International Conference
on
Realisation of Socio-Economic Rights in Emerging Free Markets:
Perspectives from China and India

Dates: 29-30 November 2012

Venue: Connie Fan Multi-media Conference Room, 4/F Cheng Yick-chi Building, City University of Hong Kong (CityU)

DRAFT PROGRAMME (8 NOVEMBER 2012)

Thursday, 29 November 2012

9:00am-9:30am – Registration, Connie Fan Multi-media Conference room (MMR), CityU

9:30am-10:00am – INAUGURAL SESSION

Welcoming Remarks: Professor Wang Guiguo, Dean, School of Law, City University of Hong Kong, Hong Kong

Inaugural Speech: Professor Arthur Ellis, Provost, City University of Hong Kong, Hong Kong

Vote of Thanks: Dr Surya Deva, Associate Professor, School of Law, City University of Hong Kong, Hong Kong

Group Photo

10:00am-10:30am – Tea (MMR)

10:30am-12:30pm – SESSION I: Socio-Economic Rights – International and Comparative Context

Chair: Dr Chen Lei, Assistant Professor, School of Law, City University of Hong Kong

1) Professor Markus Kotzur, Professor of European Law and Public International Law, University of Hamburg, Germany

Socio-Economic Rights at the International Plane: A European Perspective
2) **Dr David Bilchitz**, Associate Professor, University of Johannesburg; Director of the South African Institute for Advanced Constitutional, Public, Human Rights and International Law (SAIFAC), South Africa

_Giving Socio-Economic Rights Teeth: Lessons from the South African Experience_

3) **Professor Marcelo Figueiredo**, Professor of Constitutional Law, Pontifical Catholic University of São Paulo, São Paulo, Brazil

_TBC_

4) **Professor Paul Anthony Cammack**, Professor, Department of Asian and International Studies, City University of Hong Kong, Hong Kong

_Socio-Economic Rights in the World Market: China, India, and the Gang of Five_

Questions/Comments

12:30pm-1:45pm – Lunch by invitation (Staff Lounge, City Top, 9/F Amenities Building, CityU)

1:45pm-3:30pm – **SESSION II: Governance Challenges – Privatisation, Corruption and Sustainability**

Chair: **Professor Michael Davis**, Professor, Faculty of Law, University of Hong Kong

1) **Professor Larry Catá Backer**, W Richard and Mary Eshelman Faculty Scholar & Professor of Law, School of Law, Pennsylvania State University

_Realizing Socio-Economic Rights Under Emerging Global Regulatory Frameworks: The Potential Impact of Privatisation and the Role of Companies in China and India_

2) **Professor C Raj Kumar**, Professor and Vice Chancellor, O.P. Jindal Global University; Dean, Jindal Global Law School, India

_Comparative Perspectives on Corruption and its Impact on Implementing Economic, Social and Cultural Rights in India and China_

3) **Professor Domenico Amirante**, Department of Political Science – Jean Monnet, Naples 2 University, Italy

_The Right to Environment in Emerging Economies: A Comparative Approach to India and China_

Questions/Comments

3:30pm-4:00pm – Tea (MMR)
4:00pm-5:45pm – SESSION III: Role of Courts and Public Interest Litigation

Chair: Professor Fu Hualing, Professor, Faculty of Law, University of Hong Kong

1) Professor Randall Peerenboom, Professor, La Trobe University; Associate Fellow, Oxford University Centre for Socio-Legal Studies, UK

*The Role of Courts in Enforcing Socio-Economic Rights in China and India*

2) Professor Parmanand Singh, Visiting Professor of Law, O.P. Jindal Global University; Formerly Professor and Dean, Faculty of Law, University of Delhi, India

*Enforcing Socio-Economic Rights through Public Interest Litigation: An Overview of the Indian Experience*

3) Dr Leïla Choukroune, Senior Lecturer in International Economic Law, Faculty of Law, Maastricht University, The Netherlands

*The Paradox of Justiciability: Labour PIL in China and India*

Questions/Comments

6:30pm-8:30pm – Welcome Dinner hosted by the City University Law School (by invitation)

Friday, 30 November 2011

9:00am-10:30am – SESSION IV: Constitutional Responses to Poverty and Economic Disparities

Chair: TBC

1) Dr Arun Kumar Thiruvengadam, Assistant Professor, Faculty of Law, National University of Singapore, Singapore

*Exploring the Relationship between Constitutionalism and Impoverishment: Comparing the Experiences of India and China*

2) Ms Karen Kong, Assistant Professor, Faculty of Law, University of Hong Kong

*Social Justice and Social Rights in Hong Kong: Recent Judicial Review Developments and Proposal for Legislative Change*

3) Professor R Sudarshan, Dean, Jindal School of Government and Public Policy, India

*TBC*

Questions/Comments

10:30am-10:45am – Tea (MMR)
10:45am-12:45pm – SESSION V: Right to Health and Food

Chair: Dr Ding Chunyan, Assistant Professor, School of Law, City University of Hong Kong

1) Dr Uday Shankar, Assistant Professor, Rajiv Gandhi School of Intellectual Property Law, Indian Institute of Technology Kharagpur, India

*Vindicated Market and Vulnerable Health Care: Human Rights Perspective*

2) Dr Frank He, Associate Professor, School of Law, City University of Hong Kong, Hong Kong

*Losing by 'Winning': Medical Malpractice Litigation in China*

3) Dr Prabhash Ranjan, Associate Professor, National Law University, Jodhpur, India

*Bilateral Investment Treaties (BITs) and the Right to Health: Comparative Study of the Indian and Chinese BITs*

4) Professor Mo Jihong, Professor of Law Institute of Chinese Academy of Social Sciences; Member of Executive Committee of International Association of Constitutional Law, China

*Right to Food and Safety of Food in China*

Questions/Comments

12:45pm-2:00pm – Lunch by invitation (Shing Hin, 8/F (or Staff Lounge, 9/F), Amenities Building, CityU)

2:00pm-3:15pm – SESSION VI: Right to Education and the Status of Women

Chair: Dr Mark Kielsgard, Assistant Professor, School of Law, City University of Hong Kong

1) Professor Mahendra P Singh, Chairperson, Delhi Judicial Academy, India and Dr Liu Jianlong, Lecturer for Constitutional and Administrative Law, Faculty of Law, China Youth University for Political Sciences, China

*Right to Education in India and China*

2) Dr Surya Deva, Associate Professor, School of Law, City University of Hong Kong, Hong Kong

‘No Child Policy’ vs. ‘One-Child Policy’ in Emerging Free Markets: What did the Difference Mean for Women in India and China?

Questions/Comments

3:15pm-3:45pm – Tea (MMR)
3:45pm-5:45pm – SESSION VII: *Labour Rights, Social Security and Welfare*

Chair: **Mr William Nee**, China Labour Bulletin, Hong Kong

1) **Professor Shi Meixia**, Professor of Labour Law, Labour Relations and Social Security, School of Economics and Management, Beijing Jiaotong University, China

   *How to Protect the Dispatched Employees in Chinese Situation*

2) **Dr Lin Feng**, Associate Professor, School of Law, City University of Hong Kong, Hong Kong

   *Judicial Protection of Labour Rights in China and Its Constitutionality*

3) **Dr Zhu Guobin**, Associate Professor, School of Law, City University of Hong Kong, Hong Kong

   *Right to Social Security: International Norms and Standards and Chinese Practice*

4) **Professor Li Jianfei**, Professor, Renmin University of China, China

   *China’s Legislation and Reform of Social Welfare*

   **Questions/Comments**

5:45pm-5:50pm: *Concluding Remarks*