# ANNUAL HIGHLIGHTS

Bonavero Institute of Human Rights

2018-19

# ANNUAL HIGHLIGHTS

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# Baroness Helena Kennedy QC

The Founding Fellow of the Bonavero Institute of Human Rights and Principal of Mansfield College (2010-2018).

Baroness Helena Kennedy QC, former Principal of Mansfield College, was the driving force behind the establishment of the Bonavero Institute. As one of Britain's most distinguished lawyers she has spent her professional life championing civil liberties and promoting human rights.

### HIGHLIGHTS OF THE YEAR

The Bonavero Institute has been a busy place in its second year of operation. The year started with Secretary Hillary Clinton unveiling Penelope Jencks' magnificent statue of Eleanor Roosevelt in the gardens of Mansfield just outside the Institute.

Eleanor Roosevelt was the chairperson of the committee that drafted the Universal Declaration of Human Rights and guided its adoption by the United Nations General Assembly in December 1948. She is an inspirational historical figure: a woman with little formal learning who became a global leader, striving untiringly with compassion and commitment to promote and protect human rights. On the same evening, former principal of Mansfield College, the Founding Fellow of the Bonavero Institute, Baroness Helena Kennedy QC, conducted a conversation with Secretary Clinton on the theme of three remarkable women: Eleanor Roosevelt, Hillary Clinton and Helena Kennedy QC.

The following day, the Bonavero Institute hosted a conference, Confronting Illiberalism, in which leading speakers from around the world discussed the role of three institutions key to confronting illiberalism: the media, civil society organisations and universities.

Speakers included Adam Bodnar, the Polish Ombud, Nic Dawes, Deputy Executive Director for Media at Human Rights Watch, Michael Ignatieff, the Rector of the Central European University, and Louise Richardson, the Vice-Chancellor of the University of Oxford. This conference was the first of several important conferences hosted by the Bonavero Institute during the year. Others covered themes such as "Remaking the UK Constitution: Politics and Process". "The Promise of Constitutions" in Nairobi, "Current Issues and Common Challenges for the Protection of Human Rights in Europe, Africa and the Americas" and "Justice for Transnational Human Rights Violations". Many of our conferences are co-hosted with partner organisations.

#### Research

An important development this year was the appointment of a Head of Research to coordinate and lead our research programme.

#### HIGHLIGHTS OF THE YEAR

I am delighted to report that Dr Liora Lazarus, a long-standing member of the Faculty of Law at the University of Oxford, who played a key role in the planning and establishment of the Bonavero, commenced a three-year partial secondment to the Bonavero at the beginning of the year. Highlights of the research programme this year include:

- Being one of the five partners, led by the Bingham Centre for the Rule of Law, that have been awarded a major grant by the UKRI Strategic Priorities Fund to establish a Policy and Evidence Centre on Modern Slavery. The Bonavero Institute will co-ordinate and support researchers from across Oxford in relation to the Centre.
- The award of an eighteen-month grant by the Oak Foundation to establish a comparative research project on Civil Liability for Human Rights Violations. We have now appointed Dr Ekaterina Aristova to join the Bonavero as a post-doctoral researcher to assist with the research.
- Attracting two British Academy Post-doctoral researchers to the Bonavero, both of whom have received three-year post-doctoral grants: Dr Leah Trueblood and Dr Richard Martin, who will join our three existing post-doctoral researchers, Dr Oliver Butler, Dr Stefan Theil and Dr Michael Molavi, together with Dr Aristova.

- Hosting a series of important researchfocussed roundtable seminars generally
  drawing both practitioners and scholars to
  discuss a range of topics including online
  hate speech, the impact of court reform on
  access to justice, the establishment of an
  external independent review mechanism for
  Facebook and other social media platforms,
  the assessment and removal of judges in postauthoritarian transitions, judicial review in a
  digital age, the White Paper on Online Harms
  and legal interventions in transnational
  human rights work.
- The establishment of a series of reports, the Bonavero Reports, which contribute to contemporary policy discussions with human rights and rule of law significance. Three Bonavero reports were published during the year.

### **Programmes**

During the year, we both consolidated existing programmes and introduced new ones, under the energetic and able leadership of our Head of Programmes, Dr Annelen Micus. Highlights of programming during the year have included:

• The development of a collaborative legal aid clinic in HMP Huntercombe, in partnership with the Centre for Criminology and Turpin & Miller, a firm of solicitors in Oxford.

