Message from the Director

Welcome to the Research Report covering activities in 2012

Established in 2007, the University of Adelaide Research Unit for the Study of Society, Law and Religion (RUSSLR) is the first centre or institute in Australia to study the relationship between society, law and religion—putting it at the leading edge in Australia of what is already a major research area worldwide.

RUSSLR’s principal objective is to create a space for dialogue on significant issues involving the relationship between society, law and religion in Australia. We seek to foster an environment where divergent views can be expressed with good will and respect in order better to understand the place and role of religion and law in contemporary Australian society.

The work of members of the RUSSLR Research Cluster within the Adelaide Law School represents a diverse range of scholarship covering a wide spectrum of ideas related to the intersection of society, law and religion.

This Report contains the research-related activities of RUSSLR and its Adelaide Law School members during 2012. As you will see from the Report, it was an exciting year, with both RUSSLR and its members making outstanding national and international contributions to the ongoing dialogue surrounding law and religion.

Paul Babie
Director
RUSSLR
I. RUSSLR Activities

A. 2012 Annual RUSSLR Oration


B. Speakers

Professor Iain Benson, Global Centre for Pluralism, Canada, ‘Is Religion an Equality Right?’, RUSSLR Public Lecture, 9 May 2012, Adelaide Law School


Professor David K Linnan, University of South Carolina School of Law (USA), ‘What Comes After “Law and Development?”: Why 1970s Law and Development Recast as the Rule of Law since the 1990s Doesn’t Work in the Islamic Setting, and So What?’, RUSSLR Public Lecture, 6 August 2012, Adelaide Law School

Michael Monson, In-house Counsel, American Samoa Power Authority, ‘Advancing the Rule of Law in American Samoa and the Islands of the South Pacific’, RUSSLR Public Lecture, 9 November 2012, Adelaide Law School

Joshua Neoh, ‘Text, Doctrine and Tradition in Law and Religion’, Joint Seminar: RUSSLR with the South Australian Chapter of the Australian Association of Constitutional Law (AACL), Adelaide Law School, 15 August 2012; Commentators: The Hon David Bleby QC, Retired Justice, Supreme Court of South Australia & Rev Dr Michael Trainor AM, Senior Lecturer in Biblical Studies, Flinders University

Professor Brett Scharffs, Brigham Young University Law School, USA, ‘Religious Majorities and Restrictions on Religion’, RUSSLR Public Lecture, 10 July 2012, Adelaide Law School

Professor Michael Tate, University of Tasmania Law School, ‘A Global Morality: Crimes Against Humanity’, RUSSLR Public Lecture, 6 September 2012, Adelaide Law School

Professor Michael Tate, University of Tasmania Law School, ‘Just War and the Catholic Church: A Conversation with George Wiesel’, RUSSLR Public Lecture, 6 September 2012, Adelaide Law School

A/Professor Greg Taylor, Monash University Law School, ‘The Religious Writings of Sir Richard Hanson, Second Chief Justice of South Australia’, RUSSLR Public Lecture, 10 April 2012, Adelaide Law School

C. Conferences and Workshops

Roundtable Workshop on Law and Religion, Joint Workshop: ANU College of Law with RUSSLR, 22 June 2012, Canberra, Australia
D. Book Launches

The Hon John Doyle AC, Chief Justice of the Supreme Court of South Australia, launch of Paul Babie and Neville Rochow (eds), Freedom of Religion under Bills of Rights (The University of Adelaide Press, 2012), 28 March 2012, The University of Adelaide
II. Research Activities of RUSSLR Members of the Adelaide Law School

A. Books


Paul Babie, Brian Edgar and David Wilson (eds), *Public Theology in Law and Life* (ATF Press, 2012)


B. Book Chapters


Cornelia Koch, “Bis hierher sollst du kommen und nicht weiter” - The German Constitutional Court and the Boundaries of the European Integration Process’ in Gabrielle Appleby, Nicholas Aroney, Thomas John (eds), *The Future of Australian Federalism: Comparative and Interdisciplinary Perspectives* (Cambridge University Press, 2012) 197-210


C. Articles


Peter Burdon, ‘Self, Community and Ecological Jurisprudence’ (2013) Oñati Socio-Legal Series


D. Submission

Anne Hewitt, Submission to the Senate Standing Committee on Legal and Constitutional Affairs Inquiry into the Exposure Draft of Human Rights and Anti-Discrimination Bill 2012

Gabrielle Appleby, Laura Grenfell, Anne Hewitt, Alexander Reilly and John Williams, University of Adelaide Law School Submission to the Senate Legal and Constitutional Affairs Committee Inquiry into the Marriage Equality Amendment Bill 2012

