



European Society of International Law Research Forum
The Making of International Law

DRAFT PROGRAMME

Koç University Main Campus, Rumelifeneri, Istanbul

Day I: Thursday 21 April 2016

From 08.30 Registration

09.00-12.30 ESIL Interest Group Parallel Sessions

- ESIL Interest Group on the History of International Law
- ESIL Interest Groups on Feminism and International Law and International Legal Theory

(Programmes of the workshops will be available in due course)

12.30-13.30 Lunch (for all registered participants)

13.30-13.40 Opening of Research Forum

13.40- 16.00 Panel 1: Back to the Drawing Board: Understanding Sources of International Law

Chair: Başak Çalı, Koç University

Francesca Iurlaro, European University Institute

What is This Thing Called Custom? *Consuetudo*, Natural Law and *ius gentium* in the 16th Century Legal Tradition

David Roth-Isigkeit, Goethe University, Frankfurt

“Mirror, Mirror on the Wall” – Theory as New Grammar of International Law

Hirofumi Oguri, Kyushu University

Decomposing “Consent”: The Fundamental Concept in International Law Revisited

Marija Dordeska, George Washington University Law School
De-coding International Law: General Principles of Law as a Tool for International
Judicial Law Making

Discussant 1: Ralph Wilde, University College London

Discussant 2: Massimo Iovane, University of Naples "Federico II"

1600-16.15 Coffee break

16.15-18.15 Panel 2: Customary International Law

Chair: Photini Pazartzis, University of Athens

Yota Negishi, Waseda University

Opinio juris as the (Ultimate) International Secondary Rule of Recognition

Yudan Tan, Leiden University

Is There a New Method for the Identification of Customary International Criminal Law?

Maia Titberidze, European University Institute

Customary International Law and International Human Rights Law: A Difficult
Relationship?

Discussant: Sir Michael Wood, International Law Commission

Day II: Friday 22 April 2016

**09.15-11.15 Panel 3: Between International Law Making and International Law
Interpretation**

Chair: Lauri Mälksoo, University of Tartu

*André Nunes Chaib, Max Planck Institute Luxembourg for International, European and
Regulatory Procedural Law*

The Role of Lawyers in Constituting the Authority of International Law Making Within
International Organizations

Anton Orlinov Petrov, Berlin Free University

Informal Formalization - Expert Restatements in International Humanitarian Law

Letizia Lo Giacco, Lund University

A Swing Beyond Formalism: Judicial Dialogue and International Law

Matthias Lippold, Georg-August University, Göttingen

The Interrelationship of Sources and the International Law Commission

Discussant 1: André Nollkaemper, University of Amsterdam

Discussant 2: Christina Binder, University of Vienna

11.15-11.30 Coffee break

11.30-13.15 Parallel sessions

A) Panel 4: Sources and Sub-branches of International Law

Chair: TBA

Marjolein Cupido, Free University Amsterdam

Judicial Law-Making in International Criminal Law: Appraising the Interplay Between Law and Facts

Hitomi Kimura, Otsuma Women's University

International Law Making in the Area of Climate Change

Vassilis Pergantis, American College of Thessaloniki

Boundary Agreements and the Shifting Boundaries in the Concept of Agreement in International Law

Discussant: Mario Prost, University of Keele

B) Panel 5: International Law Making Actors Beyond the State?

Chair: TBA

Başak Bağlayan, Luxembourg University

Corporations and International Law Making

Catherine Elizabeth Mary Harwood, University of Leiden

International Commissions of Inquiry as Law Makers

Laura Iñigo Alvarez, University of Seville

Challenging the Westphalian Order: Incorporating Armed Groups into Law Making Under International Humanitarian Law

Discussant 1: Geir Ulfstein, University of Oslo

Discussant 2: Christina Binder, University of Vienna

13.15-14.30 Lunch (for all registered participants)

14.30-16.30 Parallel sessions

A) Panel 6: Hard Law/Soft Law Dialectics in International Law Making

Chair: Thomas Skouteris, American University in Cairo

Adamantia Rachovitsa, Qatar University

“Legislation” by Technology While International Law Looks Away? The Case Study of the Internet’s Standardisation Bodies as the Guardians of Privacy Online

Yinling Zhou, Wuhan University

The Role of International Standards in Global Governance and Its Status in Sources of International Law

Kelly Chen, University of Stockholm

Global Financial Regulation: A Divergence in International Law Making?

Discussant: Mary Footer, University of Nottingham

B) Panel 7: The Role of International Organisations in International Law Making

Chair: TBA

Isobel Roele, Queen Mary University of London

Collective Security Through Law Norm Cascades and the United Nations

Asif Hameed, University of Cambridge

Legislation and Law on the International Plane

Jed Odermatt, European University Institute

The Contribution of International Organizations to the Development of Customary International Law: The Case of the European Union

Discussant: Luis Hinojosa, University of Granada

16.30-17.00 Closing Session

Başak Çalı, Koç University and André Nollkaemper, University of Amsterdam

17.00 Research Forum official photograph