- The clinic provides immigration advice to prisoners at HMP Huntercombe. A group of selected students attend the clinic fortnightly, and also spend time at Turpin & Miller assisting with litigation that may arise.
- A series of human rights careers evenings hosted in partnership with the student organisation Lawyers without Borders.
- The expansion of our Student Summer Fellowship programme which enables students to spend periods of 10 weeks to 6 months as law clerks, or as interns at human rights organisations, gaining practical experience. The Oxford Pro Bono Publico internship project also forms part of this programme. This summer 17 students have spent time at 12 organisations including The Bingham Centre for the Rule of Law, Dejusticia (in Colombia), the European Center for Constitutional and Human Rights (in Berlin), JUSTICE, the Namibian Supreme Court, the Public Law Project, Reprieve UK, REDRESS, the Social and Economic Rights Institute (in Johannesburg), Turpin & Miller, the UK Joint Committee on Human Rights, and the United Nations Relief and Works Agency for Palestine in Jerusalem. We are grateful to our generous benefactors for making it possible for us to provide every student with a living wage stipend during their fellowships.
- The continued success of our Research Visitor programme, in which we seek to attract both scholars and practitioners (including judges) engaged in independent research on a topic related to human rights or the rule of law. This year we have hosted nine Visitors who have come from every continent. We also hosted our first funded Research Visitor, a human rights practitioner from Kenya, which was generously supported by OSF-SA.
- The successful hosting of the global Price Media Moot competition, with regional rounds hosted in seven different cities (Beijing, Budapest, Cairo, Delhi, Johannesburg, Kiev and New York), and the finals in Oxford in April. This extraordinary programme, which was established by the Programme for Comparative Media Law and Policy in Oxford, enables us to foster conversations about freedom of expression and media in many parts of the world.
- Promoting Oxford teams' participation in human rights moots. This year Oxford teams had a triumphant year, winning both the ELSA European Human Rights Moot held at the European Court of Human Rights in Strasbourg and the Nelson Mandela global human rights moot held at the Palais des Nations in Geneva.

# HIGHLIGHTS OF THE YEAR

#### Thanks

I should like to record my gratitude to a range of people that have made the successes of the year possible:

- The Dean of the Faculty of Law, Professor Anne Davies, and the administrative team led by Charlotte Vinnicombe, for their steady support throughout the year,
- The members of our Management Committee, and particularly both Les Green and Nick Bamforth who each served as chairs of the committee for part of the year,
- The members of our Advisory Council who not only attend our annual meeting, but are available to give guidance and support throughout the year,
- Our colleagues at Mansfield College, in particular its new principal, Helen Mountfield QC, its senior tutor, Lucinda Rumsey, domestic bursar, Lynne Quiggin, and IT manager, Greg Jennings, who provide such a wonderful home for the Bonavero,

- Our generous benefactors who have made the establishment of the Bonavero Institute possible and many of whom continue to be interested in and supportive of our work, in particular, Yves and Anne Bonavero and their family, the Potter Foundation, the Oak Foundation, Alastair McBain, Eric L Lewis and Donald Glascoff, and
- Finally the hard-working administrative team led by the highly professional and ever-cheerful Zoe Davis-Heaney.

In addition, a warm thank you to all of you who have showed interest in our work, participated in our events and programmes, and given us your support throughout the year. We look forward to further collaboration with you all next year.

Late o'Kegen

Kate O'Regan August 2019



# INSTITUTIONAL STRUCTURE

The Bonavero Institute of Human Rights is a research institute within the Faculty of Law at the University of Oxford. Unlike the other research centres in the Faculty of Law that are housed in the university buildings, the Bonavero Institute is housed in Mansfield College.

The governance and structure of the Bonavero Institute is governed in terms of a Constitution approved by the Law Board and the Board of the Division of Social Sciences within the University. The Director of the Institute reports to the Dean of the Faculty of Law and to a Management Committee, established in terms of the Constitution, which meets termly. It is chaired by Nicholas Bamforth, a member of the Faculty of Law and a fellow of Queen's College.

#### BENEFACTORS

# The Bonavero Institute of Human Rights would like to thank all its Founding Donors:

The AB Charitable Trust – the Bonavero Family

The Abunahl Family

**Donald Glascoff** 

The Hands Family

The Legal Education Foundation

The Leventis Family

Eric L. Lewis

The McBain Family Trust

The Oak Foundation

The Open Society Foundation

Open Society Foundation for South Africa

The Potter Foundation

The Lisbet Rausing Foundation

With thanks also to the many alumni and friends who have supported and continue to support, and to those who wish to remain anonymous.

### MANAGEMENT COMMITTEE

At the end of this year, the following were members of the Management Committee: Professor Dapo Akande, Professor Nick Barber, Professor Nick Bamforth (Chair), Professor Cathryn Costello, Professor Sandra Fredman, Professor Helen Margetts, Dr Annelen Micus, Helen Mountfield QC, and Professor Kate O'Regan. The termly Director's Report as well as the minutes of the termly meetings of the Management Committee are tabled at Law Board termly.

### ADVISORY COUNCIL

# The Advisory Council is established in terms of the Constitution to provide advice to the Director and meets annually.

#### Ms Alejandra Ancheita

Founder and Executive Director ProDESC, Mexico

#### Lady Arden

Justice of the Supreme Court of the United Kingdom

#### Mr Yves Bonavero

Chairman, Woodsford Consulting, Founder, the AB Charitable Trust

#### Dame Linda Dobbs DBE

High Court Judge in England and Wales (retd)

#### Lord John Dyson

Master of the Rolls (retd)

#### **Professor Christof Heyns**

UN Human Rights Committee (2017 - 2020), Director of the Institute for International and Comparative Law in Africa, University of Pretoria

#### Baroness Helena Kennedy QC

Founding Fellow of the Bonavero Institute, barrister, broadcaster and Member of the House of Lords, executive director of the IBA Human Rights Institute

#### Mr Eric Lewis

Senior international civil rights litigator and arbitrator

#### Ms Jennifer Robinson

Barrister, Doughty Street Chambers

#### Dr Miriam Saage-Maaß

Vice Legal Director European Center for Constitutional and Human Rights (ECCHR), Berlin

#### Sir Stephen Sedley

Court of Appeal England and Wales (retd)

#### Mr Chris Stone

Independent advisor on justice reform

#### Dr Anup Surendranath

Director, Centre on the Death Penalty, Assistant Professor of Law, NLU Delhi

#### Professor Rodrigo Uprimny Yepes

Professor Emeritus, National University of Colombia, Co-founder, Dejusticia, Colombia, Member of the UN Committee on Economic, Social and Cultural Rights (2015-2022)

#### Mr Vincent Warren

Executive Director, the Center for Constitutional Rights, New York.

