

**11th Annual Conference
Berkeley Centre for Comparative Equality and Antidiscrimination Law**

Is there Hope for Equality Law?

**National Law School of India University
July 26-28, 2024**

Co-hosted by NLSIU and Oxford Human Rights Hub

Friday July 26, 2024						
12 noon - 1:00 pm	Friday 26th July	PLENARY: Introductory Session : Conference Hall, Training Centre, NLSIU (TC) Speakers: <i>Sudhir Krishnaswamy, Sandra Fredman, David Oppenheimer</i>				
1:00-2:00 pm		Lunch - Training Centre				
2:00-3:15 pm	Friday 26th July	Equality from below Chair: <i>Beth Golblatt</i> A&O, TC Equality (Yet) For All: Bottom-Up Approach for a Comprehensive Anti-Discrimination Law in Indonesia <i>Dyan Franciska Dumaris Sitanggang [Faculty of</i>	Equality Law in the Digital Age Chair: <i>Arul George Scaria</i> Conference Hall,TC Queering law and technology: towards a principle of	Marriage equality Chair: <i>Jayna Kothari</i> OAB104 Non-Heterosexual Marriages in South Asia: A Comparative Analysis <i>Sahibnoor Singh [O.P. Jindal Global</i>	Crime, violence and policing Chair: <i>Pranav Verma</i> OAB103 Unveiling Barriers: Analysing the Impact of Violence Prevention Challenges on Achieving Legal Equality	

		<p><i>Law, Universitas Katolik Parahyangan]</i></p> <p>Public Participation in Land, Mineral and Other Natural Resources-Related Matters: Does the concept of Representative Democracy Trump Participatory Democracy within Rural Communities in South Africa? <i>Wandile Zondo [University of Cape Town]</i></p> <p>Resilience against Statelessness in Assam <i>Anjuman Ara Begum [The Assam Royal Global University]</i></p> <p>Women and the law: A framework for understanding gender-responsive law-making <i>Ramona Vijayarasa [University of Technology Sydney]</i></p>	<p>equality technology-oriented <i>Sergio Sulmicelli [Comparative Constitutional Law at the University of Trento , and Public Law at Bocconi University]</i></p> <p>Governing human-machine interactions: addressing the deficiencies of meaningful human control using the prohibition of discrimination <i>Tetyana (Tanya) Krupiy [Newcastle University]</i></p> <p>Digital Divide and Structural Inequalities: Understanding the Social Implications of Digital Transformation in India <i>Aditi Singh [Jindal Global Law School, O.P. Jindal Global University]</i></p>	<p><i>University, Delhi-NCR]</i></p> <p>Addressing the Discrepancies of Marital Law from Homosexual Perspective: A Critical Study <i>Vemuru Leela Krishna and Keya Sarkar [National Law Institute University]</i></p> <p>Marital Status as a Protected Ground under the Indian Constitution? <i>Diksha Sanyal [University College London]</i></p>	<p><i>Yewande Fatoki [Lead City University Ibadan]</i></p> <p>'I