



THE UNIVERSITY  
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MONA CAMPUS  
JAMAICA, WEST INDIES

Volume 4 (2016)



# **MonaLaw Report**

## *Opinio Juris*

## DEAN'S MESSAGE



In this 4th volume of the MonaLaw report, I am pleased to share with you our accomplishments of the excellent work and achievements of MonaLaw, faculty and students, during the 2015 — 2016 Academic Year.

Our signature event was the successful hosting of the 2<sup>nd</sup> Annual MonaLaw *Symposium on Law, Governance and Society* on June 3 to 5, 2016 at the Half Moon, Rose Hall, Montego Bay. We also hosted; a seminar on CARICOM Ombudsmen, eight public lectures; and two book launches: *Fundamentals of Caribbean Constitutional Law*, co-authored by Tracy Robinson, Dr Arif Bulkan and Justice Adrian Saunders; and *The Ethical Lawyer: a Caribbean Perspective* edited by Dr Shazeeda Ali.

I wish to acknowledge the dedication and hard work of my colleagues in their contribution to teaching and learning, research and publication. Of special note are Mrs Suzanne Ffolkes Goldson who published a new book, *Commonwealth Caribbean Corporate Governance*, during the period; Justice Roy Anderson and Professor Stephen Vasciannie who both received National Awards for distinguished service in their respective fields; and also Dr Shazeeda Ali, Dr Ramona Biholar and Mrs Ffolkes-Goldson who received URD 2016 Research Days Awards.

Our MonaLaw students represented the UWI and Jamaica with great distinction as they continue to shine at home and abroad. They participated in five international mooting competitions, two local debate competitions and notably the Pan American Universities Debating Championship.

We at Mona Law are committed to continuing the tradition of excellence in legal education, cutting-edge legal scholarship, and contribute to the development of our jurisprudence while we server the wider community. These pages record our best endeavours. Happy reading!

**Leighton M. Jackson, D.Jur**  
**Dean, Faculty of Law, Mona**

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MONALAW FACULTY

## PUBLIC LECTURES, SEMINARS AND FORUMS

### PUBLIC LECTURE & DISCUSSION ON THE CCJ



*TOP:* Minister the Hon. A.J. Nicholson greets MonaLaw students after the lecture. *CENTRE:* An attendee addresses a question to the panel. *BOTTOM:* Former Principal of The UWI, Mona Campus the Most Hon. Professor Sir Kenneth Hall in discussion with some members of the panel, left to right, Lord Anthony Gifford, Ms Carol Aina, Mr Donovan Walker and Minister Nicholson.

The Mona Law Institutes Unit (MLIU) hosted an Open Public Forum on: **The Caribbean Court of Justice as Jamaica's Final Court of Appeal — From Debate to Implementation: Where now and in what direction should we go?**, on Friday, October 9, 2015. The speakers were **Senator A. J. Nicholson, QC**, then Minister of Foreign Affairs and Foreign Trade, **Mr Delroy Chuck**, MP of St Andrew North Eastern and then Opposition Spokesperson on Justice, **Professor Stephen Vasciannie**, then lecturer in International Law at MonaLaw,; and **Senator Mark Golding**, then Minister of Justice. The Panel of Discussants included **Lord Anthony Gifford, QC** of Gifford Thompson & Bright, **Mr Donovan C. Walker**, then President of The Jamaican Bar Association, **Ms Carol Aina**, Principal, Norman Manley Law School, **Ms Michelle A. Brown**, Commissioner, The Jamaican Anti-Dumping and Subsidies Commission; **Mr Matthew Royal**, then President of the Mona Law Society.

There was a majority position favouring accession by Jamaica to the Appellate Jurisdiction of the Caribbean Court of Justice (CCJ). The reasons advanced in support of this position included that: that the CCJ would be more accessible to the ordinary Jamaican than is the Judicial Committee of the Privy Council (JCPC); geographical location made access more affordable than access to the JCPC; the CCJ was optimising the use of modern technology and this made it viable also for remote access, including the electronic filing of documents; the financing and functional arrangements for the CCJ has been geared to secure political independence and the integrity of the selection process judge; the judgements of the CCJ to date are robust and have been defining a new Caribbean jurisprudence that can with scrutiny at the highest level.

Mr Chuck proposed that establishing a Jamaican Appellate Court is the way forward and he also argued that CCJ is as foreign to Jamaica as the JCPC. Additionally, Jamaica is not empowered under the Treaty of Chaguaramas to demand that Jamaican judges hear cases from Jamaica. In response, Lord Gifford contended that Jamaica cannot afford the kind of appellate court that Mr Chuck favours. Therefore, it is not realistic to envision such an undertaking given the unmet financial and other burdens that are now being faced by the Jamaican court system. Furthermore, Court of Appeal that is overburdened and not properly funded will be more prone to mistakes. Ms Brown supported Lord Gifford and she argued that accession to the CCJ would be cost-effective, considering that Jamaica is already contributing financially to the running of the CCJ.

## PUBLIC LECTURE ON DISABILITY LAW



**LEFT:** A member of the audience makes a point during the discussion following the lecture • **Professor Kanter (C)** poses with Dr Ramona Biholar and Dr Christopher Malcolm. **RIGHT:** Professor Kanter and members of the Jamaican community of persons with disabilities

On Thursday, October 22, 2015 the Mona Law Institutes Unit (MLIU) hosted a Public Lecture on: **Disability Law — From Charity to Human Rights: The Development of Disability Rights Under International Law.** Professor Arlene S. Kanter, Bond, Schoeneck and King Distinguished Professor of Law at the Syracuse University Faculty of Law was the Lecturer. Dr Ramona Biholar, lecturer in Human Rights Law in the Faculty, coordinated the event.

Professor Kanter emphasized that disability is a human rights issue and not a “problem” to be solved only with medical treatment or charity. This approach has been underscored in the 2006 United Nations Convention on the Rights of People with Disabilities (CRPD), in which Professor Kanter participated as a drafter. That Convention has sought to enable the realization equality, full inclusion, and acceptance of people with disabilities across the globe.

It was also emphasized that the drafters of the CRPD included persons affected by disability. It rejects the Medical Model of Disability, while introducing the Social Model of Disability within a human

rights framework. It also includes stringent reporting and monitoring requirements, and provides an impetus for countries to draft new or amend existing disability rights laws. It is anticipated that a human rights-based approach to disability will serve to “transform the needs of people with disabilities into rights they can claim and for which they may advocate”.

While the disability law landscape has changed, it is unfortunate that the Jamaican Constitution, including the Charter on Fundamental Rights and Freedoms of 2011, does not address the rights of people with disabilities. Furthermore, the National Policy on Disability (1999) is not enforceable. Jamaica has, however, signed and ratified the CRPD since March 2007 and enacted the Jamaican Disability Act on October 10, 2014. Despite these legislative changes, persons with disabilities still encounter prejudice and are subjected to segregation in Jamaica. This provides an opportunity for new laws to focus on protecting their rights.

Professor Kanter is the Founder and Director of the Syracuse University College of Law’s Disability Law and Public Policy Program (DLPP).

## THE OAS SECRETARY GENERAL VISITS THE UWI



**TOP:** Professor Stephen Vasciannie welcomes the Secretary General of the OAS, His Excellency Luis Almargo Lemes, to MonaLaw. **CENTRE:** The Secretary General during his presentation. **BOTTOM:** His Excellency shares a laugh with Principal of The UWI, Mona Professor Archibald McDonald and Dr Lloyd Waller, Head of the Department of Government at Mona Campus, after the signing of the MOU between the OAS and The UWI.

The Secretary General of the Organization of American States (OAS), His Excellency Luis Almargo Lemes visited The University of the West Indies, Mona on Monday, November 2, 2015. He delivered a well-received distinguished lecture on: **The Role of the Organization of American States in a Changing Hemisphere**. He encouraged students to have special regard for the contribution of the organization in areas such as democracy promotion, human rights and economic progress. For him the OAS represents a unifying bridge across countries with different cultures, history and perspectives. The lecture was marked by a steady stream of questions from students and lecturers from The UWI and the University of Technology (UTECH). The Secretary General was welcomed to the Faculty by then Dean Dr Derrick McKoy and by lecturer in Public International Law, Professor Stephen Vasciannie. He was accompanied on his visit to the Faculty by Her Excellency Jacinth Henry Martin, his Chief of Staff at the OAS and Ms Janelle Van GlaanenWeygel, the OAS representative in Jamaica. The morning's activities were coordinated by the Mona Law Institutes Unit (MLIU). Several officials from the Ministry of Foreign Affairs and Foreign Trade also attended the lecture.

On his visit to the Mona Campus the Secretary General took the opportunity to participate in the official launch of the OAS-UWI Partnership Program on Citizenship Education formalized in the signing of a Memorandum of Understanding MOU between the two institutions. The (MOU) serves as a basis to facilitate a partnership to promote citizenship education and for the OAS to provide support for the Department of Government's Governance Society. At the launch the Secretary General and Principal Archibald McDonald both shared views on the benefits of collaboration between their respective institutions. Elements of the OAS' Peace Leaders Program will be fused with the Society's curriculum to develop an innovative pedagogic curriculum that is student-centred and will support schools, civil society organizations and universities in their efforts to educate citizens of their rights and duties, and to empower them to fully engage in public and social life while creating opportunities for others.

## PUBLIC LECTURE ON ARBITRATION



Datuk Professor Sundra Rajoo (3rd left) is pictured with Dr Derrick McKoy, then Dean of the Faculty; Dr Christopher Malcolm, Director of the MLIU; and Mr Warren McDonald, then President of the Jamaica Chamber of Commerce.

The Mona Law Institutes Unit (MLIU) facilitated a public lecture on arbitration, **The Caribbean Arbitration Landscape: Progress and Prospects**, by **Datuk Professor Sundra Rajoo**, Director of the Kuala Lumpur Regional Centre for Arbitration (KLRCA) on Monday, November 9, 2015. The presentation examined the landscape for arbitration in the Caribbean region, with lessons to be learnt from South-East Asia. In particular, Professor Rajoo considered the possibility of a model arbitration law for the Caribbean Community (CARICOM) and the practical steps that could be taken to modernise the landscape for arbitration with beneficial implications for the economy.

While Professor Rajoo lauded regional efforts that are underway, including the soon to be established Mona International Centre of Arbitration and Mediation (MICAM), the work of the IMPACT Justice project and the OHADAC Caribbean initiative, he underscored that there is much still to be done to accomplish required transformation. He, for example, cited that Jamaica's arbitration law is still based on the English Arbitration Act of 1889, which is dated and no longer used

in England. Other states like Barbados are more progressive, having enacted the UNCITRAL Model Law for international arbitration.

Enacting UNCITRAL Model Law across the region, Professor Rajoo contended, would lead to harmonisation and integration in the practice of arbitration. He noted that the Model Law framework is flexible and that it enables member states to keep aspects of their legal traditions, if they so desire.

Datuk Professor Sundra Rajoo was President of the Chartered Institute of Arbitrators (CI Arb) for the year 2016. He is the current Director of the Kuala Lumpur Regional Centre for Arbitration (KLRCA), and Past President of the Asia Pacific Regional Arbitration Grouping (APRAG). He is also an Advocate and Solicitor of the High Court of Malaya (non-practising), a professional architect and a registered town planner. Professor Rajoo has been conferred with an Honorary Doctorate in Laws from the Leeds Beckett University.