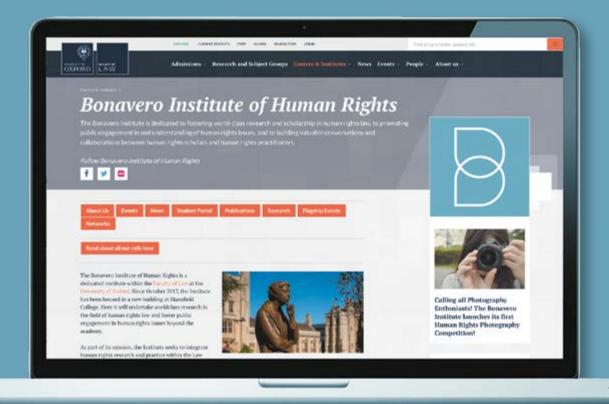
### FOUNDING PRINCIPLES

The Institute studies and supports all fundamental human rights as they have been, or should be, protected in law, for example, those rights in the UDHR.

The Institute acknowledges and welcomes debates about the content, foundation, and best forms of protection for human rights. It supports vigorous and diverse scholarly discussion of all these issues.

There are many people and organisations working in the field of human rights law both in Oxford and beyond. The Institute will seek to ensure that we work openly and collaboratively with others working in the field of human rights wherever possible.

# BONAVERO ONLINE



The Bonavero Institute has a website on the Faculty of Law website, as well as a <u>Facebook</u> page and a <u>Twitter</u> account @BonaveroIHR. Following us is the best way to keep in touch with what is going on at the Bonavero Institute <u>www.law.ox.ac.uk/bonaveroihr</u>

We also have a mailing list for weekly information during term-time on the Bonavero Institute. Those who wish to subscribe should send a blank email to the following address: <a href="mailto:bonavero-news-subscribe@maillist.ox.ac.uk">bonavero-news-subscribe@maillist.ox.ac.uk</a>

### STAFFING

### RESEARCH ASSISTANTS







# Research Assistants (during 2018/2019 academic year):

Ms Caitlin Salvino, MPhil candidate | Ms Kamille Adair Morgan, DPhil candidate Mr Gehan Gunatilleke, DPhil candidate | Ms Sanya Samtani, DPhil candidate Ms Neerja Gurnani, MPhil candidate | Ms Lisa Hsin, DPhil candidate

"Never, since 1945, has the defence of our human rights been more necessary. I'm proud that the Bonavero Institute has joined the fray, and delighted by the impact that it is already having".

Yves Bonavero

# The Bonavero Institute currently has the following posts:

Left to right: Professor Kate O'Regan, Director | Professor Liora Lazarus, Head of Research Dr Annelen Micus, Head of Programmes | Ms Zoe Davis-Heaney, Institute Administrator Ms Sarah Norman, Price Media Moot Programme Administrator | Ms Emma Pruszewicz, Events and Communications Officer | Dr Michael Molavi, The Legal Education Foundation Post-Doctoral Fellow | Dr Oliver Butler, Post-Doctoral Fellow | Dr Stefan Theil, Bonavero Post-Doctoral Fellow.



#### Bonavero Institute of Human Rights

The University of Oxford, with the support of @HSFlegal, is hosting a conference at the Bonavero Institute on Monday 10 June to mark the 20th Anniversary of the #civilprocedurerules . The conference brochure, programme and how to apply can be found here https://www.law.ex.ac.uk/events/ civil-procedure-rules-20-anniversary-conference

#### THE CIVIL PROCEDURE **RULES AT 20**

Bonavero Institute of

**Human Rights** 

Send Message

Weiran, Gayathree, Aradhana and 938 others like this













We are currently watching (on the livestream link below) session 6 on Constitutional Conventions.

Bonavero Institute of Human Rights

Landscape of Contemporary Rwanda'. Director Piotr

Bonavero Institute of Human Rights, Monday 21 Jan,

Cieplak introduces his film, as part of Oxford

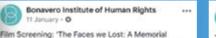
Transitional Justice Research Seminar Series.

1pm - 2.45pm.

f you have any questions for the panel please comment here or tweet at us @BonaveroiHR. We will share these comments with the chair.



Remaking the UK Constitution: Politics and Process by University of Oxford Live



Bonavero Institute of Human Rights 19 February - O

TOMORROW #Access and Accessibility at Oxford: Moving the Conversation Forward. This year's student-led #Diversity and #Equality Conference focuses on access to education at Oxford. 10 am - 5 pm, Bonavero Institute https://www.law.ox.ac.uk/ events/oxford-university-diversity-equalityconference

#### Oxford University **Diversity & Equality** Conference (OUDEC) 2019



Two days left to apply for Bonavero Institute Student Fellowships. Financial assistance and opportunities to work with an exciting range of organisations in the field of human rights law. Deadline: noon 25 April. Details and how to apply: https://www.law.ox.ac.uk/ tres-institutes/bonavero-institute-human-rights/ navero-institute-student-fellowships



# SOCIAL MEDIA

Bonavero Institute of H... +18/10/2018 Delighted to welcome @LioraLazarus as our new Head of Research, working to support the research ambitions of the Institute. Liora is an Associate Professor of Law and a fellow of St Anne's College, Oxford, specialising in human rights and security. law.ox.ac.uk/people/liora-l...



