

ANZLHS 40th Conference

UTS, 1 - 3 December 2022

Day 1 - Thursday 1 December 2022

Registration 8:00 - 8:40 - CB11.04

Welcome and Housekeeping 8:40 - 9:00 - CB11.04.103+105

Session A 9:00 - 10:30

	Everyday Litigants CB11.04.101	Historical Methods CB11.04.103	The Material Life of Law CB11.04.105
9am Sydney	Chair:	Chair: Mirosław Sadowski (online)	Chair:
11am Auckland	Mark Lunney (online)	Endre Domaniczky (online)	Daniel R. Quiroga-Villamarin (online)
2pm (- 1 day) Los Angeles/Vancouver	'Death can be fatal!': The introduction of Survival of Action legislation in Australian jurisdictions	Ferenc Mádl, a Hungarian legal scholar and politician.	Placeholders: An Archival Journey into the Interim Histories of International Organizations
4pm (- 1 day) Chicago		The difficulties of a career reconstruction from a legal historian's aspect	
5pm (- 1 day) New York/Toronto	Rachel Bolton and Shaunnagh Dorsett	Raphael Schäfer (online)	Jessie Hohmann and Daniel Joyce
10pm (- 1 day) London	Promissory notes, provisions and unpaid work: Civil litigation in New Zealand's Supreme Court, 1842-1856	Exclusionary humanism: Towards a critical history of the European laws of war in the 19th century	Furnishing Legal Lives
11pm (- 1 day) Rome/Berlin/Geneva/Budapest			
3.30am Mumbai	Isabella Alexander	Pietro Schirò (online)	Chris Dent

	Mapping the history of Crown Copyright	The legal historian as the critical conscience of the jurist in Europe. From the nineteenth century to the present day	The Mind as Tenuous: Its 'Discovery' in 19 th Century English Law
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Morning Tea 10:30 - 11:00

Session B 11:00 - 12:30

	Ungovernable Passions: Broken Hearts, Bigamous Marriages and Belligerent Divorcees in 20th Century Australia CB11.04.101	Convicts Crime and Punishment CB11.04.103	The Death Penalty CB11.04.105
11am Sydney	Chair: Elizabeth Bowyer	Chair:	Chair: Rachel Franks
1pm Auckland	Leigh Boucher	Catharine Coleborne and Hamish Maxwell-Stewart	Andy Kaladelfos
4pm (- 1 day) Los Angeles/Vancouver	Divorce with Dignity, Distressed Dads and the 1975 Family Law Act	Former convicts prosecuted as vagrants in Tasmania: plotting a shadowy history using Tasmanian Police Gazette data 1865-c.1900.	Sexual Violence, Racism, and the Death Penalty
6pm (- 1 day) Chicago	Alecia Simmonds	Megan Cameron	Carolyn Strange and Donald Fyson (online)
7pm (- 1 day) New York/Toronto	Amending Broken Hearts: Law, Psychology and the Governance of Romantic Love	The Ribbon Boys, and a shadowy use of magisterial power	Twentieth-Century Canada's First Death Penalty Abolition Movement: The Inspirational Defeat of Robert Bickerdike and his Allies
12pm (midnight) London			
1am Rome/Berlin/Geneva/Budapest			
5.30am Mumbai	Alana Piper	Tim Soriano (online)	Mark Finnane

	Marriage and War: Prosecuting Bigamy in Victoria, 1914-1945	"An end to their days": The Use and Perceptions of the Red Water Ordeal in Early Sierra Leone	Sentenced to death in Queensland: execution and reprieve, 1860-1922
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12:30 - 1:30 Lunch