E. Conference/Seminar Presentations

Paul Babie, ‘Australia Indonesia Dialogue on the Relationship between State and Religion in Southeast Asia and Australia’, Plenary Keynote Address, Centre for Dialogue, La Trobe University; The Faculty of Social and Political Science, and Centre for the Study of Islam and Society, Universitas Islam Negri, 4-7 June 2012, Jakarta, Indonesia


Paul Babie, Moderator, Victorian Council of Churches, Seminar on Ethnically Diverse Churches, 28 February 2012, Welsh Church, Melbourne, Victoria

Paul Babie, ‘Property, the Environment and Monotheism’, School of Theology, Flinders University, Australia, School Graduate Studies Seminar, 2 November 2012

Paul Babie, ‘Roundtable Workshop on Law and Religion’, ANU College of Law with the University of Adelaide Research Unit for the Study of Society, Law and Religion, 22 June 2012, Canberra, Australia


Peter Burdon, ‘Self, Community and Ecological Jurisprudence’, Human Rights and the Environment: In Search of a New Relationship, 15 June 2012, Onati, Spain

Peter Burdon, ‘The Project of Earth Democracy’, Celebrating 20 Years of the Global Ecological Integrity Group, 21 June 2012, University of La Rochelle, France

Laura Grenfell, ‘Customising Equality in Post-Conflict Constitutions’, Workshop on Engendering Governance: From the Local to the Global, 6-8 August 2012, Australian National University


Anne Hewitt, ‘Genital cutting and Australian law’, 5 October 2012, University of Tennessee College of Law, Knoxville, USA

Anne Hewitt, ‘Is there utility in adding a theoretical perspective to the anti-discrimination law harmonisation project?’, Australian Law Teachers Association Conference: Legal Education for a Global Community 1-4 July 2012, Sydney Law School

Cornelia Koch, ‘Justiciable Legal Frameworks for Human Rights as Received Legal Transplants in Developing Countries: Some Indicators for Their Success and Failure’, Law and the Politics of Realising Human Rights in Developing Countries Workshop, Indo-Pacific Governance Research Centre, 31 October 2012, The University of Adelaide

Cornelia Koch, ‘The Principle of Proportionality as a Received Legal Transplant in Australian Constitutional Law: Success, Failure or Too Early to Tell?’, Receiving Laws/Giving Laws, 31st Annual Australia and New Zealand Law and History Society (ANZLHS) Conference, 10-12 December 2012, Faculty of Law, University of Technology Sydney (UTS), Sydney

Cornelia Koch and Anne Hewitt, ‘Is Female Circumcision Evil and Male Circumcision Fine? A Critical Gender Based Discussion of the Legal Regulation of Genital Cutting in Australia’, Fay Gale Centre Annual Conference, 4-6 December 2012, The University of Adelaide, Adelaide

Daniel McLoughlin, Invited Discussant, Contemporary Critical Approaches to Human Rights Workshop, August 2012, UNSW Law School

Daniel McLoughlin, Invited Discussant, International Authority and the Responsibility to Protect Roundtable, December 2012, Sydney University Law School

F. Blog Entries


G. Media Interviews


H. Conferences/Seminars Convened


Paul Babie, ‘Yves Congar and Vatican II’, Catholic Institute of Sydney and ATF Press, 3-5 June 2012, Sydney
III. Other Activities of RUSSLR Members of the Adelaide Law School

A. Teaching

Paul Babie, International Law and Religion Summer Seminar (Graduate Subject), J Reuben Clark Law School, Brigham Young University (USA), International League of Higher Education In Media And Communication (M league), Communication University of China (China), The Centre for Constitutional and Administrative Law, Peking University, and Beijing Pu Shi Institute For Social Sciences, July 2012, Beijing, China


B. Community Service

Cornelia Koch, Member of the Convening Committee, South Australian Chapter of the Australian Association of Constitutional Law

Cornelia Koch, Member of the Convening Committee, Australian and New Zealand Law and History Society

Paul Babie, Chair, Editorial Board (by invitation), Interface: A Forum for Theology in the World (Australia)

Paul Babie, Commissioned Book Reviewer (by invitation), Journal of Law and Religion (Hamline University Law School, USA)

Paul Babie, Editorial Board (by invitation), International Perspectives in Victimology (California State University, Fresno, USA, and Tokiwa International Victimology Institute, Japan)

Paul Babie, Ethics Series Editorial Board – Chair (by invitation), ATF Press (Australia)

Paul Babie, Editorial Committee – Member (by invitation), Australasian Theological Book Reviewer (Australia)

Paul Babie, Editorial Board (by invitation), Ethics: Critical and Contemporary Perspectives (Australia)

Paul Babie, Remarks given for University of Adelaide Commemoration and Dedication for Those who have given their Bodies for Medical Research and Teaching, 29 February 2012, Adelaide

Anne Hewitt, Law Society of South Australia’s Representative, National Law Council of Australia, Equalising Opportunity in the Law Committee