## PUBLIC LECTURE ON INTERNATIONAL TRADE

The MLIU, in collaboration with the Ministry of Foreign Affairs and Foreign Trade, facilitated a public lecture entitled: **World Trade Organisation (WTO) - Looking Ahead to 2016**, on Monday, January 18, 2016. The presenter was **His Excellency, Ambassador Roberto Azevêdo**, Director-General of the World Trade Organisation (WTO). He examined the significance of several of the decisions taken at the 10<sup>th</sup> WTO Ministerial Conference (MC10), which was held in Nairobi, Kenya, from December 15 to 19, 2015.

His Excellency stated that MC10 saw members agreeing on some of the most significant reforms in global trade policy that have been seen in two decades. He then emphasized that this level of progress should be capitalised on in 2016. His Excellency lauded Jamaica for the active role it has taken in advocating for its own interests and those of other small economies since it signed the General Agreement on Tariffs and Trade (GATT), which preceded the formation of the WTO. He confirmed that Jamaica was integral in preparing for and ensuring the success of the meeting. To this end, His Excellency paid tribute to the Honourable A.J. Nicholson who was one of the group ministers who chaired the negotiations at MC10.

The several decisions reached at MC10 should enable a boost to growth and development around the world. Among the agreements, was a decision to eliminate agricultural export subsidies. This will benefit farmers and exporters, especially in developing and the least-developed countries, by levelling the playing field in agricultural markets. Members also committed to finding a permanent solution to public stockholding for food security purposes and to also developing a Special Safeguard Mechanism. Additionally, there was also an agreement to expand the Information Technology Agreement which will eliminate tariffs on



His Excellency Roberto Azevêdo

10% of global trade.

The WTO has made strides in impacting how global trade is conducted with 98% of global commerce being guided by the WTO rulebook. However, there are still areas for improvement. One key issue is the “prolonged deadlock” in negotiating the Doha Development Agenda. This is the WTO’s central negotiating agenda, which looks at domestic support and market access for agricultural

goods, industrial goods, fisheries subsidies, among other things. This impasse is a source of frustration for many but negotiations are ongoing. A successful way of conducting these negotiations has been for groups of members to negotiate on issues important to them. His Excellency emphasized that this kind of flexibility is the way forward, if the WTO is to achieve consensus on these issues given that members are at different levels of development.

The programme included Opening Remarks from then Faculty Dean, Dr Derrick McKoy, Greetings from Professor Inshenkumba Kahwa, Deputy Principal of The University of the West Indies, Mona, and the Honourable Arnaldo Brown, then Minister of State in the Ministry of Foreign Affairs and Foreign Trade. Dr Delroy Beckford, Adjunct Lecturer in International Trade Law, moderated the discussion. Attendees included members of the diplomatic corps, members of the Jamaican Chamber of Commerce, members of the National Consumers League, officers at the Ministry of Foreign Affairs and Foreign Trade.

His Excellency, Ambassador Azevêdo is the 6<sup>th</sup> Director-General of the WTO. He holds degrees in electrical engineering and international relations. He joined the Brazilian Foreign Service in 1984 and has served that country in various capacities. His Excellency lectures and publishes on international economics related topics.

## QUALITY ASSURANCE PUBLIC LECTURE

On Wednesday, March 23, 2016, the Faculty of Law at The University of the West Indies, Mona in collaboration with the Quality Assurance Unit hosted a public lecture on: **Race and Police Violence in the United States : A Structural Explanation of the Causes.**

Professor Devon Carbado, who chaired the Quality Assurance Review Team for the Faculty, delivered the lecture presentation. He challenged the popular notion that police violence, especially against African Americans, is simply a problem of rogue police officers harbouring racial animosity against this group. Instead, he posited that applying this explanation to most police officers ignores other critical dimensions of the problem as cited by social psychological research about racial stereotypes and biases. He highlighted some of those findings in presenting a theoretical model of police violence as a systemic phenomenon that can only be solved by addressing the multiple factors which influence it.

A main systemic consideration to take into account is the increased likelihood that people of colour will be involved in violent encounters with the police because of increased contact with the police. This increased chance of having an encounter with the police is in turn impacted by racial stereotypes, as informed by explicit or implicit biases, that police officers may hold. Research studies have demonstrated that persons have greater difficulty associating persons of colour with good as opposed to associating them with bad things. Therefore, police officers may think blacks are criminally inclined, hence the ten-



Professor Devon Carbado

dency to stop and search them more than whites.

There are several other factors that contribute to people of colour experiencing violence in encounters with the police, including police culture and training which may encourage violence implicitly. If training does not teach officers to de-escalate situations then violence is encouraged. Additionally, how the legal system processes accusations of use of force also impacts the issue. In many instances police violence is often defined as justifiable use of force in both civil and criminal procedures.

The operation of the principle of qualified immunity and indemnification means that in most instances police officers are not held accountable when they act unlawfully because there is no existing ruling on a case with the exact circumstances as the one in question. Additionally, in cases where police officers are held liable they are not required to pay fines as the state pays it for them. Professor Carbado argued that provisions like these incentivize police officers to be less careful or even blatantly violent.

Professor Carbado is the Honourable Harry Pregerson Professor of Law at the UCLA School of Law. He also chaired the Quality Assurance Review Team for the Faculty of Law. Dr Anna Perkins, Senior Programme Officer in the Quality Assurance Unit, brought greetings on behalf of the Pro Vice-Chancellor for Undergraduate Studies, Professor Alan Cobley. Tracy Robinson, Lecturer in Human Rights and Constitutional Law moderated the discussion that followed the presentation.



## SEMINAR ON CARICOM OMBUDSMEN, CITIZEN SECURITY, AND THE INTER-AMERICAN HUMAN RIGHTS SYSTEM

The Inter-American Commission on Human Rights in collaboration with the Faculty of Law at The University of the West Indies, Mona and with support from the European Union hosted a Seminar on CARICOM Ombudsmen, Citizen Security, and the Inter-American Human Rights System on May 19 and 20, 2016.

Representatives from 11 Offices of Ombudspersons and related institutions in the Caribbean region (Barbados, Belize, Jamaica, Puerto Rico, St. Lucia and Trinidad and Tobago) and Costa Rica met to discuss issues related to citizen security and human rights, with a focus on the inter-American human rights system.

Across the world, ombudspersons are fundamental to building a culture of respect for human rights and the rule of law. Through human rights education and responding to complaints related to human rights violations, ombuds institutions can play a decisive role in ensuring that citizen security is understood as a human right and that a human rights approach is taken to the region-wide concern of citizen insecurity and crime.

Citizen security can be described as the social situation in which all persons are free to enjoy their fundamental rights and public institutions have sufficient capacity, against a backdrop of the rule of law, to guarantee the exercise of those rights and respond efficiently when they are violated.

The Seminar was opened on Thursday, May 19 with welcome from the Deputy Principal, The University of the West Indies, Mona, Professor Ishenkumba Kahwa. Greetings were brought from the European Union, The Organization of American States and The United Nations in Jamaica and remarks were provided by the President of the IACHR, Commissioner James Cavallaro. The Honourable Delroy Chuck QC MP, the Minister of Justice of Jamaica gave the Opening Address and underscored the commitment of his Government to the promotion and protection of human rights and indicated that the Government of Jamaica takes seriously its obligations under regional and international human rights instruments to which it is a signatory.



**TOP:** Mr Bruno Pouezet, UNDP Resident Coordinator for Jamaica, brings greetings at the Opening Ceremony of the Seminar. **CENTRE:** A section of the audience at the Opening Ceremony. **BOTTOM:** Deputy Children's Advocate of Jamaica, Mr Justice Henderson Downer (Retired) greets Jamaica's Public Defender, Mrs Arlene Harrison-Henry.

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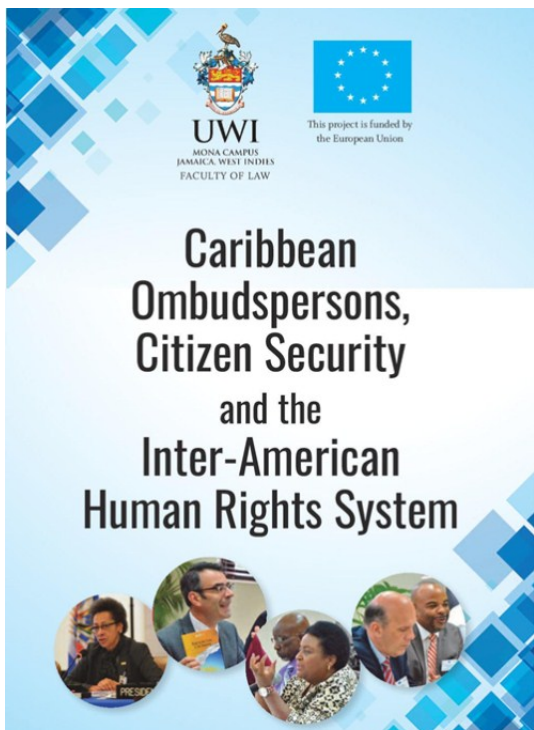
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**TOP:** Dr Birgit Gerstenberg, Ms Montserrat Solano Carboni, Ms Kayla Beckford and Mr Rodje Malcolm following the Panel Discussion. **CENTRE:** Professor Hiram Meléndez-Juarbe, member of the Puerto Rico Civil Rights Commission, speaking during the forum while Tracy Robinson, Lecturer, Faculty of Law, Mona and Commissioner James Cavallaro, President of the IACHR, looks on. **BOTTOM:** The publication coming out of the seminar

The following day of the Ombudsmen Seminar saw the hosting of a forum and panel discussion sponsored by the Inter-American Commission on Human Rights' the Mona Law Institutes Unit, Faculty of Law at The UWI, the IACHR and the United Nations in Jamaica. Dr Ramona Biholar Lecturer in Human Rights at the Faculty of Law, Mona, Chaired and Moderated the session. The panelists were Dr Birgit Gerstenberg, Senior Human Rights Advisor, UN Resident Coordinator Office, UNDP Jamaica; Ms Montserrat Solano Carboni, Citizens' Defender of Costa Rica; Ms Kayla Beckford, Director of Investigations in the Office of the Public Defender of Jamaica; and Mr Rodje Malcolm, Board Member of Jamaicans for Justice.

The discussions and decisions from the Seminar have been brought together in a booklet which outlines the organization of the Inter-American Human Rights System, the tools of the Inter-American Commission on Human Rights, the reality of citizen security in the region, and a summary of good practices for ombudspersons identified in the Seminar. Below is an extract from the publication:

Ombuds offices can and should foster public awareness of human rights. Efforts to do so may include one or more of the following: developing programming for human rights education in primary and secondary schools; introducing specific courses on human rights or incorporating human rights elements into existing programs or serving as guest lecturers on human rights at the college level; making proposals on compliance with international human rights obligations and ensuring that the office is consulted when normative frameworks are being developed; undertaking educational and training initiatives reach other government officials (such as prison guards or law enforcement officers) and other professionals (judges, lawyers, doctors, journalists, social workers, parliamentarians, etc.); conducting public awareness campaigns through the use of radio, print, television, and internet mediums; developing written resources, such as publications about the work of the office and information on human rights, annual reports, and specialized human rights publications; and undertake community-based initiatives, such as competitions, sporting events, exhibitions, awards, or the marking of special days with a human rights theme.




