

## V Biennial Conference of the Latin American Society of International Law

### “Dialogues of International Law”

Torcuato Di Tella University – 24 and 25 September 2018

#### PROGRAMME\*

#### MONDAY 24 SEPTEMBER 2018

**9.15 – 9.45: OPENING SESSION OF THE CONFERENCE • AULA MAGNA**

WELCOME

- **Ernesto Schargrodsky** (President of Torcuato Di Tella University).

PLENARY SESSION: “THE PURPOSE OF THE LATIN AMERICAN SOCIETY OF INTERNATIONAL LAW (LASIL)”

Chair: **Francisco José Quintana** (Torcuato Di Tella University).

Speakers:

- **H.E. María Teresa Infante Caffi** (President of the LASIL; Ambassador of the Republic of Chile to the Netherlands).
- **H.E. Jean-Michel Arrighi** (Vice-President of the LASIL; Secretary for Legal Affairs of the Organization of American States).
- **H.E. Eduardo Valencia Ospina** (President of the International Law Commission; Ex-President of the LASIL).
- **Alberto do Amaral Jr.** (Executive Director of the LASIL; University of São Paulo).
- **Jorge Viñuales** (Director-General of the LASIL; Cambridge University).

COFFEE BREAK

**10.00 – 11.15: PLENARY SESSION “INTERNATIONAL TRIBUNALS IN A FRACTURED WORLD”**

• **AULA MAGNA**

Chair: **Martín Hevia** (Torcuato Di Tella University).

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\* This event is sponsored by Argentina’s Ministry of Justice and Human Rights.

Speakers:

- **H.E. Silvia Fernández de Gurmendi** (Judge of the International Criminal Court 2010-2018; President of the International Criminal Court during 2015-2018): “20<sup>th</sup> Anniversary of the International Criminal Court’s Rome Statute”.
- **H.E. Ricardo Ramírez-Hernández** (Judge of the WTO’s Appellate Body 2009-2017; Chairman during 2013-2014): “The World Trade Organization in Unsettling Times”.

COFFEE BREAK

**11.30 – 13.00: PARALLEL SESSIONS**

INTERNATIONAL HUMAN RIGHTS LAW: CRISES AND CHALLENGES • A204

Chair: **Alonso Gurmendi** (Universidad del Pacífico).

Speakers:

- **Nathalie Sedacca** (University College London): “Domestic workers in Latin America and the UK: the public / private divide and the right to private and family life”.
- **Florencia Wegher Osci** (Universidad Nacional del Litoral): “Empresas multinacionales y derechos humanos: miradas sobre la convergencia público-privada ante el problema de la jurisdicción internacional”.
- **Ralph Wilde** (University College London): “Situating ‘diplomatic asylum’ historically: a Latin American ‘custom’ goes global?”.

INTERNATIONAL LAW AND HUMANITIES • A205

Chair: **Juan Pablo Scarfi** (Universidad Nacional de San Martín).

Speakers:

- **Emiliano Buis** (University of Buenos Aires): “From Fear to Empathy: ‘Humanizing’ Weapons and the Emotional Shift of the International Law of Nuclear Disarmament”.
- **Pablo Kalmanovitz** (Centro de Investigación y Docencia Económicas): “Entre el deber de protección y la necesidad militar: Oscilaciones del discurso humanitario en Colombia 1991-2016”.
- **Paula Wojcikiewicz Almeida** (Getulio Vargas Foundation): “The dialogue between the International Court of Justice and the Inter-American Court of Human Rights: assessing the value of precedents”.

INTERNATIONAL ECONOMIC LAW IN THE XXI CENTURY: NEW CHALLENGES • A206

Chair: **Lilian del Castillo** (University of Buenos Aires).

Speakers:

- **Nicolás Perrone** (Durham University): “Choices with serious consequences: how should we think about international economic law in Latin America?”.
- **Michelle Rattón** (Getulio Vargas Foundation): “The Recent Chinese Approach to Brazil: Casqdas Mapping of the Bilateral Regulatory Frameworks”.
- **Lucas Taschetto** (Federal University of ABC) and **Renato Leite Monteiro** (Mackenzie University): “Digital Trade Regulation in Preferential Trade Agreements and the Need to Protect Personal Data”.

**13.00 – 14.30: LUNCH**

**14.30 – 16.00: PARALLEL SESSIONS**

INTERNATIONAL LAW AND SOCIAL SCIENCES • A204

Chair: **Paola Bergallo** (Torcuato Di Tella University).

