



# EDINBURGH LEGAL THEORY RESEARCH GROUP

## WORKSHOP SERIES IN LEGAL THEORY 2011

The fourth 'Workshop Series in Legal Theory' will take place from 30 May - 1 June 2011 in Old College, University of Edinburgh. The Workshops involve PhD students and academics from around the world and have provided a fertile ground for discussion in previous years.

All events will take place in the Raeburn Room, Old College, University of Edinburgh, EH8 9YL

The University of Edinburgh  
EDINBURGH LAW SCHOOL

30 MAY

### SPECIAL INTRODUCTORY SESSION

'The Grammar of Customary Law'  
Professor Jeremy Webber (The University of Victoria)  
10:30 - 12:30

### EQUITY AS A SOURCE OF LAW AND LEGAL DECISIONS IN SCOTLAND

#### Session One: The Role of Equity in Law and Legal Decisions in Scotland

Featuring talks by: Dr Daniel Carr (University of Dundee) and Mr Stephen Thomson (University of Edinburgh) / Respondent: Mr Stephen O'Rourke (Advocate)  
14:00 - 15:45

#### Session Two: Philosophical and Theological Reflections on Equity

Featuring talks by: Dr Elizabeth Ashford (University of St Andrews), Rev. Brendan M. Gatt (Defender of the Bond, Metropolitan Tribunal, Archdiocese of Malta) / Respondent: Professor Zenon Bankowski (University of Edinburgh)  
16:15 - 18:00

31 MAY

### PUNISHMENT AND CITIZENSHIP

#### Session One: Prisoners Voting Rights - A Debate

Proposing: Professor Richard Sparks (University of Edinburgh), Professor Jonathan Simon (University of Berkeley, California)  
Opposing: Mr James Chalmers (University of Edinburgh), Mr Jamie Bennett (University of Edinburgh and Governor of HM Prison Morton Hall)  
09:00-10:45

#### Session Two: TBC

11:45-13:00

### (CONSTITUTIONAL?) ADJUDICATION IN THE EUROPEAN UNION

#### Session One: The Form of Constitutional Adjudication in the EU

Discussant: Professor Gareth Davies (University of Amsterdam)  
Respondent: Professor Michelle Everson (Birkbeck, University of London)  
14:00-15:00

#### Session Two: The Mythological Legitimacy of Constitutional Adjudication

Discussant: Dr Cormac Mac Amhlaigh (University of Edinburgh) / Respondent: Professor Michelle Everson (Birkbeck, University of London)  
15:30-16:30

#### Session Three: A Deliberative Theory of Adjudication for the Court of Justice?

Discussant: Professor Neil Walker (University of Edinburgh) / Respondent: Professor Michelle Everson (Birkbeck, University of London)  
16:30-17:30

1 JUNE

### POST-POSITIVISM AND THE LAW

#### Session One: Ideological Post-positivism

Discussant: Professor Karen Petroski (St. Louis University) / Respondent: Dr Cormac Mac Amhlaigh (University of Edinburgh)  
09:00-10:00

#### Session Two: Methodological Post-positivism

Discussant: Professor Giorgio Pino (University of Palermo) / Respondent: Professor Gianluigi Palombella (University of Parma)  
10:00-11:00

#### Session Three: Theoretical Post-positivism

Discussant: Dr. Thomas Bustamante (Federal University of Minas Gerais) / Respondent: Dr Claudio Michelon (University of Edinburgh)  
11:30-12:30