“Religion, Democracy, and Equality”
August 21-23, 2013
ICLARS Program Draft

Wednesday August 21, 2013
Hilton Garden Inn
Richmond, Virginia

Young Scholar Sessions

2:00-2:50 p.m.
Chair: José Antonio Calvi, Universidad Católica Sedes Sapientiae, Peru

Juan Manuel Gutierrez Bartol, Universidad de Montevideo, Uruguay, “Indagaciones Facticas y Juridicas Sobre las Contriciones Economicas al Culto”
Juan Martín Vives, Universidad Adventista del Plata, Argentina, “New Wine into Old Wineskins: About Argentina’s Civil Code Reformation and the Legal Personality of Minority Religions”
Rodrigo Vitorino Souza Alves, Universidad Federal de Uberlandia, “Religion and Anti-Discrimination Norms in Brazil”

3:00-3:50 p.m.
Chair: Ofrit Liviatan, Weatherband Center for International Affairs, Harvard University, USA

James Nelson, Columbia Law School, USA, “Conscience, Incorporated”
Free Williams, University of Virginia, USA, “The Definition of Religion in American Courts: Religious Minorities and Conformist Pressures”

4:00-4:50 p.m.
Chair: TBA

Rebeca Vazquez Gomez, University of La Coruna, Spain, “The Ban of Burqa: A Security Issue: The Example of Italy”
Maria Jose Valero Estarellas, Centro Universitario Villanueva, Complutense University Spain, “By the Sweat of Your Face You Shall Eat Bread’. State Neutrality, Religion, and the Workplace in the Recent Case Law of the European Court of Human Rights”

5:00-5:30
Chair: TBA
Itai Apter, Department for International Agreements and International Litigation, Ministry of Justice, Israel, “Freedom of Religion International: Finding Pathways to Enforce Freedom of Religion Protections by the International Community”

Michael A. Helfand, Pepperdine University School of Law, USA, “Between Law and Religion: Procedural Challenges to Religious Arbitration Awards”

5:00-6:30 p.m. Dinner

6:30 p.m. Conference Keynote
Heiner Bielefeldt, U.N. Special Rapporteur for Freedom of Religion or Belief

Thursday August 22, 2013
The College of William & Mary
Williamsburg, Virginia

9:00-10:30 a.m. Plenary Session

Religious Pluralism and Treatment of Religious Minorities
Chair: Tahir Mahmood, Founder and Chairman, Amity University Institute of Advanced Legal Studies New Delhi, India

Angela Banks, Associate Professor, William and Mary Law School, USA
Asher Maoz, Dean, Peres Academic Center Law School, Israel
Ayelet Shachar, Professor of Law, Canada Research Chair in Citizenship and Multiculturalism, University of Toronto Faculty of Law, Canada
John Witte Jr., Director of the Center for the Study of Law and Religion, Jonas Robitscher Professor of Law, Alonzo L. McDonald Family Foundation Distinguished Professor, Emory University, USA

10:30-11:00 a.m. Break

11:00 a.m.-12 noon Parallel Sessions

Session 1 – Religious Pluralism and Treatment of Religious Minorities
Chair: TBA

Iain Benson, University of the Free State- Bloemfontein, South Africa, “The Search for Pluralism in the Writings of Said Nursi and in the Roman Catholic Tradition
Ed Gaffney, Valparaiso University School of Law, USA, “‘Full and Free Exercise of Religion’: James Madison on Established Religion from the Ancient to the Modern World”
Ian Leigh, University of Durham, UK, “Multiculturalism, Religious Law and ‘the Human Rights Proviso’”
Session 2 – Religious Pluralism and Treatment of Religious Minorities
Chair: TBA

