



# 43<sup>rd</sup> Annual Conference of the Australian and New Zealand Law & History Society – Conference Program

*Unless otherwise noted, all events take place in the Faculty of Law & Justice Building (F8), UNSW Kensington campus*

**Sunday 17 November 2024**

Time	Session	Speakers
3pm-5pm	Early Career Researcher Workshop	Prue Vines, Henry Kha and Inma Conde
	Room: 203	
5pm-6pm	Welcome Drinks	
	Student Lounge, Lv 1	

**Monday 18 November 2024**

Time	Session	Theme	Paper #1	Paper #2	Paper #3
9am	Registration				
9:30am	Conference Welcome				
	Room: G04				
9:45am-10:45am	Plenary	Lisa Ford, 'The Limits of Legal Change in the Counter-Revolutionary British Empire: A View from the Archive'			
	Room: G04				
10:45am-11:30am	Morning Tea, hosted by LexisNexis				
	Student Lounge, Lv 1				
11:30am-1pm	Parallel Session 1a	Interpreting Legal History	Paula Jane Byrne, 'The Criminal Crown Solicitor's Register, Maitland, 1856-1860'	Tanya Josev, 'Change and Continuity in Australian Judicial Biography – Some recent developments'	Anna Taitlin, 'Legal Revolutions: Russia and Germany in the 20 <sup>th</sup> century via the prism of Kelsen's basic norm'
	Chair: Prue Vines				
	Room: G23				
11:30am-1pm	Parallel Session 1b	Panel: 'Bridging Decades of Legal Stasis: Enforceable First Nation Law in the Contemporary Context'	Panel speakers: Jay Herbert, Cara Valiquette and Carolyn Rock		
	Chair: Isabella Alexander				
	Room: G02				
1pm-2pm	Lunch				
	Student Lounge, Lv 1				

<b>2pm-3:30pm</b>	Parallel Session 2a Indigenous Legal Issues  Chair: Catherine Bond  Room: G23	Anne Maree Payne, 'Coming to terms with the past? Truth-telling, justice and historical understanding in Australia'	Tonia Chalk, "A particular formation of nullius": Coronial investigations into suspicious Aboriginal female deaths in Queensland during the late nineteenth and early twentieth centuries'
<b>2pm-3:30pm</b>	Parallel Session 2b Trusts and Speculation  Chair: Henry Kha  Room: G02	M Scott Donald, 'A history of trustee "speculation" in the Antipodes'	Noeleen McNamara, 'Gambling for the Common Good? Continuity and Change in the Regulation of Legal Gambling in Australia'  Sarah Wilson, 'Change and continuity perspectives on promoting longevity for Trusts Law research within the discipline (of Law) and beyond'
<b>2pm-3:30pm</b>	Parallel Session 2c Legal Histories & Land  Chair: John Page  Room: 101	Clare Davidson, 'F.W. Maitland on feudal orders: towards a critical theory of legal medievalism'	Prue Vines - 'Further investigations into the pre-1890 probate jurisdiction of NSW and the passing of title to land'
<b>3:30pm-4pm</b>	Afternoon Tea  Student Lounge, Lv 1		

<b>4pm-5:30pm</b>	Parallel Session 3a Early Modern Law  Chair: Prue Vines  Room: G23	Andreas Thier, 'Legal change and its qualification in European jurisprudence during the late Middle Ages and early modern period: the example of the insurance contract'	David Magalhães, 'Changing Law by Analogy. The Importance of Analogical Reasoning to the Dynamics of Private Law, since Roman Legal Thought'	James McComish, 'Litigation in the Court of King's Bench, c. 1540 – 1570: Patterns of Change and Continuity'
<b>4pm-5:30pm</b>	Parallel Session 3b Navigating Colonial Histories  Chair: Catherine Bond  Room: G02	Imran Ahmed, 'Constitution is Not Enough': Debating Minority Rights and Equal Citizenship in the Constituent Assembly of Pakistan, 1947-1954	Geoffrey Keating, 'From Colony to Coloniser – Establishing Australian rule in Papua'	Alecia Simmonds, The campaign for women's jury rights and the geography of citizenship c. 1900-1997
<b>5:30pm-7:30pm</b>	Book Launch & Drinks  Staff Common Room, Lv 2			