can equally be a victim - The Seemingly Lost Case of Gender Neutrality in Indian Criminal Justice System <i>Sunishtha Moghe [School of Law, Indore, SVKM's Narsee Monjee Institute of Management Studies (Deemed to be University)] and Aman Deep Singh]</i></p> <p>Decoding Predictive Policing: A Genealogical Study of Criminalization and Marginalization in the Criminal Justice System <i>Karan Singh Chouhan [Christ University, Bangalore]</i></p>	
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3:15-3:45 pm				Coffee Break		
3:45-5:15 pm onwards	Friday 26th July	<p>Rethinking disability: law, philosophy and political theory Chair: <i>Salmoli Choudhuri</i> Conference Hall, TC</p> <p>Ethics of accommodation: disability, justice and psychoanalysis <i>Moiz Tundawala [Oxford University]</i></p> <p>A universalist theory of disability <i>Salmoli Choudhuri [NLSIU]</i></p> <p>Value of Equality in a Disability Framework: Philosophical Reflections <i>Biraj Mehta Rathi [Former Faculty, Wilson College, Mumbai]</i></p> <p>Disability Equality in India Reality or Myth <i>Sanjay Jain [NLSIU]</i></p> <p>Accessibility Obligations in the UN Convention on the Rights of Persons with</p>	<p>AI and Equality Law Chair: <i>Shruti Kapila</i> A&O, TC</p> <p>Anti-Discrimination by Algorithmic Automated Decision Making in Artificial Intelligence <i>Pratiksha Ashok [Faculty of Law, UC Louvain]</i></p> <p>The use of artificial intelligence systems as a new dimension in discrimination during recruitment and new challenges to the equality law: The case of Turkey <i>Burak Sönmez [Galatasaray University]</i></p> <p>Challenging Anti-Discrimination Law in the Era of Artificial Intelligence</p>	<p>Gender equality in comparative law Chair: <i>David Oppenheimer</i> OAB 103</p> <p>Towards a gender-inclusive Belgian parentage law? <i>Emilie Hermans [Hasselt University and Namur University]</i></p> <p>Deconstructing Equality, Reimagining Justice: Transformative Constitutionalism, Affirmative Action, and the Dynamic Interplay of Power and Sexuality in India's Legal Discourse with a Postmodern Feminist Legal Lens <i>Divya Parmar [Manohar Parrikar School of Law, Governance and</i></p>	<p>Civil Liberties, Equality And Exceptionalism Chair: <i>Mrinal Satish</i> OAB 104</p> <p>Preventive Detention in Karnataka: Dangerousness and Structural Biases <i>Anushka Pandey [NLSIU] and Mrinal Satish [NLSIU]</i></p> <p>The Sovereign Exception to Due Process in India <i>Darshana Mitra [NLSIU]</i></p> <p>Shrinking Democracy and Rule of Law in the State of Uttar Pradesh- A Study on Police Killings and Systemic Failure to Enforce Accountability <i>Mangla Verma and Vipul Kumar [NGO]</i></p> <p>Policing, Legality and Exceptionalism</p>	