Speakers:

- **Alexandra Huneeus** (University of Wisconsin) and **Tatiana Alfonso** (Instituto Tecnológico Autónomo de México): “Assessing the Quasi-Criminal Jurisdiction of the Human Rights Courts”.
- **Helena Alviar** (Universidad de los Andes): “The Colombian Transitional Justice Process: Lessons in Property and Gender”.
- **Pablo Antonio Fernández Sánchez** (Universidad de Sevilla): “La Aportación de las Ciencias Sociales a la Construcción del Derecho Internacional”.

THE INTER-AMERICAN SYSTEM OF HUMAN RIGHTS • A205

Chair: **Delfina Beguerie** (Yale University).

Speakers:

- **Jorge Contesse** (Rutgers University): “Resisting Inter-American Human Rights Law”.
- **Alberto do Amaral Junior** (University of São Paulo): “Human Rights and Extractive Industries in Latin America: What Responsibility of Corporations and their States of Origin for Human Rights Violations in the Inter-American Human Rights System?”.
- **Ximena Gauché** (Universidad de Concepción): “Diálogos necesarios para avanzar en la protección de derechos en América Latina. Dos propuestas como desafío ante la crisis de protección de las personas de la diversidad sexual”.

INTERNATIONAL LEGAL EDUCATION IN LATIN AMERICA: A TOOL FOR EPISTEMOLOGICAL  
DECOLONIZATION? • A206

Chair: **Paola Andrea Acosta Alvarado** (Universidad Externado de Colombia).

Speakers:

- **Amaya Alvez Marin** (Universidad de Concepción).
- **Fabia Fernandes Vecoso** (University of Melbourne)
- **Laura Betancur-Restrepo** (Universidad de Los Andes).

16.00 – 16.45: INTERLUDE – PRESENTATION OF THE TRUST FUND FOR VICTIMS OF THE  
INTERNATIONAL CRIMINAL COURT • A203

16.45 – 18.00: PLENARY SESSION “IS INTERNATIONAL LAW INTERNATIONAL?” • MAIN  
AUDITORIUM

- Presenter: **Anthea Roberts** (Australian National University).
- Discussant: **Carlos Espósito** (Universidad Autónoma de Madrid).

COFFEE BREAK

18.30: TRIBUTE TO PROFESSOR JULIO BARBOZA • MAIN AUDITORIUM

- Ceremony chaired by **H.E. María Teresa Infante Caffi** (President of the LASIL;  
Ambassador of the Republic of Chile to the Netherlands).

## TUESDAY 25 SEPTEMBER 2018

9.45 – 11.15: PLENARY SESSION “CONTEMPORARY CHALLENGES OF INTERNATIONAL  
ECONOMIC LAW IN LATIN AMERICA” • MAIN AUDITORIUM

Chair: **Helena Alviar** (Universidad de los Andes).

Speakers:

- **Jorge Viñuales** (Director-General of the LASIL; Cambridge University): “La Reforma del Sistema de Protección de las Inversiones Internacionales: Macro y Micro Perspectivas”.
- **Sergio Puig** (University of Arizona): “Alternativas Imperfectas y la Reforma al Sistema de Protección a la Inversión Extranjera”.

COFFEE BREAK

**11.30 – 13.00: PARALLEL SESSIONS**

LATIN AMERICAN CONTRIBUTIONS OF TRANSITIONAL JUSTICE TO INTERNATIONAL CRIMINAL LAW • A204

Chair: **Juan Gabriel Tokatlian** (Torcuato Di Tella University).

Speakers:

- **Stephanie Golob** (City University of New York): “Memory Across Borders: Transnational Legal Remembering by Franco’s Victims in Argentine Courts”.
- **João Roriz** (Universidade Federal de Goiás): “From Streets to Courtrooms: Human Rights Meet International Law in South American Post-Dictatorships”.
- **Valeria Vázquez Guevara** (University of Melbourne): “Materiality and the Authorization of a Lawful Truth in the Truth Commissions of Uganda, Argentina and Chile”.

THE HISTORY OF INTERNATIONAL LAW • A205

Chair: **Justina Uriburu** (Torcuato Di Tella University).

