



Institut suisse de droit comparé
Schweizerisches Institut für Rechtsvergleichung
Istituto svizzero di diritto comparato
Swiss Institute of Comparative Law

Going Beyond the Mixed Jurisdiction Theory: the Emergence of Hybrid Legal Systems and their Implications for the Comparative Lawyer

**‘Negotiating Boundaries: Hybrid Legal Traditions
and Comparative Lawyers’**

Thursday, 10 – Friday, 11 September 2009

organised by the
Swiss Institute of Comparative Law (SICL), Lausanne, Switzerland

Thursday, 10 September 2009

- 15:15 **Annual Meeting of the Alumni and Friends of the Swiss Institute of Comparative Law (AiSDC)**
- 17:15 **Keynote Lecture: Mixity as a Constitutive Element of the European Legal Order and of European Law**
Michael Hahn, University of Lausanne
- 18:00 Cocktail sponsored by the AiSDC
- 19:30 Opening Dinner

Friday, 11 September 2009

8:45 **FIRST SESSION: LIVING HYBRIDS**

- 8:45 **Opening Remarks**
Eleanor Cashin Ritaine, Swiss Institute of Comparative Law
- 9:00-9:20 **Hybridity, Identity, Strategies and Mutation: Cyprus as a Mixed Legal System**
Nikitas Hatzimihail, University of Cyprus
- 9:20-9:40 **Maltese Mixing in Action: Legal Pluralism as a Weapon in Migration Management**
David E. Zammit, University of Malta
- 9:40-10:00 **Co-existence of Customary Law and State Law**
Martin Sychold, Swiss Institute of Comparative Law
- 10:00-10:30 Discussion
- 10:30-11:00 Coffee Break sponsored by the AiSDC

11:00 **SECOND SESSION: DEVELOPING HYBRIDS**

- 11:00-11:20 **Chinese Law: a New Hybrid?**
Ignazio Castellucci, Trento and Macau

11:20-11:40 **African Legal Hybridity: OHADA, Islamic Law and Customary Legal Tradition (A Case Study on the Comorian Legal System)**
Salvatore Mancuso, Macau

11:40-12:00 **Legal Cultural Politics in International Trade: Mixed Jurisdiction Elements within the WTO**
Colin Picker, Missouri-Kansas City University, USA

12:00-12:20 **Two Dimensions of Hybridity: Legal Development in Nepal**
Lukas Heckendorn Urscheler, Swiss Institute of Comparative Law

12:20-12:50 Discussion

12:50-14:15 Lunch

14:15 **THIRD SESSION: TOWARDS A NEW THEORY OF LEGAL FAMILIES?**

14:15-14:35 **'A Various and Motley Origin': Legal Hybridity and Diffusion in European Legal History**
Seán Patrick Donlan, Limerick University, Ireland

14:35-14:55 **Two Hundred (200) Years of Civil Law in English: Louisiana's Lonely Destiny**
Alain Levasseur, Louisiana State University, USA

14:55-15:15 **Comparative and Methodological Considerations**
Eleanor Cashin Ritaine, Swiss Institute of Comparative Law

15:15-15:45 Discussion

15:45-16:15 Coffee Break sponsored by the AiSDC

16:15 **FOURTH SESSION: FINAL DISCUSSIONS**

16:15-17:15 **Round Table and Discussion of Further Steps:
Creation of an international and interdisciplinary community focusing on legal hybridity and diffusion**

Scientific Organisation

Eleanor Cashin Ritaine, Director, Swiss Institute of Comparative Law, Lausanne

Seán Patrick Donlan, Law Lecturer, Limerick University, Ireland

Martin Sychold, Head of Common Law and Mixed Legal Systems, Swiss Institute of Comparative Law, Lausanne

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Venue

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Access

By train: Metro m1 (tsol), *UNIL-Dorigny* metro station

By car: Take the A1 or A12/A9 freeway toward *Lausanne-Sud*, and exit at *Université EPFL*.

The Swiss Institute of Comparative Law is on the right, at the first round-about after the freeway exit.

Registration

With the attached registration form by 27 August 2009.

Fee

		proceedings included
➤ Participants	CHF 200	CHF 250
➤ Alumni and Friends of the SICL, permanent staff of universities and research institutes, employees of the Swiss Confederation	CHF 150	CHF 200
➤ Assistants and students	CHF 50	CHF 100
➤ Published proceedings only (publication autumn 2010)	CHF 70 (+ VAT and postage)	

Upon receipt of your registration, you will receive our confirmation and invoice together with the payment instructions.

Cancellation

CHF 50 will be retained for any cancellation reaching us by 3 September 2009. No refund possible as of 3 September 2009.