Session C 1:30 - 3:00

	Death and the Colonial Jurisdiction CB11.04.101	Constitutions and Identity CB11.04.103	Narratives and Rhetoric CB11.04.105
1.30pm Sydney	Chair: Rachel Bolton	Chair:	Chair:
3.30pm Auckland	Kerstin Braun	Alex Martinborough (online)	Mirosław Sadowski (online)
6.30pm (- 1 day) Los Angeles/Vancouver	A Brief Recent History of Assisted Dying Laws in Australia	Defining Constitutions and Making Nations: Legal Scholarship, Political Debates, and the Production of Constitutional Knowledge across British Settler Colonies	Transitional Justice as a Legal Performance: A Never-Ending Story Hollow Inside Written by Legal Historians?
8.30pm (- 1 day) Chicago			
9.30pm (- 1 day) New York/Toronto			
2.30am London	Averyl Gaylor and Marc Trabsky	Kanika Gauba (online)	Lyndsay Campbell (online)
3.30am Rome/Berlin/Geneva/Budapest	Forensic Radiology and the Testimony of Shadow Images	A constitutional history of silence	The Rhetoric of Old and New: Parliamentary Privilege in Jamaica and Newfoundland, 1836-1843
8.00am Mumbai	Tonia Chalk	Paul Swanepoel	Sarah Williams
	Story, Fact, Law: The suspicious death of 13-year-old 'half caste' Cissi Brennan	The 'Indian Question' in Kenya and South Africa, 1920-1946	Narratives of genocide through law and history at the ECCC

Book Launch 3:00 – 3:30 – CB11.04.101

Constance Backhouse, in conversation and launching Diane Kirkby’s (with Lee-Ann Monk and Dmytro Ostapenko), *Maritime Men of the Asia-Pacific: True-Blue Internationals Navigating Labour Rights 1906-2006* (Liverpool University Press, 2022)

Afternoon Tea 3:30 – 3:50

Session D 3.50 – 4.50

	Author Meets Reader CB11.04.101	Frontier Violence CB11.04.103
3.50pm Sydney	Chair: Shaunnagh Dorsett	Chair: Carolyn Strange
5.50pm Auckland	Author-meets-Reader	Mark Finnane and Jonathan Richards
8.50pm (- 1 day) Los Angeles/Vancouver	This session is a discussion between Coel Kirkby, Julie McIntyre and Lisa Ford on Ford’s book <i>The King’s Peace: Law and Order in the British Empire</i>	SW Griffith - a suitable case for indictment?
10.50pm (- 1 day) Chicago		Genevieve Renard Painter (online)
11.50pm(- 1 day) New York/Toronto		The Judge as Historian of a Settler Colony
5.50am London		
6.50am Rome/Berlin/Geneva/Budapest		
11.20am Mumbai		

Plenary 1 4:50 – 6:00 Constance Backhouse, Distinguished University Professor, University of Ottawa - Reckoning with Racism: Disturbing Evidence of Police and Judicial Racism in Canada’s RDS Case

CB11.04.103+105

1 December 4.50pm Sydney; 6.50pm Auckland; 12.50am New York/Toronto; 5.50am London; 6.50am Rome/Berlin/Geneva/Budapest; 12.20pm Mumbai
30 November 9.50pm Los Angeles/Vancouver; 11.50pm Chicago

Day 2 - Friday 2 December 2022

Session E 9:00 - 10: 30am

	Marriage and Divorce	Legal Education and Migration	Indigenous Knowledges & History from below
	CB11.04.101	CB11.04.103	CB11.04.105
9am Sydney	Chair: Lori Chambers	Chair:	Chair: Jason Taliadoros
11am Auckland	Henry Kha	Eloise Chandler, Katherine Biber, Sara Dehm and Ana Vrdoljak	Joschka S. Meier (online)
2pm (- 1 day) Los Angeles/Vancouver	Writing the Legal History of Family Law: The Dilemma of Internal and External Legal Histories	Lawful Networks: European Émigrés' Impact on Australian law and legal education	Alpine history from below: Investigating the lives of rural populations in the Alps during the Middle Ages.
4pm (- 1 day) Chicago			
5pm (- 1 day) New York/Toronto	Jim Phillips (online)	C.R. Pennell (online)	Trish Luker
10pm (- 1 day) London	Separation and Divorce in a Federal Dominion: The Campbell Cases, Canada, 1873- 1879	The evidence given in asylum tribunals as historical evidence	Sovereign Signatures: Australian First Nations Petitions
11pm (- 1 day) Rome/Berlin/Geneva/Budapest			
3.30am Mumbai	Deborah Nance	Pamela O'Neill	Kathy Bowrey and Solamalemalo Saeumalo Hai Yuean Faatapepe Menime Tualima (online)
	Making marriage national: the origins of a regulatory partnership between religious institutions and the state	The medieval Irish law schools: lawyers, teachers, and legal historians?	Decolonising Legal History Research and Showing Respect in Indigenous Research Collaborations