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## MONALAW 2<sup>ND</sup> ANNUAL SYMPOSIUM ON LAW, GOVERNANCE AND SOCIETY



Delegates, MonaLaw faculty, administrative staff members and students at the 2<sup>nd</sup> Annual Symposium.

On June 3 to 5, 2016, the Faculty of Law on the Mona Campus of The University of the West Indies hosted its 2<sup>nd</sup> Annual Weekend Symposium on Law, Governance and Society at Half Moon, Rose Hall, Montego Bay. The focus for the weekend was **Safeguarding Ethics, Justice and Ideas**. The themes for the Symposium included professional and judicial ethics, individual rights and intellectual property.

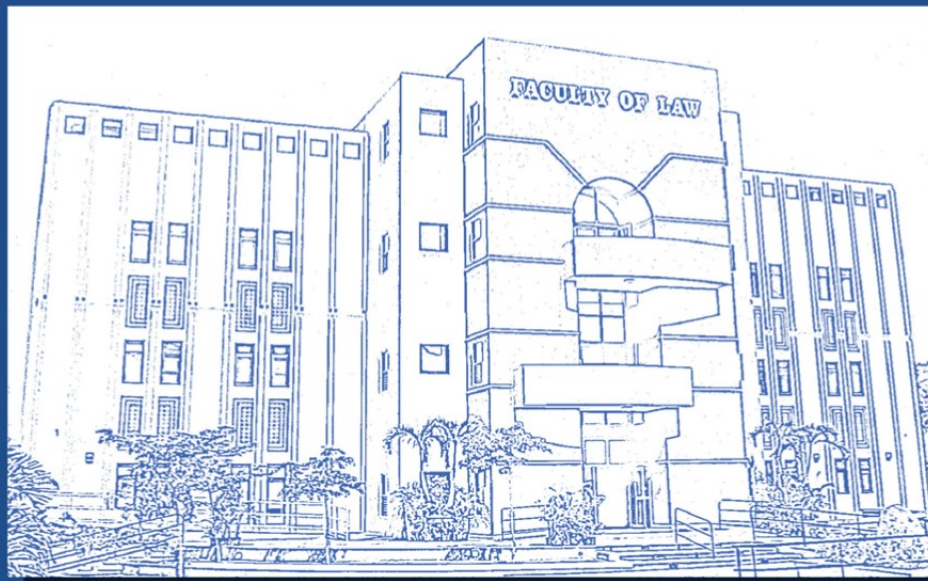
The Keynote Address was delivered by the President of the Court of Appeal of Jamaica, The Honourable Mr Justice C.

Dennis Morrison. The Panel Chairs comprised the following: Mr B. St. Michael Hylton, QC, the former Chairman of the General Legal Council; Ms Deborah Friedman, Director General and General Counsel in the Department of Justice, Canada; Mrs Marlene Aldred, Deputy Solicitor-General of Jamaica; Ms Sherry-Ann McGregor, the President of the Jamaican Bar Association; and Professor Denise Eldemire-Shearer, the Campus Coordinator for the Office of Graduate Studies and Research at The UWI, Mona.



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## SYMPOSIUM HIGHLIGHTS — FRIDAY



**WELCOME COCKTAILS: (1) From left to right are Professor Eddy Ventose, Mr Arnold Todd, Mr Francis Buraak and Dr Mark Gillis. (2) Mr Michael Hylton (left) talks with Judge Michael Hopmeier (3) Dr Derrick McKoy (left) shares a laugh with The Hon. Mr Justice Seymour Panton, Judge of the Mechanism for International Criminal Tribunals (MICT) and The Hon. Mr Justice Adrian Saunders of the CCJ (4) Mrs Keva Hylton, Mrs Grace McKoy and Mr Michael Hylton (5) Dr Ramona Biholar in deep conversation with Professor David McQuoid-Mason.**



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## SYMPOSIUM HIGHLIGHTS — SATURDAY



(1) The Hon. Mr Justice Dennis Morrison delivering the Keynote Address. (2) Dr Derrick McKoy (*far right*), then Dean of MonaLaw, with a group of undergraduate students. (3) Mrs Kathryn Pearson and Mrs Kelly Wong-Henry, of Livingston, Alexander & Levy, during a coffee break. (4) Ms Chantelle Biersay, MonaLaw student and Ms UWI Mona 2016, makes a presentation the Justice Seymour Panton following his presentation on judicial ethics. (5) Sentaor Mark Golding makes his presentation on the legalization of marijuana. Seated are Professor Stephen Vasciannie, Professor McQuoid-Mason and session chair, Mrs Marlene Aldred. (6) Justice David Batts addressing a question to the panel on judicial ethics. (7) Mr Andrew Mitchell during his presentation on political ethics. Seated are fellow presenters Ms Ingrid Pusey, Dr Sharmella Roopchand-Martin, Dr Konrad Lawson and session chair, Ms Deborah Friedman.

The consistent responses from participants indicate that the event featured very distinguished panels, whose presentations were not only thought-provoking but enlightening and instructive. For example, the Session dealing with Judicial Ethics featured Justice Adrian Saunders, a judge of the Caribbean Court of Justice; Justice Seymour Panton, former Court of Appeal President, Jamaica, now a Judge of the Mechanism for International Criminal Tribunals at The Hague, Netherlands, as well as His Honour Judge Michael Hopmeier, a Circuit Court Judge of the Crown Court at Kingston-upon-Thames in the United Kingdom and Visiting Professor at MonaLaw.

The panels comprised local, regional and international presenters including persons from the United Kingdom, South Africa, Trinidad and Barbados. In the session on professional ethics, the speakers expounded on issues relating to medical ethics, research ethics, legal ethics and political ethics. In the session entitled “The Ethics, Justice and Rights

Trilogy”, Senator Mark Golding dealt with the issue of the “legalisation” of marijuana in Jamaica. In this session, Professor David McQuoid-Mason, President of the Commonwealth Legal Education Association and Professor of Law at the University of KwaZulu Natal in Durbin, South Africa, looked at “Legal Ethics, Human Rights and Access to Justice” whilst Professor Stephen Vasciannie, Professor of International Law in the Faculty of Law at The UWI, Mona explored the issue of constitutional reform in Jamaica.

On Sunday, June 5, in the session entitled “...and Justice for All”, topics concerning the family home, ‘revenge porn’ and the rights of persons with mental disabilities were addressed. The final session focused on a broad range of intellectual property issues, including medical patents, digital rights management and the protection of country names.

The Symposium was held with the support of the National Integrity Action (NIA), the Jamaica Copyright Licensing Authority (JAMCOPY) and The UWI Bookshop.



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## SYMPOSIUM HIGHLIGHTS — SUNDAY



(1) Ms Sherry-Ann McGregor (*right*) makes a presentation to Ms Afiya France following her presentation on the rights of persons with disabilities (2) Ms Lilyclaire Bellamy, Executive Director of the Jamaica Intellectual Property Office (JIPO), makes a point during the discussion that followed the panel discussion on intellectual property (3) Professor Denise Eldemire-Shearer (*standing*) introduces the panel on intellectual property; (*left to right*) Mrs Natalie Corthésy, Mrs M. Georgia Gibson-Henlin and Professor Eddy Ventose. (4) The JAMCOPY Team at their exhibit. (5) Members of the UWI Bookshop Team at their booth at the Symposium (6) Ms Coleen Lewis, then resident lecturer at the Western Jamaica Campus, with first year law students from that campus.



## STREET LAW CARIBBEAN: INSTITUTION LAUNCH AND REGIONAL ED O'BRIEN MEMORIAL PROGRAMME



**LEFT:** (*Front row*) Mr Warren McDonald, then President of the Jamaica Chamber of Commerce, with Ms Janet Slivera and Ms Lorna Green, both members of the Street Law Caribbean Advisory Board, and Mrs May O'Brien (*Back row*) Professor David McQuoid-Mason, Dr Christopher Malcom and Dr Derrick McKoy. **RIGHT:** Mr Malike Kellier, Adjunct Tutor at MonaLaw, makes a presentation to Mrs May O'Brien.

The Mona Law Institutes Unit (MLIU) supported the launch of Street Law Caribbean and also the Regional Ed O'Brien Memorial Conference. The Conference theme was: **Taking Law to the Streets — Community Legal Education in Support of Economic Development.**

The Launch was held on June 6, 2016 and included Opening Remarks from then Faculty Dean, Dr Derrick McKoy, who noted that the Street Law initiative represents an attempt to cater to the legal needs of the wider community and not just legal practitioners. Similarly Mr Warren McDonald, then President of the Jamaica of Commerce, in his Greetings noted that the initiative is closely aligned with the goals of the Chamber and that it should enable betterment of society by equipping citizens with knowledge of their legal rights and responsibilities. In his remarks, The Most Honourable P.J. Patterson, Patron of Street Law Caribbean, noted that the theme makes us aware that there is a critical legal literacy gap impacting Jamaica that needs to be filled in many areas. Mrs May O'Brien, the widow of the founder of Street Law Inc. Ed O'Brien, noted that the operational vision to educate and empower aligns perfectly with the founder's vision for Street Law. She indicated that Ed O'Brien founded Street Law Inc. in 1972, while he was a Professor at George Town University, to

help high school students in Washington D.C. learn about the law.

**Professor David McQuoid-Mason**, the Founder of Street Law South Africa, was Guest Speaker at the Launch. His topic for presentation was: **Street Law in South Africa and Beyond**". He gave an overview of Street Law South Africa, including: its drive to educate persons about their rights, accessing the law and to encourage tolerance by teaching negotiation and alternative dispute resolution skills; its role in providing blacks in South Africa with legal education during the apartheid regime while exposing whites to the lived realities of blacks under the regime; its role in educating black South Africans about democracy; and its relationship to elections in the aftermath of the regime. In charting the way forward he noted that there are always close links between human rights and development.

The Regional Ed O'Brien Memorial Conference, **Taking Law to the Streets: A Best Practice Workshop**, from June 7 to 8, 2016 followed the Launch. The conference presenters were Professor McQuoid-Mason, Mrs May O'Brien, Advocate Lindi Coetzee, Mrs Indera Persaud, Ms Nancy Anderson, Mr Kingsly 'Ibo' Cooper, Ms Michele Small-Bartley, Mrs Yvonne Ward-Scott, and Dr Jacqueline Campbell.