  Enyinna Nwauche, Department of Law, University of Botswana, “Minority Religious Organisations and Registration in Africa: A Constitutional Inquiry”
  Mary Anne Plaatjies-Van Huffel, Stellenbosch University, South Africa, “The Quest to Religious Pluralism and Treatment of Religious Minorities in Post-Apartheid South Africa”
  Norberto Padilla, Catholic University of Argentina, “The Argentine experience on religious pluralism”
  Octavio Lo Prete, Argentinian Council for Religious Liberty, “Treatment of Minority Religions in Argentina”

Session 3 – Religious Pluralism and Treatment of Religious Minorities
Chair: María Concepción Medina González, Ministry of Education, Mexico

  Elena Miroshnikova, Leo Tolstoy State Pedagogical University, Tula, Russia, “Religious Pluralism and Treatment of Religious Minorities in Religious Education”
  Nicolae V. Dura, “Ovidius” University of Constanta, Romania

12:00-1:00 p.m. Lunch

1:00-2:30 p.m. Plenary Session

Hate Speech, Hate Crimes, and Religious Minorities
Chair: Sophie van Bijsterveld, Tilburg University, the Netherlands

  Agnès Callamard, Executive Director, Article 19
  Toby Mendel, Executive Director, Centre for Law and Democracy, Canada
  Mohammed Saeed Eltayeb, Bureau of Human Rights, Qatari Ministry of Foreign Affairs
  Michael O’Flaherty, Professor of Human Rights Law and Co-director of the Irish Centre for Human Rights, National University of Ireland, Galway; Chief Commissioner of the Northern Ireland Human Rights Commission
  Robert C. Post, Dean and Sol and Lillian Goldman Professor of Law, Yale Law School, USA
  Jeroen Temperman, Assistant Professor of Public International law, Erasmus University, Rotterdam, the Netherlands

2:30-3:00 p.m. Break

3:00-4:00 p.m. Parallel Sessions
Session 1 – Religious Symbols, Public Reason, and the State
Chair: Mark Movsesian, Center for Law and Religion. St. John’s University, USA

Perry Dane, Rutgers University School of Law, USA, “Endorsement, Legal Reason, and the Misguided Quest for Reasonableness”

Javier Martínez-Torrón, Complutense University School of Law, Spain, “Institutional Religious Symbols, State Neutrality and Protection of Minorities”

Session 2 – Hate speech, hate crimes and religious minorities
Chair: TBA

H. Victor Conde, California Baptist University, USA, “Rights of Religious Institutions and Their Ministers Within the Ambit of Defamation of Religion in the International Human Rights Arena Particularly the UN Human Rights Council”

Session 3 – Religious Pluralism
Chair: Ian Leigh, University of Durham, UK

Supriyanto Abdi, University of Melbourne, Australia, “Negotiating State Neutrality and Religious Freedom in Muslim-Majority Countries: The Case of Liberal-Progressive Islam in Indonesia”

Ofrit Liviatan, Weatherband Center for International Affairs, Harvard University, USA, “The Limits of Equality-Based Legislation as Vehicle of Pluralism: Lessons from Northern Ireland”

Barak D. Richman (with Michael Helfand), Duke University School of Law, USA, “On Religion and Money”

4:30-5:30 Walking tour of historic Williamsburg

Friday, August 23, 2013
The University of Virginia
Charlottesville, Virginia

9:00-10:30 a.m. Plenary Session

Religion and Gender: Same-Sex Marriage
Chair: Silvio Ferrari, Professor of Law and Religion, University of Milan

Rex Ahdar, Professor of Law, University of Otago, New Zealand
Ursula Basset, Professor of Law, Pontificia Universidad Católica Argentina
Kent Greenawalt, University Professor, Columbia University Law School, USA
Douglas Laycock, Robert E. Scott Distinguished Professor of Law, Horace W. Goldsmith Research Professor of Law, Professor of Religious Studies, University of Virginia, USA
Renata Uitz, Professor of Comparative Constitutional Law, Chair of Comparative Constitutional Law Program, Central European University, Hungary
10:30-11:00 a.m. Break

