

Publications and Other Activities by Centre Faculty Members

MELISSA CASTAN

Articles

'New rules and recordkeeping: Redress for victims of child abuse' (2016) 41:1 *Alternative Law Journal* 43 (with Moira Paterson)

'Constitutional Recognition, Self-Determination and an Indigenous Representative Body' *Indigenous Law Bulletin*, vol 8, issue 19, 2

'Extending public law: Digital engagement, education and academic identity' *Legal Education Review* Vol 25 (2015), with K. Galloway

Book

'LawBriefs: Constitutional Law', 2015, Thomson Reuters

Book Chapters

'Australian Indigenous Legal Issues in Popular Culture' *Law and Popular Culture in Australia*, eds Melissa de Zwart, Bernadette Richards and Suzanne Le Mire, 2015 Thomson Reuters

'Constitutional law' in *Mastering Law Studies and Law Exam Techniques* by Rick Krever (ed) (2016, 9th edn., LexisNexis) [in press]

AZADEH DASTYARI

Book

'The United States Migrant Interdiction Program in International Waters and the Detention of Refugees in Guantánamo Bay, Cuba' (Cambridge University Press, July 2015)

Article

'Detention of Australia's Asylum Seekers in Nauru: Is Deprivation of Liberty by Any Other Name Just as Unlawful?' 38 (2) *University of New South Wales Law Journal*, 669.

JULIE DEBELJAK

Conference paper

'Human Rights Dialogue under the Victorian Charter: The Potential and the Pitfalls' (Presented at the *National Law Reform Conference*, Australian National University, 14-15 April 2016)

Submission

'Human Rights Inquiry', a Submission to the Queensland Parliament's Legal Affairs and Community Safety Committee, April 2016, pp 1-30

PATRICK EMERTON

Submission

Submission to the Parliamentary Joint Committee on Intelligence and Security on the Inquiry into the Australian Citizenship Amendment (Allegiance to Australia) Bill 2015, September 2015

ADAM FLETCHER

Submission

Submission to the Human Rights Subcommittee of the Joint Standing Committee on Foreign Affairs, Defence and Trade regarding Australia's Advocacy for the Abolition of the Death Penalty, September 2015

Submission to Australian Law Reform Commission on Report 127 (Interim), regarding Traditional Rights and Freedoms: Encroachments by Commonwealth Laws, September 2015

Submission in response to call for input - Special Rapporteur on Human Rights and the Environment, October 2015

Senate Legal and Constitutional Affairs Legislation Committee on the Migration Amendment (Complementary Protection and Other Measures) Bill 2015, 17 November 2015

Submission to the Office of the High Commissioner for Human Rights on the Right to Development at Monash University Faculty of Law, December 2015

Submission to Queensland Law Reform Commission Review on Expunging Historical Gay Sex Convictions, March 2016

Submission

'**Do we need a new human rights commissioner? Yes, but it's complicated ...**', *The Conversation*, Adam Fletcher, 15 February 2016

'The ALRC's freedoms inquiry – time for a 'war' on rights encroachments?', *Castan Centre blog*, 8 March 2016

'What does human rights law say about gun control', *Castan Centre blog*, 16 March 2016

'Criminal convictions for consensual sex', *Castan Centre blog*, 24 March 2016

'Government seeks to ramp up terror laws yet again', *Castan Centre blog*, 24 March 2016

'**Silly Season Blog Post: Drake's "Hotline Bling" makes the CEDAW Shame List**', *Castan Centre Blog*, 22 December 2015

PAULA GERBER

Article

'**Last word: Life imitating art?: Gay and lesbian families on and off the silver screen**', (2015) 40(4) *Alternative Law Journal* 294.

Book

'**Surrogacy, Law and Human Rights**', (2015) Ashgate Publishers, UK, with Katie O'Byrne (eds)

Submissions

Submission to the Legal and Constitutional Affairs References Committee on the issue of a popular vote, in the form of a plebiscite or referendum, on the matter of marriage in Australia, September 2015.

Submission to the Scrutiny of Acts and Regulations Committee, Assisted Reproductive

Treatment Amendment Bill 2015, December 2015

Media

'Making commercial surrogacy illegal only makes aspiring parents go elsewhere', *The Conversation*, 18 February 2016

'Comment: Turnbull can't be Australia's leader for reform until human rights are respected', *NITV, SBS*, 15 December 2015

STEPHEN GRAY

Media

'NT Intervention given fail grade' interview with *The Wire*, 8 February 2016

'Research finds Fed Govt's 'Stronger Futures' initiative has failed to produce tangible progress' interview with *ABC Radio National Breakfast* 9 February 2016

'NITV news report on the Northern Territory Intervention evaluation report', interview with *SBS*, 9 February 2016

'**Northern Territory intervention fails key reforms: report**' interview with *SBS Radio*, 9 February 2016

'Dollar Dave' and the Reserve Bank: a tale of art, theft and human rights', *The Conversation*, 22 March 2016

Interview with Richard Glover, ABC Radio Drive Sydney, about David Malangi and dollar note piece for *The Conversation*, 23 March 2016

NADIRSYAH HOSEN

Article

The Constitutional Court and 'Islamic' judges in Indonesia, *Australian Journal of Asian Law* [E], vol 16, issue 2, Melbourne University Press, Melbourne, pp. 1-11, 2016,

Grant

Faculty of Law conference support fund, Monash Law School, \$5000, 2016

SARAH JOSEPH

Articles

'Social Media and Promotion of International Law', *Proceedings of the 109th Annual Meeting of the American Society of International Law* (2015), pp 249-254

'Is Fox News a Breach of Human Rights: the News Media's Effective Immunity from the Guiding Principles', 1 (2) *Business Human Rights Journal*, pp 1-25

Media

'Tony Abbott's contempt for international human rights law', *The Conversation*, 31 March 2016

'Australia found to have breached the human

rights of David Hicks', *The Conversation*, 22 February 2016

"**You have the right to speak...well...**", radio interview with *2ser* 4 February 2016.

