Questions

16:15-16:30

**Mavis Maclean:** "Gender and structure in the court process in England and Wales"

16:30-16:35

#### Questions

16:35-16:50

**Bregje Dijksterhuis:** "Activistic alimony judges prevent legislation three times"

16:50-16:55

#### Questions

### Room Sala 5

(see the attached map)

(ver mapa adjunto)

15:30–17:30

### Session Sesión 11

#### The Legal Complex and Political Liberalism: 10 Years Back, 10 Years Forward

#### Roundtable:

#### Presenter:

Terence C. Halliday. "What have we learned? Where are we Going?"

#### Discussants:

**Vittorio Olgiatei**, University of Macerata, Italy

**Mikael Madsen**, University of Copenhagen, Denmark

**Rogelio Pérez Perdomo**, Universidad Metropolitana, Venezuela

Others invited

### Room Sala 6

(see the attached map)

(ver mapa adjunto)

17:30–19:00

17:30-18:30

RCSL Board meeting

18:30-19:00

RCSL Business meeting

### Room Sala 6

(see the attached map)

(ver mapa adjunto)

19:00–20:00

World Consortium: Information Session

## Wednesday 8th July - Miércoles 8 de Julio

09:00–13:00

### Sessions / Sesiones

### Room Sala 1

(see the attached map)

(ver mapa adjunto)

09:00–12:00

### Session Sesión 12

#### WG LAW AND POLITICS

#### DERECHO Y TRANSFORMACIÓN SOCIAL EN AMERICA LATINA (I)

Coordinadores: Angélica Cuéllar y Germano Schwartz

09:00-09:20

**Angélica Cuéllar y Germano Schwartz:** Definición de las reglas del workshop y de su metodología

09:20-09:40

**Eduardo Luis Aguirre:** "Derecho y cambio social: discursos, prácticas y espacio público"

09:40-10:00

**José Luis Bolzán de Moraes:** "ESTADO SOCIAL: crisis, miedo e barbarie!"

10:00-10:20

**José Ramón Fragoso Cervón:** "La Sacramentalidad del Derecho en la Transformación Social en America Latina"

10:20-10:40

**Danielle Annoni:** "Tempo y Justicia: El tiempo como imperativo de eficacia jurídica"

10:40

#### Break

11:00-11:20

**Artur Stamford da Silva:** "Sociología de la decisión jurídica: fallos y transformación social en Brasil"

11:20-11:40

**Albert Noguera:** "Poder constituyente, constitucionalismo de transición y transformación social. La historia que nunca fue"

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## Wednesday 8th July - **Miércoles 8 de Julio (Cont.)**

### Room Sala 2

(see the attached map)  
(ver mapa adjunto)

**09:00–12:00**

- 09:00-09:20 **Heike Jung:** "Rituals Forever?"
- 09:20-09:25 **Questions**
- 09:25-09:45 **Francoise Vanhamme:** "Sentencing. Telling in Law, telling the Law"
- 09:45-09:50 **Questions**
- 09:50-10:10 **Joxerramon Bengoetxea:** "Judicial decisions based on consequences: the case of the ECJ"
- 10:10-10:15 **Questions**
- 10:15-10:35 **Lidia Rodak:** "Law & Objectivity and false/double Legal Consciousness"
- 10:35-10:40 **Questions**
- 10:40-11:00 **Thamy Pogrebinski:** "Law, Politics, and Pragmatism in Brazil"
- 11:00-11:05 **Questions**
- 11:05-11:25 **Yifat Holzman-Gazit:** "Critical Commissions: The Impact of Independence on the Perceived Trustworthiness of Investigatory Commissions - A Panel Study from Israel"
- 11:25-11:30 **Questions**
- 11:30-11:45 **Ricardo León Pastor:** "Análisis argumentativo del juicio a Fujimori y consecuencias políticas en Perú"
- 11:45-11:50 **Questions**

### Room Sala 3

(see the attached map)  
(ver mapa adjunto)

**09:00–11:00**

- 09:00-09:15 **Pablo Glanc:** "Justicia Transicional en la República Argentina. Los juicios en 2009"
- 09:15-09:25 **Questions**
- 09:25-09:40 **David Restrepo Amariles:** "Transitional Justice and the global order: Colombian questions in a global perspective"
- 09:40-09:50 **Questions**
- 09:50-10:05 **Andrea Díaz Rozas:** "Is reconciliation a useful term for truth commissions? The case of the Peruvian truth and reconciliation commission"
- 10:05-10:15 **Questions**
- 10:15-10:30 **Antal Szerletics:** "Souvenirs of the past": the regulation of totalitarian symbols in Hungary"
- 10:30-10:40 **Questions**

