

SLS Centenary Lecture 2017

Northumbria University, Newcastle, has hosted the Society of Legal Scholars' Centenary Lecture by former Lord Justice of Appeal and member of the Privy Council Sir John Laws.

The Society of Legal Scholars (SLS) is the learned society for those who teach law in a university or similar institution, or who are otherwise engaged in the advancement of legal education and scholarship. It is the oldest, as well as the largest, learned society in the field of law.

The Society's Centenary Lectures began in 2008 and are held annually at a university law school. As a highlight of the Society's calendar, hosting the event carries significant prestige for Northumbria Law School and is a recognition of excellence in learning and teaching, and scholarship.

is founded in the constitution, not just Parliament.



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FORTHCOMING EVENTS

SLS CENTENARY LECTURE

Doctor Michael Stockdale, Faculty Head of Law, said: “We are proud to have hosted the SLS Centenary Lecture; it reflects our growing reputation in legal education and the standing of our Centre for Evidence and Criminal Justice. It was also an honour to welcome back Sir John Laws for his insightful and much appreciated lecture. As a former Eldon Professor here at Northumbria, Sir John is no stranger to lecturing at the University.”

Following the Centenary Lecture, the President of the Society of Legal Scholars, Professor Peter Alldridge thanked the

University of Northumbria on behalf of the Society. He said, “We are delighted that the Centenary lecture series has come to the North East, and in particular to the University of Northumbria. It was very good to see Sir David Baragwanath. Sir John Laws’ magisterial lecture was quite excellent, and the question-and answer session reflected very well upon the audience and its engagement with the enormously important issues addressed by Sir John.”

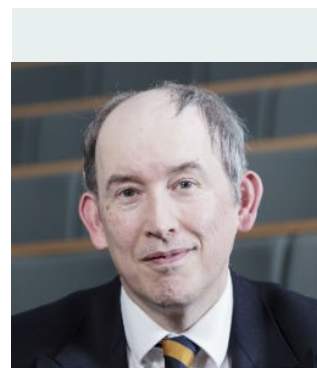
The event was Chaired by Sir David Baragwanath, a former President of the New Zealand Law Commission. Sir David also served as president of the United Nations Special Tribunal for Lebanon between 2011 and 2015.

John Laws

Judge



Sir John Grant McKenzie Laws PC, is a former Lord Justice of Appeal. He served from 1999 to 2016. He is the current Goodhart Visiting Professor of Legal Science at the University of Cambridge, and an Honorary Fellow of Robinson College, Cambridge.



VISIT FROM PROFESSOR WARREN BROOKBANKS

Northumbria Law School has been honoured to welcome Professor Warren Brookbanks, (AUT, NZ). Professor Brookbanks visited the Law School early January – April 2018. Professor Brookbanks delivered a series of **Leverhulme Lectures** at Northumbria University as well as at the University of Edinburgh and Durham University.



Professor Brookbanks' Leverhulme Lecture series included:

- International Developments in Fitness to Plead—10/01
- Managing Mental Wellbeing in the Legal Profession 17/01
- Social Media and Mental Health 29/01 (Edinburgh)
- Comparing UK and NZ experience with Medical Manslaughter 07/02
- Responsibility attribution: Are we reverting to a bad character model? 15/02
- Therapeutic Jurisprudence : A new approach to law reform 06/03 (Durham)
- The New Zealand Centre for Non-Adversarial Justice - origins and aims 07/03

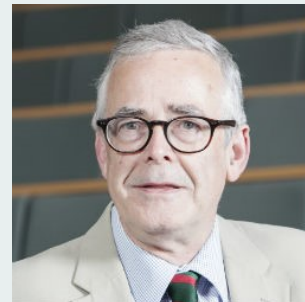
Professor Brookbanks also delivered a lecture to undergraduate students on the MLaw (Exempting) and LLB (Hons) programmes at Northumbria Law School on the use of sexsomnia as a defence to criminal liability.

Update on the PDTOR project

The NCECJS's major funded research project Police Detectives on the TOR Network: A study on tensions between privacy and crime fighting (PDTOR) is now fully under way. The Nord-Forsk / ESRC funded project sees the NCECJS working with colleagues from The Netherlands Open University, The Norwegian Police University College and Stockholm University to investigate the legal and ethical implications of Darkweb marketplaces.

The project team has recently been expanded to include Gemma Davies (Northumbria Law School, NCECJS) who has joined Law School and NCECJS colleagues Professors Tim Wilson and Chrisje Brants and Associate Professor Adam Jackson. Since the beginning of the calendar year the project team has undertaken a number of research visits including visiting digital forensics specialists in Stratford-upon-Avon, the Office of the Forensic Science Regulator, Dr Gill Tully, in Birmingham and social-science researchers in London.

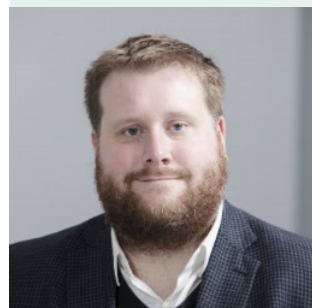
The PDTOR team, including colleague Derek Johnson (Northumbria University, NCECJS), will be presenting a panel entitled "Successfully policing the TOR-network: Governance and the challenges of digital evidence gathering" at the Stockholm Criminology Symposium in June. This will coincide with a meeting of the full international project team at which the next stages of the project will be developed.



