



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

FACULTY OF LAW

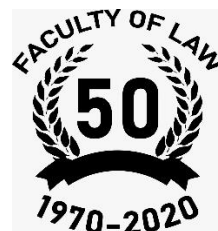
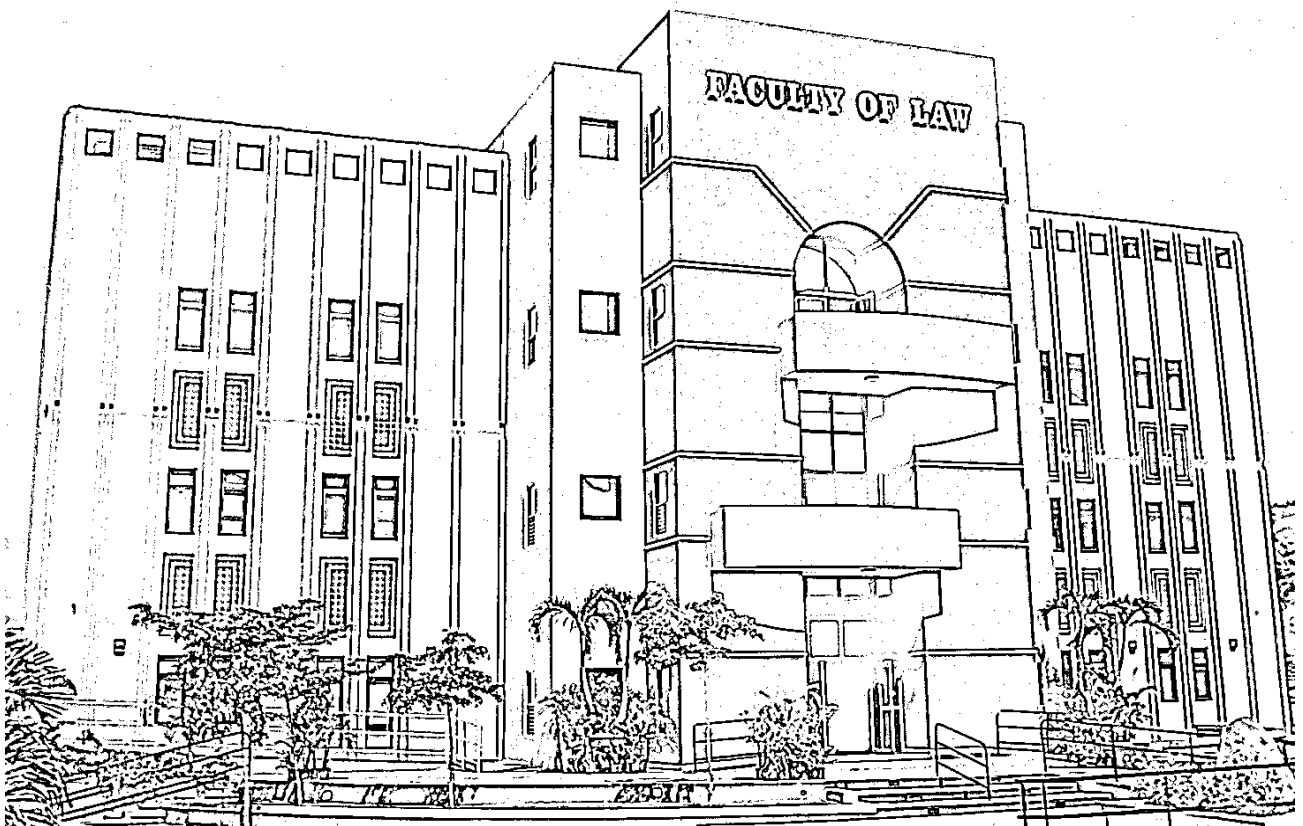
7th Annual Symposium on

Law, Governance and Society

***“Celebrating and Surviving - UWI Law 50
and Beyond”***

FRIDAY, JUNE 25 - SUNDAY, JUNE 27, 2021

Virtual





FACULTY OF LAW

7th Annual Symposium on Law, Governance & Society

'Celebrating and Surviving – UWI Law 50 and Beyond'

June 25-27, 2021

PRINCIPAL'S MESSAGE



This year's symposium theme, "Celebrating and Surviving: UWI Law 50 and Beyond", is entirely appropriate for this time in history.

The Faculty of Law has been a beacon of light shining from The University of the West Indies over the last 50 years. By providing access to a high-quality legal education right here in the region, the Faculty has been integral in the development of a Caribbean jurisprudence that is sensitive to the socio-historical realities that our people have to face. Since its establishment as a fully-fledged Faculty in Jamaica, MonaLaw has extended the effectiveness of the Faculty and access to legal education for our students. Additionally, they have also afforded access to the general public through the many symposia, public fora and lectures. Caribbean jurisprudence is in good hands, and that is a milestone that ought to be celebrated.

As we celebrate 50 years of distinguished leadership and excellence in higher education and public engagement, we are eagerly looking forward to the next 50 years. The UWI has made Caribbean social and economic development its mission, and we recognize that our society must have an adequate legal framework to support the level of growth that we envision.

