



**BRITISH
ACADEMY**

for the humanities and social sciences

Challenges to Judicial Independence in Times of Crisis

Venue:

**The British Academy, 10-11 Carlton House Terrace, London SW1Y 5AH
8 & 9 March 2018**

Convenors:

**Dr Dimitrios Giannouloupoulos, Brunel University London
Dr Yvonne McDermott Rees, Swansea University**

Day 1: Thursday, 8 March 2018

10.00 *Registration and refreshments*

10.30 Dimitrios Giannouloupoulos (Brunel University London)
Introduction: The Conference, Aims and Vision

10.45 The Rt Hon. the Lord Thomas of Cwmgiedd, Lord Chief Justice of
England and Wales (2013-2017)
'Challenges to Judicial Independence in Context'

11.45 *Refreshments*

SESSION 1: Judicial Independence in the United Kingdom

CHAIR: Yvonne McDermott Rees (Swansea University)

12.15 The Rt Hon. the Lord Kerr of Tonaghmore, Justice of the Supreme
Court
'Judicial Independence: A View from the Bench'

Discussion

12.45 Kate Malleson (Queen Mary, University of London)
'The Politics of Judicial Independence in the UK's Changing
Constitution'

Discussion

13.15 *Lunch*

SESSION 2: Judicial Independence and the Media I

CHAIR: His Honour Judge Donald Cryan

14.15 Vian Bakir (Bangor University)
'Impartiality, Accuracy and Truthfulness in a Fake News Era: Issues for
Public Accountability of the Judiciary'

Discussion

14.45 Julian Petley (Brunel University London)
'Anti-juridicalism in the British press'

Discussion

15.15 *Refreshments*

SESSION 3: Core Values and Judicial Independence

CHAIR: The Rt Hon Baroness Sarah Ludford (TBC)

- 15.45 Fiona De Londras (University of Birmingham)
'Judicial Independence, Judicial Power, and Constitutional Growing Pains: A Story from the United Kingdom'

Discussion

- 16.15 Stephen Skinner (University of Exeter)
'Core Values in Times of Crisis: Democracy, Fascism and the Rule of Law'

Discussion

- 16.45 Moa Bladini (University of Gothenburg)
'The (Dis)passionate Judge – Law and Emotions'

Discussion

- 17.15 *End of first day of conference*

Day 2: Friday, 9 March 2018

SESSION 4: International Perspectives on Judicial Independence I

CHAIR: Dimitrios Giannouloupoulos (Brunel University London)

10.00 David Alan Sklansky (Stanford University)
'Judicial Independence in Trump's America'

Discussion

10.30 Raphaële Parizot (Université Paris-Nanterre)
'Judicial Independence: A View from France'

Discussion

11.00 Daniel Aguirre (University of Greenwich)
'Judicial Independence in Times of Crisis: Access to Justice in Myanmar'

Discussion

11.30 *Refreshments*

SESSION 5: Judicial Independence and the Media II

CHAIR: Sir Geoffrey Nice QC

12.00 Lawrence McNamara (Bingham Centre for the Rule of Law & University of York)
'Judicial Independence, Judicial Voices and the Media: Engagement, Criticism and Response'

Discussion

12.30 Martina Feilzer (Bangor University)
'Public Trust in the Judiciary: Balancing Legitimacy and Judicial Independence in Criminal Justice'

Discussion

- 13.00 *Lunch*
SESSION 6: International Perspectives on Judicial Independence II
CHAIR: TBC
- 14.00 Sir Konrad Schiemann, Judge of the Court of Justice of the European Union (2004-2012)
'Judicial independence in the European Court of Justice (ECJ)'
Discussion
- 14.30 Guy Canivet, President, *Cour de Cassation* (1999-2007); Judge of the *Conseil Constitutionnel* (2007-2016)
Title TBC
Discussion
- 15.00 *Refreshments*
Session 7: Judicial Independence in Criminal Law Matters
CHAIR: Elwen Evans QC (Hillary Rodham Clinton School of Law, Swansea University)
- 15.30 Ilias Anagnostopoulos (Athens Law School)
'Judicial independence in extradition and asylum procedures: The Eight Turkish Soldiers Case'
Discussion
- 16.00 His Honour Jeremy Roberts QC (The Parole Board for England and Wales)
'The Independence of the Parole Board'
Discussion
- 16.30 Yvonne McDermott Rees (Swansea University)
Close of conference and next steps