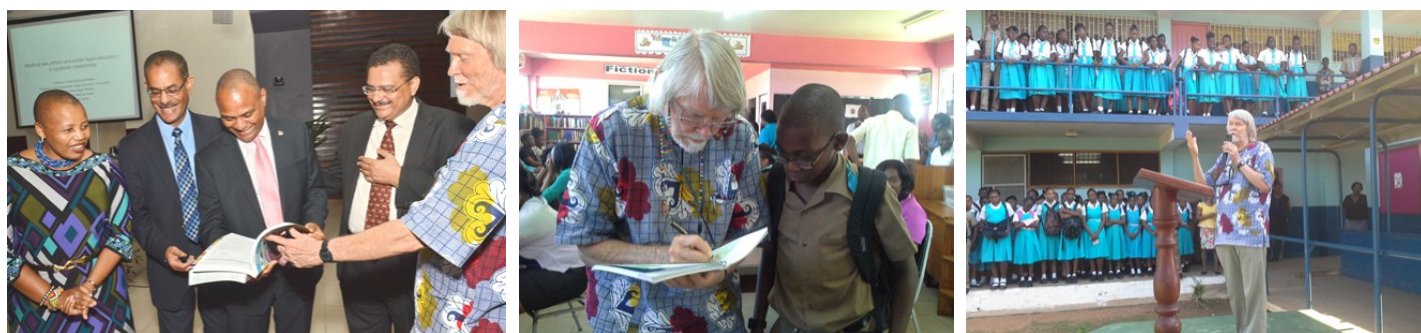
## PUBLIC LECTURE ON MEDICAL LAW

The Mona Law Institutes Unit (MLIU) facilitated a Street Law Caribbean public lecture, **Medical Law, Ethics and Public Legal Education — A Symbiotic Relationship**, on November 23, 2015. The presenter was Professor David McQuoid-Mason. He underscored that clinical legal education is patterned off medical education, which uses patient case studies and live patients to train doctors. By applying the bio-ethical principles developed for the medical profession, a useful ethical framework for clinical law students and attorneys can be developed. These principles are client autonomy, beneficence, non-maleficence, and justice and fairness. Basing legal practice on these principles will align with the existing ethical rules of the legal profession.

The techniques used in clinical legal education include role plays, simulations, small group discussions, mini-moots and mock trials. Street Law, an initiative which aims to educate ordinary citizens about the law, utilizes these methods and mock trials in particular, and it functions as a modality in the field of clinical legal education.

Street Law mock trials are designed to deal with subject matter related to the professionals' area of interest and have been used to train district medical officers, lawyers, doctors and nurses in post-graduate programmes at South African universities. This method has also been used to illustrate medico-legal issues at international medical conferences. This demonstrates the flexibility and utility of the method, and the synthesized medical training techniques can be transferred back into the medical profession when training health workers in medical law.

Professor McQuoid-Mason also conducted a successful two-day Street Law Clinical Workshop, which included UWI members of staff, governmental and nonvermental partners. He is the President of the Commonwealth Legal Education Association at the Centre for Socio-Legal Studies at the University of KwaZulu Natal in Durban, South Africa. Professor McQuoid-Mason established the first law clinic at the University of KwaZulu-Natal in 1973, and the first Street Law programme in South Africa in 1986.



**LEFT:** Professor McQuoid-Mason (*right*) presents copies of his book on street law methodologies to director of the Mona Law Institutes Unit, Dr Christopher Malcolm (*centre*). Also present are (*from left to right*) then High Commissioner of South Africa to Jamaica Mathu Joyini, then President of the Jamaica Chamber of Commerce, Mr Warren McDonald, and then Dean of MonaLaw, Dr Derrick McKoy. **CENTRE:** Professor McQuoid-Mason explaining a Street Law manual to a student at the McGrath High School in St. Catherine. The school was named in honour of Custos George McGrath who is Professor McQuoid-Mason's great-grandfather. **RIGHT:** Professor McQuoid-Mason addressing McGrath High School students during general assembly.

## ADVANCING THE ECONOMIC RIGHTS AGENDA: EMERGING TRENDS AND LESSONS FROM SOUTH AFRICA

The Mona Law Institutes Unit (MLIU) also facilitated a culminating Street Law Caribbean Programme public lecture on June 8, 2016, which was in tribute to the Honourable Mr Justice Roy Anderson, CD. The Continuing Legal Professional Development Committee of the General Legal Council for Jamaica collaborated with Street Law Caribbean in hosting this activity. Chairman of the Committee and President of the Court of Appeal for Jamaica, the Honourable Mr Justice C. Dennis Morrison, OJ, commended Justice Anderson for his role in “bringing legal rigour to the whole issue of economic development”. The Honourable Mrs Justice Zaila McCalla, OJ, Chief Justice for Jamaica, read the citation and presented it to Justice Anderson, along with Dr Christopher Malcolm, Executive Director of Street Law Caribbean and Director of the Mona Law Institutes Unit.

The honouree, Justice Anderson has served Jamaica in several capacities, at home and abroad, including as North American Director for JAMPRO from 1986 to 1989. His then most recent national assignment was as Judge of the Revenue Court of Jamaica’s Supreme Court of Judicature for 11 years. He retired from the court in 2012. As an Adjunct Lecturer in the Faculty of Law at The University of the West Indies, Mona, Justice Anderson has instructed several cohorts of students in Insurance Law and Revenue Law. In his response Justice Anderson in turn paid tribute to the giants on whose shoulders he stood throughout his life. He also commented on the challenges of Jamaica’s judicial system and proposed several solutions.

Professor David McQuoid-Mason delivered the lecture entitled: **Advancing the Economic**

**Rights Agenda — Emerging Trends and Lessons from South Africa.** He examined the role of the Human Rights Commission of South Africa, which is one of several institutions established under Chapter 9 of their Constitution. The mandate of the Human Rights Commission, he noted, is to promote the respect for human rights, to promote the development and attainment of human rights and to observe. They have carried out this mandate by conducting research on topical issues like racism and supporting the work of organizations like Street Law South Africa. The Commission also receives reports from government departments regarding how these organizations have sought to advance human rights, and they assess government policies to determine if they advance these rights.

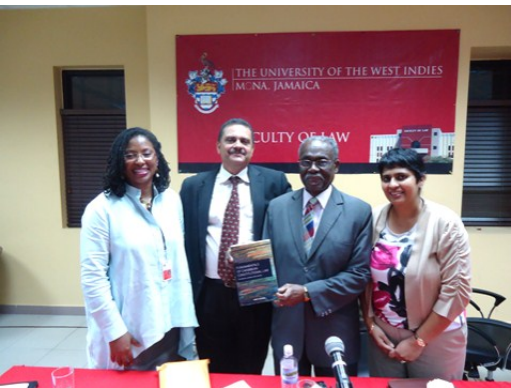
In commenting on the way forward and the lessons from South Africa, Professor McQuoid-Mason noted that recommendations from the Commission are often ignored and so the most effective method of championing human rights has been to take cases to court. Despite these challenges, the Chapter 9 institutions have been useful in advancing human rights as the information they gather from investigations be used in cases brought against the government. Professor McQuoid-Mason noted several cases where the South African Constitutional Court has ruled to protect human rights against potential and actual violations by the executive. In closing, he emphasized the need for strong institutions and a strong judiciary in ensuring the protecting of social and economic rights. Mr Ian Wilkinson, QC, former president of the Jamaican Bar Association, moderated the discussion that followed the lecture.



**LEFT:** Chief Justice of Jamaica, The Hon. Mrs Justice Zaila McCalla, and MLIU Director, Dr Christopher Malcolm, presents the citation to the Hon. Mr Justice Roy Anderson. **CENTRE:** Justice Anderson talks with Professor David McQuoid-Mason after the lecture. **RIGHT:** From left to right are Dr Derrick McKoy, Mr Ian Wilkinson, Chief Justice Zaila McCalla, Professor McQuoid-Mason and Dr Christopher Malcolm pose with the honouree, Justice Anderson (seated).

## BOOK LAUNCHES

# FUNDAMENTALS OF CARIBBEAN CONSTITUTIONAL LAW



On Thursday, November 12, 2015 the Faculty of Law hosted Mona Law Series Discussion entitled **Revisiting the Canons of Caribbean Constitutional Law**. The event featured the launch of the book *Fundamentals of Caribbean Constitutional Law* co-authored by Tracy Robinson, Dr Arif Bulkan and the Honourable Mr Justice Adrian Saunders.

The Honourable Dr Lloyd Barnett, OJ was the featured speaker. He is the author of the book *The Constitutional Law of Jamaica*. A founding member of the Jamaican Bar Association, he has also served as chairman of the General Legal Council, the Jamaica Council for Human Rights, and the Caribbean Council of Legal Education. He described the text as invaluable for being a tool which elucidates the main features of constitutional schemes. Its analysis makes clear the inconsistencies embedded in them making it a priceless work.

Dr Barnett further noted that the constitutions of English-speaking Caribbean countries share several similarities such as a representative legislature, a parliamentary Cabinet structure, an independent judiciary, and a fundamental Bill of Rights and the Rule of Law. These countries also share much in terms of a shared history of colonialism, imperial domination and slavery. In spite of these similarities there are notable differences. As such, a text examining these commonalities and dissimilarities is both logical and challenging. He also noted that the in its study of constitutionalism, and not merely constitutions, presents material for consideration by public law practitioners, politicians, human rights advocates and all students of public law, particularly comparative constitutional law.

In her response, Ms Robinson paid tribute to individuals like Dr Barnett and Dr Derrick McKoy, then Dean of the Faculty, who have been integral in developing and expounding on Caribbean constitutions. The remainder of her presentation focused on the need to explore and re-evaluate two features which have become central parts of Caribbean Constitutional Law. These two features being a determined focus on independence as the beginning or regional constitutions and a preoccupation with the Constitutional text as understood by the Courts. Tracy Robinson lectures Constitutional Law and Human Rights Law in the Faculty.

**TOP TO BOTTOM:** Tracy Robinson addressing the gathering.

- A section of the audience
- Tracy Robinson with then Dean of MonaLaw, Dr Derrick McKoy, Dr Lloyd Barnett and Dr Shazeeda Ali, Deputy Dean, Graduate Studies, Research & Publications
- Tracy Robinson signs copies of the book.

## THE ETHICAL LAWYER: A CARIBBEAN PERSPECTIVE

On April 8, 2016 the Faculty of Law hosted a Mona Law Series Discussion which featured the launch of the book: *The Ethical Lawyer: A Caribbean Perspective*, edited by Dr Shazeeda Ali who lectures courses in Ethics and Financial Regulatory Law. The contributing authors compose a cadre of legal luminaries from across the region.

At the launch, Mr Allan Wood, QC, Chairman of the General Legal Council of Jamaica, gave an overview of the text, highlighting key issues discussed and some of the recent developments in case law presented. He advocated the use of the book as a useful tool for students and practitioners alike. The Honourable Justice Mme. Désirée Bernard, Retired Judge of the Caribbean Court of Justice, in delivering her contributor's remarks, also expanded on some of the issues discussed in the book such as, contempt of court; retainer formation, scope and duration; liability for negligence; and vicarious liability. She underscored the point that the text will assist with the deepening of the understanding of the implications of an attorney's professional undertaking in and out of the courtroom. She also noted that the utility of the text lies in its treatment of the breadth of the legal practice and the various ethical considerations that accompany each aspect.

In giving her editor's remarks, Dr Ali noted that the decision to publish the text sprung from a recognition of a dearth in the literary discussion of current ethical issues in the regional jurisprudence. Such issues include conflicts of interest, undertakings, and confidentiality. Other issues, such as money laundering, have the potential to affect lawyers and so warrant discussion. Thus, *The Ethical Lawyer* is an analysis of longstanding and novel ethical issues in an ever-evolving field. She hopes that the text will facilitate "a better understanding and appreciation of the dynamics of the profession" by lawyers, judges and the wider society.