@BinghamCentre @turinginst @rightsbeacon and @WilberforceHull in the new UKRI funded Policy and Evidence Centre to undertake research to inform policy to combat modern slavery. We will draw on expertise of many colleagues from @OxfordLawFac

We are delighted to be partnering with

Tackling #ModernSlavery has been a priority for my government. We can be proud of our progress so far, both at home and abroad, but there is still more to do and I am pleased to support new research to help end this barbaric crime by 2030." - PM @Theresa\_May

Thanks to @UniofOxford & @BonaverolHR for a wonderful month

Chimene Keitner

immersed in international human rights law. I learned so much from my students & colleagues, and am heartened to know that even (and perhaps especially) in bleak times champions of compassion and dignity will persevere.

16:07 - 07/08/2019 - Twitter Web App



Such a great discussion tonight placing the ambitions on human rights in the day to day practice of policing thank you @PrincipalStAns and @BonaverolHR

1 Helen King PrincipalSt. - 01/11/2018

Thank you to @LioraLazarus for the invitation & to Christof & everyone who attended for a great discussion. I hope I managed to give you some insight into the tremendously complex & difficult decisions U.K. police officers are...

Patricia Carrier @pcarri... · 05/11/2018 Thank you @Annelen\_Micus & @BonaverolHR at Oxford for inviting me to speak on the UK #ModernSlaveryAct with your amazing law students!







Bonavero Institute of H... 05/11/2018 It was wonderful to have you with us to share your many experiences on companies complying - or not - with the Modern Slavery Act! More information on @BHRRC useful repository of MSA Statements and valuable analysis here: modernslaveryregistry.org











@MansfieldOxford and @BonaverolHR and what a great view from my study window! Thanks to all donors and to our new honorary fellow @HillaryClinton for unveiling our lovely new statue.

Bonavero Institute... - 10/10/2018 Good morning #EleanorRoosevelt. It

is lovely to have you here reminding us each morning of the importance of promoting and protecting human rights in our world!



# KOFI ANNAN

"I have no doubt that the scholarship and imagination that the Bonavero Institute will stimulate, the exchange of ideas and the outreach to civil society that it has put at the heart of its mission will help realise the ultimate promise of human rights: creating a better world for all humankind."

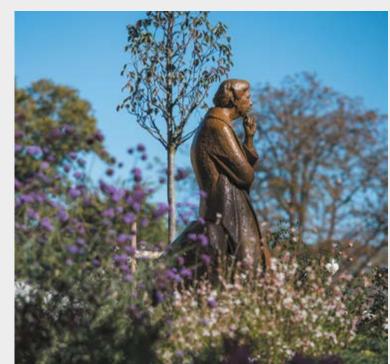
# *In memoriam (1938-2018)*

We were deeply honoured by Kofi Annan, who accepted our invitation to formally open the Bonavero Institute on Friday 15th June 2018. The Chancellor of the University, Lord Patten chaired the opening at which the Founding Fellow of the Institute, Baroness Helena Kennedy QC and the Director, Kate O'Regan, spoke. We were saddened to hear of the death of Kofi Annan later in the summer of 2018.



# EVENTS AND CONFERENCES

We hosted more than thirty events every term this year. Events have included major international conferences, public lectures, smaller roundtable research symposia, the Bonavero Discussion Group, which is held weekly during term-time, films and cultural events, career events and our hosted network discussion groups. Many of our events are co-hosted with partners from within Oxford, such as the Centre for Criminology, the Oxford Human Rights Hub, the Oxford Transitional Justice Research network, the Programme for the Foundations of Law and Constitutional Government and Lawyers without Borders, or from outside Oxford such as the Bingham Centre for the Rule of Law, the Human Rights Centre at the University of Essex, the Land and Accountability Research Centre at the University of Cape Town, Oxfam, ECCHR and the Public Law Project. The next few pages will give you some idea of our active conference and events programme.



OCT 2018



TERM-TIME





WEEKLY

ANNUAL HIGHLIGHTS 2018-19

# Human Rights Network events

This year we have also commenced regular weekly discussions organised by our hosted discussion groups and research networks: Fiction and Human Rights (FHR), Children's Rights Network (OCRN) and Business and Human Rights Network (OXBHR).

There were 13 events during the year, beginning with a discussion about "The Recognition of Children in Social Policy in Europe" presented by **Professor Mary Daly**. In Hilary Term, the events included **Gabrielle Holly**, Omnia Strategy LLP, "Transnational tort and access to remedy under the UNGPs: Case studies and global developments", and the screening of the film, 'The Children Act' with discussion on medical law and human rights with **Dr Ruth Caulkin**. In Trinity term, events included **Charles Foster** and **Rachel Thanassoulis** on *Zorba the Greek* by Nikos Kazantzakis, and a screening of "The Foreigner's Home" focusing on the work of **Toni Morrison** when she was a curator at the Louvre in 2006.

TERM-TIME



MAY 201

MAY 2019

ANNUAL HIGHLIGHTS 2018-19







DCT 2018



FEB 2019

ILINE 2019

NE 2019

MARCH 2019

JUNE 2019







# PUBLIC LECTURES



# Book launches held at the Bonavero included

Fanie Du Toit - "When Political Transitions Work: Reconciliation as Interdependence".