Tuesday 19 November 2024

Time	Session	Theme	Paper #1	Paper #2	Paper #3
8:30am	Registration				
9am-10am	Plenary	Warren Swain, 'The Law of Contract and the Land of Lost Content'			
	Room: G04				
10am-10:30am	Morning Tea, hosted by Federation Press				
	Student Lounge, Lv 1				
10:30am-12pm	Parallel Session 4a	Expanding Intellectual Property Histories	Isabella Alexander and Cristina S. Martinez, 'Is the copyright era over? A view from the 18 <sup>th</sup> century'	Jani McCutcheon, 'Illustrated novels and copyright law'	Sushmita Choudhury, 'Advocating reform in the Legal Treatment of Seeds'
	Chair: John Page				
	Room: G23				
10:30am-12pm	Parallel Session 4b	Business & Corporate History	Marina Nehme and Jodie Boyd, "A position approaching a scandal": The proprietary company in Victoria, 1896-1938'	Lucie O'Brien, "The cheerful insolvent": legal and popular narratives of bankruptcy in 1920s Australia'	Natasha Naidu, 'Companies of Australian Empire: The Colonial Sugar Refining Company in Fiji, 1847-1916'
	Chair: Prue Vines				
	Room: G02				
10:30am-12pm	Parallel Session 4c	Law & Relationships	Henry Kha, 'Ne Temere and the Marriage Law of New South Wales'	Jacobin Bosman, "Of a Domestic Character:" Ladylike Legal Partners, Married Men-Women, and the Limits of Tolerance'	Nirogini Vichvaneadhithiran, 'British Colonisation and Legal Subordination under Tesawalamai in Sri Lanka'
	Chair: Catherine Bond				
	Room: 101				

**12pm-1pm** Lunch  
Student Lounge,  
Lv 1

ANZLHS AGM,  
Room: G04

<b>1pm-2:30pm</b>	Parallel Session 5a  Chair: Henry Kha  Room: G23	International Legal Histories	Ivan Lee, 'The <i>Satsuma Mutiny</i> and the Inter-Colonial Origins of the Fugitive Offenders Act 1881'	Pablo del Hierro Lecea and Lucas Lixinski, 'Making the World Safe from Politics? A History of International Extradition Law in the 20 <sup>th</sup> Century'	Inma Conde, "'Do International Law, No War": A Historical Perspective of the CISG, A Legal Project for International Peace'
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<b>1pm-2:30pm</b>	Parallel Session 5b  Chair: Warren Swain  Room: G02	Rights & Citizenship	Ben Hingley, ' <i>R v Johnston, Clarke, Nicholson, Castles, and Crear</i> [1824] NSWSupC 8'	Justin Cahill, 'Rights without law: the role of privileges as a source of rights in early colonial NSW (1788-1819)'
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<b>1pm-2:30pm</b>	Parallel Session 5c  Chair: Katherine Sanders  Room: 101	Women's Legal Histories	Jessica Lake, "'Free white females'" and intercourse with 'negroes': sexual slander in antebellum Georgia	Rian Sutton, 'Insanity Defences, Failed Masculinity and Systemic Instability in Women's Homicide Trials: New York City and London, 1880-1914'	Diane Kirkby, 'Working Women as Agents of Legal Change'
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**2:30pm-2:45pm** Afternoon Tea

Student Lounge,  
Lv 1

<p><b>2:45pm-4:15pm</b></p>	<p>Parallel Session 6a</p> <p>Chair: John Page</p> <p>Room: G23</p>	<p>Panel: Place, Property and Profit: Intersections of Natural and Built Environments and the Law</p>	<p>Panel speakers: Kate Stevens, Julie McIntyre and Matthew Bailey</p>		
<p><b>2:45pm-4:15pm</b></p>	<p>Parallel Session 6b</p> <p>Chair: Isabella Alexander</p> <p>Room: G02</p>	<p>Criminal Law</p>	<p>David Plater, 'Securing a Fair Trial in 19<sup>th</sup> Century Colonial Australia through the Case of Martha Needle: "Fiend, Monster, She-Devil, Hell-Cat, Viper" Or "An Insane Woman Sacrificed because the Safety of Society Demanded It"?'</p>	<p>Tegan Evans, "A Favourable Soil for the Seeds of Passional Crime": Inversion and the Criminal Trial in Early 20<sup>th</sup> Century New South Wales'</p>	<p>Deborah Oxley, 'English Criminal Law and Practice, 12th–19th centuries'</p>
<p><b>2:45pm-4:15pm</b></p>	<p>Parallel Session 6c</p> <p>Chair: Henry Kha</p> <p>Room: 101</p>	<p>Legal History &amp; Moral Challenges</p>	<p>Megan Taylor and Karena Vilianti-Northway, 'Ignoring the same old issues under the guise of progress: The use of artificial intelligence and the continued marginalisation of People with Disabilities in planning "Smart Cities"</p>	<p>Michelle Blake, "Illegal abortion" in Tasmania from 1863 to 1938: Changes to the understanding of the law</p>	

**4:15pm-  
5:15pm**

Plenary

John Page, 'Things Metaphysical in the Common Law of Real Property'

Room: G04

**7pm**

Conference Dinner

Swissôtel Sydney  
68 Market St, Sydney