### Room Sala 3

(see the attached map)  
(ver mapa adjunto)

**11:30–13:00**

- 11:30-11:45 **Rogelio Pérez Perdomo:** "Los Juristas Académicos en la Independencia de Venezuela"
- 11:45-11:50 **Preguntas**
- 11:50-12:05 **Manuel A. Gómez:** "The Influence of Social Change on the Intellectual Production of Legal Scholars"
- 12:05-12:10 **Preguntas**
- 12:10-12:25 **Córa Hisae Hagino:** "Voluntarism and chaos in access to justice: the trainees in Defensoría Pública"
- 12:25-12:30 **Preguntas**
- 12:30-13:00 **Discusión general**

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## Wednesday 8<sup>th</sup> July - Miércoles 8 de Julio (Cont.)

### Room Sala 4

(see the attached map)

(ver mapa adjunto)

09:00–12:30

### Session Sesión 16

#### WG CIVIL JUSTICE AND DISPUTE RESOLUTION RESOLUTION OF BUSINESS AND INTERNATIONAL DISPUTES

Chair: Herbert Kritzer

**Luigi Cominelli:** "Constitutionalizing the WTO dispute settlement system: fostering development through litigation on discriminatory trade"

**Manuel Gómez:** "Collective Redress in Latin America: The regulation of Class Actions and other aggregative mechanisms"

**Hiro Aragaki:** "Rereading the United States Arbitration Act as an Anti-discrimination Statute"

**Marnix Croes:** "Potential legal problems of small businesses in the Netherlands: incidence, frequency and the use of legal aid"

**Robert Rosen:** "Outsourced Legal Work and Regional General Counsels"

### Room Sala 5

(see the attached map)

(ver mapa adjunto)

09:00–12:00

### Session Sesión 17

#### NUEVAS FRONTERAS DEL DERECHO DE PROPIEDAD: INFORMATICA Y BIOTECNOLOGIA

Coordinadores: José Augusto Fontoura y Marcos Wachowicz

09:00-09:15

**Marcos Wachowicz:** "Digital Challenges for Copyright Protection in Brazil"

09:15-09:25

**Questions**

09:25-09:40

**Márcia Carla Pereira Ribeiro y Giovanni Alves:** "Nuevas tecnologías, propiedad intelectual y las empresas públicas en Brasil"

09:40-09:50

**Questions**

09:50-10:05

**Juliana Zapata Galvis:** "Diversidad biológica y cultural Vs. propiedad intelectual"

10:05-10:15

**Questions**

10:15-10:30

**Bärbel Dorbeck-Jung:** "Drawing inspiration from regulatory innovation of European nanotechnologies regulation"

10:30-10:40

**Questions**

10:40-10:55

**Helénara Braga Avancini:** "The Complexity of protecting intellectual property within collaborative networks"

10:55-11:00

**Questions**

11:00-11:15

**Danielle Annoni:** "El quebranto de las patentes y las ONG's: entre la legalidad formal y el desarrollo"

11:15-11:20

**Questions**

11:20-11:35

**Thais Luzia Colaço:** "Os Direitos Das Populações Tradicionais Na Ordem Constitucional Brasileira E Sua Relação Com O Acesso Aos Recursos Genéticos"

11:35

**Questions**

### Room Sala 6

(see the attached map)

(ver mapa adjunto)

09:00–12:00

### Session Sesión 18

#### WG LEGAL PROFESSION LEGAL PROFESSION/WOMEN IN THE LEGAL PROFESSION (I)

Chair: Ulrike Schultz

09:00-09:15

**Introduction: Ulrike Schultz**

09:15-09:30

**Anne Boigeol:** "The rise of women in the corporate bar and the reproduction of gender difference"

09:30-09:35

**Questions**

09:35-09:50

**Ulrike Schultz:** "Male Views of Women Judges Careers"

09:50-09:55

**Questions**

09:55-10:10

**Stijn van Huis:** "Discretion in Islamic courts in Indonesia. Changing law in its application?"

10:10-10:15

**Questions**

10:15-10:30

**Theresia Dyah Wirastri:** "Indonesia Hidden Violence in Divorce Cases in the Religious Courts: The Untold Stories"

10:30-10:35

**Questions**

10:35-10:50

**General Discussion**

10:50-11:05

**Break**

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## Wednesday 8<sup>th</sup> July - Miércoles 8 de Julio (Cont.)