		Innovating Implementation <i>Anna Lawson [University of Leeds]</i>	<i>Costanza Nardocci [University of Milan]</i> Towards glocalization of regulatory frameworks on Artificial Intelligence – Comparing approaches to algorithmic discrimination over five continents in light of a potential UN framework on AI <i>Fabian Luetz [University of Lausanne]</i>	<i>Public Policy, Goa University]</i> Informal politics and gender in organising the e-rickshaw drivers in West Bengal <i>Saurabh Paul [Heritage Law College, Kolkata]</i> Temporality in Women’s Structural Inequality: Comparing Women’s Equality at Work in India and Canada <i>Meghan Campbell [University of Birmingham, Oxford Human Rights Hub] and Ben Warwick [Law School, University of Birmingham]</i>	<i>Radhika Chitkara [NLSIU]</i>	
5:15 to 5:45 pm				Coffee break		
5:45 to 7:15 pm	Friday 26th July	Class, poverty and economic equality Chair: <i>Sandra Fredman</i> OAB 103	Affirmative action in comparative equality Law	Equality claims in language and education Chair: <i>Arun Thiruvengadam</i>	The role of judiciary in equality law Chair: <i>Kamala Sankaran</i>	

		<p>Advancing Economic Equality via Positive measures for "Economic Empowerment" – the outer edges of equality law? Cathi Albertyn [<i>University of the Witwatersrand</i>]</p> <p>The redistribution potential of poverty as an independent ground of discrimination in South African Equality Law Justin Willian Jaftha [<i>University of Witwatersrand</i>]</p> <p>Structural discrimination and poverty in the Inter American Human Rights System Stefania Rainaldi [<i>Queen Mary University of London</i>]</p> <p>Graded Inequality, Internal Reservation, and Social Solidarity Basawa Prasad Kunale and Arvind Narrain [<i>NLSIU</i>]</p>	<p>Chair: <i>David Oppenheimer</i> Conference Hall, TC</p> <p>Examining the intricate interplay between liberty and equality in the context of affirmative action and charting a path for the future: A Comparative analysis of emerging patterns in the United States of America, South Africa, and India <i>Mukta Sathe</i> [<i>West Bengal National University of Juridical Sciences</i>]</p> <p>Affirmative Action as Justice <i>Arpita Sarkar</i> [<i>School of Law, City University of Hong Kong</i>]</p> <p>Affirmative action through international judgments: a study</p>	<p>OAB 104</p> <p>A fair chance to legal education? Challenges for 'high tariff' institutions in India and the UK <i>Ved Kumari</i> [<i>National Law University Odisha</i>], <i>Ann Stewart</i> [<i>University of Warwick</i>] and <i>Nidhi Sabharwal</i></p> <p>Decolonising legal education – what is the aim of equality and what are we getting wrong <i>Greta Bosch</i> [<i>University of Exeter</i>]</p> <p>Positive Affirmation through Horizontal Application of Fundamental Right to Education: A Comparative Study of India and South Africa <i>Kriti Parashar</i> [<i>Christ (Deemed to be) University, Delhi NCR</i>]</p>	<p>A&O,TC</p> <p>Challenging gender stereotypes in judicial decision-making: An inquiry into the anti-stereotyping jurisprudence in India <i>Manisha Aswal</i> [<i>National Law University Delhi</i>]</p> <p>Accommodating Disability 'Reasonably': <i>Ravindra Kumar Dhariwal</i> and Judicialization of Policymaking <i>Ishita Ghosh</i> [<i>NLSIU</i>]</p> <p>Between Judicial Policy-Making And De-Democratization: The Institutional Development of Anti-Discrimination Law in Brazil (2013-2023) <i>Marcelo Raimundo da Silva</i> [<i>Instituição Toledo de Ensino, Centro Universitário de Bauru</i>]</p>	
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			of the legitimacy and effectiveness of the Inter-American Court of Human Rights' structural remedies ordering affirmative actions. <i>Edward Perez</i> [University College of London]		The Fate of Essential Religious Practices Before India's Constitutional Courts <i>Pranav Verma</i> [NLSIU]	
Dinner - Training Centre						
(7:15 pm onwards)						
Saturday July 27, 2024						
10:00 - 11:00 am	Saturday 27th July	PLENARY: Conference Hall, TC Can Equality Law Address Economic Inequality: A Discourse of Hope? Speakers: <i>Sandra Fredman and Cathi Albertyn</i> Chair: <i>Meghan Campbell</i>				
11:00-11:30 am	Saturday 27th July	Coffee Break				
11:30-1:00 pm	Saturday 27th July	Age discrimination and intersectionalities Chair: <i>Annick Masselot</i> Conference Hall, TC The challenges of caring for an ageing population in the European Union: An opportunity to	Climate change and equality Chair: <i>Ben Warwick</i> OAB 103 (Un)Mapping access to Climate Justice in India with An Emphasis on Refugees: The	Equality law and intersectionality: A critical appraisal Chair: <i>Anup Surendranath</i> A&O,TC	Equality under International Law Chair: <i>Meghan Campbell</i> OAB 104 Hope for Gaza under International Law. A Thematic Review of Literature	

