

# RETHINKING LAW AND BOUNDARIES

## The 5th Annual TAU Workshop for Junior Scholars in Law

17–19 November, 2019

Tel Aviv University, Buchmann Faculty of Law

### SUNDAY, NOVEMBER 17

Room 17, The Zvi Meitar Center for Advanced Legal Studies

16:00-16:30 COFFEE & GATHERING

#### 16:30-16:45 GREETINGS

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

#### 16:45-17:30 KEYNOTE

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

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

19:30-22:30 DINNER AT SUZANNA RESTAURANT

22:30 Bus back to dorms

### MONDAY, NOVEMBER 18

Room 307, Buchmann Faculty of Law

09:00-09:30 BREAKFAST FOR WORKSHOP PARTICIPANTS

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

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

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

11:00-11:30 COFFEE BREAK

#### 11:30-12:30 INTERNATIONAL CRIMINAL LAW

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

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

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

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

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

13:30-14:30 LUNCH FOR WORKSHOP PARTICIPANTS

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

16:30 -16:30 COFFEE BREAK

#### 16:30-18:00 LAW AND HISTORY

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

### TUESDAY, NOVEMBER 19

Room 307, Buchmann Faculty of Law

09:00-09:30 BREAKFAST FOR WORKSHOP PARTICIPANTS

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

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

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

11:30 -12:00 COFFEE BREAK

#### 12:00-14:00 HUMAN RIGHTS LAW

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

14:00-15:30 LUNCH FOR WORKSHOP PARTICIPANTS

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

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