

CENTRE FOR
FAMILY LAW
AND PRACTICE

Patron: Baroness Hale of Richmond



Conference Programme

INTERNATIONAL CHILD ABDUCTION, RELOCATION AND FORCED MARRIAGE

THREE LINKED TOPICS AND THE GLOBAL PERSPECTIVES

30 June 2010 – 2 July 2010

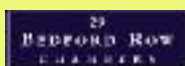
Location:

London Metropolitan University,
16 Goulston Street,
London, E1 7TP

CPD points available for both Barristers and Solicitors

The Ministry of Justice and The Foreign and Commonwealth Office have been consulted in the planning of this conference, and support both the aims of the conference and the work being undertaken by the Centre for Family Law and Practice.

Special thanks to our Sponsors



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WEDNESDAY 30TH JUNE

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| 08.30 | Registration, Tea & Coffee -The Atrium | |
| Morning Session Chair: Frances Burton , Co-Director, Centre for Family Law and Practice, London Metropolitan University | | |
| 09.00 | KEYNOTE ADDRESS Title: tbc | The Rt Hon Baroness Hale of Richmond Patron of the Centre for Family Law and Practice |
| 09.30 | Welcome to London | Boris Johnson M.P, Mayor of London (tbc) |
| | Welcome to London Metropolitan University | The Vice Chancellor, London Metropolitan University |
| | Welcome to the Centre for Family law and Practice | The Co-Directors, Dr Marilyn Freeman, Reader in Family and Child Law, and Frances Burton, Visiting Lecturer in Family and Property, London Metropolitan University |
| PLENARY SESSIONS | | |
| 09.45 | International Child Abduction: Keeping the 1980 Convention on Child Abduction Up to Speed. Is it time for a Protocol? | Professor William Duncan, Deputy Secretary General, Hague Conference on Private International Law |
| 10.15 | International Child Abduction: Child Abduction after Brussels II Revised | Henry Setright, Q.C. and David Williams, 4 Paper Buildings, London |
| 10.45 | Tea & Coffee- The Atrium | |
| 11.05 | Forced Marriage: The operation of The Forced Marriage (Civil Protection) Act 2007. | Minister of State (tbc) |
| 11.25 | Forced Marriage: British Initiatives and International Approaches | Anne-Marie Hutchinson, OBE, Partner, Dawson Cornwell |
| 11.55 | Forced Marriage: Combating Forced Marriage and Child Marriages in Sweden | Professor Maarit Jänterä-Jareborg, Professor of Private International Law with International Civil Procedure, Uppsala University, Legal Consultant Swedish Ministry of Justice |
| 12.25 | Forced Marriage: The risk factors and the effect of raising the minimum age for a sponsor, and of leave to enter the UK as a spouse or fiance(e). | Professor Marianne Hester, NSPCC Professor of Child Exploitation, School for Policy Studies, Bristol University |
| 12.55 | Lunch – The Atrium | |

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| 13.55 | BREAK OUT DISCUSSION SESSIONS | | |
| | (1) International Child Abduction | (2) Relocation | (3) Forced Marriage |
| Title | Further thoughts on the need for a protocol | How should we determine a child's best interests in a case where one parent wants to live in a different place from the other parent? | Forced Marriage and Immigration |
| Chair | Professor William Duncan, The Hague Conference on Private International Law | Professor Mark Henaghan, Dean, Law Faculty, Otago University, Dunedin, New Zealand | Professor Judith Masson, Professor of Socio-legal Studies, University of Bristol, Academic member of the Family Justice Council |
| 14.55 | Tea & Coffee – The Atrium | | |
| Afternoon Conference Chair: The Honourable Mrs Justice Belinda Van Heerden , Judge of Appeal, Supreme Court of Appeal, South Africa | | | |
| PLENARY SESSIONS | | | |
| 15.15 | Psychological Considerations: The Comparative Views | Professor Peter De Cruz, Liverpool John Moore's University | |
| 15.45 | Children's perspectives and outcomes in the aftermath of relocation disputes | Dr. Judy Cashmore, Associate Professor of Law, University of Sydney | |
| 16.15 | The Hague Children's Conventions: Co-operative Efforts in Private International Law on Behalf of Children | Professor Linda Silberman, Martin Lipton Professor of Law, New York University | |
| 16.45 | State responsibility and the child's right to protection from abduction | Dr. Ruth Farrugia, Advocate and Senior Lecturer, University of Malta and Legal Consultant to the Commissioner for Children, Malta | |
| 17.15 | Topic tbc | Lord Justice Thorpe, Head of International Family Justice, Royal Courts of Justice, London | |
| 17.45 | End of Day One | | |