		<p>reconceptualise care and equality <i>Annick Masselot</i> [University of Canterbury]</p> <p>Unmasking an "old - menopausal body" in Law: Challenges for Equality Law <i>Iram Khan</i> [Vellore Institute of Technology - AP School of Law]</p> <p>Responding to the discrimination experienced by older women <i>Therese MacDermott</i> [Macquarie Law School]</p> <p>The hopeful case of future generations in discrimination law: Strengthening the intra- and intergenerational demands of justice <i>Gideon Basson</i> [University of Oxford]</p>	<p>Challenges and Opportunities of Equality Law <i>Himangshu Kalita and Priyam Priyadarshini Goswami</i> [University Law College, Gauhati University]</p> <p>Climate Equality: Assessing the radical potential of responses to inequality caused by climate change in international human rights law <i>Beth Goldblatt</i> [University of Technology Sydney]</p> <p>Human rights mechanisms in the pursuit of equality amidst climate change <i>Indira Boutier</i> [Glasgow Caledonian University]</p> <p>Equality Rights of Future Generations <i>Niels Petersen</i></p>	<p>Exploring Indirect Discrimination in India <i>Thulasi K. Raj</i> [Advocate, Supreme Court]</p> <p>Is Intersectional Everything? A Critical Look at Approaches to Intersectional Discrimination in South-East Europe <i>Biljana Kotevska</i> [European Equality Network]</p> <p>Using Law to Enhance Accessibility: Is Equality Law Up to the Job? <i>Anna Lawson</i> [University of Leeds] and <i>Maria Orchard</i> [University of Leeds]</p> <p>Reservations: A Means to Expand Intersectionality Theory <i>Almas Shaikh</i> [Faculty of Law,</p>	<p><i>Sadaf Khalid</i> [IILM University Greater Noida]</p> <p>The scope and content of equality in international human rights law: Can it address the concerns with human enhancement technology? <i>Ayushi Agrwal</i>, [University of Oxford]</p> <p>What does it mean to be equal?: Reframing Equality from the Standpoint of the Oppressed in India, Brazil, and the United States <i>Sujata Gadkar-Wilcox</i> [Quinnipiac University]</p>	
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			<i>[University of Münster]</i>	<i>University of Oxford]</i>		
1:00-2:00 pm		Lunch - Training Centre				
2:00-3:30 pm	Saturday 27th July	<p>Book Panel: Research Handbook on the Politics of Constitutional Law (Tushnet/Kochenov eds, 2023): What Role for Equality? OAB 104</p> <p>Chair: <i>Dimitry Kochenev</i></p> <p>Dimitry Kochenov [Central European University]</p> <p>Kamala Sankaran [NLSIU]</p> <p>Alina Tryfonidou [Univ. of Cyprus]</p>	<p>Expanding the Universe of Equality- Refugee Law in India</p> <p>Chair: <i>Darshana Mitra</i></p> <p>OAB 103</p> <p>Borderline Citizens: Section 6A and the exception that became the norm <i>Darshana Mitra [NLSIU]</i></p> <p>Exploring caste as a category in International Refugee Law <i>Ashna Singh [NLSIU]</i></p> <p>Locating Equality in Application of the Principle of Non-refoulement: A Study of Indian Judgements <i>Akhila Gangadhar Basalalli [NLSIU]</i></p>	<p>Disability in equality law and policy</p> <p>Chair: <i>Sanjay Jain</i></p> <p>Conference Hall, TC</p> <p>How do we facilitate learners with learning disabilities? - Navigating the prospects of collegiate education in India. <i>Sanidhya Sadanand Nayak [School of Legal Studies, Reva University, Bangalore] and Hina Kausar [Assistant Professor (Selection Grade), School of Law, UPES]</i></p> <p>Equality Law and Health Inequalities</p>	<p>From formal to substantive equality and beyond</p> <p>Chair: <i>Sandra Fredman</i></p> <p>A&O, TC</p> <p>Re-Imagining Equality <i>Jayna Kothari [CLPR, Senior Advocate]</i></p> <p>Looking Beyond the Illusion of Formal Equality: A Critical Analysis of The Legal Framework Surrounding Inter-State Migrant Workmen <i>Sayantani Bagchi [National Law University Jodhpur]</i></p> <p>Substantive equality, gendered socio-economic rights and violence against women in South Africa</p>	<p>Addressing Issues of Discrimination</p> <p>Chair: <i>Aparna Chandra</i></p> <p>OAB 101</p> <p>Can the critique of equality as “empty” explain the expansion of equality in international human rights law and why it fails to reach the national level? The example of Sweden and the CRPD. <i>Anna Bruce [Raoul Wallenberg Institute for Human Rights at Lund University, Sweden]</i></p> <p>Re-writing Institutions Towards</p>