Nick Barber - "The Principles of Constitutionalism"

Jason Brickhill et al "Public Interest Litigation in South Africa"

Launch of Report "Glasnost! Nine ways Facebook can make itself a better forum for free speech and democracy"

Aziz Huq "How to save a Constitutional Democracy"

William Schabas "The Trial of the Kaiser"

Sir Stephen Sedley "Law and the Whirlygig of time"

Hurst Hannum "Rescuing Human Rights: A radically moderate approach please?"

Chris McCrudden "Litigating Religions"

"Lynette J. Chua "The Politics of Love in Myanmar: LGBT Mobilization and Human Rights as a Way of Life

# PROGRAMMES, COMMUNITY & STUDENT ENRICHMENT

Our strategic goals include enriching student exposure to human rights issues, as well as to build a community of human rights scholars and practitioners. We have a range of programmes to assist us achieve these goals.

# Price Media Law Moot Court competition



We held regional rounds in Beijing, Budapest, Cairo, Delhi, Johannesburg, Kiev and New York. Around 70 teams participated in the regional rounds. The final rounds were held in Oxford from 8 to 12 April. 36 teams participated.

The panel for the grand final consisted of Sir Nicolas Bratza, Chief Justice Peter Shivute, Judge Noni Tsotoria and Judge Kate O'Regan.

The winning team was from the **University of the Philippines** and the runner-up from the **National University of Kyiv-Mohyla Academy, Ukraine**.

# PROGRAMMES, COMMUNITY & STUDENT ENRICHMENT

The Bonavero Institute has a growing number of ways in which it fulfils it's commitment to Student Enrichment

Human Rights Fair
Freshers' Fair participation
Human Rights Law Careers evenings

Seminars on Strategic Human Rights litigation and policy-making Support for Oxford participation in Human Rights moots

# Some Human Rights initiatives at Oxford

Amnesty International
Lawyers without Borders
Junior Lawyers against Poverty Network
Oxford Legal Assistance
Oxford Pro Bono Publico
Mansfield Human Rights Forum
Oxford Transitional Justice Research

Public International Law Discussion
Group
Disability Law & Policy Project
Mobility and Migration Network
Refugee and Migration Law Discussion
Group
Oxford Human Rights Hub

# Networks hosted by Bonavero

Oxford Business & Human Rights Research Network Oxford Children's Rights Network Fiction & Human Rights Network

# STUDENT FELLOWSHIP PROGRAMME

For the third year, the Bonavero Institute has provided summer stipendiary fellowships to Oxford students to work at human rights organisations or courts around the world. The programme has grown from a handful of students in 2017 to 17 students in 2019. Partners include the Bingham Centre for the Rule of Law, Dejusticia in Colombia, the European Center for Constitutional and Human Rights in Berlin, JUSTICE, the Namibian Supreme Court, the Public Law Project, REDRESS, Reprieve UK and local law firm Turpin and Miller. We are also fortunate to have an endowed fellowship programme, the Samuel Pisar Travelling Fellowship. The Bonavero Institute also administers the Oxford Pro Bono Publico internship programme. All summer fellows and OPBP interns are guaranteed a living wage during their internships. Feedback from our partners, and from the students, has been enthusiastic, and we look forward to the programme continuing for many years to come.

This programme is made possible with generous support from Eric Lewis, Donald Glascoff, Lisbet Rausing and Peter Baldwin, Yves and Anne Bonavero.

# STUDENT FELLOWSHIPS

STUDENT	PRACTICE LOCATION	AREA OF INTEREST
Ayushi Agarwal	Dejusticia, Bogotá, Colombia (OPBP)	Human Rights Law, Women's Rights and Gender Equality
Abdulbasit Abdulrahim	Joint Committee on Human Rights, UK Parliament	Computational Law, Privacy-Preserving Data Analysis, Digital Rights and Algorithmic Due Process
Aymen Ati	JUSTICE, London	Public law and alleged miscarriages of justice
Ashleigh Barnes	REDRESS, London	Human rights law, public law and international law
Rahul Bajaj	Reprieve, London	Controversies associated with the administration of the death penalty in jurisdictions including the US, India, South Africa and the ECHR.
Ana Diaz	Bingham Centre for the Rule of Law, BIICL, London	Relations between the independence of the judiciary and the rule of law as one of the most urgent themes in Mexico.
Emily Hampshire	Reprieve, London	International Human Rights Law and Public International Law
Kathryn Kaelin	Turpin & Miller, Oxford	Criminal Law and women's rights.
Vandita Khanna	European Center for Constitutional and Human Rights, Berlin, Germany	Prohibition of torture and anti-discrimination law



STUDENT	PRACTICE LOCATION	AREA OF INTEREST
Emilie McDonnell	Samuel Pisar Travelling Fellowship for an internship with the United Nations	Relief and Works Agency for Palestine Refugees' Department of Legal Affairs in their West Bank Field Office in Jerusalem
Rishika Sahgal	OPBP General Internship Fund for an internship at the Socio-Economic Rights Institute, Johanesburg, South Africa	Right to housing in the context of evictions in India and South Africa
Shalaka Phadnis	Namibian Supreme Court	International law and Human Rights
Lynn Temp	Turpin & Miller, Oxford	International justice and accountability for human rights violations
Adam Waring	Public Law Project, London	Constitutional Theory, Referendums and Parliamentary Democracy
Jade Weiner	Bingham Centre for the Rule of Law, BIICL, London	Betterment of marginalised, disadvantaged, excluded and vulnerable members of society
Sneha Priya Yanappa	REDRESS, London	International Law and Armed Conflict, International Criminal Law, International Dispute Settlement and Comparative Equality Law
Louisa Yasukawa	Dejusticia, Bogotá, Colombia	Role of transitional justice in supporting durable solutions for internally displaced persons