### Room Sala 6

(see the attached map)  
(ver mapa adjunto)

11:05-11:20

### Session Sesión 18

#### LEGAL PROFESSION/WOMEN IN THE LEGAL PROFESSION (II)

Chair: Ulrike Schultz

**Introduction: Ulrike Schultz**

11:20-11:35

**Bernard Hubeau and Stephan Parmentier:** "Lawyers and their professional, public and market logics"

11:35

**Discussion**

**13:00–14:00**

### Room Sala 7

(see the attached map)  
(ver mapa adjunto)

### Plenary lecture - Conferencia Plenaria

**Rogelio Pérez Perdomo:** "La sociología jurídica en América Latina, caminos recorridos y caminos por recorrer"

### Room Sala 8

(see the attached map)  
(ver mapa adjunto)

**14:10–15:20**

**World Consortium: Steering Committee** (by invitation only)

**14:15**

### Lunch Comida

"Restaurante Etxeberria" (see the attached map) (ver mapa adjunto)

**15:30–18:30**

### Sessions / Sesiones

### Room Sala 1

(see the attached map)  
(ver mapa adjunto)

**15:30–18:00**

### Session Sesión 19

#### WG CIVIL JUSTICE AND DISPUTE RESOLUTION

#### CIVIL JUSTICE RESEARCH AND ITS PROBLEMS

Chair: Rogelio Pérez Perdomo

15:30-15:45

**Herbert Kritzer:** "Empirical Studies of Civil Justice in the 1920s and 1930s?"

15:45-15:50

**Questions**

15:50-16:05

**Marijke ter Voert:** "Comparing Disputing Behaviour between countries; (un)common findings"

16:05-16:10

**Questions**

16:10-16:25

**Jacek Kurczewski:** "Effects of Regime Change on Civil Justice"

16:25-16:30

**Questions**

16:30-16:45

**Masayuki Murayama:** "The Structure of Problem Solving Process"

16:45-16:50

**Questions**

16:50-17:05

**Eliana Patrícia Branco and João Pedroso:** "Law is not enough! The Portuguese system of access to family and child law"

17:05-17:10

**Questions**

17:10-17:15

**Leny Elisabeth de Groot-van Leeuwen and Reyer Baas:** "One or more judges in the courtroom?"

17:15-17:20

**Questions**

17:20-17:35

**Boaventura de Sousa Santos, Conceição Gomes and Tiago Ribeiro:** "The value of life in work accidents. Some brief considerations"

17:35

**Questions**

### Room Sala 2

(see the attached map)  
(ver mapa adjunto)

**15:30–17:50**

### Session Sesión 20

#### WG LAW AND POLITICS

#### DERECHO Y TRANSFORMACIÓN SOCIAL EN AMERICA LATINA (II)

Coordinadores: Angélica Cuéllar y Germano Schwartz

15:30-15:50

**Isabel Cristina Mena Montealegre:** "Las sentencias de la Corte Interamericana de Derechos Humanos y su Efectividad en el Ambito Jurídico Colombiano"

15:50-16:10

**Vladimir Vitovsky:** "May the federal judge be considered as responsible for social changes in Brazil?"

16:10-16:30

**Descanso**

16:30-16:50

**Criziany Machado Felix:** "Entre la orden y el progreso podrá el juez ser un emancipador?"

16:50-17:10

**Descanso**

17:10-17:30

**Asier Martínez de Bringas:** "Aplicación extraterritorial del Convenio 169 de la OIT en el Estado español"

17:30-17:50

**Preguntas**

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## Wednesday 8<sup>th</sup> July - Miércoles 8 de Julio (Cont.)

### Room Sala 3

(see the attached map)  
(ver mapa adjunto)

15:30–17:30

### Session Sesión 21

#### WG LAW AND MIGRATION LAW, HUMAN RIGHTS AND MIGRANTS

Chairs: Arvind Kumar Agrawal and Hanne Petersen

- 15:30-15:45 **Jacek Kurczewski:** "Variety of Migrants – Migrant States and Migrant People in East of Europe"
- 15:45-16:00 **Gavin Kendall:** "From Cosmopolitan Law to Cosmopolitics: a Case Study in Medical Tourism"
- 16:00-16:15 **Hideki Tarumoto:** "Care Migrants, Immigration Policy and Human Rights in Japan"
- 16:15-16:30 **Sasha Baglay:** "Transformation of Migration Law: A Case of Economic Migration"
- 16:30-16:45 **Christian Sundquist:** "Child Soldiers, the Persecutor Bar and Asylum"
- 16:45-17:00 **Rashmi Jain:** "Women Migrants and Human Rights: A Socio-legal Analysis"
- 17:00 **Questions**

### Room Sala 3

(see the attached map)  
(ver mapa adjunto)

