

# Publications and other activities by Centre faculty members

## Melissa Castan

### Articles

'Lawyers' conduct and social media: Tips and Traps' (2012) May/June (110) *Precedent* (with Oyiela Litaba)

'Editors' introduction to Keeping cultures alive: Archives and Indigenous human rights' (2012) 12(2) *Archival Science* 93-111. (with S McKemmish, L Iacovino, L Russell)

'Indigenous Peoples' Human Rights and the Victorian Charter: a Framework for Reorienting Recordkeeping and Archival Practice' (2012) 12(2) *Archival Science* 213-234 (with Julie Debeljak)

### Book Chapters

'The Current Human Rights Landscape' Chapter 1 in P. Gerber & M. Castan (eds) *Contemporary Perspectives on Human Rights Law in Australia* (2013) Thomson Reuters (with) P. Gerber

'The High Court and Human Rights: Contemporary Approaches' Chapter 4 in P. Gerber & M. Castan (eds) *Contemporary Perspectives on Human Rights Law in Australia* (2013) Thomson Reuters (with P. Gerber)

### Papers

'Interconnectedness, multiplexity and the global legal landscape: Using social media to open our academic horizons', *University of Sydney*, 2 November 2012

'Interconnectedness, multiplexity and the global student: Using blogging and micro blogging to open students' horizons', *Australian Law Teachers Association Conference* 2 July 2012, (with Kate Galloway and Kristoffer Greaves)

### Other

Convenor, 'Symposium on Australia's Implementation of The Declaration of the Rights of Indigenous Peoples', 21 September 2012

## Andre Dao

### Media

'Malaysia Solution: Outsourcing Our Moral Obligations', *The Conversation*, 29 June 2012 (Also published on the *Castan Centre blog* 2 July 2012)

'Freedom of Speech Going Backwards in Vietnam', *Crikey*, 28 September 2012 (Also published on the *Castan Centre blog* 1 October 2012)

## Julie Debeljak

### Book chapter

'Does Australia Need a Bill of Rights?' in Paula Gerber and Melissa Castan (eds), *Contemporary Human Rights Issues in Australia* (Thomson Reuters, November 2012)

### Other

*Faculty of Law Travel Grant* 2012, to attend and participate in 'Redressing the Democratic Deficit in Human Rights Conference', convened by the *Arts and Humanities*

*Research Council and the University of Oxford*, 17-18 April 2012, London UK

Invited Participant, 'Expert Roundtable on Human Rights Indicators', *Human Rights Law Centre*, Canberra, 25 May 2012

## Patrick Emerton

### Submission

Submission to the Parliamentary Joint Committee on Intelligence and Security, Inquiry into potential reforms of National Security Legislation, August 2012, (provided evidence on 5 September 2012)

## Adam Fletcher

### Report

*Alternatives to Imprisonment major project for Attorney-General's Department*, 136 pages

### Submissions

Submission to Law Reform Committee's Inquiry into Sexting, June 2012

Submission to federal Parliament Inquiry into the Privacy Amendment (Enhancing Privacy Protection) Bill 2012, August 2012

Submission to federal parliamentary inquiry into Migration Amendment (Health Care for Asylum Seekers) Bill 2012, October 2012

### Media

*Nystrom v Australia: human rights umpire snubbed again*, Online Opinion, 4 May 2012 "(Also published on the *Castan Centre blog* on 2 May 2012)

'Is the Max Brenner protestors' court victory an Australian legal watershed?' *The Conversation*, 26 July 2012 "(Also published on the *Castan Centre blog* on 1 August 2012)

'Was David Hicks convicted of a 'non-crime'?', *The Conversation*, 22 October 2012

### Blogs

'Why alleged police abuse must be investigated independently', *Castan Centre for Human Rights Law Blog*, 18 May 2012

'An Insatiable Appetite for National Security', *Castan Centre for Human Rights Law Blog*, 17 July 2012

'Expert Panel on Asylum Seekers' Report (1): The Good, the Bad and the Ugly', *Castan Centre for Human Rights Law Blog*, 16 August 2012

'The Human Rights Treaty Body System – Growing Pains or Terminal Decline', *Castan Centre for Human Rights Law Blog*, 21 August 2012

'The Right to Silence Takes a Beating in NSW', *Castan Centre for Human Rights Law Blog*, 10 September 2012

'M47 Case – High Court Rules that Refusal of Refugee Protection is not ASIO's Job', *Castan Centre for Human Rights Law Blog*, 9 October 2012

'ASIO Security Assessments can now be reviewed, but not by the courts', *Castan Centre for Human Rights Law Blog*, 18 October 2012

## Paula Gerber

### Book Chapters

'Human Rights Education in the Australian Curriculum' Chapter 22 in Gerber, Paula & Castan, Melissa (eds) *Contemporary Perspectives on Human Rights Law in Australia* (2013) Thomson Reuters 531-555 (with A. Pettit)