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# **BONAVERO RESEARCH**

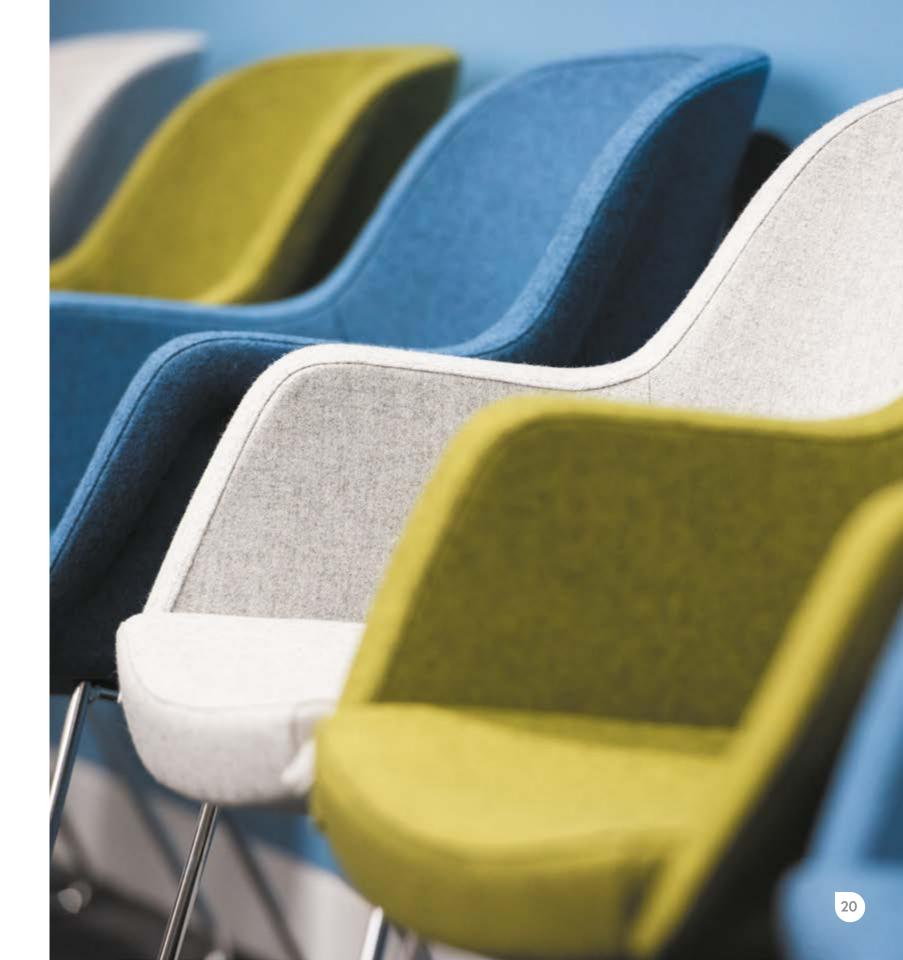
The Bonavero Institute Research programme is growing. We now have five research themes, each of which has different projects within them. The research themes are Access to Justice, Armed Conflict, Security and Human Rights, Business and Human Rights, Democracy and Human Rights and Human Rights in the Digital World. We have had success in seeking research funds in many of these fields.

# Research Funding

AHRC Research project on Modern Slavery:
The Bonavero Institute was part of a major bid to the UKRI Strategic Priorities Fund to establish a Policy and Evidence Centre on Modern Slavery and Human Rights operating on a hub and spoke model. This bid was coordinated by the Arts and Humanities Research Council and the Bingham Centre for the Rule of Law. At the time of writing, the general bid has been confirmed as successful, but details are yet to be provided on the funding that will be allocated to the various partners in the bid. As soon as we establish

the full details on the funding available to us as part of the AHRC Policy and Evidence Centre on Modern Slavery we will set up appointments to this project which will be overseen by **Dr. Liora Lazarus**.

Currently members of the Institute are engaged in the following research projects:



#### Research Seminars and Roundtable Discussions

We hosted, or co-hosted nine research seminars or roundtable discussions:

**Civil Society in a post-Brexit Democracy**, co-hosted with the Public Law Project and Liberty.

An expert stakeholder workshop on **Measuring the Impact of Court Reform on Access to Justice: An Urgent Empirical Challenge** with two sessions: one on "Measuring Access to Justice: Themes from the case law on systemic unfairness" and the second on "Implications for Evaluating the Court Reform Programme".



"The reassessment and removal of judges in post-authoritarian transitions" organised by the Bingham Centre.



"Judicial Review in a Digital Age" co-hosted with the Public Law Project.



"Enforcing human rights through legal means. Legal interventions in transnational human rights work" co-organised with ECCHR.



#### Bonavero Perspectives seminars

We continued our Bonavero Perspectives seminars this year. The seminars are by invitation only for Bonavero academic staff members as well as Research Visitors and Academic Affiliates.