			<p>Courts and their decisions: The case of Rohingyas before Indian courts <i>Sahana Basavapatna [Lawyer]</i></p> <p>(Un)Credible Citizen: Citizenship Dispossession and the Politics of the Rule of Law in India <i>Mohsin Alam Bhat [QMUL]</i></p>	<p><i>Rachel Horton [University of Reading]</i></p> <p>Intellectual Disability and Right to Education in India: Does it reflect Equality of Capability? <i>Sakshi Parashar [Symbiosis Law School Noida, Symbiosis International (Deemed University)]</i></p>	<p><i>Coline Bruintjies [University of the Witwatersrand]</i></p> <p>Transforming discrimination law through transforming understandings <i>Robin Banks [Centre for Law and Genetics at the University of Tasmania]</i></p>	<p>Transformative Gender Equality <i>Linda Antonia Joseph Senden [Utrecht University]</i></p> <p>The forced (dis)appearance of article 14 of the European Convention on Human Rights <i>Cathérine Van de Graaf [Ghent University]</i></p>
3:30 to 4 PM				Coffee Break		
4:00 - 5:30 PM	Saturday 27th July	<p>Grounds of discrimination Chair: Sidharth Chauhan Conference Hall, TC</p> <p>Policy deliberation, public institutions and segregation Comparative investigation of state responses to spatial polarization in Gujarat, India</p>	<p>The ‘Sticky’ Land Question: Property, Laws and Marginality Chair: <i>Sushmita Pati</i> OAB 104</p> <p>Nilame Engal Urimai (Land is our Right) Dravidian politics and the Dalit struggles toward Land in Tamil Nadu</p>	<p>Hijab, education, and equality Chair: <i>Debangana Chatterjee</i> A&O, TC</p> <p>Bans on religious signs in Flemish schools: Empirical data reveal the discriminatory nature and impact on Muslim women wearing headscarves</p>	<p>Citizenship, refugee laws and crisis of migration Chair: <i>Mohsin Alam</i> OAB 101</p> <p>Scrutinizing India's Refugee Policies: Interrogating Post-Colonial Exceptionalism and Discriminatory Treatment of Asylum-Seekers</p>	<p>Land rights and the dispossessed Chair: <i>Manish</i> OAB 103</p> <p>Interrogating limits of Property Restitution Laws: Ethnographic Enquiry of Kashmiri Muslim-Pandit</p>