11:00 a.m.-12:00 noon Parallel Sessions

Session 1 – Religion and Gender
Chair: MeriLin Kiviorg, Wolfson College, University of Oxford, UK

- Pieter Coertzen, Faculty of Theology, Stellenbosch University, South Africa, “Marriage Under the SA Constitution and Religious Legal Systems”
- Carmen Asiain Pereira, Faculty of Law, University of Montevideo, Uruguay

Session 2 – Religion and Gender: The U.S. Health and Human Services Contraceptive Mandate Controversy
Chair: Zachary Calo, Valparaiso University School of Law, USA

- Helen Alvaré, George Mason School of Law, USA
- Fredereck M. Gedicks, J. Reuben Clark Law School, Brigham Young University, USA

Session 3 – Is Religion Special?
Chair: Ed Gaffney, Valparaiso University School of Law, USA

- Barry Bussey, Canadian Council of Christian Charities, “Does Religion Merit Special Protection in the Law? (Within the Canadian Legal Context)”
- Micah Schwartzman, University of Virginia School of Law, USA, “Religion as a Legal Prosy?”
- Mark Movsesian, Center for Law and Religion. St. John’s University, USA, “Psychic Sophie and the Rise of the Nones”

12:00-1:00 p.m. Lunch

1-2:30 p.m. Plenary Session

Religion and Anti-Discrimination Norms
Chair: Gerhard Robbers, Director, Institute for European Constitutional Law and Director, Institute for Legal Policy, University of Trier Germany

- Katayoun Alidadi, doctoral researcher, Catholic University of Leuven, Belgium; project researcher in the FP7 Programme RELIGARE ‘Religious Diversity and Secular Models in Europe - Innovative Approaches to Law and Policy’
- Carmen Dominguez Hidalgo, Director, Center for the Family/Professor of Civil Law, Catholic Pontifical University of Chile
Andrew Koppleman, John Paul Stevens Professor of Law and Professor of Political Science, Northwestern University, USA
Lawrence Sager, Alice Jane Drysdale Sheffield Regents Chair, University of Texas School of Law, USA
Eiichiro Takahata, Professor of Law, Nihon University, Japan

2:30-3:00 p.m. Break

3:00-4:00 p.m. Parallel Sessions

Session 1 – Religion and Anti-Discrimination Norms
Chair: Iain Benson, University of the Free State- Bloemfontein, South Africa

Mark Hill, Honorary Professor of Law, Cardiff University, UK, “Religion and Anti-Discrimination Norms: The Turning of the Tide in Strasbourg and Luxembourg”
Augustin Motilla de la Calle, Universidad Carlos III de Madrid, Spain, “Discrimination Laws in EU: Labour Discrimination in Religious Matters”

Session 2 – Religion and Anti-Discrimination Norms
Chair: TBA

Greg Walsh, School of Law, The University of Notre Dame Australia, “Anti-Discrimination Legislation and the Appropriate Regulation of the Employment Decisions of Religious Schools”

Session 3 – Regional Studies
Chair: Juan Navarro Floria, Pontificia Universidad Católica Buenos Aires, Argentina

Jose Luis Llaquet, “The Novel Catalan Regulation of Cult Centres”
Piotr Stanisz, The John Paul II Catholic University of Lublin, Poland, “The Status of Religious Organizations in Poland: Equal Rights and Differentiation”

Session 4 – Regional Studies
Chair: TBA

Rene Pahud de Mortanges, Faculty of Law, University of Fribourg, Switzerland, “How Swiss Law Deals with Religious Minorities”
Yaron Catane, Legal Counsel, Chief Rabbinate- Hebrew University, Israel, “The Challenges of Israel’s Chief Rabbinate: Legal, Religious, and Cultural Aspects”
Barbara Ann Flanagan, Department of Political Science, Central Washington University, USA, “Religious Freedom in the Land of the Pharaohs”

4:30-5:30 p.m. Tour of Monticello and other historic sites in Charlottesville

6 p.m. Closing Dinner