Professor
Tim J Wilson



Professor
Chrisje Brants



Adam Jackson



Gemma Davies

Criminal Justice Cooperation and the Irish Border post-Brexit

In October 2017 Adam Jackson and Gemma Davies gave a key-note presentation entitled “A UK-Irish Criminal Justice Cooperation Network: finding multi-disciplinary solutions to a multi-faceted problem” to the [Association of Criminal Justice Research and Development](#) (ACJRD) Annual Conference in Dublin, Ireland. The conference was attended by a range of criminal justice stakeholders including the Irish Minister for Justice and Equality and the British Ambassador to Ireland. Adam and Gemma’s presentation was included in the ACJRD annual report , the launch of which Gemma attended in April 2018. The full report can be accessed [here](#).

Adam and Gemma’s participation in the event further strengthened NCECJS connections in the Republic of Ireland.

Adam Jackson & Gemma Davies at the ACJRD Annual Conference, Dublin.

NCECJS Director, Professor Michael Stockdale and Deputy Director, Associate Professor Adam Jackson presented a paper entitled “*R v T* and other relevant judgements” at an event hosted by Dr Gillian Tully, the Forensic Science Regulator in October 2017. The event, “Developing an Evaluative Interpretation Standard for England & Wales”, was the first in a series of consultations held by the



Professor Anqi Shen joins the Law School and the NCECJS

Dr Anqi Shen joined Northumbria Law School in January 2018 as Professor of Law. Anqi's research focus is in the areas of sentencing, policing, organised crime (including gangs, human trafficking, counterfeiting, fraud and illicit markets), youth, gender, crime and justice, the legal profession, migration and crime. Since joining the Law School Anqi has settled in quickly and has become an active member of the NCECJS.

Anqi recently advised a *Guardian* journalist on issues in relation to child trafficking in China. The article is available [here](#). One of the questions asked by the journalist was, 'do you think recent efforts by the Chinese government - like criminalizing the buying of children or launching a DNA database - are helping?' Anqi says, 'sufficient evidence shows that the Chinese government is making every effort to tackle the problem, including legislation and development of technical measures. However, child trafficking is a historical problem and a multifaceted social disease in China. Therefore, it is unlikely to be solved by one or two measures in a short period of time. Whether or not criminalising the purchase of trafficked children may reduce or prevent child trafficking is an empirical question, and it cannot be answered without empirical evidence. The National Anti-Trafficking DNA database was established in 2009, in which the DNA samples of those parents of missing children are stored. It may help missing children to find their parents. However, it is not a preventive measure, currently, nor an effective detective tool for trafficking in children in China.



Following publication of her recent book *Women Women Judges in Contemporary China: Gender, judging and living* <https://www.palgrave.com/gb/book/9783319578392> *Gender, judging and living* <https://www.palgrave.com/gb/book/9783319578392>, Anqi was invited in March 2018 by Women and Gender in China (wagic.org) to write a blog on ‘working women, maternity leave and early motherhood’, within the current theme ‘Women, La, Workplace and Tech’.

Anqi’s new book (with Antonopoulos, Hall & Large) *Fake Goods, Real Money: The counterfeiting business and its financial management* <https://policypress.co.uk/fake-products-and-real-money> came out in April 2018. Some highlights are:

- *In 2016 China was identified as the country of provenance making up 73% of all suspected goods infringing intellectual property rights detained at EU borders in terms of value and 66% in terms of volume

- *The value of counterfeit electrical goods seized by the authorities at the UK border rose from £2.6 million in 2009 to £15.7 million in 2012, with the value of fake designer headphones rising from just over £200,000 in 2009 to more than £15 million in 2012.

- *Seizures of counterfeit alcohol by the National Trading Standards increased fivefold from 2009 to 2014 and such cases now account for 73% of all investigations by UK trading standards authorities

Based on findings in this study, Anqi and co-workers argue that ‘although we must have an eye on counterfeiters abroad, we should not ignore “home-made” criminal entrepreneurs who are motivated to, capable of and active in taking the initiative to place orders for counterfeit products wherever they are available’ (2018: 69).

The impact of Brexit on the Criminal Justice System

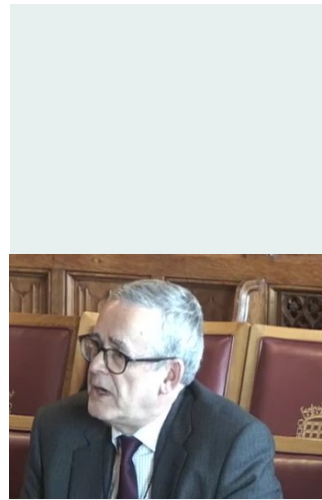
The NCECJS has continued to put its research strength in the field of international criminal justice cooperation to good use in relation to the questions of post-Brexit criminal justice cooperation between the UK and the EU.