Evening Social Event: Reception, 29 Bedford Row Chambers

THURSDAY 1ST JULY

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| 09.00 | Registration, Tea & Coffee -The Atrium | |
| 09.15 | Welcome to the Second Day at London Metropolitan University and the Centre for Family law and Practice | Dr. Marilyn Freeman, Co-Director, Centre for Family Law and Practice, London Metropolitan University |
| PLENARY SESSION: INTERNATIONAL CHILD ABDUCTION | | |
| Morning Session Chair: Anne-Marie Hutchinson, OBE , Dawson Cornwell, London | | |
| 09.20 | International Disorder and the Child Abduction Convention | Professor Frank Bates, The University of Newcastle, New South Wales, Australia |
| 09.50 | Reflections on the Communitarisation of Child Abduction Law | Professor Peter McEleavy, University of Dundee |
| 10.20 | The Influence of the UN Convention on the Rights of the Child on the implementation of the 1980 Hague Child Abduction Convention | Dr. Rhona Schuz, Co-director, Centre for the Rights of the Child and Family, Sha'arei Mishpat College, Israel |
| 10.50 | Tea & Coffee – The Atrium | |
| PLENARY SESSION: RELOCATION | | |
| Session Chair: Henry Setright, Q.C. 4 Paper Buildings Chambers, London | | |
| 11.10 | The reunite relocation research | Dr Marilyn Freeman, Co-Director, The Centre for Family Law and Practice, London Metropolitan University |
| 11.40 | What happens when the relocation dispute is over? Findings from a prospective longitudinal study | Professor Patrick Parkinson, University of Sydney |
| 12.10 | The New Zealand relocation research | Professor Mark Henaghan, Dean Law Faculty, Otago University, Dunedin, New Zealand and Dr. Nicola Taylor, University of Otago Auckland Centre |
| 12.40 | Have Judges been missing the point and allowing relocation too readily? | Justice Peter Boshier, Principal Family Court Judge, New Zealand |
| 13.10 | Lunch – The Atrium | |

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| 14.10 | BREAK OUT DISCUSSION SESSIONS | | |
| | (1) International Child Abduction | (2) Relocation | (3) Forced Marriage |
| Title | The Children's Rights Perspective | Beyond polarisation: finding the middle ground in policy about relocation | The Issue of Consent. Introduced by the Forced Marriage Unit (Foreign and Commonwealth Office/Home Office) |
| Chair | Professor Jane Fortin, Sussex University | Professor Patrick Parkinson, University of Sydney | David Hodson, Solicitor & Mediator, The International Family Law Group, London. DDJ at PRFD |
| 15.10 | Tea & Coffee – The Atrium | | |
| PARALLEL SESSIONS | | | |
| | (1) International Child Abduction | | (2) Relocation |
| Session Chair | Timothy Scott QC, 29 Bedford Row, Chambers | Session Chair | Mr Justice Ben Stephens, High Court of Northern Ireland |
| 15.30 | Linking Child Abduction and the Free movement of Persons in European Law. Ruth Lamont, Centre for Law in its International Context, Sheffield | 15.30 | Motherhood, Autonomy, and Post-Separation Parenting Law. Professor Susan B Boyd, Chair in Feminist Legal Studies, University of British Columbia, Canada |
| 16.00 | Developments in New Zealand Practice in cases of International Child Abduction. Emma Parsons and Alex Ashmore, Legal Practitioners, New Zealand | 16.00 | Balancing Interests of Parents and Children in International Relocation Cases. Professor Linda D. Elrod, Richard S. Righter Distinguished Professor of Law and Director, Children and Family Law Center, Washburn University School of Law, Kansas, USA |
| 16.30 | The US Perspective on the 1980 Hague Child Abduction Convention. Stephen J. Cullen, Kelly Powers, Attorneys, Miles & Stockbridge, United States. | 16.30 | Topic: tbc Carolynn Usher, Partner, International Family Law Group, London |
| 17.00 | Australian Practice. Michael Nicholls QC, 1 Hare Court, Former Head of the Lord Chancellor's Child Abduction Unit | 17.00 | The Interventionist approach of the Australian courts in relocation cases Associate Professor Lisa Young, Murdoch University, Australia. |
| 17.30 | End of day | | |