THE ETHICAL LAWYER:  
A CARIBBEAN PERSPECTIVE  
Shazeeda A. Ali

SWELT & HIRSHWELL

### CONTRIBUTING AUTHORS

The Hon. Dr Lloyd Barnett, former Chairman, General Legal Council of Jamaica • Mrs Tonya Bastian Galanis, Principal, Eugene Dupach Law School, the Bahamas • The Hon. Mme. Justice Désirée Bernard, Retired Judge, Caribbean Court of Justice • Mrs Pamela Benka-Coker, QC, Council Member, Jamaican Bar Association • Mr B. St. Michael Hylton, OJ, QC, Chairman, General Legal Council of Jamaica • Mrs Amina Maknoon, Senior Director of Investigations and Enforcement, Financial Service Commission of Jamaica • The Hon. Mrs Justice Ingrid Mangatal, Judge on the Grand Court, Cayman Islands • The Hon. Mrs Justice Zaila McCalla, Chief Justice of Jamaica • The Hon. Mr Justice C. Dennis Morrison, President of the Appeal Court of Jamaica • Mrs Nalini Persad-Salick, Course Director for Legal Drafting and Interpretation, Hugh Wooding Law School, Trinidad • Mr Kevin Powell, Chairman, Civil Practice and Procedure Committee, Jamaican Bar Association • Ms Ingrid Pusey, General Counsel, Financial Service Commission in Jamaica • The Hon. Mr Justice Brian Sykes, Judge, Supreme Court of Jamaica • Ms Paula-Mae-Weekes, Course Director of Ethics, Rights and Obligations, Hugh Wooding Law School, • Mrs Audrey Welds, Course Director, Law of Association and Law Office Management, Norman Manley Law School.



**LEFT:** Editor, Dr Shazeeda Ali (*left*) poses with the Hon. Mme. Justice Désirée Bernard and her fellow contributor, Ms Ingrid Pusey.  
**RIGHT:** A section of the audience



NEW PUBLICATION

## COMMONWEALTH CARIBBEAN CORPORATE GOVERNANCE



Mrs Suzanne Ffolkes-Goldson

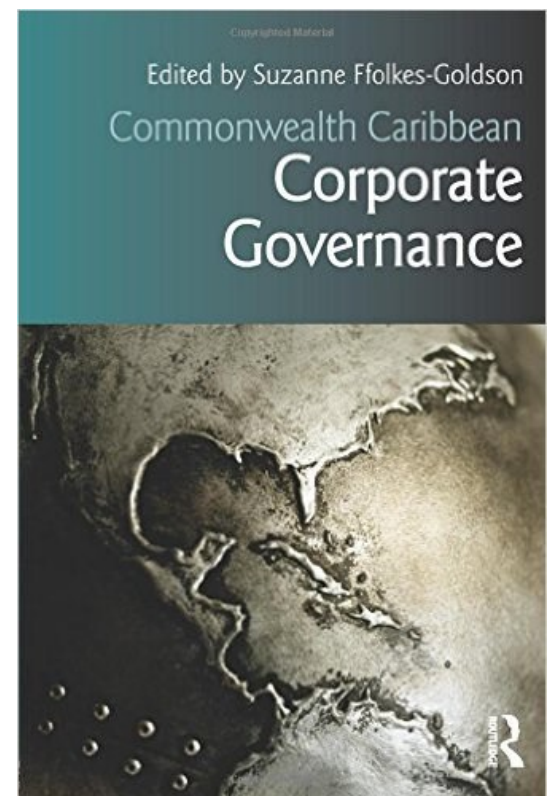
Corporate governance initiatives have been developing at a rapid pace in the Commonwealth Caribbean through legislation, case law and codes. *Commonwealth Caribbean Corporate Governance* offers an overview of current practice and legal developments in corporate governance, highlighting the interpretation of the legislation through case law and the codes of corporate governance which have now been implemented. It also considers the challenges which emerging markets face in an attempt to adopt the corporate governance initiatives of developed markets.

The culmination of this research is a book which explores the emergence and development of corporate governance in the region from a range of angles, including the protection and empowerment of shareholders, the impact on government agencies, and the role and responsibilities of directors and officers in companies and in government agencies.

It is written by a panel of academics, legal practitioners and

experts working in business and will be an invaluable resource for judges, lawyers, corporate executives and students of business, corporate law and corporate management. Senior Lecturer in the Faculty of Law at The University of the West Indies, Mona Campus, Mrs Suzanne Ffolkes-Goldson is the editor and she also contributed three of the chapters.

Mrs Ffolkes-Goldson has published several articles and contributed book chapters on matters of corporate governance. Her research interests are Company Law, Corporate Governance, Corporate Insolvency and Corporate Finance, She is an Attorney-at-Law and holds a Bachelor of Laws (Honours) from The University of the West Indies, Cave Hill; a Bachelors of Arts (Economics) from York University, Canada; and a Graduate Law Degree from Oxford University. She currently lectures Company Law and Law of Corporate Management in the Faculty of Law, Mona.



NEW FACULTY

## MONALAW WELCOMES MRS SHARON FFOLKES ABRAHAMMS



Mrs Sharon Ffolkes Abrahams joined the Faculty of Law, Mona as the Coordinator of the Year I programme of the Bachelor of Laws (LLB) degree offered at the Western Jamaica Campus (WJC) for the 2016/2017 Academic Year.

Mrs Ffolkes Abrahams, is a graduate of The University of the West Indies, Cave Hill where she earned a Bachelor of Laws (LLB) with Honours and Osgoode Hall Law School in Canada where she earned a Master of Laws (LLM). She brings with her years of experience of public service practice in Canada, as well as, as a former Government Minister in Jamaica. Being a native of the second city and western Jamaica, she also brings her rich knowledge of the social, economic and legal environment to the Faculty of Law. This is in line with the Faculty's commitment to be a positive presence in the legal community in the West.



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## MOOTING COMPETITIONS

# PRICE MEDIA LAW MOOT COURT COMPETITION – AMERICAS ROUND, NEW YORK CITY

The Price Media Law Moot Court Competition (“the Moot”) is based on International Human Rights Law. The three member team of Mr Matthew Royal (then President of the Mona Law Society), Ms Peta-Gay Facey and Mr Yakum Fitz-Henley was coached by Professor Stephen Vasciannie and Mr Andre Coore.

Pursuant to the rules, the team submitted its written memorials to the Moot organizers and was awarded an average memorial score of approximately 75%. On January 28, 2016, the team played its three preliminary round matches. In its first match, the team faced the Osgoode Hall Law School of York University (Canada). In its second match the team faced the Regent University School of Law who would go on to be the eventual winners of the Americas Round. In

its final preliminary match, the UWI competed against the hosts, the Benjamin Cardozo School of Law. Despite winning two of the three oral rounds played, The UWI, Mona did not progress to the advanced rounds on the basis of aggregate scores, which includes points awarded for written memorials.

The quality of the competition was, as usual, very high and The UWI team was placed in what turned out to be the toughest preliminary round group. The team’s oral round scores demonstrated the students’ strength in oral advocacy as they consistently scored over 90% and received high commendations from the judges. It was a memorable and career shaping experience for the students.

- Andre Coore



From left to right are Mr Andre Coore (Coach), Mr Yakum Fitz-Henley, Ms Peta-Gay Facey, and Mr Matthew Royal .

## PHILIP C. JESSUP INTERNATIONAL LAW MOOT COURT COMPETITION — III



*From left to right are Mr Jermaine Case (Coach), Ms Keisha-Ann Thompson and Ms Christine Brooks*

A team from the Faculty of Law at The University of the West Indies, Mona participated in the national rounds of the Philip C. Jessup International Law Moot Court competition on February 20, 2016. At the national rounds, the teams were vying for the only spot to represent Jamaica at the International Rounds in Washington, DC, USA from March 27, 2016 to April 2, 2016. The team was comprised of Mr Victor Brown and Mr Scott Mullings (final year students), Ms Keisha-Ann Thompson and Ms Christine Brooks (second year students) and Ms Natalya Kitchen (first year student). The team was coached by Professor Stephen Vasciannie and Mr Jermaine Case.

The national rounds saw the UWI, Mona team competing against a very experienced Norman Manley Law School team. After two matches in a very close encounter that saw each team winning a match, the Norman Manley law school prevailed and progressed to the international rounds. The team was commended for their strong oral presentations. Mr Mullings received the highest overall oral scores and was named the Best Oralist of the Applicant teams. The matches were of the highest quality and the UWI, Mona team was competitive at every stage.

- Jermaine Case



*From left to right are Mr Scott Mullings, Mr Victor Brown and Ms Natalya Kitchen*

## JAMAICA MEETS THE HAGUE: INTERNATIONAL CRIMINAL COURT MOOT COURT



*ICC MOOT COURT TEAM (from left to right) are Ms Celia Middleton (Coach), Mr Wayne Robertson, Ms Christal Parris-Campbell and Ms Camilla Parris-Campbell.*

We often hear the famous motivational quote attributed to Lao Tzu, “The Journey of a thousand miles begins with a single step” and wonder how applicable it is to our daily lives. Well, the team consisting of Ms Camilla Parris-Campbell, Ms Christal Parris-Campbell, and Mr Wayne Robertson, accompanied by Miss Celia Middleton, journeyed 4866 miles to fly the Faculty’s and University’s flags high in Den Haag, The Hague, Netherlands in May 2016.

This journey began with the single step of registration to participate in the 2016 Edition of the International Criminal Court (ICC) Moot Court Competition, which was held at Grotius Centre for International Legal Studies—Leiden University Den Haag Campus, with the finals being hosted at the newly constructed permanent seat of the International Criminal Court at Oude Waalsdorperweg 10, Den Haag.

The team, assisted by their coach and Professor Stephen Vasciannie, had to grapple with the complex and interesting areas of Humanitarian Law, International Criminal Law, Human Rights Law, Eco-terrorism, and

International Law. The preparation stage was filled with intense research, late night sessions, reading copious cases, analysis of the law, submission of three 10,000 word memorials and gruelling (in the team’s view) orals sessions.

However, once the oral rounds started in The Hague, the team was relieved that they had stayed the course and had made the journey. The team, being the first from the Caribbean to enter the competition, caused a stir, as well as the novelty of twin mooters. The judges commended the preparation and advocacy skills of the team and were extremely impressed with their knowledge of the law, as this area of law is not a part of the current curriculum of the Faculty.

Being afforded the opportunity to represent The UWI, and by extension Jamaica in the seat of International Law, was a transformational experience. We extend sincere gratitude to the Dean and the entire MonaLaw family for the opportunity afforded to them.

- Celia Middleton

## FRANKFURT INVESTMENT MOOT COURT COMPETITION



**THE TEAM (from left to right): Mrs Caprice Morrison (Coach), Ms Chala Suzie, Ms Hanielle Hines, Mr Antwan Cotterell, and Ms Shaniel May.**

The Frankfurt Investment Moot Court Competition is an annual international student competition that is held at the Frankfurt am Main University in Frankfurt, Germany. The competition focuses on the vibrant area of Investment Law Arbitration. Students present oral arguments to a tribunal comprised of Investment Treaty Law specialists.

