

برنامج
جلسات المؤتمر
The Conference's
Agenda

KILAW

كلية القانون الكويتية العالمية
KUWAIT INTERNATIONAL LAW SCHOOL

6

6th Annual International Conference

**Contemporary Legal Developments
Issues and Challenges 1 - 2 May 2019**

Under the patronage of His Excellency

Chancellor Dr. Fahd Mohammed Al-Afasi

Minister of Justice and State Minister
for the National Assembly Affairs

KILAW Campus

Doha - Block 4, Doha Spur Motorway

Official carrier



Sponsored By



First Day: Wednesday May 1 - 2019

Registration (Lobby) 8:00 - 8:45

Opening Session

9:00 – 9:45 (Lobby)

- Recitation of Holy Quran
- KILAW President's Speech
- Patron's Speech
- Guest's Speech
- Honoring Sponsors

(Break (9:45 – 10:00))

1 First Session (Public)

Legal Education and Opportunities for its Advancement

10:00 – 12:00 (Lobby)

Chair: Prof. Stephen Ferruolo - Dean of the School of Law
University of San Diego - California - USA

Creativity in Higher Education

Prof. Mohammad Abdul Mohsen Al-Moqatei – KILAW's President

Effects of Globalization on Legal Education

Prof. Michael Bogdan - School of Law - University of Lund - Sweden

Methods of Teaching and Evaluating Law Graduate Students: Towards Capacity Building and Experiences

Prof. Fawzi Balkanani - College of Law - Qatar University

Legal Clinic and its Role in the Development of Legal Education

Prof. Mohammad Ben Talha – Faculty of Legal - Economic and Social Sciences
Cadi Ayyad University - Marrakech – Morocco

The Convention on the Rights of Persons with Disabilities and Legal Education

Prof. Kris Gledhill - AUT Law School - Auckland - New Zealand

Commentators

Prof. Fayez Al Dhafiri - Dean of the College of Law - Kuwait University

Prof. Abu Yarub Al Marzouqi – Tunisian Scholar - Former Minister and University Professor

Dr. Abdulrahman Al Radhwan - Head of Private Law Department
College of Law - Kuwait University

(Break (12:00 – 12:30))



**Tools for Activating Legal Education
and Quality Assurance**

12:30 – 14:15 (Hall F130)

**Chair: Prof. Nouria Al Awadhi - Former Director of the National Agency
for Academic Accreditation and Quality Assurance of Education**

**Legal Education and the Dedication of Human Rights Principles: the
Experience of Canadian Law Schools and the Rights of Indigenous Peoples**

Prof. Kathleen Mahoney - Faculty of Law - University of Calgary - Canada

**Contemporary Challenges of Information Technology in Promoting
Legal Education and Research: A Critical Analysis**

Prof. Jeet Singh Mann - Faculty of Law - National Law University - Delhi - India

Contract Cheating and Academic Integrity in Higher Education

Dr. Myra Williamson - New Zealand

**Incorporating Cybergogy Into Legal Education and Gamifying
21st Century Law Classrooms**

Dr. Shahrul Mizan Bin Ismail - Faculty of Law
The National University of Malaysia (UKM)

**Pedagogy of Islamic Law in a Diverse Student Cohort: The Challenges
and Approaches to Teaching and Learning**

Dr. Ahmad Ghouri - University of Sussex - UK

Commentators

Dr. Mashaal Al Hajri - College of Law - Kuwait University

Dr. Mohammad Nayef Al Otaibi - College of Law - Kuwait University

Arbitration and Mediation Challenges

12:30 – 14:15 (Hall F131)

Chair: Mr. Sheryan Marzouq Al Sheryan
President of Kuwait Lawyers Association

Recent Trends of the Arbitrator's Responsibility and the Position of Kuwaiti Law

Prof. Lafi Mohammad Daradkeh - Dean of the Faculty of Law
Yarmouk University - Jordan

Prospects for Ensuring Protection for Foreign Investments in the Light of the Arbitration System of the International Center for Settlement of Investment Disputes