		<p><i>Devansh Shrivastava [NLSIU]</i></p> <p>Perceived discrimination and identity-based heterogeneities in India: Implications for equality law <i>Jayantika Chakraborty [Frances L. Hiatt School of Psychology, Clark University, Massachusetts] and Sampurna Kundu [Centre of Social Medicine and Community Health, School of Social Sciences, Jawaharlal Nehru University]</i></p> <p>The Grounds of Affirmative Action <i>Shreya Atrey [University of Oxford]</i></p> <p>Beyond Employment: Reshaping EU Childcare Leave Legislation Through a Children's Rights Perspective <i>Alicia Hendricks [Centre for Government and Law of Hasselt University]</i></p>	<p><i>Karthikeyan Damodaran [NLSIU]</i></p> <p>"Where is Urban Land? Migration, Work and the Housing Crisis" <i>Sushmita Pati [NLSIU]</i></p> <p>Kerala's Adivasi Land Question: Juggling Welfare and Landfare <i>Sudheesh RC [NLSIU]</i></p> <p>Cycles in Land (dis)possession: Lessons for State and Movements <i>Juhi Tyagi [Azim Premji University]</i></p>	<p><i>Raoul Rombouts [University of Ghent]</i></p> <p>An Olympic Medal in Islamophobia? The ideal French citizen is not a hijabi <i>Eva Brems and Cathérine Van de Graaf [Ghent University]</i></p> <p>Equality versus liberty: What can the debates on 'headscarves' reveal? <i>Rinku Lamba [NLSIU]</i></p>	<p><i>Rongeeet Poddar [NLSIU]</i></p> <p>The (Un)Equal Citizenship Laws in India <i>[Shivani Dutta NLSIU]</i></p> <p>Biopolitics of Unequal Citizenship: Violence, Segregation, and Exclusion of Muslims in Urban India <i>Arslan Wali Khan [School of Social Sciences, National Institute of Advanced Studies]</i></p>	<p>Contestations on Justice & Equality <i>Sarbani Sharma [Azim Premji University]</i></p> <p>Karnataka Land Reforms 2020: What is in it for Dalits? <i>Soundarya Iyer and Basawa Prasad Kunale [NLSIU]</i></p> <p>Exploring the intersectionalities between the right to equality, wealth accumulation, and the common law in South Africa <i>Anthea-lee September-Van Huffel [University of the Free State]</i></p>
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5:30 to 6 PM				Coffee Break		
6 - 7 PM	Saturday 27th July	Cultural performance, Display by QAMRA, Library display Amphitheatre / Library ground level				
7.00- 8.30 PM		Dinner - Training Centre (7:15 pm onwards)				
Sunday July 28, 2024						
8:00 AM	Sunday 28th July	Departure of conference participants from NLSIU for Bangalore International Centre (BIC)				
10 AM- 11:30 PM	Sunday 28th July	Keynote Address: Hon'ble Mr. Justice D.Y. Chandrachud Chief Justice of India [Venue: BIC] (for conference participants)				
		Departure of conference participants from Bangalore International Centre (BIC) to NLSIU				
2:30- 4:00 PM	Sunday 28th July	The many dimensions of discrimination Chair: <i>Karthick Ram Manoharan</i> A&O,TC	LGBTIQ rights in comparative perspective Chair: <i>Kelley Loper</i> OAB 104	Equality today Chair: <i>Rahul Bajaj</i> Conference Hall, TC		

		<p>Caste and Career: Analysing Wage Disparities and Occupational Segregation in India's IT Sector <i>Arjun Prakash [IIT Kharagpur]</i></p> <p>Between Civil Rights and Criminal Justice: Caste Atrocities in Independent India <i>Amulya Purushothama [Independent Researcher]</i></p> <p>Searching for Equality – struggles of adivasi communities in Southern Goa with iron ore mining. <i>Jagteshwar Singh Sohi [Osgoode Hall in York University]</i></p> <p>The Poverty Discrimination Paradox <i>Bastian Steuwer [Ashoka University]</i></p>	<p>Charting progress: a comparative analysis of national LGBTIQ equality action plans in the EU <i>Pieter Cannoot [Ghent University and Cathérine Van de Graaf]</i></p> <p>Between Tradition and Transformation: LGBTQ+ Equality Rights in Post-Colonial Hong Kong <i>Darcy L Davison-Roberts [HKU and Jenny Yau]</i></p> <p>The Evolution of LGBTQ+ Rights in Singapore, Hong Kong, and Taiwan <i>Kelley Loper [University of Denver]</i></p>	<p>Populism and Equality Laws. The Problem and the Solution? <i>Rohan Naik [Ramaiah College of Law]</i></p> <p>Towards Equality: Assessing India's 2023 Bill for Women in Legislatures <i>Kriti Srivastava and Ayushi Srivastava]</i></p> <p>Beyond Employment: Reshaping EU Childcare Leave Legislation Through a Children's Rights Perspective <i>Alicia Hendricks [Centre for Government and Law of Hasselt University]</i></p> <p>The Pursuit of Linguistic Equality in India: A note on the crisis of language equality in education in India</p>		
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4:00 - 4:30		Coffee break				
4.30- 5.45pm	Sunday 28th July	Closing Plenary: Conference Hall, TC David Oppenheimer – Annual state of the center discussion + thanks from OxHRH and NLSIU				