Morning Tea 10:30 - 11:00

11:00 – 12:00 Plenary 2: Katherine Biber, Distinguished Professor, University of Technology Sydney - Touching the death of Joe Governor: Colonial violence and the scientific body trade

CB11.04.103+105

2 December: 11am Sydney; 1.00pm Auckland; 12pm (midnight) London; 1.00am Rome/Berlin/Geneva/Budapest; 5.30am Mumbai

1 December 4pm Los Angeles/Vancouver; 6pm Chicago; 7pm New York/Toronto

12:00– 1:00 Lunch and ANZLHS AGM - CB11.04.103+105

Session F 1:00 – 2:30

	The tenuous history of aliens in Australia: can the High Court connect law and history? CB11.04.101	Judges, consideration and the Self CB11.04.103	Lives of legal professionals CB11.04.105
1.00pm Sydney	Chair: Mark Finnane	Chair: Jessica Lake	Chair:
3.00pm Auckland	Peter Prince	Tanya Josev (online)	Katherine Sanders (online)
6.00pm(- 1 day) Los Angeles/Vancouver	Was Namatjira an alien? The High Court’s flawed history of belonging in Australia	Cloaked Histories : The State of Play in Contemporary Judicial Archives	Private Papers, Public Office: questions from a biographical archive
8.00pm (- 1 day) Chicago	Matthew Zagor	Warren Swain (online)	Max Bonnell
9.00pm (- 1 day) New York/Toronto	A regressive historiography of alienage - the use and abuse of the past in judicial method	The Laws Of ‘An Old And Settled Society’? The Law Of Contract In New South Wales In The Mid-Nineteenth Century	George Crossley: out of the shadows
2.00am London	Eve Lester (online)	Sonali Walpola	Paulina Fishman (online)
3.00am Rome/Berlin/Geneva/Budapest	White Australia and the (provable) history of a (tenuous) legal precedent	Substantive bargain as the basis of consideration in contract—a	Sir Leo Finn Bernard Cussen: The Centenary of a High Court Tragedy
7.30am Mumbai			

		historical analysis reveals the fallacy of nominal consideration	
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Afternoon Tea 2.30 - 3:00

Session G 3:00 - 4:30 pm

	Women as Legal Subjects	Life Writing and Scarce Sources	From Tenuous Histories to Normativity: Three Perspectives on Historical Movements towards Formalisation and Codification
	CB11.04.101	CB11.04.103	CB11.04.105
3.00pm Sydney	Chair: Isabella Alexander	Chair: Catharine Coleborne	Chair: Pamela O'Neill
5.00pm Auckland	Jessica Lake	Mélanie Méthot	Jason Talliadoros
8.00pm (- 1 day) Los Angeles/Vancouver	Becoming common: women and legal subjectivity in the 19th century	"Seymour the 11th": When reality needs a boost of fiction	Codification of Law in 13th -century England: From Magna Carta to the Age of the 'English Justinian', Edward I (1272-1307)
10.00pm (- 1 day) Chicago			
11.00pm (- 1 day) New York/Toronto	Elizabeth Bowyer	Rachel Franks	Andreas Their
4.00am London	'Partly the loose state of the law and partly the loose way in which it is sometimes administered' Examining the realities of civil death within settler colonial jurisdictions:	Looking for Robert Rice Howard and Finding 'Nosey Bob'	The Codification of Swiss Law by Eugen Huber: Realism and Formalism
5.00am Rome/Berlin/Geneva/Budapest	Contracting as a feme covert in New Zealand 1840-1884		
9.30am Mumbai	Sarah Ailwood	Ian Killey	Arlie Loughnan
	Eighteenth-century women's legal memoirs: 'legal history'?		