- **Amaya Alvez** (Universidad de Concepción): “¿Autodeterminación para los Pueblos Originarios? Los límites de la Consulta Indígena Constituyente en Chile”.
- **Sebastián Machado** (University of Melbourne): “La historia del derecho internacional como una herramienta crítica y hermenéutica”.
- **Liliana Obregón** (Universidad de los Andes): “América Latina y la Historiografía del Derecho Internacional”.

INTERNATIONAL INVESTMENT LAW • A206

Chair: **Raúl Vinuesa** (University of Buenos Aires).

Speakers:

- **Aiko Nakai** (Kyoto University): “Bridging the Perception Gap between Investing States and Host States: Rethinking Calvo, Drago, and other Latin American Doctrines”.
- **Manuel Casas** (Yale University): “Arbitraje de Inversión y el Riesgo de Alternativas No-Institucionales en América Latina ¿Un Posible Retorno a la Protección Diplomática?”.
- **Fabio Morosini** (Federal University of Rio Grande do Sul): “Right to Regulate in International Investment Law: How can the Global South contribute to the debate?”.

13.00 – 14.30: LUNCH

14.30 – 16.00: PARALLEL SESSIONS

THE HISTORICAL TURN IN INTERNATIONAL LAW AND ITS IMPACT IN LATIN AMERICA • A204

Chair: **Francisco José Quintana** (Torcuato Di Tella University).

Speakers:

- **José Manuel Barreto** (Universidad Externado de Colombia; Universidad Católica de Colombia): “Las Casas y los Orígenes Coloniales del Derecho Internacional y los Derechos Humanos”.
- **Fabia Fernandes Vecoso** (University of Melbourne): “Intervention, sovereign debt, and the making of spatial order: revisiting the 1902-1903 Venezuelan Blockade”.
- **Juan Pablo Scarfi** (Universidad Nacional de San Martín): “El Derecho Internacional (Latino)Americano y la no Intervención: La Hegemonía Estadounidense en América Latina y el Debate (Humanitario) sobre la Intervención en los Orígenes del Sistema Interamericano”.

THE ESTABLISHMENT OF A MULTILATERAL INVESTMENT COURT • A205

Chair: **Anthea Roberts** (Australian National University).

Speakers:

- **Gabriel Bottini** (University of Buenos Aires): “La Creación de un Tribunal Multilateral de Inversiones”.
- **Colin Brown** (European Commission; The University of Edinburgh): “What Investor-State Dispute Settlement Reform?”.
- **Andrés Delgado** (Universidad Diego Portales): “The Establishment of a Multilateral Investment Court and Latin America”.

INTERNATIONAL LAW AND GLOBAL GOVERNANCE • A206

Chair: **Sofía del Carril** (Torcuato Di Tella University).

Speakers:

- **Emilio Rodríguez Triocci** (The Graduate Institute of International and Development Studies): “¿El Triunfo de la Ley? Legalización y Conflictos Armados desde el Fin de la Guerra Fría”.
- **María Sol Meckievi** (Cambridge University): “A Human Right Approach to Extraterritorial Environmental Protection”.
- **María Varaki** (Erik Castrén Institute of International Law and Human Rights): “Populist Backlash: The End of ‘The End of History’ or time for re-assessment?”.

COFFEE BREAK

**16.15 – 16.30: PRESENTATION BY PATRICIA TAPPATÁ VALDEZ, DIRECTOR OF THE INTERNATIONAL CENTER FOR THE PROMOTION OF HUMAN RIGHTS (CIPDH) – UNESCO • AULA MAGNA**

COFFEE BREAK

**16.45 – 18.00: CLOSING PLENARY SESSION “BIG DATA, CYBERSPACE, AND THE FUTURE OF DEMOCRACY: HOW CAN DOMESTIC AND INTERNATIONAL LAW RESPOND TO THE INFORMATION TECHNOLOGY CHALLENGE?” • AULA MAGNA**

Chair: **Justina Uriburu** (Torcuato Di Tella University).

- Presenter: **Eyal Benvenisti** (Cambridge University).
- Discussant: **Alejandro Chehtman** (Torcuato Di Tella University).

CLOSING REMARKS

- **Martín Hevia** (Dean of the School of Law of Torcuato Di Tella University).

**18.30 – 19.30: GENERAL ASSEMBLY OF THE LATIN AMERICAN SOCIETY OF INTERNATIONAL LAW (EVENT FOR MEMBERS) • AULA MAGNA**

**WEDNESDAY 26 SEPTEMBER 2018**

**9.00 – 13.00: PARALLEL INTEREST GROUP SESSIONS**