Prof. Ben Sahla Thani Ben Ali – Dean of the Faculty of Law
University of Tlemcen - Algeria

Law Applicable to International Investment Contracts in the Field of Arbitration

Prof. Ashraf Wafa Mohammad - Faculty of Law - Cairo University - Egypt

The Liability of the International Arbitration Institutions for the Arbitrator's Errors: An Examination of the Influence of Legal Traditions of Civil and Common Law

Dr. Nehad Khanfar - Islamic College - Middlesex University - London-UK

Third-Party Funding in International Arbitration and its Impact on the Procedure

Dr. Amr Al Attar - KILAW

Interim and Emergency Arbitration Measures in Singapore, the United Kingdom and UAE: A Comparative Review of Practices and Procedures

Dr. Chinyere Ezeoke - Faculty of Law - University of Malaya - Kuala Lumpur - Malaysia
Mr. Ananya Pratap Singh (NUS, Singapore) - Associate CSL Chambers - New Delhi - India

Commentators:

Dr. Yousef Al-Salili - KILAW

**Arbitration in the Areas of Consumption
and Administrative Disputes**

12:30 – 14:15 (Hall F132)

Chair: Chancellor Jamal Al Enezi**Head of the administrative Chamber - The Court of Cassation****The French Judiciary and the Creation of a Special Chamber
of International Disputes at the Court of Appeal of Paris**

Prof. Hadi Shalluf - KILAW

Legal Ethics and Transnational Dispute ResolutionDr. Zachary R. Calo - Hamad bin Khalifa University
College of Law - Qatar Foundation**Arbitrability of Disputes Arising from Consumer Contracts:
Study in the Lebanese and Kuwaiti Laws in Light of the New French Law**

Dr. Ahmad Ishraqia - Faculty of Law - Lebanese University

**The Problem of the Indictment of the Arbitrator
and the Sustainability of Moral Arbitration : between Malicious
Prosecution and the Legitimacy of Accountability**

Dr. Mahmoud El Maghraby - KILAW

**Modern Trends in Judicial Mediation and their Effectiveness
in Settling Administrative Disputes: A Comparative Study**

Dr. Yahya Al Nimr - KILAW

**Reconciliatory and Judicial Mediation for the Settlement
of Administrative Disputes in French Law**

Dr. Samah Khaman - KILAW

Commentators:Dr. Khalid Al Huwaila – College of Business Studies
Public Authority for Applied Education - Kuwait**Break (14:15 – 15:00)**

5

Fifth Session (Parallel)

Legal and Judicial Developments in the Areas of Environmental Protection

15:00 – 16:45 (Hall F130)

Chair: Sheikh Abdullah Al Ahmad Al Hmoud Al Sabah

Chair of the Board & Director-General of Environment Public Authority – Kuwait

Developments in Climate Change and Disaster Litigation

Prof. John Minan - School of Law - University of San Diego - California - USA

Globalisation of Biosafety Law and its Impact on Developing Countries: A Malaysian Perspective

Dr. Norha A. Hanifah - Faculty of Law - Universiti Teknologi MARA - Malaysia

Mr. Bakar Webb - Advocate and Researcher - Kuala Lumpur - Malaysia

Rule of Environmental law: Reading into the First Global Report

Dr. Dina Hadad - KILAW

The Role of International Conventions in Protecting the Marine Environment from Ship

Dr. Talal Al-Adwani - KILAW

Commentators:

Dr. Ahmad Al Otaibi – KILAW

Dr. Jassim Al Bishara - Member of the Supreme Council for the Environment
& Assist. Prof. of Environmental Law - KILAW

**International Commercial and Space Law:
Rules and Challenges**

15:00 – 16:45 (F131)

Chair: Dr. Medous Al-Rashidi
College of Law- Kuwait University**International Nuclear Weapons and the Ongoing Conflict Between
Disarmament and Modernization**

Prof. Kameel Habib – Dean of the Faculty of Law - Lebanese University

A Multilateral Regime for Space Resource Exploration and UtilizationProf. Yun Zhao – Head of International Law Department - School of Law
University of Hong Kong - China**Space Bandits: Jurisdiction Over Interstellar Crime**