Evening Reception - The Terrace Pavilion, The House of Commons

FRIDAY 2ND JULY

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| 09.00 | Continuing Registration, Tea & Coffee - The Atrium | | | |
| 09.15 | Welcome to the third day at London Metropolitan University and the Centre for Family Law and Practice | Frances Burton, Visiting Lecturer in Family and Property, London Metropolitan University | | |
| PLENARY SESSION: INTERNATIONAL CHILD ABDUCTION | | | | |
| Session Chair: Marcus Scott Manderson, QC , 4 Paper Buildings, London | | | | |
| 09.20 | Conceptualising Family Abduction from the Child's Perspective: Lessons from Take Root | Liss Haviv, Executive Director, Take Root, US organisation providing peer support for former abducted children and education for professionals and public on matters relating to child abduction and its effects. | | |
| 09.50 | Gendered Perspectives on Interstate and Intrastate Moves | Dr. Ayelet Blecher-Prigat, Shaarei Mishpat Law College, Israel | | |
| 10.20 | Non-Convention States and International Child Abduction | Dr Adel Omar Sherif, Deputy Chief Justice, Egypt | | |
| 10.50 | Mediation in cases of International Child Abduction | Denise Carter, OBE, Director, reunite, International Child Abduction Centre. | | |
| 11.20 | Tea & Coffee – The Atrium | | | |
| PARALLEL SESSIONS | | | | |
| 11.40 to 13.10 | (A) International Child Abduction | (B) Non-Convention International Child Abduction | (C) Relocation | (D) Forced Marriage |
| Chair | Pamela Scriven QC 1KBW Chambers, London | Dr. Adel Omar Sherif Deputy Chief Justice, Supreme Constitutional Court, Egypt | Professor Merle Weiner University of Oregon, USA | Rachel Langdale QC 7 Bedford Row |
| 11.40 | The Hague Convention and the 'Most Expeditious Means' Test Roshnee Mansingh, Advocate, Johannesburg | International Child Abduction and Non-Convention States, the practical difficulties Lisa Jennians, Head of the Child Abduction Section, Foreign and Commonwealth Office | Identity and Culture - The impact of Statutory Criteria in the determination of Best Interests Associate Professor Lee Ann Basser, La Trobe University, Melbourne | Topic tbc Rani Atma, Chair and Founder, Asian Family Counselling Service |