The Faculty of Law at The University of the West Indies, Mona fielded a team comprised of Mr Antwan Cotterell, Ms Hanielle Hines, Ms Shaniel May and Ms Chala Suzie with team coach Mrs Caprice Morrison for the 2016 hosting of the competition. The team played three matches and accounted well for themselves though, they did not progress to the advanced round of the competition.

Of note is the fact that Mona's team was drawn in the same zone as the Eugene Dupuch Law School. Mona's team was successful in their match against the Eugene Dupuch Law School, with a score of 208 to

their 176.

Team member Chala Suzie describes the 'Frankfurt' experience:

Preparation for the competition was no joke. For one, Investment Law wasn't and *to this day still* isn't an area of law taught at The Faculty or in any law school in Jamaica. As a result of this, my teammates and I had to learn, breathe, sleep and talk Investment Law in the short time we had to prepare for the competition...mooting provided me with a new way of seeing and understanding things and gave me a new found appreciation for my teammates, coaches and my first love - LAW.

Professor Stephen Vasciannie also served as one of the coaches for the team. Former mooters also offered guidance and served as judges in practice sessions.

- Caprice Morrison

## INTER-AMERICAN MOOTING COMPETITION



THE TEAM (from left to right): Mr Ja'Wayne Jarrett, Ms Francesca Tavares, Ms Sheri-Gae Jones, Ms Natalya Kitchin and Mr Maurice Smith (coach).

The Faculty of Law, Mona fielded a team to the 21st Annual Inter-American Human Rights Moot Court Competition comprised of Ms Francesca Tavares, Ms Sheri-Gae Jones, Ms Natalya Kitchin and Mr Ja'Wayne Jarrett. The team was coached by Professor Stephen Vasciannie and Mr Maurice Smith.

The team travelled to Washington D.C., USA on the 21st of May where the students were asked to make legal arguments on behalf of the State of Santa Clara in the matter of *Edmundo Camana et al., Pichicha and Orifuna peoples v. Santa Clara*. Ms Tavares and Ms Jones presented the oral submissions on the Respondent's behalf in all sessions. In each round the oralists sought to persuade a panel of Judges to accept that the State had not violated any human rights when the extraction of natural resource had certain adverse effects on the communities of indigenous peoples. The State also argued that it was not responsible for the murder of members of the family of popular human rights activist Edmundo Camana.

Prior to arriving in Washington, D.C.,

the team submitted voluminous and well-researched legal briefs which analyzed the relevant human rights provisions in the Inter-American system and supported the position that the State was not liable for the alleged infringements of significant rights such as the right to life and the emergent right to water or a healthy environment. The team had the privilege of exchanging submissions with law students from North America and Latin America. Ms Tavares and Ms Jones admirably presented their arguments with poise and confidence as they fielded probing questions from the experts and educators in human rights law who served as judges this year.

The team received glowing commendations from many of the judges for their performance during the preliminary rounds especially for the level of research that was on show. At the end of the preliminary rounds the team missed out on a semi-final berth which would have made them one of only two English-speaking teams in the final stages of the Competition.

- Maurice Smith

## UWI RESEARCH DAYS (URD) 2016

### URD SIGNATURE EVENT



FROM LEFT TO RIGHT: Mr Maurice Barrett, Dr Derrick McKoy and Mr Terrence Williams.

The UWI Research Days (URD) 2016 activities were held from February 17-19 under the theme **Driving Development through Research and Innovation**. The sub-theme for MonaLaw was **Driving Development through Research and Innovation in Law, Governance and Society**. Each Faculty hosted a signature event which explored an aspect of its sub-theme. As such, MonaLaw's Signature Event focused on the governance aspect of the sub-theme with a Panel discussion entitled **Misconduct in Public Office**, held on Thursday, February 18, 2016.

The panel discussion saw presentations

from two distinguished persons whose work in the public service render them well placed to address many of the key issues associated with the topic. The presenters were Mr Terrence Williams, Commissioner of the Independent Commission of Investigations (INDECOM) was one of the presenters and Mr Maurice Barrett, Senior Director (Non-Construction Contracts, Operations and Special Projects) at the Office of the Contractor General (OCG) who presented on behalf of Mr Dirk Harrison, Contractor General of Jamaica. Dr Derrick McKoy, then Dean of MonaLaw and a former Contractor General of Jamaica, chaired the proceedings.

Mr Harrison's paper offered a conceptual definition of what constitutes misconduct in public office, outlined its historical foundation and what constitutes an actual case of misconduct in public office. Mr Williams' presentation focused on the relationship of the Charter of Rights with issues of misconduct in public office, specifically how increased prosecution can serve to effectively safeguard human rights.

Both presenters emphasized that public office misconduct is treated differently by the law because public service is accompanied by a level of trust in the servant's abilities to protect those whom they serve.

### ANNUAL RESEARCH DAYS MOOTING COMPETITION

The finals of the third Annual UWI Research Days Moot Court Competition were held on Friday, February 19, 2016. This year's competition featured three rounds with a total of eight teams competing. In the preliminary rounds students made presentations on the justifiability of the death penalty and the alignment of Jamaica's decriminalization of marijuana use and international law. All teams were coached by Professor Stephen Vasciannie while faculty members served as judges.

The topic for the final round of the

competition was "*Jamaican law prohibits abortion in all circumstances, and this is in keeping with the country's legal, moral and socio-cultural perspectives.*" Mr Simon Bent, Mr Dwayne Wynter and Ms Sasha Gay Parish supported the proposition, while Shaquille Douglas and Luke Cook opposed it. The judging panel which consisted of MonaLaw faculty members Mrs Dionne Jackson-Miller, Dr Jason Haynes and Mr Jermaine Case, declared the proposing team the winners.



## URD HIGHLIGHTS



(1) Dr Ramona Biholar interacting with a students at the Faculty Booth at the UWI Research Days Village (2 & 3) Dr Jason Haynes interacting with students at the Faculty Booth (4) Mr Luke Cook during his presentation at the Annual Research Days Mooting Competition. (5) A section of the audience at the moot. The judges are seated in front, from left to right, Mr Jermaine Case, Mrs Jackson-Miller and Dr Jason Haynes. (6) Mr Simon Bent during his presentation at the Moot Competition.

## FACULTY AWARDEES

### UWI RESEARCH DAYS AWARDS



**Dr Ramona Biholar with her Best Research Publication Award**

The University of the West Indies, Mona recognizes the outstanding research conducted by faculty members and students as a part of its annual Research Days events for their work during the previous academic year. The Faculty of Law had four awardees for The UWI Research Days 2016. **Tracy Robinson** received the Best Research Publication Award for the book *Fundamentals of Caribbean Constitutional Law* which she co-authored. **Dr Ramona Biholar** also received the Best Research Publication Award for the article: “From Women’s Rights in the books to Women’s Rights as Lived Realities. Can the Disconnect be Mended?”.

The Most Outstanding Researcher Award was given to Mrs Suzanne Ffolkes Goldson for producing the book, *Commonwealth Caribbean Corporate Governance* and two book chapters. The award also recognized her work in publishing the book *Company Law in Jamaica*, and six articles in 2013. Dr Shazeeda Ali also received the Most Outstanding Researcher Award for editing the book entitled: *The Ethical Lawyer: A Caribbean Perspective*. She also contributed three of the book chapters.

The awards ceremony was held on Wednesday, February 18, 2016 at the Mona Visitors Lodge and Confer-

### NATIONAL HONOURS AND AWARDS



The Faculty of Law extends congratulations to two of its faculty members who were conferred with national honours on August 1, 2015.

**Justice Roy Anderson** (*right*) received the Order of Distinction (CD) in the Commander Class for distinguished service in law and the judiciary.

**Professor Stephen Vasciannie** (*left*) received the Order of Distinction (CD) in the Commander Class for outstanding contribution to the fields of education, law, and international relations.



## CONGRATULATIONS!



**Mr Malike Kellier**

The Faculty extends congratulations to five of its Adjunct Faculty members who graduated from the Norman Manley Law School on September 26, 2015. They are Mr Malike Kellier, Mr Jeffrey Foreman, Mr Demetrie Adams, Mr Andre Bascoe and Mr Lemar Neale. Mr Kellier was Valedictorian for the graduating class. They were all subsequently called to the Jamaican Bar.



**Mr Lemar Neale**



**Mr Jeffrey Foreman**



**Mr Demetrie Adams**



**Mr Andre Bascoe**

## MONALAW ADMINISTRATIVE STAFF

Ms Nadelle Clarke  
Ms Odesha Coates  
Ms Marjorie Henry  
Mr Andrew Hutchinson  
Mrs Peta-Gaye McEwan-Lewis  
Mrs Arlene Supersad  
Mrs Yasheka Walters Ellis  
Ms Christine Broadbelt

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Administrative Assistant (Acting)  
Senior Administrative Assistant II  
Administrative Officer III (MLIU)  
Administrative Secretary  
Student Assistant (Special Projects)

## VISITORS TO THE FACULTY



**Dr Peter Crisp**

### BPP LAW SCHOOL

Dean of BPP Law School, Dr Peter Crisp, and Professor Julian Davies (Head of LLB and Graduate Diploma in LAW GLD programmes) visited MonaLaw on Thursday, September 24, 2015 where they met with faculty members. Dr Crisp also addressed students on how persons trained in the Caribbean can become barristers in the UK.

BPP Law School is a part of the BPP University group which is the leading university for legal and business professionals in the UK. Dr Crisp is the Dean and Chief Executive Officer of the Law School. He specializes in Land Law and joined the BPP family in 1997.



### MS INGRID PUSEY

Ms Ingrid Pusey, General Counsel at the Financial Services Commission of Jamaica (FSC), delivered a guest lecture to the Caribbean Securities Regulations class in October 2015.

### MR ARNOLD TODD

Consultant to the Jamaica International Financial Services Authority (JIPSA), Mr Arnold Todd, delivered a guest lecture to the International Offshore Law class in March 2016.



### MR JEREMY TAYLOR

Mr Jeremy Taylor, Senior Deputy Director of Public Prosecutions, delivered two guest lectures to the Criminal Law class during the 2015 — 2016 Academic Year. The first was given on Accomplice Liability in Semester I and the second, which was on the “Sexual Offences Act”, was given during Semester II.

### INSTITUTE OF CHARTERED SECRETARIES AND ADMINISTRATORS (ICSA)

Ms Theresa Minnie, Head of Client Relations at the Institute of Chartered Secretaries and Administrators (ICSA), conducted an information session with MonaLaw students on November 10, 2015. The ICSA is a professional organization that certifies company secretaries through examinations and post qualification training. The only organization which confers chartered secretary status on suitably qualified persons, they work with policy makers and regulatory to ensure that high standards are maintained in corporate governance.

The session was organized by Mrs Elizabeth Henry-Pottinger, Company Secretary at KPMG, Jamaica.