Dr. Carrie Leonetti - School of Law - University of Auckland - New Zealand

International Trade Law: Multilateralism Under a Threat

Dr. Sideek Mohamed Seyad - Faculty of Law - University of Stockholm - Sweden

**The Characterisation of Armed Conflict and Targeted Killing under
International Humanitarian Law: Reflections on the Future of *Jus in bello***

Dr. Anthony Cullen - School of Law - Middlesex University - London - UK

Dr. Sana Mir - School of Law - Middlesex University - London- UK

Commentators:

Dr. Nada Al Duaij - College of Law - Kuwait University

Second Day: Thursday May 2 - 2019

7 Seventh Session (Public)

The Sovereignty of States and Emerging Challenges

9:00 – 11:00 (Lobby)

Chair: Dr. Abdulkarim Al Kandari

Chair of the Foreign Affairs Committee - Kuwait National Assembly

International Governance and Sovereignty: Judicial Control of Acts of Sovereignty (British Supreme Court Ruling on the Case of Torture and the Authorities' Complicity in the case of Belhaj)

Prof. Satvinder Juss - King's College London - UK

Sustainable Development across Borders: New Frontiers in International Law

Dr. Ralph Wilde - University College London - University of London - UK

International Law and State Responsibility for Current Crises

Dr. Catherine MacKenzie - School of Law - The George Washington University - USA

Global Governance: Sovereignty Reinvented in the Context of Territorial Claims

Dr. Luke Wilson - Faculty of Law - University of Cambridge - UK

The Centenary of the League of Nations: A Lasting Legacy of Sovereign Equality and Deviation

Dr. Ardit Memeti - KILAW

Commentators:

Dr. Issa Al-Enezi - College of Law- Kuwait University

Dr. Farah Yassin - KILAW

(Break (11:00 – 11:15))

**Sustainable Development and Investment:
Responsibilities and Challenges**

11:15 – 13:00 (Hall F130)

Chair: Dr. Hamad Al Hasawi
Secretary General of the Kuwait Banking Association

Towards Sustainability in Trade, Energy and Climate

Prof. Dr. Rafael Leal-Arcas - Centre for Commercial Law Studies - Queen Mary University of London - UK

**Beyond Competition and Value for Money:
Corporate Social Responsibility in Public Procurement**

Prof. Martin Trybus – School of Law - University of Birmingham - UK

**Technology Transfer and the Challenges of Sustainable Development
of Developing Countries**

Prof. Ibrahim Abulail - KILAW

**The Sustainable Development Goals: An Opportunity for the Advancement
of Women's Economic and Social Rights?**

Dr. Nazila Ghanea - Oxford Law Faculty - London - UK

Dr. Kamiar Alaei - Visiting Academic (Professor) - St Antony's College
University of Oxford - London - UK

**Towards New Legislative Frameworks for Medical Responsibility
in the State of Kuwait: Necessary Reviews, Potential Proposals
and Ambitious Hopes**

Dr. Masha'el Al Hajri - College of Law - Kuwait University

**Corporate Social Responsibility, Stakeholder Needs and Sustainable
Development**

Dr. Onyeka Osuji - University of Essex - UK

Commentators:

Dr. Alyamamah Al Harbi - KILAW

The Role of Islamic Finance in Achieving Sustainable Development

11:15 – 13:00 (Hall F131)

Chair: Dr. Yousef Al Sharrah

Chair of the Shari'a Council of the Capital Market Authority
Head of Department Jurisprudence & Principles of Jurisprudence
College of Sharia and Islamic Studies - Kuwait University

The Role of Islamic Instruments in Achieving Economic and Social Development in Kuwaiti and Egyptian Law

Prof. Hammad Mustafa Azab - Former Dean - College of Law - Assiut University - Egypt

The Role of Traditional Bonds in Financing the Company's Project: Emerging Trends for a New Financing System

Prof. Majdy Shehab - KILAW

Dr. Khaled Talahmeh - KILAW

Legislation Governing Islamic Finance and its Role in Achieving Sustainable Development: Islamic Instruments (Sukuk) as a Model