'Marriage Equality in Australia' Chapter 9 in Gerber, Paula & Castan, Melissa (eds) *Contemporary Perspectives on Human Rights Law in Australia* (2013) Thomson Reuters 199-221. (with A. Sifris)

### Media

A long wait: Australia finally gets a Children's Commissioner, *The Conversation*, 4 May 2012, Paula Gerber

Radio interview with ABC Radio National on the announcement of a new children's commissioner, 7 May 2012

*Putting human rights on the curriculum in Australian Schools*, Radio Australia, 29 May 2012

Radio interview with ABC AM on Children's Rights, 4 June 2012

Opinion piece, *There is a better way to make statutory appointments*, *The Age* and *Sydney Morning Herald*, 30 July 2012

'Marriage is best for raising children ... that's why we need marriage equality', *The Conversation*, 29 August 2012 (Also published on the *Castan Centre blog* on 21 September 2012)

Prevention is better than cure when it comes to human rights', *Edward Elgar*, 14 September 2012

Marriage Equality Defeat: Where to from here?' *Women's Agenda*, 20 September 2012

'Wiping the slate clean: historic convictions for gay sex must be expunged', *The Conversation*, 26 September 2012 (Also published on the *Castan Centre blog* on 26 September 2012)

'Aboriginal people are still denied full citizenship', *ABC Drum*, 1 November 2012

### Blogs

'Australia FINALLY gets a children's rights commissioner', *Castan Centre for Human Rights Law Blog*, WordPress, 3 June 2012

'Doctor's views on same-sex marriage are ill-informed', *Castan Centre for Human Rights Law Blog*, 13 June 2012

'UN Expert Committee says Australia must do much better at protecting children's rights', *Castan Centre for Human Rights Law Blog*, 25 June 2012

'Marriage equality defeat: where to from here?', *Castan Centre for Human Rights Law Blog*, 21 September 2012

## Sarah Joseph

### Submission

UN High Commissioner for Human Rights, "Right of Peaceful Protest", 13 November 2012

## Media

'The Eurovision human rights conundrum', *The Conversation*, 25 May 2012, (also published on the *Castan Centre blog* on 25 May 2012)

'Reflections on Mabo, the case and the movie', *The Conversation*, 11 June 2012, (also published on the *Castan Centre blog* on 11 June 2012)

'System of ASIO security assessments for refugees challenged in court and in Parliament', *The Conversation*, 19 June 2012 (also at *Castan Centre blog*, 18 June 2012)

'The surprising escape bid of Julian Assange', *The Conversation*, 21 June 2012 (also at *Castan Centre blog*, 21 June 2012)

'Media regulation debate clouded by appeals to simplistic notions of free speech', *The Conversation*, 27 June 2012 (also at *Castan Centre blog*, 27 June 2012)

'It's time for accountability on Iraq', *The Conversation*, 18 July 2012 (also at *Castan Centre blog*, 19 July 2012)

'Human Rights and the Olympics: Games of Freedom or Oppression', *The Conversation*, 24 July 2012 (also at *Castan Centre blog*, 31 July 2012)

'So who is Julian Assange's new lawyer, Baltazar Garzón?', *The Conversation*, 25 July 2012, (also at *Castan Centre blog*, 27 July 2012)

'Pussy Riot: a new chapter in art versus power', *The Conversation*, 31 July 2012 (also at *Castan Centre blog*, 2 August 2012)

'Same sex marriage could become a constitutional battleground', *The Conversation*, 6 August 2012 (also at *Castan Centre blog*, 11 August 2012)

'Britain bungles Assange asylum bid', *The Conversation*, 16 August 2012

'Are we really staying in Afghanistan to preserve our reputation?', *The Conversation*, 3 September 2012 (also at *Castan Centre blog*, 4 September 2012)

'Hate speech or offensive speech: the human rights and wrongs of "Innocence of Muslims"', *The Conversation*, 13 September 2012

'The responsibilities of social media companies over free speech', *The Conversation*, 17 September 2012 (also at *Castan Centre blog*, 18 September 2012)

Appearance on Weekend Sunrise on Channel 7 discussing anti-Islam Film, 23 September 2012

'The Globalisation of Free Speech: A Race to the Top or the Bottom?', *The Conversation*, 26 September 2012 (also at *Castan Centre blog*, 28 September 2012)

Radio interview with 3CR on Russia's "Pussy Riot" trial, 28 September 2012

'In Defence of Alan Jones', *The Conversation*, 4 October 2012 (also at *Castan Centre blog*, 5 October 2012)

## Blogs

'A closer look at the Pussy Riot phenomenon', *Castan Centre for Human Rights Law Blog*, WordPress, 24 August 2012

'Alan Jones campaign: is it censorship?', *Castan Centre for Human Rights Law Blog*, WordPress, 8 October 2012

## Susan Kneebone

### Article

'Introduction: Migrant Workers Between States: In Search of Exit and Integration Strategies in South East Asia' (2012) 40 *Asian Journal of Social Sciences* 376-391