# Regulating Speech Appropriately in the Emerging Digital Landscape

A one-day symposium. Speakers included **Jim Killock** from the Open Rights Group, **Corey Stoughton** from Liberty, **Vicki Nash** from the Oxford Internet Institute, **Siobhan Cummiskey** from Facebook, **Hugh Tomlinson QC** from Blackstone Chambers, **Dr Stefan Theil** and **Robert Gorwa**.

"Crimes against humanity and economic actors" with the Latin American Centre and the Argentinean NGO ANDHES.

"Institutional Design Questions relating to the establishment of an external independent review mechanism for Facebook and other social media platforms" a Chatham-House Rules roundtable discussion.

"White Paper on Online Harms" roundtable seminar co-hosted with the Journal for Media Law.

### Bonavero Report series

We have published three Bonavero Reports over the last few months. The first was the content of a report prepared by Michael Molavi, Andrew Higgins and Kate O'Regan to the Parliamentary Committee on the online courts system; the second was a report prepared by Stefan Theil and Kate O'Regan on Facebook's proposed Independent External Review board and the third was a response to the UK White Paper on Online Harms authored by Stefan Theil, Jake Rowbottom, Kate O'Regan.

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# STAFF ACTIVITIES

# Kate O'Regan, Director

Kate delivered several public lectures during the year, notably the University of Nottingham Annual Human Rights Lecture on 4 October "Hate speech online"; the Administrative Law Bar Association Annual Lecture in London on 5 November on "Adjudicating Religion"; and the St Hugh's College, Oxford Annual Law Lecture in London "Reflections on the role of the judge" on 14 November. She also participated as a speaker at more than 20 conferences and roundtable discussions including the annual Public Law Project conference in London; the conference to mark the retirement of Dame Sian Elias, the Chief Justice of New Zealand, in Auckland; a conference on international law in Windhoek, Namibia; and at the ICON-S conference in Santiago, Chile.

Kate's publications during the year include "The Universal Declaration of Human Rights at 70: A time to look back, a time to look forward" (2018) 6 Journal of the British Academy as well as "Hate Speech Online: An (intractable) contemporary challenge?" (2019) Current Legal Problems.

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#### Professor Liora Lazarus, Head of Research

Liora delivered a keynote address to the International Congress on "Human Rights: Emerging Challenges" in Bilbao, Spain on 8 November 2018, and took part in a seminar organised by Goldsmiths Law at the Royal Society of Art London, entitled "ECHR Impact in the UK: Views from Legal Theory and Practice" on 22 January 2019. She also spoke at a workshop on Proportionality at the Democracy Institute in Jerusalem on 22 May 2019. On 27 July 2019, Liora delivered the keynote address at Maynooth University, Ireland for the launch of their Crime and Security Research Group. On 16 June 2019, Liora joined a panel organised by the International Law and Affairs Group at City Law School, University of London on Comparative Methodologies and Global Law. Liora has just published the second edition of Security and Human Rights to Hart Publishing which she co-edited with Benjamin Goold. This includes her chapter: 'Secrecy as a Meta-Paradigmatic Challenge' as well as the co-authored introduction. In the past few months she has also published a chapter entitled 'Securitizing Sustainable Development? – the coercive sting in SDG 16' in Markus Kaltenborn et al (eds), SDGSs and Human Rights (Springer 2019); and co-authored a chapter with Jessie Blackbourn on 'Intelligence and the Criminal Law in England and Wales' in M Dyson and B Vogel (eds), The Limits of Criminal Law (Intersentia 2018). Last month, Liora's article 'Brexit in the Supreme Court' was published in The Conversation. In the next months, Liora's chapter entitled 'Insecurity and Human Rights' will be published in Dapo Akande, Jaakko Kuosmanen and Dominic Roser (eds), Human Rights and 21st Century Challenges: Poverty, Conflict and the Environment (Oxford University Press 2019). Liora is also the Articles Editor for the Oxford Journal of Legal Studies in October. She continues to teach the BCL course, Criminal Justice, Security and Human Rights, constitutional law to St. Anne's undergraduates, and to supervise graduate students. Most recently, Liora acted as an expert advisor to the Lanzarote Committee of the Council of Europe.

### Dr. Annelen Micus, Head of Programmes

Annelen gave several presentations and participated in various panels and roundtables in the areas of her research on corporate accountability and transitional justice, in particular with regard to Colombia. For example, she delivered a keynote address on the global enforcement of human rights through legal means as the commencement speech at the 2019 LL.B. graduation at her alma mater, the Bucerius Law School (Hamburg). She coorganised a workshop on Business and Human Rights at the Bertha Justice Convening in South Africa for human rights lawyers from around the world. Annelen also presented a paper on "Corporate Accountability. The development of jurisprudence and practice from Nuremberg to today" as part of an international workshop with judges and prosecutors from Latin America on "Crimes against humanity and economic actors" in Oxford. She gave a presentation on "An international perspective on transitional justice in Colombia" as part of the Cátedra Europa, a week-long conference programme with international scholars at the Universidad del Norte, Colombia. Annelen gave an interview in the Colombian newspaper El Espectador. She also served as a panelist at the Panel Discussion: "Transitional Justice in Colombia - New Challenges" hosted by OTJR. Annelen is in the process of initiating a collaborative research project (with Essex University, Universidad de los Andes and Colombian think/do tank DeJusticia) to establish an Observatory on the Colombian Special Jurisdiction for Peace, created as part of the Peace Agreement. To that end, she held several meetings with academics and practitioners in the UK and in Colombia. She is also a member of the Oxford Transitional Justice Research Network (OTJR) and the Oxford Business and Human Rights Network (OxBHR).