| | (A) International Child Abduction | (B) Non-Convention International Child Abduction | (C) Relocation | (D) Forced Marriage |
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| 12.10 | Stranded Spouses and abduction "Stranded Spouses-a shell of existence" Teertha Gupta, 4 Paper Buildings, London | Indian Civil Aspects of International Child Abduction Bill 2007 and the Indian perspective on International child Abduction Anil Malhotra, Lawyer, Malhotra and Malhotra Associates India | The Swedish Relocation Position Professor Johanna Schiratzki, Stockholm University | Forced Marriage - The Indian Perspective Ranjit Malhotra, Lawyer, Malhotra and Malhotra Associates. India. |
| 12.40 | Mediating International Parental Kidnapping Cases in the United States: Ethical and Practical Considerations for Mediators on the Front Lines Asst Professor Jennifer Zawid, University of Miami School of Law, USA | A Paradise for kidnapping parents, public discourses on Parental Abduction in the Netherlands (1969-2009) Associate Professor Betty de Hart, Radboud University, Nijmegen | The New South African Children Act and hearing the child's voice Zenobia du Toit, Attorney, Miller du Toit Cloete, South Africa | The Role of cultural and religious difference in understandings of marriage and sexuality as a factor in forced marriage Catherine Shelly, PhD Student, Manchester University |
| 13.10 | The Wishes and Best Interest of the Child in Mediation Associate Professor Eva Ryrstedt, Faculty of Law, University of Lund, Sweden | Parental Conduct of Transnational Parental Child Abduction and Disputed Child Custody Disputes: Dutch/ Moroccan and Dutch/ Egyptian Strategies Dr Jessica Carlisle, PHD student, Radboud University, Nijmegen | Relocation and International Children: A Better Direction for Children Ann Thomas, Solicitor, International Family Law Group, London | Forced Marriage (Civil Protection) Act 2007: Impact on public and voluntary section service providers Dr Nazia Khanum, OBE, Equality and diversity, an independent consultancy in management, consultancy and training |
| 13.40 | Lunch – The Atrium | | | |
| 14.40 | The Rt Hon Baroness Hale of Richmond Patron of the Centre for Family Law and Practice | | | |

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| 15.10 | BREAK OUT DISCUSSION SESSIONS | | |
| | (1) International Child Abduction | (2) Relocation | (3) Forced Marriage |
| Title | The Human Rights Perspective | The child focussed issues and evidence that Judges need to decide relocation cases properly | Some Marriages are not Made in Heaven |
| Chair | Professor Philip Leach The Human Rights and Social Justice Institute, London Metropolitan University | His Honour Judge Peter Boshier Principal Family Court Judge, New Zealand | Mr Justice Singer, The High Court of Justice, England |
| 16.10 | Tea & Coffee – The Atrium | | |
| PLENARY SESSION: INTERNATIONAL CHILD ABDUCTION | | | |
| Session Chair: Stephen Gilmore , King's College, London | | | |
| 16.30 | Court Decisions about Relocation in Australia: An Empirical Study Focusing on Parents' Experiences | Dr. Juliet Behrens, Dr. Rae Kaspiw, Bruce Smyth, The Australian National University College of Law | |
| 17.00 | Relocation after parental separation in England and The Netherlands. The duty "to parent by doing" versus a parent's right to relocate | Prof. dr Wendy Schrama and Dr. Machteld Vonk, Molengraaff Institute for Private Law, University of Utrecht, The Netherlands, and University of Antwerp, Belgium | |
| 17.30 | Children's Welfare in Relocation Disputes: Differing Interpretations in England and New Zealand | Robert George, Lecturer in Law, Jesus College, Oxford | |
| 18.00 | CLOSE OF CONFERENCE | Dr. Marilyn Freeman and Frances Burton, Co-Directors, Centre for Family Law and Practice, London Metropolitan University | |

Evening Social Event: Conference Dinner, LINCOLN'S INN

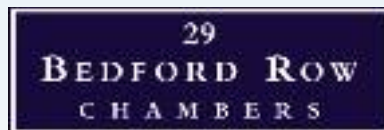
Booking Conditions

Although every effort will be made to maintain the current programme, the organisers reserve the right to alter the programme as and when necessary or cancel the conference totally in which case we will refund the full conference fee, but will not cover any other expenses incurred

Optional Weekend Activities and Social Programme – 3rd & 4th July

There is a separate programme of weekend activities for the weekend of 3-4 July including tickets for the opera and The Globe Theatre with private back stage visits, a private party to visit the famous Georgian Spitalfields houses and possible visits to Oxford and Cambridge. These, and other possibilities, depend on minimum numbers. Expressions of interest should be sent with the return of the booking form and further details will be supplied.

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