## Paper

Paper to International Symposium on Human Trafficking - Joint Collaboration between Universitas Padjadjaran and Monash University Australia, on *The Overlap between Human Trafficking and Recruitment of Migrant Workers*, 25 September 2012

## Submissions

Submission on the Crimes Legislation Amendment (Slavery, Slavery-like Conditions and People Trafficking Bill 2012 (with Aderajew Teshome), July 2012

Submission to the Expert Panel on Asylum Seekers (with Sarah Joseph, Tania Penovic, Maria O'Sullivan and Adiva Sifris), July 2012

Witness before the Senate Legal and Constitutional Affairs Legislation Committee, 29 August 2012

## Media

Guest on ABC TV Breakfast News discussing Expert Panel Submission, 16 July 2012

Interview with Liam Cochrane, ABC Radio Australia, 'Migration linked to human rights abuses, says academic', 4 October 2012

Interview with Charis Palmer, News Editor, 'The Conversation' quoted in article on access to asylum seekers in detention, 15 October 2012

Interview with Parisuth Sodsai, SBS Radio, Thai Program, 16 October 2012

## Other

Guest editor of Special Edition of the *Asian Journal of Social Sciences* (2012) volume 40 on 'Migrant Workers Between States: In Search of Exit and Integration Strategies in South East Asia', 17 October 2012

## Joanna Kyriakakis

### Book chapter

'Justice After War: Economic Actors, Economic Crimes and the Moral Imperative for Accountability after War', in L. May and A.T. Forcehimes (eds), *Morality, Jus Post Bellum, and International Law* (2012) Cambridge University Press, 113-138

### Submission

Submission on the General Comment by the UN Committee on the Rights of the Child Regarding Child Rights and the Business Sector - First Draft, August 2012

## Media

'Lessons from the Chamberlain case: the human cost of wrongful conviction', *The Conversation*, 19 June 2012 (also published on the *Castan Centre blog* on 19 June 2012)

'Torture Inc: How far do Corporate Interests Stretch when Human Rights are at Stake?' *The Conversation*, 12 October 2012. (Also published on the *Castan Centre blog* on 12 October 2012)

## Other

Supplemental Brief of Australian International Law Scholars, Amici Curiae in Support of Petitioners, submission to the United States Supreme Court in the case of *Kiobel v Royal Dutch Petroleum* No 10-1491 (contributor and signatory; principal author D Anton)

## Adam McBeth

### Grant

Monash-Oxfam Partnership, "Community-driven accountability: steering multi-level accountability systems from the ground up," Cambodia-based research project, with S

Marshall (Monash BusEco), K Macdonald (Melbourne Arts), P Taylor McKeown and M Simon (both Oxfam), 2012-14

## Paper

'Shock', The Passions of International Law Symposium, *Melbourne Law School*, 13-15 September 2012

## Maria O'Sullivan

### Paper

'Third Country Processing and The 'Malaysian Solution' - Lessons from Australia', Conference Paper presented at the *Canadian Association for Refugee and Forced Migration Studies*, York University, Toronto, 16 May 2012.

## Bronwyn Naylor

### Book chapter

'Parental Discipline, Criminal Laws, and Responsive Regulation' in *Law and Childhood Studies: Current Legal issues Volume 14* ed Michael Freeman (Oxford University Press 2012) pp. 506-529. (with B. Saunders)

### Paper

Presentation 'Reforming homicide defences and introducing defensive homicide' - Domestic Violence Resource Centre Roundtable, May 2012

## Media

Parents, it's never okay to hit your kids, *The Conversation*, 24 July 2012

The Slap: Corporal Punishment and Children's Human Rights, *Right Now*, 2 August 2012

Time for an end to parental tough love, *The Conversation*, 14 August 2012

## Tania Penovic

### Book chapters

'Boat people and the Body Politic' Chapter 14 in Paula Gerber and Melissa Castan (eds), *Contemporary Human Rights Issues in Australia* (Thomson Reuters, 2012).

'Non-compliance, Amendment and Time' in Colbran et al, *Civil Procedure: Commentary and Materials* (5th Edition, LexisNexis, in press for publication in August 2012)

### Submissions

Expert Panel on Asylum Seekers' Report (2): Changes to Migration Act sideline human rights

## Blog

'Expert Panel on Asylum Seekers' Report (2): Changes to Migration Act sideline human rights', *Castan Centre for Human Rights Law Blog*, WordPress, 17 August 2012

## Adiva Sifris

### Submission

Submission to the Commonwealth House Standing Committee on Social Policy and Legal Affairs Inquiry into the Marriage Equality Amendment Bill 2012 and the Marriage Amendment Bill 2012 (with P. Gerber on behalf of the Castan Centre for Human Rights 2012)

## Ronli Sifris

### Book chapter

'Is Australia respecting a woman's right to reproductive freedom?: An analysis of recent legal developments' in Paula Gerber and Melissa Castan (eds), *Contemporary Human Rights Issues in Australia* (Thomson Reuters, 2012)