#### STAFF ACTIVITIES

#### Dr Stefan Theil

Stefan has published three sets of translations in constitutional theory:

S Theil, "Preambles in the text and context of constitutions" in Markus

Kotzur (ed), Peter Häberle on Constitutional Theory - Constitution

as Culture and the Open Society of Constitutional Interpreters (Hart

Publishing / Nomos 2018) as well as a conference paper "Freedom of

Expression on Social Media – Conceptual and Regulatory Challenges in

Europe and the US" at an Oxford Internet Institute Conference in September. Stefan had a book

review accepted for publication in the University of Toronto Law Journal on Hate: Why We Should

Resist It with Free Speech, Not Censorship by Nadine Strossen (Oxford University Press 2018).

#### Dr Michael Molavi

Michael has completed the design of his research program, which has been approved by TLEF, and following final ethics approval, has begun interviews and assembly of a database of collective claims. In addition to a number of articles and two book manuscripts at various stages of revision for publication, he has also published the following article: "Law's Financialization: Litigation Finance and Multilayer Access to Justice in Canada," in the Canadian Journal of Law and Society / Revue Canadienne Droit et Société. In June 2019, he presented papers at two major Law and Society conferences (Law and Society Association and Canadian Law and Society Association) in Washington and Vancouver. He has participated in numerous consultations and collaborations with key stakeholders, including Her Majesty's Courts and Tribunals Service, and was invited as an 'Access to Justice Champion' by the Action Committee on Access to Justice in Civil and Family Matters to help shape the future of access to justice research in Canada (technology; impact measurement; strategic foresight and futures planning). With the generous support of Yves Bonavero, he has begun organising a major conference on collective access to justice, to be held at the Bonavero Institute of Human Rights in June 2020.

### POST-DOCTORAL FELLOWS

#### Dr Oliver Butler

Oliver successfully completed his PhD viva on 25 January. He has presented a number of times on the impact of Brexit on the right to data protection in the UK, which has resulted in two publications [The UK's room for manoeuvre in data protection post-Brexit (2019) 104 Privacy, Laws and Business 12) and The implications of a "no-deal" Brexit for data protection in the United Kingdom (2019) 3(1) JDPP 7]. He visited the Institute of Judicial and Legal Studies in Mauritius to give seminars on the impact of GDPR beyond the EU. He organised a one-day symposium "Regulating Speech Appropriately in the Emerging Digital Landscape" on 18 January. Following his attendance at the Digital Freedom Fund workshop "Connecting the Field with Academia" at the University of Amsterdam in June, Oliver contributed a post to the DFF blog on engaging and inspiring students in digital rights litigation He has also reviewed B. Wagner and M.C. Kettemann, Research Handbook on Human Rights and Digital Technology (2019) for the Modern Law Review, which has been accepted for publication. He is tutoring constitutional and administrative law at Wadham College, lecturing on the constitutional law paper at the Law Faculty, and will supervise an MPhil student this year.

#### **BONAVERO STAFF**

Permanent Posts and Research Assistants from several countries including: South Africa, Canada, Germany, Serbia, India, Sri Lanka, Jamaica and the UK.

# GLOBAL REACH Bonavero Institute year at a glance

#### **OXFORD WINS**

Oxford team won **ELSA Human Rights Moot** at European Court of Human Rights in Strasbourg.

Oxford team won **Nelson Mandela Global Human Rights Moot** at Palais des Nations in Geneva.

# LAW FIRMS

We collaborated with 15 leading law firms and institutions in 2018/19 including:

Doughty Street Chambers, Turpin & Miller, Herbert Smith Freehills, Blackstone Law, Travers Smith LLP, Leigh Day, Freeths, Allen & Overy.

# HUMAN RIGHTS INITIATIVES



- Amnesty International
- Lawyers without Borders
- Junior Lawyers against Poverty Network
- Oxford Legal Assistance
- Oxford Pro Bono Publico
- Mansfield Human Rights Forum
- Oxford Transitional Justice Research Network
- Disability Law & Policy Project
- Public International Law Discussion Group
- Mobility and Migration Network
- Refugee and Migration Law Discussion Group
- Africa Oxford Initiative

# **RESEARCH VISITORS**



We welcomed **9 visitors** this year from **6 different countries** including:

- Dr Hadeel Abu Hussain Israel/Palestine
- Professor Andrew Byrnes Australia
- Professor Regina Kiener Switzerland
- Ms Harriet Moynihan Uk
- Mr Kenne Mwikya Kenya
- Mr Joss Saunders UK
- Dr Scott Stephenson Australia
- Mr Christopher Stone USA
- Judge Pamela Tate Australia



# BRITISH UNIVERSITIES



Speakers and panellists from **28 different UK universities**:

Belfast Liverpool Birkbeck LSE

Birmingham Manchester
Bournemouth Nottingham

Bristol Oxford

Cambridge Oxford Brookes
Cardiff Middlesex

City Rea

Edinburgh Royal Holloway
Essex Sheffield

Glasgow SOAS Kent St. Andrews

King's College Sussex
Leicester Queen Mary

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**New Zealand** 