Other

'Counter-terrorism, Policing and Human Rights', Victoria Police (same talk delivered to Victoria Police on 30 October 2015) 4 August 2015

The UN and human rights", *UNAA panel*, MacQuarie University, Sydney, 21 September 2015

The Human Rights Council and Universal Periodic Review", *Parliamentary Friends of the UN*, Breakfast speech, Parliament House, Canberra, 22 October 2015

Panellist on Australia's Universal Periodic Review, *Castan Centre*, Monash Law Chambers, 29 October 2015

SUSAN KNEEBONE

Article

'Introduction to Special Issue on Access to Asylum: Current Challenges and Future Directions' (2015) 29 (2) *Immigration Asylum and Nationality Law* 135-140

'Introduction to Special Section on Developing Frameworks for Protection of Trafficked Persons' (2015) 53 (4) *International Migration* 3-8 (editor)

JOANNA KYRIAKAKIS

Article

'Introduction to Special Issue on Access to Asylum: Current Challenges and Future Directions' (2015) 29 (2) *Immigration Asylum and Nationality Law* 135-140

Conference paper

'The Political Legitimacy of International or Regional Criminal Courts and the Case for Competence over Transnational Corporations', presented at the European Society of International Law 11th Annual Conference, University of Oslo, 11 September 2015

ADAM MCBETH

Other

Panel speaker at Human Rights Arts and Film Festival screening of 'Land Grabbing', on the topic of 'Forced evictions for agricultural projects', 16 May 2016

BRONWYN NAYLOR

Article

Review: James B Jacobs, *The Eternal Criminal Record* Harvard University Press 2015 (2016) 41:2 *Monash University Law Review* 508-514.

Submission

Submission to the Victorian Ombudsman, on the Investigation into the rehabilitation and reintegration of prisoners in Victoria: Discussion Paper 30 January 2015, cited in Victorian Ombudsman, *Investigation into the Rehabilitation and Reintegration of Prisoners in Victoria*, September 2015

Conference Papers

'Researching Human Rights in Prisons' Conference Paper, European Society of Criminology, Porto, Portugal 3 September 2015

Media

'**Half the men who kill partners have history of domestic violence**', *The Sydney Morning Herald*, 29 April 2016

'**Domestic violence will flourish because of government funding cuts**', *The Age*, 2 May 2016

Other

Out of character? Legal responses to intimate partner homicides by men in Victoria 2005-2014 (May 2016), Research report co-authored with Debbie Kirkwood, Mandy McKenzie and Danielle Tysons

MARIA O'SULLIVAN

Article

The ethics of resettlement: Australia and the Asia-Pacific region, *The International Journal of Human Rights [I]*, vol 20, issue 2, Routledge, UK, pp. 241-263, 2016

Conference papers

Implications of the Asylum caseload act for Refugee claims, Law council of Australia, immigration law conference March 2016

Interdiction, offshore processing and refugee rights; Uni Connecticut Symposium on the Global Refugee Crisis April 2016

Media

Expert commentary to ABC Fact Check on Children in detention, 25 February 2016

'The End of Offshore Detention? The Implications of The Papua New Guinea Supreme Court Decision', *Castan Centre for Human Rights Law Blog*, 27 April 2016

'Refugee Policy in the European Union: Austria's Emergency Legislation', *SBS Radio*, 28 April 2016

'Alternatives to Offshore Processing on Manus Island', *ABC Radio Western Australia*, 28 April 2016

'If not Manus, then what? Possible alternatives for asylum seekers and refugees in Papua New Guinea' *The Conversation*, 28 April 2016

'PNG says Manus Island is no longer a detention centre' Radio interview with *ABC National*, 12 May 2016

TANIA PENOVIC

Book

Civil Procedure in Australia, LexisNexis Butterworths, Chatswood NSW Australia, 2015 (with A. Hemming)

Conference paper

Abused all over again: child sex abuse and inaccessible justice, presented at The Future of Civil Procedure: Innovation and Inertia, Monash University Law Chambers, 17 February 2016

Media

'What's the child sexual abuse Royal Commission go to do with the Convention on the Rights of the Child', *Castan Centre Blog*, 6 April 2016

RONLI SIFRIS

Articles

'Commercial Surrogacy and the Human Right to Autonomy' (2015) 23 *Journal of Law and Medicine* 365-377

'Commercial Surrogacy: What Role for Law in Australia?' (2015) 23 *Journal of Law and Medicine* 275-296 (with K Ludlow and A Sifris)

Submission

Submission to the Australian House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into Surrogacy Arrangements, February 2016 (K Ludlow and A Sifris)

Submission

'State by state, "safe access zones" around clinics are shielding women from abortion protesters' *The Conversation*, 30 November 2015

'Buffer zones to protect women seeking abortions', interview with *2SER*, 2 December 2015

Interviewed by *107.3 2ser* about safe access zones in Victoria, 2 December 2015

MARIUS SMITH

Media

'Questions submitted in advance of Australia's Universal Periodic Review', 9 November 2015

'The world reviews Australia's human rights record', *Castan Centre blog*, 9 November 2015

'Australia gets a rigorous human rights review in Geneva', *Castan Centre blog*, 10 November 2015