17:30–18:15

### Session Sesión 22

#### FIREARMS LAW AND POLICY: GLOBAL PERSPECTIVES

Chair: David Kopel

- 17:30-17:45 **David Kopel:** "The Arms Trade Treaty: Zimbabwe, the Democratic Republic of the Congo, and the Prospects for Arms Embargoes on Human Rights Violators"
- 17:45-18:00 **Ilya Shapiro:** "Friends of the Second Amendment: Interest Group Participation in the Case Affirming the Right to Keep and Bear Arms"
- 18:00 **Questions**

### Room Sala 4

(see the attached map)  
(ver mapa adjunto)

15:30–17:00

### Session Sesión 23

#### GOVERNANCE AND ORGANIZATION OF JUSTICE: A NEW GEOGRAPHY OF JUSTICE

Chair: António Casimiro Ferreira

- 15:30-15:45 **Joël Ficot:** "Managérialisation et territoires judiciaires : les cas français et belge"
- 15:45-16:00 **Marta Vignola:** "A National Way to International Justice? International courts vs. National Proceedings"
- 16:00-16:15 **Mónica Zapico Barbeito:** "El papel de la CPI en la lucha contra la impunidad en el 'nuevo orden global'"
- 16:15 **Questions**

### Room Sala 5

(see the attached map)  
(ver mapa adjunto)

15:30–18:00

### Session Sesión 24

#### WG COMPARATIVE LEGAL CULTURE LEGAL CULTURE APPROACH: CRITICAL REFLECTION

Chair: Marina Kurkchian

**Reza Banakar:** "Power, Culture and Method in Comparative Law"

**Marina Kurkchian:** "Does legal culture matter after all?: lessons from empirical research"

**Agnieszka Kubal:** "Recognizing the Place of Legal Culture in Legal Integration Research. Polish post-2004 EU Enlargement Migrants in the United Kingdom"

**Maria Letizia Zanier:** "Functional Alternatives to Compulsory Prosecution in Italy"

**Adrian Howe:** "Emotional Law—Provocation and the Cultural Politics of Law Reform"

**Hsiaotan Wang:** "Preliminary Investigation of Taiwan's Trial Culture"

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## Wednesday 8<sup>th</sup> July - Miércoles 8 de Julio (Cont.)

### Room Sala 6

(see the attached map)

(ver mapa adjunto)

15:30–17:00

15:30-15:45

### Session Sesión 25

#### SOCIAL THEORY AND THE LAW

Chairs: David McCallum and Gary Wickham

**David McCallum:** "Punishing Welfare: prosecuting vulnerable children in Australia"

15:45-15:50

#### Questions

15:50-16:05

**Gary Wickham:** "What is the role of 'society' in the law-society relation?"

16:05-16:10

#### Questions

16:10-16:25

**Mikael Rask Madsen:** "In Defence of Social - in Sociology of Law"

16:25-16:30

#### Questions

16:30-16:45

**Jo Goodie:** "The legal conceptualisation of climate change"

16:45-16:50

#### Questions

### Room Sala 6

(see the attached map)

(ver mapa adjunto)

17:00–18:30

17:00-17:15

### Session Sesión 26

#### WG LAW AND POPULAR CULTURE

#### DEVELOPMENTS IN LAW AND POPULAR CULTURE

Chairs: Guy Osborn and Peter Robson

**Peter Robson:** "Images of Scotland and Scots Law in the cinema of Scotland. Towards a Scottish cinema of justice?"

17:15-17:20

#### Questions

17:20-17:35

**Mark James:** "Getting away with it: stopping the law at the touchline"

17:35-17:40

#### Questions

17:40-17:55

**Steve Greenfield, Guy Osborn and Stephanie Roberts:** "From Beyond the Grave: the regulation of spiritualist mediums"

17:55-18:00

#### Questions

18:00-18:15

**Steve Greenfield:** "Extending the genre: Indian Courts Martial films"

18:15-18:20

#### Questions

18:30–19:30

### Room Sala 7

(see the attached map)

(ver mapa adjunto)

20:30

### Plenary lecture - Conferencia Plenaria

**Roger Cotterrell:** "Spectres of Transnationalism: Changing Terrains of Sociology of Law"

Dinner "Gastronomic Club" for those who have signed up

Cena "Sociedad Gastronómica" para los que se han apuntado

## Thursday 9th July - Jueves 9 de Julio

09:00–13:00

### Sessions / Sesiones

### Room Sala 1

(see the attached map)

(ver mapa adjunto)

09:00–12:00

09:00-09:15

### Session Sesión 27

#### LAW AND POLITICS IN TIME OF CRISIS. A SYSTEMS THEORETICAL PERSPECTIVE

Chair: Alberto Febbrajo

**Carlo Pennisi:** "Nec tecum nec sine tecum: participation and proceduralization of the administrative decision in Italy"