		Did Harold Holt burn down the Law Institute? The importance of primary documents	Codification in the Development of the Modern Criminal Law in the British Empire
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Session H 4.30 - 6.00

	Gender and Justice CB11.04.101	Succession CB11.04.103
4.30pm Sydney	Chair: Mélanie Méthot	Chair: Henry Kha
6.30pm Auckland	Caroline Ingram	Anna Taitslin
9.30pm (- 1 day) Los Angeles/Vancouver	Death at Butterabbey: the case of Belo and Mumbleby and Indigenous women's place in the nineteenth century criminal justice system.	The succession law and the feudal land tenure system
11.30pm (- 1 day) Chicago	Catherine Bishop and Nichole Hoskin	Prue Vines
12.30am New York/Toronto	'He made it his rule never to grant licenses to married women' Liquor Licensing and Gender in Australasia	The pre-1890 processes of the NSW Probate Court and how they changed.
5.30am London	Diane Kirkby	James McComish
6.30am Rome/Berlin/Geneva/Budapest	Tenuous or tenacious? Law in the history of women workers	'She Partly Believes in Herself': Doubt and Proof in the Lamont Will Case of 1881
11.00am Mumbai		

Day 3 - Saturday 3 December 2022

Session I 9:00 - 10:30

	Decolonising legal Sources CB11.04.101	Performances of law CB11.04.103	Legal histories of commerce CB11.04.105
9am Sydney	Chair: Jessie Hohman	Chair:	Chair: Warren Swain (online)
11am Auckland	Ash Stanley-Ryan (online)	Kate Stevens (online)	Janice Denoncourt (online)
2pm (- 1 day) Los Angeles/Vancouver	Ka mua, ka Muri: He Whakaputanga, Concealed Indigenous Histories, and the Making of International Law	In court and on stage: colonial theatres of law in the Pacific	How legal history could transform corporate governance reporting to enhance trust and de-risk intangible assets and IPRs.
4pm (- 1 day) Chicago			
5pm (- 1 day) New York/Toronto	Eghosa O. Ekhaton and Idahosa Osagie Ojo (online)	Kate Leader	Sarah Wilson (online)
10pm (- 1 day) London	Philosophies and Methodologies of Law and Legal History: A Comparative Inquiry	Using Performance and Oral History to Uncover the Lowly Litigant	‘The continuing search for histories of financial crime: Some reflections on aligning the importance of theorising ‘invisible crime’ with acknowledging ‘the tenuous’ in legal history’
11pm (- 1 day) Rome/Berlin/Geneva/Budapest			
3.30am Mumbai	Claudia Haake	Isaac Amon (online)	Inma Conde
	Hidden Voices – Law in Native American letters, archives, and scholarly practices	Reclaiming Identity: Histories, Narratives, and the Law	A legislative historical interpretation of the Vienna Convention

Morning Tea 10:30 - 11:00

Session J 11:00 - 12:30

	Violence against Women	Emerging Histories	Women, Citizenship and Jury Service
	CB11.04.101	CB11.04.103	CB11.04.105
11am Sydney	Chair: Jim Phillips (online)	Chair:	Chair: Alecia Simmonds
1pm Auckland	Tanya Serisier	Noeleen McNamara	Jill Hunter
4pm (- 1 day) Los Angeles/Vancouver	Survivor Narratives as Counter-History: Speaking To, About and Against Legal Representations and Histories	Landlord and Tenant: Legal and Social Issues	Australian women's exclusion from jury franchise in the 20th century: speculating on why
6pm (- 1 day) Chicago			
7pm (- 1 day) New York/Toronto	Vera Bergelson	Kerry King	Penny Russell
12pm (midnight) London	Rethinking Rape-By Fraud	Reckless indifference, gross negligence and domesticated violence: Deaths on our roads	Reading the Minutes: The campaign for women's jury service and the NSW Women Justices' Association, 1923-46
1am Rome/Berlin/Geneva/Budapest			
5.30am Mumbai	Lori Chambers and Nadia Virrelli	Steven Pidgeon	Diane Kirkby and Kate Laing
	Historicising Law Reform in the case of <i>R v Whynot</i> .	Constructing a Future History of Queer Erasure and Political Interference in the Census	Federalism and women's political strategizing for jury reform

12:30 close