

The 3rd Asian Legal History Conference
20-21 June 2023
Programme

Day 1: 20 June 2023 (8:30 – 18:15)

8:30-9:30	Introduction to the Conference and Keynote Address (Venue: LT2) Introduction to the Conference: Dean Lutz-Christian Wolff, Faculty of Law, The Chinese University of Hong Kong Keynote 1: Prof. Mitra Sharafi, University of Wisconsin-Madison <i>Falsity and Forensic Science in South Asian Legal History</i>		
9:30-9:45	Break		
	Venue: LT2	Venue: LT1	Venue: Warren Chan Moot Court (Online sessions)
9:45-11:15	1.1 Fugitive Criminals in the Legal Practices of Qing China, Imperial Britain, and Colonial Hong Kong, 1842–1911 <u>Ivan Lee</u> , Faculty of Law, National University of Singapore <i>Plural and Inchoate Laws of Extradition in the British Empire, 1842-1870</i> Christopher Munn, Hong Kong Institute for the Humanities and Social Sciences & Department of History and Faculty of Law, The University of Hong Kong <i>The Extradition Question in Late Nineteenth-Century Hong Kong</i> Jenny Huangfu Day, Skidmore College <i>The Rise of Guoshifan (Political Offenders) and the Qing's Penal Code Reform, 1898-1911</i>		1.3 Society, Rights and the Judiciary <u>Jason Buhi</u> , Barry University School of Law <i>The Historical Evolution of the Crime of Sedition in Macau</i> Mai Thi Mai, Hanoi Law University, Vietnam <i>Children's Rights in Vietnamese Constitutional History</i> Manwendra Kumar Tiwari, Dharmashastra National Law University Jabalpur, India <i>The Shariat Act and the Evolution of its Implications in India</i> Prabhpreet Singh, Faculty of Law Manipal University Jaipur <i>Safeguarding Constitutional Values through Basic Structure: Analysis of Development of Basic Structure in India</i>
11:15-11:30	Break		

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11:30-13:00	2.1 Confucianism and the Law	2.2 Family Law Histories	2.3 Regulations of the Economy
	<p><u>Ngoc Son Bui, Faculty of Law, University of Oxford</u> <i>Confucian Legal Tradition</i></p> <p>Tu Huynh, School of Law, College of Economics, Law and Government, University of Economics Ho Chi Minh City (UEH) <i>Towards a Spirit of Vietnamese Privacy Law: A Discursive Analysis of Folktales with a Comparative Approach</i></p> <p>Davide Luigi Totaro & Giulia Aurora Radice, Milan University Faculty of Law (Università Statale di Milano), Italy <i>In Search of the Footsteps of Confucius in the Relationship Between Family Culture and Corporate Law in East-Asia: A Comparative Legal Analysis of China, South-Korea, and Japan Conglomerates</i></p>	<p><u>Weilin Xiao, Yale Law School</u> <i>Integration and Separation: Two Types of Family Laws Practice in Japan and China During Their Radical Early Twentieth Centuries</i></p> <p>Saumya Maheshwari, School of Law, BML Munjal University (Gurugram, India) <i>Role of the Indian Supreme Court in Paving the Way for 'Love Jihad' Legislation</i></p>	<p><u>Kencho Peldon, School of Social Science and School of Law, The University of Queensland, Brisbane, Australia</u> <i>Governance of Biological Materials for Agricultural Crop Production in British Colonial India, 1850-1940</i></p> <p>Wenyu Zhou, University of Glasgow <i>Origins of Competition Law in China Alongside its Evolution in the EU: What the Past Tells the Future?</i></p> <p>Dau Cong Hiep, Hanoi Law University <i>History of the Vietnamese State's Intervention in the Economy</i></p> <p>Maneesh Yadav, Teerthanker Mahaveer University India <i>Insider Trading and Market Regulator: Regulatory Development in India</i></p>
13:00-14:00	Lunch		