The NCECJS has previously submitted a [memorandum of evidence](#) to the House of Commons Justice Committee who also received [oral evidence](#) from Professor Tim Wilson on the implications of Brexit for criminal justice in January 2017. In March 2018 Professor Wilson gave evidence to the House of Lords EU Home Affairs sub-committee on the proposed UK-EU security treaty. Professor Wilson's evidence can be viewed [here](#).

The NCECJS and Royal United Services Institute (RUSI)

Prior to giving evidence to the House of Lords, Professor Wilson presented at an event held by the [Royal United Services Institute](#) (RUSI) entitled Brexit and the Future of EU-UK Police Cooperation. Other NCECJS representatives included NCECJS Deputy Director, Associate Professor Adam Jackson and Senior Lecturer Gemma Davies who chaired a panel at the event. The event was organised by RUSI's Strategic Hub for Organised Crime Research (SHOC) and attendees included representatives from the Home Office, National Crime Agency (NCA) and the Aston Centre for Europe (ACE), Aston University.

Professor Wilson giving evidence to the
House of Lords Committee.



The impact of Brexit on the Criminal Justice System

Story continued

The NCECJS, RUSI (SHOC) and ACE are currently developing a multi-disciplinary research centre on UK-EU future cooperation; JUEST (UK-EU Security and Criminal Justice Cooperation) Network. More information about the forthcoming research network will be provided to NCECJS members in due course.

Regulatory Standards for Expert Evidence

Regulator as part of the process of developing regulatory standards for expert evidence in the criminal justice system. Michael and Adam's presentation drew on the extensive NCECJS research in the area of expert evidence and both hope to remain closely involved in the consultation process.

Professor Michael Stockdale



New Science and Justice Research Interest Group (RIG) Launched

Dr Carole McCartney (Northumbria Law School, NCECJS) has recently launched a new Science and Justice research interest group. The aim of the RIG is to evaluate and promote the understanding of the role of science in securing a 'just' society. Topics of interest include: forensic science; genetics; biometrics; technology; data & databases; surveillance; miscarriages of justice; regulation of science; bioethics; interaction of science and law; and space law. It is anticipated that the NCECJS and the Science and Justice RIG will undertake significant future collaboration.



New Science and Justice Research Interest Group (RIG) Launched

Members of the S&J RIG have recently submitted evidence to the Select Committee inquiry on Disclosure – where they discuss issues in particular relating to Streamline Forensic Reporting, and the retention/disclosure of scientific evidence post-conviction. You can read their submission at the Committee website [here](#) (click on ‘view all’ if you can’t find it).

You can find out more about the new Science and Justice RIG [here](#).

Professor Thomas Crofts visits the Law School

Professor Thomas Crofts delivered a seminar for the NCECJS entitled , ‘What does it take to prompt a change in the age of criminal responsibility?’ on the 11th April 2018. The seminar was well attended, and generated interesting debate regarding potential changes to the law on the age of criminal responsibility in Australia.

Professor Crofts and Associate Professor Dr Nicola Wake (Northumbria Law School, NCECJS) also delivered a PGR “Q and A” session on Student Wellbeing on the 12th April 2018, which covered areas relating to wellbeing, research skills, and various aspects of the criminal law.



Professor Thomas Crofts visits the Law School

Professor Crofts is Director of the Sydney Institute of Criminology. He is a graduate of University College London (LLB (Hons)), the Bayerische Julius-Maximilians-University Würzburg, Germany (LLM) and the European University Viadrina in Frankfurt/O., Germany (Dr iur). His research in criminal law, criminology and criminal justice centres on criminalisation and criminal responsibility with a particular focus on the criminal responsibility of, and for, children, comparative criminal law and criminal law reform. In 2011 he was awarded the Australia and New Zealand Society of Criminology's inaugural Adam Sutton Crime Prevention Award.

Forthcoming Events, Seminars and Lectures:

May 22nd—23rd Event

Giles Herdale visits PDTOR

September 12th Seminar

Susann Wiezdlecka—"Hate Crime"

October 18th Annual Lecture

Taylor Francis—

Susan Edwards—"Loss of Control"

CENTRE FOR EVIDENCE & CRIMINAL JUSTICE STUDIES

The Centre encourages the exchange of ideas and facilitates collaboration regionally, nationally and internationally. NCECJS brings together Northumbria academics and postgraduate students from a range of disciplines with colleagues from other academic institutions, members of the judiciary, legal practitioners and other major stakeholders in the criminal justice system such as senior police officers and leading expert witnesses. Its reputation is based on an extensive range of academic publications as well as a major programme of externally funded research and significant public engagement activities.

CENTRE FOR EVIDENCE & CRIMINAL JUSTICE STUDIES

Mission statement

To undertake research of value and interest to a wide range of academic and practitioner communities within the legal systems of the UK, and other EU and common law countries.

You can find Centre for Evidence and Criminal Justice Studies at: www.northumbria.ac.uk/ncecjs

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If you would like to become a member please



contact: gloria.ralph@northumbria.ac.uk