09:15-09:30

**Vittorio Olgiati:** "Civil constitutions through social collisions? Remarks on G. Teubner's last works"

09:30-09:45

**Katayoun Baghai:** "Supreme Court and Fundamental Rights: A Social Systems Perspective"

09:45-10:00

**Larry D. Barnett:** "The Financial Sector Upheaval of 2008: Sociological Antecedents and Their Implications for Investment Company Regulation"

10:00-10:15

**Germano Schwartz:** "The Law System in Brazil and its De-differentiation"

10:15-10:30

**Ralf Rogowski:** "Reflexive Coordination of European Governance"

10:30-10:45

**Jan Winczorek:** "Making law together? On some conditions of judicial cooperation"

10:45-11:00

**Francesca Scamardella:** "The reflexive approach as a theoretical model in time of socio-legal crisis"

11:00-11:15

**Débora da Cunha Piacesi:** "Ascension of what State? Arguing dichotomous theories in a complex World"

11:15-11:30

**Geoffrey Leane:** "A New, Transnational Public for a New World Order? Possibilities for transnational political discourse in the electronic age"

11:30

#### Questions

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## Thursday 9th July - Jueves 9 de Julio (Cont.)

### Room Sala 2

(see the attached map)

(ver mapa adjunto)

**09:00–11:00**

09:00-09:15

### Session Sesión 28

#### WG HUMAN RIGHTS

**Chair:** María Luisa Bartolomei and Stephan Parmentier

**Stefanie Khoury:** "Locating the Barriers to Corporate Accountability for Human Rights Violations"

09:15-09:25

#### Questions

09:25-09:40

**Marina Pessoa Henriques:** "Labour human rights: ILO and the case of Portugal"

09:40-09:50

#### Questions

09:50-10:05

**M<sup>a</sup> Luisa Bartolomei:** "Empowerment and Rights-The role of gender and women's rights in Argentina (1970-2009)"

10:05-10:15

#### Questions

### Room Sala 2

(see the attached map)

(ver mapa adjunto)

**11:00–12:30**

11:00-11:15

### Session Sesión 29

#### JUDICIAL POLITICS AND ADMINISTRATION OF JUSTICE.

#### POLÍTICA JUDICIÁRIA E ADMINISTRAÇÃO DA JUSTIÇA

**Chair:** Claudia Maria Barbosa

**David Delvaux:** "Management et Justice: la mesure de la charge de travail des magistrats"

11:15-11:20

#### Questions

11:20-11:35

**Mari Hirayama:** "Crime Policy for Sex Offenders in Japan- Exclusion or Reintegration, Which Direction Will We Take?"

11:35-11:40

#### Questions

11:40-11:55

**Vladimir Vitovsky:** "Is that possible to imagine a third way for federal courts in Brazil?"

11:55-12:00

#### Questions

12:00-12:15

**Claudia Maria Barbosa and Danielle Anne Pamplona:** "The public hearing in Brazilian Judicial Power and its democratization"

12:15-12:20

#### Questions

### Room Sala 3

(see the attached map)

(ver mapa adjunto)

**09:00–13:00**

### Session Sesión 30

#### COMPARATIVE STUDIES OF LEGAL CONSCIOUSNESS

**Chairs:** Susan Silbey and Marc Hertogh

Roundtable Discussion and Research Planning

- Marc Hertogh, Jerome Pelisse and Susan Silbey: "Tracking the Rule of Law: A Cross-National Study on Legal Consciousness"

- Flora Di Donato: "The narrative construction of legal-cultural meanings. Client-lawyer stories"

Comments/Discussion

- Pierre Guibentif

- Ron Levi

- Ronit Dinovitzer

- Dilek Kurban

- Flora Di Donato

### Room Sala 4

(see the attached map)

(ver mapa adjunto)

**09:00–12:00**

09:00-09:20

### Session Sesión 31

#### WG LAW AND POLITICS

#### DERECHO Y TRANSFORMACIÓN SOCIAL EN AMERICA LATINA

**Coordinadores:** Angélica Cuéllar y Germano Schwartz

**Renata Almeida da Costa:** "Ruptura comunicacional, punitivismo e transformação social no Brasil"

09:20-09:40

**Paulina Sepúlveda Bazaes:** "Reforma Procesal Penal en Chile: Hacia una sociedad más democrática"

09:40-10:00

**Elida de Oliveira Lauris dos Santos:** "Reform of the justice and social transformation: an overview of access to justice and law in Sao Paulo"

10:00-10:20

#### Descanso

10:20-10:40

**César Leonidas Gamboa Balbín:** "Defensa legal de territorios indígenas en la amazonia peruana"

10:40-11:00

**Eduardo Faria Silva:** "El derecho cooperativo y las políticas económicas dependientes en América Latina"

11:00-11:20

**M<sup>a</sup> Susana Bonetto:** "El constitucionalismo liberal y sus limitaciones para las transformaciones en América Latina"

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## Thursday 9th July - Jueves 9 de Julio (Cont.)