THE UNIVERSITY  
OF THE  
WEST INDIES  
MONA CAMPUS  
JAMAICA, WEST INDIES

# Faculty of Law

## Higher Degrees

### Research Degrees

#### Master of

#### Philosophy (MPhil)

USD 2,500 per year - Full Time  
USD 1,250 per year - Part Time

#### Doctor of

#### Philosophy (PhD)

USD 2,000 per year - Full Time  
USD 1,000 per year - Part Time

### Research Streams

- Human Rights Law
- International Law
- Law and Governance

#### Requirements

All applicants are required to submit the following documents to the Office of Graduate Studies and Research for the completion of their application:

- Birth Certificate
- Official Transcripts
- Two completed Referee Reports

Applicants who wish to pursue the MPhil/PhD are required to submit a research proposal upon applying.

### Taught Master's Programmes

1 Year (Full Time) | 2 - 3 years (Part Time)  
USD 10,000 per programme

#### The UWI Master of Laws (LLM)

#### Public Law | Corporate & Commercial Law

The University of the West Indies Master of Laws (UWI LLM) programme provides advanced legal education leading to a graduate qualification. It is aimed at legal practitioners, academics, and students of law seeking higher qualifications. A primary objective of the LLM is to increase and elevate the legal expertise of practitioners of law and other professionals engaged in the discipline of law.

#### Master of Laws (LLM)

#### Intellectual Property in Creative & Cultural Industries

The programme offers students the unique opportunity for specialized study of intellectual property law applied to creative and cultural industries. Creative industries include a wide range of activities, including, for example: music, film and television, broadcasting, animation, video games etc.

This programme is targeted towards marketing professionals, event coordinators, attorneys in the entertainment industry, broadcast and media consultants and more!

#### Application Status: Open

[www.mona.uwi.edu/postgrad](http://www.mona.uwi.edu/postgrad)

For all programmes, applicants may enter in either  
Semester 1 which starts in September or in  
Semester 2 which starts in late January.

Faculty of Law, 1-3 West Road, The University of the West Indies, Mona

Tel: 876.927.1855; 876.702.4392 | Email: [monalaw@uwlmona.edu.jm](mailto:monalaw@uwlmona.edu.jm)

[WWW.MONA.UWI.EDU/LAW](http://WWW.MONA.UWI.EDU/LAW)

## MONALAW RESEARCH

# PRESENTATIONS, PUBLICATIONS AND CONFERENCES



### DR SHAZEEDA ALI

- “*Rotten to the Core*”, article published in the *Journal of Financial Crime*, Vol. 23 No. 1, 2016.
- Elected President of the Cambridge Society of Jamaica, June 2016.
- Participant, Research Ethics Committee/IRB Workshop, Caribbean Public Health Agency (CARPHA), Kingston, Jamaica, December 1 to 3, 2015.
- “Corruption and AML: Links and Limits”, paper presented at the Cambridge International Symposium on Economic Crime, UK, September 10, 2015.

### DR RAMONA BIHOLAR

- “Men’s Engagement with the Masculinist State in the Commonwealth of Dominica”, paper presented at the Caribbean Studies Association (CSA) 41st Annual Conference: Caribbean Global Movement: People, Ideas, Culture, Arts and Economic Sustainability, Port-au-Prince, Haiti, June 6 to 11, 2016.
- “The CEDAW Convention & substantive articles”, & “Procedural matters: CEDAW and its Committee”, presentation at the CEDAW training of government officials, organized by Trinidad and Tobago Attorney General’s Office and the United Nations Office of the High Commissioner of Human Rights, Port of Spain, Trinidad & Tobago, June 21, 2016.
- Chair of CEDAW Preparatory Session and Mock Dialogue, at the Trinidad and Tobago Office of the Prime Minister, Port of Spain, Trinidad and Tobago, June 22, 2016.
- “Gender, Discrimination and Access to Health Case. Voices from the Caribbean”, paper presented at the Seminar: The Right to Health: Uniting Practice with the Academia, Institute of Health Policy and Management (iBMG), Erasmus University, Rotterdam, March 3, 2016.



### MRS NATALIE CORTHÉSY



- Peer review of: *The Protection of Geographical Indications: Law and Practice*, authored by Michael Blakeney. Edward Elgar, Cheltenham, July 2014 (512 pages). Book review published in *The Queen Mary Journal of Intellectual Property*, Vol. 6 No. 3, pages 407 — 408, January 2016.
- “Copyright and Access to Information in the Context of Higher Education Institutions” online publication on The UWI, Mona Legal Unit Website, December 2015.
- “International Intellectual Property Protection of Country Names”, conference paper presented at the International Trademark Association Inaugural Geographical Names Conference: Trade Marks, Towns and Territories, Westin Excelsior, Rome, Italy, December 2015.
- “Geographic ‘Commons’ and IP Protection of Country Names – Two weights, Two measures”, conference paper presented at the Centre for Commercial Law Studies PhD Research Seminar Series, Queen Mary University of London, Lincoln Inns Field, London, England, October 2015.



## MRS LALETA DAVIS-MATTIS

- Co-Chair of the Code Project which is sponsored by Pew Charitable Trusts. The Project is responsible for reviewing the *Discussion Paper on the Development and Drafting of Regulations on Exploitation for Mineral Resources in the Area (Environmental Matters)* which seeks to outline the context, parameters and rules to govern deep sea-bed mining.
- Advisor to the Ministry of Health and the Ministry of Economic Growth and Job Creation on the development of comprehensive harmonized legislation to address the Importation, production, use and management of chemicals in Jamaica within the context of the international framework for chemicals management and international trade.



## MRS SUZANNE FFOLKES-GOLDSON

- “Corporate Governance as a Mechanism for the Deterrence of Economic Crimes”, article published in the *Journal of Financial Crimes*, Volume 22 Issue 3, 2015, pages 347 – 353.
- “Emerging Trends in Corporate Governance”, presentation at The Institute of Chartered Secretaries and Administrators (London) Seminar, November, 2015.
- “Good Corporate Governance: The Cost of Failure”, presentation at the Grace Kennedy Company Limited Board of Directors Retreat, June 2016.

## DR JANEILLE MATTHEWS

- “What’s Past is Prologue: Crime and Gender in Post-Colonial Antigua and Barbuda.”, presentation at: ‘Gender Equality in Antigua and Barbuda’, Sponsored by The University of the West Indies, Open Campus Antigua and Barbuda, The Antigua and Barbuda Studies Association and the Antigua and Barbuda Youth Enlightenment Academy, August 11 to 12, 2016 in St. John’s, Antigua.



## TRACY ROBINSON

- Bok Visiting International Professor, March 26 to April 15, 2016, University of Pennsylvania Law School.
- Visiting Professor June 20 to 24, 2016, University of Puerto Rico Law School.
- *The Irony of Equality and Non-discrimination in Anglophone Caribbean Constitutional Law*, book chapter in Maria Delores Fernos, Marilucy Gonzalez Baez, Yanira Reyes Gil, Esther Vicente, *Derecho Constitucional en el Caribe: Genero, Sexualidad y Raza* (Inter Mujeres Puerto Rico, Instituto de Estudios Sobre Mujeres, Genero y Derecho, Facultad de Derecho de la Universidad Interamericana de Puerto Rico, 2015).



- “Loving Laws” presentation at WGS Research Seminar, Women and Gender Studies Institute, University of Toronto, March 2, 2016.
- “Sexual, Gender and Bodily Diversity in the Inter-American Human Rights System”, Public Lecture in the CLSGC Policy Lecture Series, organized by the Centre for Law and Society in a Global Context (CLSGC) and the Human Rights Collegium (HRC), School of Law, Queen Mary University of London, January 28, 2016.
- “Violence against LGBTI Persons in the Americas: Launch of IACHR Report”, presentation at La Comisión Interamericana de Derechos Humanos (CIDH) y la Relatoría Especial de Libertad de Expresión de la CIDH, con el apoyo de la Presidencia de la Cámara de Representantes de Uruguay, Montevideo, Uruguay, December 7, 2015.
- Presentation at Violence against LGBTI Persons in the Americas, organised by the IACHR and UNAIDS, El Salvador, November 30, 2015.
- “Protecting the Rights of LGBTI People in Latin America: The Inter-American System and the LGBTI Rapporteurship”, panel presentation at: Protecting the Rights of LGBTI People in Latin America: A Decade of Progress presented by the Permanent Missions of Argentina, Brazil, Chile, Colombia, El Salvador and Uruguay, OutRight Action International and the Office of the UN High Commissioner for Human Rights, UN Headquarters, New York, November 20, 2015.
- “The Role of Gender Stereotypes in the Torture of Women: Experiences from the Inter-American Human Rights System”, panel presentation at: Towards the Eradication of Sexual Torture of Women: Proposals and National and International Perspectives organised by the Miguel Augustin Pro Juarez Human Rights Centre, Mexico City, Mexico, November 18, 2015.
- “The Inter American Human Rights System and the Caribbean”, presentation at the Public Discussion hosted by the Eugene Dupuch Law School, Nassau, Bahamas, October 29, 2015.
- “Violence against LGBTI Persons”, keynote presentation at the Conference organized by the Human Rights Commission of Tabasco and the Supreme Court of Mexico, Tabasco, Mexico, September 8, 2015.
- “Women and LGBTI persons in the Inter-American Human Rights System”, presentation at the Fix Zamudio Course, Mexico City, September 7, 2015.
- “Gender and Sexuality in the Inter-American Human Rights System: Elaborating the Rights to Freedom, Equality and Justice”, keynote address at the Commonwealth of Puerto Rico Civil Rights Commission: Congress on Human Rights, Gender and Sexuality, Puerto Rico, September 3, 2015.
- “Sexual and Reproductive Rights: Advances and Challenges in the Americas”, keynote address at the University of Costa Rica, San Pedro de Montes de Oca, Costa Rica, August 12, 2015.
- Moderator, Parliamentarians for Global Action (PGA) Strategy Session on: The Role of Parliamentarians in Promoting Non-discrimination based on Sexual Orientation and Gender Identity, Consultation on Draft Parliamentary Handbook on Human Rights, Sexual Orientation and Gender Identity, November 29, 2015.
- Moderator, Panel Discussion for International Day for the Elimination of Violence Against Women and Girls, organised by the Bureau of Women’s Affairs and the High Commission of Canada in Jamaica, Kingston, Jamaica, November 25, 2015.
- “The Right to Life, Integrity, and Freedom from Torture”, panel presentation at the: ‘Joint Thematic Dialogue on Sexual Orientation and Gender Identity: African Commission on Human and Peoples’ Rights, Inter-American Commission on Human Rights and United Nations, Banjul, Gambia, November 3, 2015.
- “The Approaches of Regional Human Rights Mechanisms on Gender Parity and their Contribution to Advancing Gender Equality”, panel presentation at the 30th session of the UN Human Rights Council, Annual Discussion on Integration of a Gender Perspective, Panel on Gender parity, Geneva, September 15, 2015.
- Panelist, ‘Challenges of the Inter-American System: Dialogue with the Presidents and Ex-Presidents of the Inter-American Commission and Inter-American Court’, UNAM Mexico City, September 7, 2015.