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14:00-15:30	3.1 Pre-‘Modern’ and Early Modern Legal Governance in East Asia	3.2 Critical Approaches to International Law I (Online)	3.3 Constitutional Contestations
	<p><u>Chen Xinyu, School of Law, Tsinghua University</u> <i>Take the Autumn Assizes Seriously: A New Interpretation of “Due Process” in Traditional Judiciary</i></p> <p>Xinyu Huang, Peking University Transnational Law School <i>Law and Politics of Censorial Impeachment in the Qing</i></p> <p>Li Yan, Tianjin Justice Bureau <i>Humanism in Death Penalty, Centralization and Destiny of Ancient Chinese Dynasties</i></p> <p>Genki Kimura, Centre for Socio-Legal Studies, University of Oxford & Ministry of Finance, Japan <i>Assimilation and Diversification: Comparative Study of Early-Modern Japanese Feudal Laws</i></p> <p>Wang Zhaoyu, University of Rome Tor Vergata <i>The Duplicity of Han-Xiongnu Relations: The Tributary System and Border Market</i></p>	<p><u>Thamil Ananthavinayagan, University of Nottingham</u> <i>Cloaking in the Civility of International Human Rights Law: The Third World Elite, International Engagement and the Corruption of a Promise</i></p> <p>Yue Zhang, Southeast University <i>A Legal History of China Encountering International Law in the Colonial 19th-20th Century</i></p> <p>Ran Zhang, Nankai University <i>Extraterritorial Negotiations: Jurisdiction Over Chinese and British Troops in World War II</i></p> <p>Asna Ahmed, Aishath Naja & Mohd Imran, Faculty of Shariah and Law, Villa College, Maldives <i>Islamic Influence and Origin of State: The Inauguration of Maldives to the Family of Nations</i></p>	<p><u>Karthik Shiva B, Vellore Institute of Technology School of Law, Chennai, India</u> <i>Empire’s Law: Colonial Rule, Constitution and Citizenship in India</i></p> <p>Prem Singh Gill, Visiting Scholar and Scientific Committee, Universitas Muhammadiyah Yogyakarta, Indonesia <i>Relational Development and Constitutionalism Legal History: India and Singapore (1965 – 1984)</i></p> <p>Natdanai Nachan, School of Law, Mae Fah Luang University <i>The Constitution of the Kingdom of Thailand AD 1932: An Elite-Constructed Constitution</i></p> <p>Paweenwat Thongprasop, Thammasat University & BioThai Foundation <i>Semi-Colonialism, Royal Nationalism, and the Rule of Law in Cold War Thailand: A Study of Seni Pramoj’s Legal Historiography</i></p> <p>Md Rabiul Islam, School of Law, City University of Hong Kong & Department of Law & Justice, Jahangirnagar University, Dhaka, Bangladesh <i>A Critique of Parliament’s Ability to Remove Judges in Bangladesh: The History and Politics of Interrupted Judicial Independence</i></p>
15:30-15:45	Break		