### Room Sala 4

(see the attached map)  
(ver mapa adjunto)

**12:00–13:00**

### Session Sesión 32

#### LAW AND SOCIAL CHANGE IN TURKEY

Chair: Dicle Kogacioglu

12:00-12:15 **Dicle Kogacioglu:** "Access to Justice in Turkey: Questions on the Making of Globalizing Law Reform"

12:15-12:20 **Questions**

12:20-12:35 **Dilek Kurban:** "Justice Served? A socio-legal analysis of the impact of the European Court of Human Rights in Turkey"

12:35-12:40 **Questions**

### Room Sala 5

(see the attached map)  
(ver mapa adjunto)

**09:00–12:30**

### Session Sesión 33

#### THE POLITICS OF HUMAN RIGHTS, TRANSNATIONAL ACTIVISM AND JUSTICE

Chairs: Cecilia MacDowell Santos and Teresa Maneca Lima

09:00-11:00 **Jayme Benvenuto:** "Politics and Human Rights in the Production of International Judgments"

**Mikael Rask Madsen:** "'Legal Diplomacy': Law, Politics and European Human Rights"

**Jayan Nayar:** "From Peoples Tribunals to Peoples Law"

**Teresa Maneca Lima:** "Portugal and the European Court of Human Rights: 30 years of Interaction"

11:00-13:00 **Cecilia MacDowell Santos:** "Homoparental rights are human rights: Reconstructing the European Convention through legal mobilization"

**Madalena Duarte:** "Women on waves: mobilizing human rights to legalize abortion"

**Kati Rantala:** "The case of feminism, eviction order and severe consequences"

**Josh Kaplan:** "Making Human Rights 'Issues': NGO Claimsmaking and Agenda Setting"

### Room Sala 6

(see the attached map)  
(ver mapa adjunto)

**09:00–13:00**

### Session Sesión 34

#### WG URBAN PROBLEMS URBAN SPACE AND THE ENVIRONMENT. BRIDGING THE GAP

Chairs: Antonio Azuela de la Cueva

**Patrice Mele:** "Conflictos ambientales y localización del orden jurídico"

**Questions**

**Claudia Cirelli:** "Right to earth versus right to Environment: the wastewater use in irrigated agriculture and the protection of the environment in the outskirts of Mexican cities"

**Questions**

**Córa Hisae Hagino:** "Aventureiro Beach (Angra dos Reis- Brazil): a social and environmental conflict"

**Questions**

**Ann Varley:** "Modest Expectations: Gender, Marital Property and Inheritance in Urban Mexico"

**Questions**

**Ferdinando Spina:** "Italian environmental conflicts. A socio-legal perspectiva"

**Questions**

**13:00–13:15**

### Room Sala 7

(see the attached map)  
(ver mapa adjunto)

### The awarding of the Podgòrecki Price

#### Concesión del premio Podgòrecki

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## Thursday 9th July - Jueves 9 de Julio (Cont.)

