

SEMINAR PROGRAMME: FIFTY YEARS OF 'THE QUARTET' AND MODERN JUDICIAL REVIEW

MOOT ROOM, FREEMAN CENTRE, UNIVERSITY OF SUSSEX, 18–19 MAY 2018

Friday 18 May 2018

Morning

9:00–9:30: Introduction			
Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
T T Arvind, Richard Kirkham, Daithí Mac Sithigh and Lindsay Stirton	Newcastle/Sheffield/Queens, Belfast Sussex/	Introduction and Welcome	Yes

9:30 – 11:00			
The Quartet in Context (1)			
Chair: Dr Hélène Tyrrell, Newcastle Law School			
<p>This session considers the quartet in the context of the law, politics, and society of their time. Our aim is to set it in the context of the precedent case law, as well as the issues and controversies that were salient at the time of their decision, and which formed part of the contextual background to the cases. The session has four papers, each examining one of the cases in the Quartet in detail.</p>			
Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
Professor Robert Thomas	University of Manchester	Ridge v Baldwin	Yes
Professor Maurice Sunkin	University of Essex, and Administrative Justice Institute	Padfield v Ministry of Agriculture	Yes

11:15–12:45			
The Quartet in Context (2)			
Chair: Dr Hélène Tyrrell, Newcastle Law School			
<p>This session considers the quartet in the context of the law, politics, and society of their time. Our aim is to set it in the context of the precedent case law, as well as the issues and controversies that were salient at the time of their decision, and which formed part of the contextual background to the cases. The session has four papers, each examining one of the cases in the Quartet in detail.</p>			
Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
Professor David Feldman	University of Cambridge	Anisminic v Foreign Compensation Commission	Yes
Professor T T Arvind and Professor Lindsay Stirton	Newcastle University/University of Sussex	Conway v Rimmer	Yes

Lunch

1:30–3:00

The impact of the Quartet (1)

Chair: Lucy Finchett-Maddock, Sussex Law School

This session considers the impact of the quartet on the development of administrative law and administrative practice, focusing on their legacy examined from a diversity of perspectives – theoretical, empirical, doctrinal, and political.

Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
Dr Sarah Nason	Prifysgol Bangor University	Did the Quartet Change Anything? An empirical analysis of street-level claims	Yes
Dr Joe Tomlinson and Mr Jake Ryatt	University of Sheffield/ No 5 Barristers Chambers	The legacy of <i>Ansmenic</i> : 'internal' (administration-centred) and 'external' (court-centred) perspectives on ouster clauses	Yes

3:15–4:45

The impact of the Quartet (2)

Chair: Lucy Finchett-Maddock, Sussex Law School

This session considers the impact of the quartet on the development of administrative law and administrative practice, focusing on their legacy examined from a diversity of perspectives – theoretical, empirical, doctrinal, and political.

Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
Professor Daithí Mac Síthigh	Queens University, Belfast	Administrative Law and good administration: The real argument about The Quartet.	Yes
Dr Richard Kirkham and Dr Dimitrios Tsarapatsanis	University of Sheffield	Was Lord Reid an Activist Judge? A theoretical framework and textual analysis	Yes

5:15–6:15

Keynote Speech: “Lord Reid: the Judge as Lawmaker”

Speaker: The Rt. Hon. Lord Reed, Justice of the Supreme Court

Chair: Ms. Antonia Murillo

Saturday 19 May 2018

9:30–11:00

The Quartet today: Coping with modern challenges (1)

Chair : Dr Jack Simson Caird, Senior Library Clerk, House of Commons Library

This session's focus is on the relevance of the quartet, and the system of the administrative justice it created, for challenges facing administrative law in the United Kingdom today. Papers focus both on challenges created as a result of current and ongoing socio-political changes, as well as challenges created as a result of perceived limitations in administrative law doctrine.

Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
Professor Christopher Forsyth	University of Cambridge	The challenge of contemporary constitutional instability: how the common law principles of the Quartet offer a sure constitutional footing	Yes
Mr Paul Bowen QC	Brick Court Chambers	The Re-emergence of a Common Law Rights Jurisprudence	Yes

11:15–1:30

Comparative Perspectives on 'The Quartet' (1)

Chair : Dr Charlotte Skeet, University of Sussex

This session focuses on looking at the experience of other jurisdictions with systems of administrative justice closely related to that of the UK, to examine whether they have any lessons to offer the UK. Four jurisdictions have been selected: Israel, Australia, Canada, and the US.

Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
Justice Daphne Barak-Erez	Supreme Court of Israel	Impact of 'The Quartet' in Israeli Law	Yes
Mr David Gardner	No 5 Barristers Chambers	Administrative Law and the Administrative Court in Wales	Yes
Dr Gianluca Gentilli	University of Sussex	Canadian antecedents and later jurisprudence	Yes

Lunch

2:30–4:00

Comparative Perspectives on ‘The Quartet’ (2)

Chair : Dr Charlotte Skeet, University of Sussex

This session focuses on looking at the experience of other jurisdictions with systems of administrative justice closely related to that of the UK, to examine whether they have any lessons to offer the UK. Four jurisdictions have been selected: Israel, Australia, Canada, and the US. Intra-UK variation will be explored via a paper on administrative law and the administrative court in Wales.

Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
Dr Dean Knight	University of Wellington	A New Zealand Perspective on ‘The Quartet’	Yes
Professor Peter Cane	University of Cambridge	The Quartet and the New Commonwealth	Yes

4:15–5:00

Round Table: Reflections on ‘50 Years of the Quartet and Modern Judicial Review’

Chair : Dr Jack Simson Caird, Senior Library Clerk, House of Commons Library

In this session invited discussants Professor Stephen Bailey, Dr Alex Latham and Dr Paul Scott, will lead the seminar in reflecting on the themes of the conference

Speaker	Organisation	Subject area/talk	Agreed to speak and supply a paper?
Professor Stephen Bailey	University of Nottingham		
Dr Alex Latham	University of Swansea		
Dr Paul Scott	University of Glasgow		

End