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<p>15:45-17:15</p>	<p>4.1 Developments in the Legal Profession</p> <p><u>Sida Liu</u>, The University of Hong Kong <i>Crisis as Opportunity: Professional Career Paths at Two Historical Turning Points in Hong Kong</i></p> <p>Alastair McClure, The University of Hong Kong <i>The Birth of Legal Aid in Twentieth Century India: The Bombay Legal Aid Society, 1924-1950</i></p> <p>Alexander Williams, Yale Law School and Yale Department of History <i>The Barrister's Pocketbook: The Business of Legal Practice in Late Colonial Bombay</i></p> <p>Rahela Khorakiwala, Federal & Company <i>The Majesty and Dignity of Courts: Changes in Court Dynamics with the Onset of the Covid-19 Pandemic in India</i></p>	<p>4.2 Legal Change in East and Southeast Asia, Yesterday and Today</p> <p><u>Nguyen Thi Phuong</u>, The City University of Hong Kong <i>Law Change in the French Colonial Legal System: Vietnamese Case</i></p> <p>Đoàn Thanh Hải, University of Otago <i>What's Wrong with the Functionalist Approach Used by French Scholars in Studying 'Điền': Towards Reflexive and Integrative Comparative Legal History</i></p> <p>Wiriya Kongsiriwong, Faculty of Law, Thammasat University <i>The Problems from the Reception of Foreign Private Law in Thai Civil and Commercial Code 1925: A Case Study of Definition and Concept of Things and Property</i></p> <p>Luong Le Minh, University of Law, Vietnam National University & Nguyen Ha Khanh Linh, Hanoi Law University <i>Two Ways to Solve a Problem: Models of Anti-Corruption Agencies in China and Vietnam</i></p>	<p>4.3 Critical Approaches to International Law II</p> <p><u>Swati Singh Parmar</u>, DNLU, Jabalpur, India <i>International Law History Through British India Paintings</i></p> <p>Soheil Ghasemi Bojd, The Graduate Institute of International and Development Studies <i>The Tehran School of Political Science and the Origins of the Discipline of International Law in Persia (1899-1919)</i></p> <p>Aman Kumar, IFIM Law School <i>A Third World Narrative of Immunity of Heads of State Doctrine</i></p> <p>Gregory Gordon, CUHK LAW <i>The Korean War, International Humanitarian Law and the Future of the 38th Parallel</i></p>
<p>17:15-17:30</p>	<p>Break</p>		
<p>17:30-18:15</p>	<p>Keynote Address (Venue: LT2)</p> <p>Keynote 2: Prof. Taisu Zhang, Yale Law School <i>The Role of Law in Eurasian Economic Divergence</i></p>		

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Day 2: 21 June 2023 (8:45 – 17:45)

8:45-9:30	Keynote Address (Venue: LT2) Keynote 3: Prof. Christopher Munn, Hong Kong Institute for the Humanities and Social Sciences & Department of History and Faculty of Law, The University of Hong Kong <i>Juries in Colonial Hong Kong</i>		
9:30-9:45	Break		
	Venue: LT2	Venue: LT1	Venue: Warren Chan Moot Court (Online sessions)
9:45-11:15	5.1 Legal Transfers, Borrowings and Subjecthoods, 1650-1961 <u>Manav Kapur, Princeton University</u> <i>The Many Afterlives of Evacuee Property: Absentee Property in Israel and 'Intending Evacuees' in Goa</i> Kevin Crow, Asia School of Business & MIT Sloan <i>The 'Christian Subject': Secret Societies and the Opium Trade in Siam and the Straits Settlements</i>		5.3 Legal Transfers <u>Surutchada Reekie, Faculty of Law, Chulalongkorn University</u> & Adam Reekie, Faculty of Law, Thammasat University, Bangkok, Thailand <i>Reconceptualising Siam's Reform Process: The Complex Legacy of Common Law</i> Mai Thi Mai, Hanoi Law University, Vietnam & Luong Ngan Ha, Rennes 1 University, France <i>The Influence of French Colonization on Vietnam's Court System</i> Rajka Đoković, Faculty of Law University of Montenegro <i>Similarities of the General Property Code for the Principality of Montenegro and the Old Japanese Civil Code</i> Nguyễn Thị Hồng Trinh, Hue University of Law, Hue University, Vietnam <i>Legal Reception Through Political and Legal System Similarities: The Case of Private International Law in Vietnam and China</i>
11:15-11:30	Break		

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11:30-13:00	6.1 Constitutional Influences and Developments in Southern Asia	6.2 Colonial and Post-Colonial Legal Legacies and Developments	
	<p><u>Benjamin Schonthal, Otago Centre for Law and Society, University of Otago</u></p> <p><i>The 'Constitution' of Buddhist Law in Colonial Southern Asia</i></p> <p>Donal Coffey, National University of Ireland, Maynooth</p> <p><i>Constitution Visions of the Ceylon National Congress</i></p> <p>Rawin Leelapatana, Chulalongkorn University</p> <p><i>The History of the Monarchy-Led Urban Development in Thailand</i></p>	<p><u>Henry Kha, Macquarie University & The Australian and New Zealand Law and History Society</u></p> <p><i>A Legal History of Hong Kong Divorce Law</i></p> <p>Pui Yin Lo, The University of Hong Kong, Barrister-at-law (Hong Kong, England and Wales)</p> <p><i>The Sedition Offences in Hong Kong: From Near Death to Vigorous Life</i></p> <p>Pupul Dutta Prasad, London School of Economics and Political Science, London, UK</p> <p><i>The Legacy of Colonial Production of Indian Juvenile Justice</i></p> <p>Toan Le, Swinburne Law School, Australia</p> <p><i>Land Ownership Reforms in Vietnam from a History of Ideas Lens</i></p>	
13:00-14:00	Lunch		