**13:15–14:15**

**Room Sala 7**

*(see the attached map)*

*(ver mapa adjunto)*

**Plenary lecture - Conferencia Plenaria**

**Boaventura de Sousa Santos: "The Sociology of Law viewed from the Future"**

**14:15**

**Lunch Comida**

*"Restaurante Etxeberria" (see the attached map) (ver mapa adjunto)*

**15:30–18:00**

**Sessions / Sesiones**

**Room Sala 1**

*(see the attached map)*

*(ver mapa adjunto)*

**15:30–16:45**

**Session Sesión 35**

**WG CIVIL JUSTICE AND DISPUTE RESOLUTION**

**ALTERNATIVE DISPUTE RESOLUTION IN CONTEXT**

**Chair: Masayuki Murayama**

15:30-15:45

**Sara Araujo:** "Solving disputes outside judicial courts in Maputo city center"

15:45-16:00

**Avanti Perera:** "Doctoring the Law: Resolving Medical Negligence Disputes in Sri Lanka"

16:00-16:15

**Seda Kalem:** "Understanding the Making of a Juridical Field: The Practice and Institution of Mediation in Turkey"

16:15-16:30

**Trayosha Darapuneni and Swati Upadhyay:** "Lok Adalats in India, a derivative form of conciliation"

16:30

**Questions**

**Room Sala 2**

*(see the attached map)*

*(ver mapa adjunto)*

**15:30–17:45**

**Session Sesión 36**

**OÑATI NETWORK / RED OÑATI**

**PRISION / PRISONS**

**Coordinadores: Libardo José Ariza y Manuel Iturralde**

15:30-15:40

**Pablo Leandro Ciocchini y José M. Atilos Osoria:** "Prisión, política y resistencia"

15:40-15:45

**Discusión grupal**

15:45-15:55

**Eduardo Luis Aguirre:** "RAC en cárceles: Del martirio cotidiano a las estrategias dialógicas de resolución"

15:55-16:00

**Discusión grupal**

16:00-16:10

**Christophe Dubois:** "Orienter la culture carcérale vers la justice réparatrice en Belgique"

16:10-16:15

**Discusión grupal**

16:15-16:25

**Megherbi Salim, Christophe Dubois, Frédéric Schoenaers et David Delvaux:** "Public action and detention: regulation of education programs in Belgian's prisons "

16:25-16:30

**Discusión grupal**

16:30-16:40

**Libardo José Ariza:** "Reformando el infierno: Prisión e intervención judicial en Latinoamérica"

16:40-16:45

**Discusión grupal**

16:45-16:55

**Manuel A. Iturralde:** "Prisiones en Colombia: la cultura del miedo y el Estado punitivo"

16:55-17:00

**Discusión grupal**

17:00-17:10

**Paulina Sepúlveda Bazaes:** "Los beneficios intrapenitenciarios en Chile: Su estado a 19 años de democracia"

17:10-17:15

**Discusión grupal**

17:15-17:25

**Uta Stippel:** "La orientación socioeducativa del régimen penitenciario juvenil en Chile: El caso de la "Comunidad Tiempo Joven"

17:25-17:30

**Discusión grupal**

17:30-17:40

**Jörg Stippel:** "Los Delegados-acerca de mecanismos de autogobierno en las cárceles bolivianas"

17:40-17:45

**Discusión grupal**

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## Thursday 9th July - Jueves 9 de Julio (Cont.)

### Room Sala 3

(see the attached map)  
(ver mapa adjunto)

15:30–17:30

### Session Sesión 37

WG LAW AND MIGRATION  
LAW, HUMAN RIGHTS AND MIGRANTS

Chair: Rashmi Jain

- 15:30-15:45 **Deepika Murali and Tanushree Bhatnagar:** "Gender, Migration and Globalization: Studying the Trends within this Trinity"
- 15:45-15:50 **Questions**
- 15:50-16:05 **Swati Upadhyay and Trayosha Darapuneni:** "Migrant Woman's Reproductive Rights and International Law"
- 16:05-16:10 **Questions**
- 16:10-16:25 **Gursharan Singh Virk:** "The Intermingled Labrynth: International Law, Migration and Human Rights"
- 16:25-16:30 **Questions**
- 16:30-16:45 **Anna Krajewska and Anna Konieczna:** "Immigrant women on Polish labour market: in search for policy"
- 16:45-16:50 **Questions**
- 16:50-16:55 **Claire Weber:** "Resistance to the Extension of Human Rights Protection to Migrants in South Africa"
- 16:55 **Questions**

### Room Sala 4

(see the attached map)  
(ver mapa adjunto)

15:30–18:20

### Session Sesión 38

IMMIGRATION, CRIME AND JUSTICE

Chair: Maria João Guia

- 15:30 – 15:50 **Maria João Guia:** "Immigration, Crime and Justice"
- 15:50 – 16:10 **Diana Mota Fernandes:** "Transition, organized crime and immigration: the criminogenic characteristics of the economic transition in post-soviet countries and the idiosyncrasies of criminal organizations"
- 16:10 – 16:30 **Débora da Cunha Piacesi:** "The permeability of the Brazilian Criminal Justice system to the culture of fear"
- 16:30 – 16:50 **Discussion**
- 16:50 – 17:10 **Break**
- 17:10 – 17:30 **Lucira Freire:** "Brazilian inmates: realities and myths"
- 17:30 – 17:50 **Ana Catarina Mota Fernandes:** "Violence within the private life and multiculturalism"
- 17:50 – 18:10 **Discussion**
- 18:10 – 18:20 **Maria João Guia: Conclusions and end of session – 10 minutes**

### Room Sala 5

(see the attached map)  
(ver mapa adjunto)

15:30–16:30

### Session Sesión 39

OÑATI NETWORK / RED OÑATI  
GENERO, TRABAJO Y DERECHO

Chair: Florencia García Paz

- 15:30 – 15:50 **Matxalen Legarreta:** "El tiempo donado en el ámbito doméstico: Tiempo moralizado, tiempo politizado..."
- 15:50 – 16:10 **Florencia García Paz:** "El trabajo a tiempo parcial y la vida familiar desde una perspectiva feminista"
- 16:10 **Preguntas**

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## Thursday 9th July - Jueves 9 de Julio (Cont.)