## DR JASON HAYNES

- “Northern Ireland’s Human Trafficking and Exploitation Act (2015): A Preliminary Assessment” (2016) *Commonwealth Law Bulletin*, Vol. 42 No. 2, 181.
- "The Right to Free Movement of Persons in Caribbean Community (CARICOM) Law: Towards Juridification?", *Journal of Human Rights in the Commonwealth*, Vol. 57.
- Haynes, Jason (2016—2017). "Judicial and Legislative Approaches to Combating Revenge Porn: A Multijurisdictional Perspective." CPE British Pacific Conference, London, UK.



## DR CHRISTOPHER MALCOLM

- Panellist at the General Legal Council for Jamaica Weekend Conference, The Jamaican 2015 DNA Evidence Act: Examining its Technicalities and Implications, Westmoreland, Jamaica, July 23, 2016.
- Facilitator at the Jamaica Business Development Corporation Mobile Business Clinic, Demystifying the Law and its Implications for Small Business: Basic Principles and Guidance, Emancipation Park, Kingston, July 21, 2016.
- Observer, 46<sup>th</sup> Annual Meeting of the Board of Governors, Caribbean Development Bank, Montego Bay, Jamaica, May 18 to 19, 2016.
- “The Panama Papers, Market Regulation, and Sustainable Economic Development: A Perspective from Within the Commonwealth Caribbean”, presentation at: Innovation In Financial Law and Systems: A Conference in Honour of Professor Joseph J. Norton, Centre for Commercial Law Studies, Queen Mary, University of London, May 6, 2016.
- Presenter, Ed O’Brien Street Law and Legal Literacy International Best Practices Conference, Taking Law to the Streets: Fostering a New Form of Engagement in Support of Economic Development Through Community-Centered Legal Education, Durban, South Africa, April 1 to 3, 2016.
- “Citizenship and the Law: Honouring a Purposive Approach to the Interpretation of our Constitution and its Implications for Economic Development”, presentation at The UWI Mona Black My Story Monday Series, Western Jamaica Campus, Montego Bay, February 22, 2016.
- Committee Member/Facilitator, Improved Access to Justice in the Caribbean Programme, Arbitration Legislation Committee Meeting, Port of Spain, Trinidad and Tobago, December 12, 2015.
- “Don’t Believe Everything You See, Hear or Watch: Combatting Perceptions of Corruption in the Region”, presentation at the Caribbean Regional Compliance Association Conference, Nassau, the Bahamas, November 5 to 6, 2015.
- Committee Member/Facilitator, Improved Access to Justice in the Caribbean Programme, Arbitration Legislation Committee Meeting, St Johns, Antigua and Barbuda, September 11, 2015.

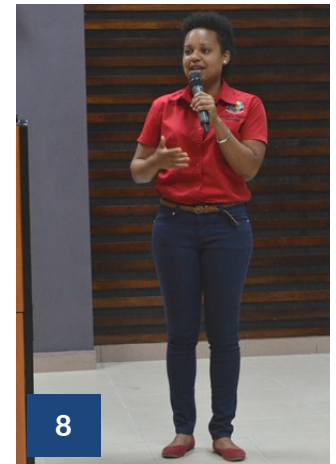
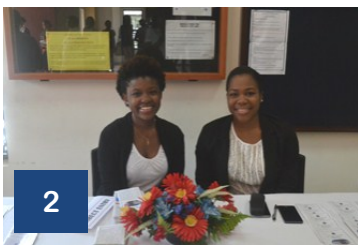
## STUDENT ACTIVITIES

# ORIENTATION 2015

The 2015–2016 Academic Year saw 171 new students joining the MonaLaw family. They were introduced to the Faculty over the two days of orientation activities on August 29 and 30. Mr Terrence Williams, Commissioner of the Independent Commission of Investigations was the Guest Speaker on Day 1. The activities on Day 2 included presentations from the University Health Service, the Norman Manley Law School and the Billings and Receivables Section of the Bursary. Several corporate entities were also on hand to showcase their products and services.

### HIGHLIGHTS:

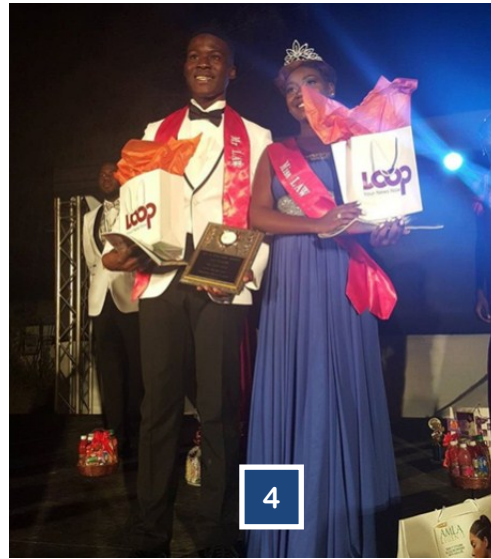
- (1) Mr Matthew Royal, President of the Mona Law Society makes a presentation to Mr Terrence Williams
- (2) MonaLaw students were on hand to welcome new students;
- (3) Faculty members and new students during the opening of the Orientation exercises on Day 1;
- (4) Ms Ruchelle Malcolm, a member of the MonaLaw Society executive addressing the gathering on Day 1. Seated are other members of the executive body;
- (5) Students pause for the camera during a tour of the Faculty of Law Building;
- (6) Students visit the Faculty booth at the Orientation Village during General Orientation 2015;
- (7) A visitor to the Faculty booth at the Orientation Village talks with a member of the MonaLaw Society during General Orientation;
- (8) Ms Davianne Tucker, President of the University of the West Indies Guild of Students for the 2015/2016 Academic Year, addresses students on Day 1.



## MONA LAW SOCIETY



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- (1) Ras I performing at the Mona Law Society's second staging of the concert, Open Ear. The acoustic concert was held on Wednesday, October 22, 2015 and featured performances from several reggae artistes and students.
- (2) Presentations at Sports Day during Law Week 2016
- (3) Members of the Mona Law Society interact with residents at the Oznam Home for the Elderly. The students visited the Home as a part of their Law Week Programme of activities for 2016.
- (4) Mr & Miss Law 2016, Shajoe Lake and Afryea Cox, at the coronation ceremony held on Saturday March 5, 2016.
- (5) Miss Law 2015, Chantelle Biersay, with Ms Lanesa Downs, lupus survivor, at the Mona Law Society Lupus Forum.
- (6) Society members showcase their high school colours on Throwback Tuesday during Law Week 2016

## DEBATING TRIUMPHS

MonaLaw students from the Kingston and Western Jamaica Campuses participated in two debating competitions during the 2015/16 Academic Year. The first was the Northern Caribbean University Invitational Debate Competition where the Faculty had 3 representatives in Shani Bennett, Dwayne Wynter and Scott Mullings. Shani and Dwayne who comprised the UWI B Team beat the UWI A team to win the overall competition. They are pictured at right receiving the championship trophy. Scott Mullings who was a member of the UWI's A team received the award for Best Speaker for the overall competition. Next up was the Pan American Universities Debating Championship which was held in Montego Bay from March 25 to 28, 2016. Scott Mullings was a member of the UWI A team which ranked 17th in the overall competition and first in the Caribbean and Latin America. Shajoe Lake was a member of the UWI B Team while Tashoy Adrian and Jhanelle Todd were the members of the UWI WJC A Team.



## THE GRADUATING CLASS OF 2016



The Faculty of Law, Mona Graduating Class of 2016 were conferred with their degrees on Friday, October 28, 2016. The class totaled 154 with 16 receiving First Class Honours.

Some members of the graduating class pictured, from left to right, are Ms Leah Singh, Ms Shaniel May, Mrs Kelly Jarrett and Ms Renee McDonald

## MONALAW FACULTY 2016 — 2017 ACADEMIC YEAR

### **FULL TIME FACULTY:**

**Leighton Jackson (Dean)**

LLB Hons (UWI), LLM (Sydney), D Jur (Osgoode)

**Shazeeda Ali (Deputy Dean for Graduate Studies, Research & Publications)**

LLB Hons (UWI), LLM (Cantab.), PhD (Lond.)

**Gilbert Kodilinye (Professor of Property Law)**

BA (Oxon), MA (Oxon), LLM (Lond.)

**Stephen Vasciannie (Professor of International Law) – On Secondment**

BSc (UWI), BA (Oxford), LLM (Cantab.), DPhil (Oxon)

**Celia Brown-Blake (Senior Lecturer)**

BA & LLB (UWI), LLM (Lond.), MA & PhD (UWI)

**Emir Crowne (Senior Lecturer)**

BA (Western), LLB (London), LLM (Strathclyde), LLM (Osgoode Hall), PhD (Anglia Ruskin)

**Suzanne Ffolkes Goldson (Senior Lecturer)**

BA (Econ.) (York), LLB Hons (UWI), BCL (Oxon)

**Christopher Malcolm (Senior Lecturer, Director - Mona Law Institutes Unit)**

LLB Hons (UWI), LLM & PhD (Lond.), FCI Arb

**Derrick McKoy (Senior Lecturer)**

LLB Hons (UWI), LLM (Lond.), PhD (Leic.), MBA (Barry), DBA (NSU)

**Tracy Robinson (Senior Lecturer)**

LLB Hons (UWI), BCL (Oxon), LLM (Yale)

**Ramona Biholar (Lecturer)**

LLB Hons (UBB, UNIZAR), LLM (UUTR), PhD (UUTR)

**Rose Cameron (Lecturer)**

BA (UWI), MA (Andrews), LLB & LLM (UWI)

**Natalie Corthésy (Lecturer)**

LLB Hons (UWI), LLM (Lond.)

**Gabrielle Elliott-Williams (Lecturer)**

LLB Hons (UWI), LLM (Cantab.)

**Sharon Ffolkes-Abrahams (Lecturer, LLB Programme – Western Jamaica Campus)**

LLB Hons (UWI), LLM (Osgoode)

**Mark Gillis (Lecturer)**

BA (Stanford), JD (UC), LL.D (CAUP)

**Jason Haynes (Lecturer)**

LLB Hons (UWI), LLM (Nottingham), PhD (Durham)

**Coleen Lewis (Lecturer)**

BA Hons (UWI), PGDip in Law (Exeter), LLM (Strathclyde)

**Janeille Matthews (Lecturer)**

BA (Villanova), MPA (Harvard), JD (Harvard), PhD (Lond.)

### **ADJUNCT FACULTY:**

**Justice Roy Anderson**, Retired Supreme Court Judge

**Carole Barnaby**, Parish Judge

**Laleta Davis-Mattis**, BA & LLB (UWI), MMM (Dal)

**Delroy Beckford**, BA & LLB (UWI), LLM (Col), PhD (RU)

**Caprice Morrison**, LLM (Lond.), LEC (Norman Manley)

### **VISITING FACULTY:**

**His Honour Judge Michael Hopmeier (Visiting Professor)**

Circuit Judge at Kingston-upon-Thames Crown Court

**Ms Inga Laurent (Fulbright Scholar)**

JD (Cleveland), BA (Westminster)



## **EDITORIAL COMMITTEE**

Dr Shazeeda Ali  
Ms Christine Broadbelt  
Professor Gilbert Kodilinye  
Mrs Peta-Gaye McEwan-Lewis

## **FACULTY OF LAW**

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The University of the West Indies, Mona Campus, Kingston 7, Jamaica

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