Dr. Mahmoud Al-Shuwaiat - KILAW

Islamic Finance- Sustainable Development and Developing Countries: Linkages and Possibilities

Dr. Mohamed K. Alshlaeel - School of Law - University of Essex - UK

Centralization of Governance and Sharia Supervision on Financial Institutions and Islamic Banks: A Critical Study

Dr. Ghalib Mohammad Al-Bulooshi - College of Law - University of Bahrain

Impact of Economic Turmoil on Contemporary Islamic Finance

Dr. Sadeq Atiyah Qandeel - Faculty of Sharia and Law
Islamic University of Gaza - Palestine

Commentators:

Prof. Abdulhamid Al Baaly - Honorary Dean- KILAW

Dr. Adnan Al Mulla - KILAW

(Break (13:00 – 14:00))

Challenges of Economy, Governance and International Trade

14:00 – 15:45 (Hall F130)

Chair: Dr. Yousef Al Ali – Former Minister of Commerce and Industry
and Current Dean of KILAW

Family Corporate Governance Alternatives in the UAE: A Comparative Applied Legal Study

Prof. Emad El-Din Abdelhai - Acting Dean and Head of Private Law Department
School of Law- University of Sharjah

Challenges Arising From the Use of Standard Terms in E-B2C Contracts

Prof. Amin Dawas & Dr. Tariq Alawneh - KILAW

The Rise of Protectionism and Apostasy in the Freedom of International Trade

Prof. Zainab Awadallah - College of Law - Kuwait University

The UNCITRAL Model Law on Electronic Transferable Records Law: Streamlining Monetary Payments and the Transfer of Goods through Electronic Commerce

Prof. Henry Deeb Gabriel - School of Law - Elon University - U.S.A.

Legal Risks Associated with the Electronic Transactions of Cryptocurrencies

Dr. Mohammad Al-Hihi - KILAW

New Trends in Modern Bankruptcy Laws: An Economic Vision with New Legal Ideas

Dr. Bukhars Abdulaziz - College of Law - University Mohamed Boudiaf
M'sila- Algeria

Commentators:

Dr. Yousef Al Harbash - KILAW

Dr. Faisal Al Fahad - Lawyer and former member of the Capital Markets Authority

Dr. Mansour Alsaeed - College of Business Studies - PAAET & Former Assistant
Undersecretary of the Ministry of Commerce and Industry

11 Eleventh Session (Parallel)

Challenges of Competition and Risks of e-Commerce

14:00 – 15:45 (Hall F131)

Chair: Prof. Rashid Al Ajmi
Chair of Board of Competition Protection Authority

Ensuring the Effectiveness of Competition Policy: A Case Study of Cartel Criminalisation

Prof. Peter Whelan - School of Law - University of Leeds - UK

Innovation Considerations in Merger Enforcement

Prof. Ioannis Kokkoris - Centre for Commercial Law Studies
Queen Mary University - UK

Multi-sided Markets: Contemporary Challenges for Competition Law

Dr. Nora Memeti - KILAW

Cardinal Rules and Provisions of the American Competition Law and its Practices

Dr. Hamouda Fathi Hamouda - Higher Judicial Institute- Oman

Dr. Saleh bin Hamad Al Barashidi - Faculty of Law- Sultan Qaboos University - Oman

Formation of the Competition Body and its Impact on its Ability to Perform its Role under Arab Competition Laws

Dr. Mohammad Al-Qaisi - College of Law - Birzeit University- Palestine

Criminal and Judicial Protection of Electronic Transactions in the Light of Moroccan Legislation and Comparative Legislation

Dr. Sumia Akour - Faculty of Legal, Economic and Social Sciences - University Hassan-Ier- Settat - Morocco

Smart Contracts on Blockchain: What Challenges for Existing Contract Law?

Dr. Maamar Bentria - Faculty of Law - Mestganem University - Algeria

Commentators:

Dr. Abdulaziz Al Enizi - College of Law- Kuwait University

(Break (15:45 – 16:00))

Student Research Session

16:00 – 17:00 (Lobby)