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14:00-15:30	7.1 Indigenous Peoples and Local Justice Systems <u>Steven Gallagher, The Faculty of Law, The Chinese University of Hong Kong</u> <i>Barangay Justice: Customary Village Courts as Alternative Dispute Resolution or Pre-Action Protocol in the Philippines</i>	7.2 Approaches to Governance in Chinese Legal History <u>Cheng Long, Law School of Shandong University, China</u> <i>The Development of China's Constitutional Review System: From 1982 to 2023</i> Jingjian Wu, Peking University Law School <i>From Hunting Tigers to Swatting Flies: The Politics of Anti-Corruption in Republican China</i> Zheng Li, EHES and University of Vienna <i>Practice of Redressing Injustice in China (1800-1930s)</i> Enzo Rocha Magri, Universidade de São Paulo – USP <i>Book 4 of the Chinese Civil Code and Actio Iniurarum: Roman-Chinese Confluences in the Protection of the Person</i> Norman P. Ho, Peking University School of Transnational Law <i>Understanding Confucian Legal Thought Through a Legal Hypothetical in the Mencius</i>	
15:30-15:45	Break		

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15:45-17:15	8.1 Extraterritoriality, Interference (and Non-interference), and Their Effects	8.2 Gender (In)Equality and the Law	8.3 19th and 20th Century Legal Developments in East Asia
	<p><u>Zülâl Muslu, Tilburg University</u> <i>Interconnecting or disconnecting actor? The Original Input of a Pioneering Extraterritorial Judge, Sir Edmund Grimany Hornby</i></p> <p>Makiko Hayashi, Faculty of Law, Kindai University <i>Lawyers in Consular Courts and Their Impact on Local Courts</i></p> <p>Kevin Keller, PhD Candidate in History, Yale University <i>“Blood Cell Finance”: Chinese Lending and Changing Notions of Non-Interference</i></p>	<p><u>Md Anisur Rahman, Department of Law, Independent University, Bangladesh</u> <i>Constructing Grave and Sudden Provocation and Extending the Male Control Over the Female Body in Bangladesh</i></p> <p>Anirban Chanda, Honourable Supreme Court of India and the Honourable High Court of New Delhi <i>A Study of the Colonial Origins of the Rape Law in India, and the Patriarchal Notions of Suspicion Which Continue to Influence the Assessment of Evidentiary Value of Female Survivor(s)’ Testimony in India’s Criminal Jurisprudence</i></p> <p>Janyn Mariella Montealegre, San Beda College School of Law, Philippines <i>From Resistance to Pro-Women Legislations: Tracking the Trajectory of Women’s Rights Integration in Philippine Labor Laws</i></p> <p>Chung Thi Kim Nguyen, Faculty of Law, National Academy of Public Administration, Hanoi, Vietnam <i>The History of Feminism in Vietnam</i></p>	<p><u>Tzung-Mou Wu, Academia Sinica (Taiwanese Academy of Sciences)</u> <i>Arcana Imperii: Government Jurists from Japan to Republican China and Taiwan</i></p> <p>Zhenhong Tian, Law School, Fujian Normal University, Fuzhou, Fujian Province, China <i>Development, Change, and the Historical Value of Chinese Legal Journals in the 20th Century (1900–1949)</i></p> <p>Jonathan Yeung, University of Cambridge <i>Reinventing the Chinese Classics: Late-Qing Reformers and the Meiji Constitution</i></p> <p>Zhaoxin Jiang, The Chinese University of Hong Kong <i>The Authenticity of Innovative Constitutionalism: Making the First Post-WWII Constitutional Court</i></p>
17:15-17:30	Break		
17:30-17:45	Concluding Remarks		