Room **Sala 6**  
(see the attached map)  
(ver mapa adjunto)  
**16:30–17:30**

Session **Sesión 40**  
**OÑATI NETWORK / RED OÑATI**  
**LAS POLITICAS MIGRATORIAS EN LA UNION EUROPEA. ANALISIS SOCIOLOGICO**

Chair: Raúl Ruiz Callado

**María Alejandra Salazar Rojas:** "La ciudadanía de los Apátridas en la UE: Una perspectiva utópica actual"

**Irene Strazzeri:** "The clash of rights: sexual violence and ethnic prejudice"

**Preguntas**

Bus stop  
**Parada bus**  
**19:00**

Bus to go to Arantzazu  
**Autobús para ir a Arantzazu**

**Arantzazu 19:30**

Concert Arantzazu Church  
"Coral Santa Cecilia"

**Concierto en la Basílica de Arantzazu**  
"Coral Santa Cecilia Abesbatza"

## Friday 10th July - Viernes 10 de Julio

**Santa Ana**

08:45 **Aurresku welcoming dance**  
**Aurresku de honor**

09:00 **Opening session**  
**Acto de apertura**

10:00 **Session: Creation of the IISL**  
**Sesión: Creación del IISJ**

**The creation of the Institute – expectations and achievements"**  
**"La creación del Instituto – promesas y logros"**

Fco. Javier Caballero Harriet  
Volkmar Gessner  
Juan Ramón Guevara  
Fernando Tapia Alberdi

10:45 **Break**  
**Descanso**

11:00 **Commemorative ceremony**  
**Ceremonia de entrega de recuerdo conmemorativo**  
**Giving-out of commemorative piece**  
**Entrega de recuerdo conmemorativo**

**Tribute to Eli Galdos, Imanol Murua and Renato Treves**  
**Homenaje a Eli Galdos, Imanol Murua y Renato Treves**

13:00 **Closing ceremony**  
**Ceremonia de clausura**

**IISL IISJ**

13:30 **Unveiling of plaque in memory of Eli Galdos**  
**Descubrimiento placa en memoria de Eli Galdos**

13:45 **Cocktail offered by the Oñati townhall**  
**Cocktail ofrecido por el Ayuntamiento de Oñati**

**15:30**  
**Bus station**  
**Estación Bus**

**Bus to Donostia-San Sebastián for those who have signed up**  
**Autobús a Donostia-San Sebastián para los que se han apuntado**

**Free time to visit the city**  
**Tiempo libre para visitar la ciudad**

**21:00**

**Bus back to Oñati**  
**Autobús de regreso a Oñati**

**Advisory Committee:** Joxerramon Bengoetxea, Luigi Cominelli, Johannes Feest, Teresa Picontó and Ulrike Schultz

**20th Anniversary Advisory Committee:** Joxerramon Bengoetxea, Anne Boigeol, Luigi Cominelli, José Antonio Goyenaga, Carlos Lista, Sol Picciotto, Josu Sagasti and Ulrike Schultz

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## ROOMS SALAS

1. **Townhall – 1<sup>st</sup> floor**  
**Ayuntamiento – 1<sup>a</sup> planta**
2. **Culture Center – Cinema**  
**Casa de Cultura - Cine**
3. **Senior citizen center – 1st floor**  
**Pake Leku – 1<sup>a</sup> planta**
4. **IISL – Karl Renner and Achille Loria (1<sup>st</sup> floor)**  
**IISJ – Karl Renner and Achille Loria (1<sup>a</sup> planta)**
5. **IISL – Jean Renoir (Ground floor)**  
**IISJ – Jean Renoir (Planta baja)**
6. **IISL – Aula Magna (1st floor)**  
**IISJ – Aula Magna (1<sup>a</sup> planta)**
7. **Santa Ana auditorium**  
**Auditorium Santa Ana**
8. **IISL – Georges Gurvitch (1st floor)**  
**IISJ – Georges Gurvitch (1<sup>a</sup> planta)**
9. **Gastronomic Club “Pago-Uso”**  
**Sociedad Gastronómica “Pago-Uso”**
10. **Restaurant “Etxeberria”**  
**Restaurante “Etxeberria”**
11. **Bus stop**  
**Parada de autobús**

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**Malen Gordo Mendizabal**

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