Our present reality is one of great upheaval due mainly to the advent of the COVID-19 pandemic. We would be hard-pressed to think of any aspect of our lives that has been untouched by this twenty-first-century challenge. Very quickly, we have had to re-imagine life anew. The topics that will be explored at this Symposium – legal profession and judicial ethics, the Law of the Sea, Sports Law and Tourism and the Law – are all areas that will be critical to our continued survival. Therefore, this Symposium is an opportunity for us to collaboratively re-imagine the Caribbean legal landscape. We will be stimulating the adaptation of Caribbean jurisprudence so that it can effectively survive and develop amid this crisis and through the next half-century.

I wish to use this opportunity to thank the hardworking Symposium planning team, under the leadership of Dean Dr. Shazeeda Ali, for their dedication to ensuring that we once again have access to this space for rich and fruitful discussions on the rule of law.

**Dale Webber, Professor
Pro Vice-Chancellor and Principal
Mona Campus**



FACULTY OF LAW

7th Annual Symposium on Law, Governance & Society

'Celebrating and Surviving – UWI Law 50 and Beyond'

June 25-27, 2021

Programme

Day 1 - Friday, June 25, 2021

Moderator – Mrs. Suzanne Ffolkes Goldson, Senior Lecturer, Faculty of Law, UWI Mona

Welcome – Dr. Shazeeda Ali, Dean, Faculty of Law, UWI Mona

Special Address – Dr. Derrick McKoy CD, JP, UWI Law Graduate, Senior Lecturer and First MonaLaw Dean

Reflections

Contribution to Law, Governance and Society

His Excellency The Governor-General Sir S. W. Tapley Seaton GCMG, CVO, QC, JP, LL.D, Governor-General of St. Kitts and Nevis

Her Excellency The Governor-General Dame Sandra Mason GCMG, D.A., Q.C., Governor-General of Barbados

Contribution to the Bench

Hon. Mr. Justice Dennis Morrison OJ, President of the Court of Appeal, Turks and Caicos Islands; Former President of the Court of Appeal, Jamaica

Contribution to the Bar

Mr. Stephen Shelton, QC, Attorney-at-Law, Myers, Fletchers & Gordon, Jamaica

Mr. Clement Lashley, QC, Attorney-at-Law, Epworth Chambers, Barbados

Contribution to Public Service

Mr. Langston Sibblies, Judicial and Legal Services Commission, Cayman Islands

Mr. Henry Dyer, Barrister-at-Law and Solicitor; Former Attorney General, Dominica

Contribution to Legal Education

Mr. Maurice Saunders, Head, Legal Aid Clinic, Norman Manley Law School, Jamaica

Closing Remarks and Toast to the Class of '73

 **Dr Shazeeda Ali and the MonaLaw Team**



FACULTY OF LAW

7th Annual Symposium on Law, Governance & Society

'Celebrating and Surviving – UWI Law 50 and Beyond'

June 25-27, 2021

Day 2 – Saturday, June 26, 2021

8:45 am - Welcome, Dr. Natalie Corthésy, Associate Dean of Outreach and Continued Legal Education, Faculty of Law, UWI Mona

8:55 am – Introduction of the Keynote Speaker, Dr. Shazeeda Ali, Dean, Faculty of Law, UWI Mona

9:00 am – Keynote Address, Hon. Mr. Justice Bryan Sykes OJ CD, Chief Justice, Jamaica

9:30am - 11:30am **Session I: Legal Profession and Judicial Ethics –
The Ethical Lawyer and Judge**

Chair: Dr Shazeeda Ali, Dean, Faculty of Law, UWI Mona

Presenters:

9:35 am – ‘Training for the best while preparing for the worst’ **Mrs. Jacqueline Samuels-Brown**, QC, Commissioner, Regional Judicial and Legal Services Commission, Caribbean Court of Justice

9:55 am – ‘Reflections on Ethical Breaches by Attorneys’ **Mrs. Daniella Gentles-Silvera**, Chairman, Disciplinary Committee, General Legal Council; Partner, Livingston Alexander & Levy Jamaica

10:15 am – ‘The Attorney’s Ethic of Care – Drawing New Lines of Responsibility’ **Hon. Mr. Justice Vasheist Kokaram**, Judge, Court of Appeal, Trinidad and Tobago

10:35 am – ‘Reconciling judicial ethics, accountability and independence’ **Hon. Mr. Justice C. Dennis Morrison OJ CD**, President of the Court of Appeal, Turks and Caicos Islands; Former President of the Court of Appeal, Jamaica

10:55 am **Question and Answer**

11:25 am **Closing Remarks**

11:30 am **Song Competition and Entertainment**

Break



FACULTY OF LAW

7th Annual Symposium on Law, Governance & Society

'Celebrating and Surviving – UWI Law 50 and Beyond'

June 25-27, 2021

12:00pm – 2:00pm **Session II: Today's Law of the Sea**

Chair: Professor Stephen Vasciannie, Faculty of Law, UWI, Mona

Presenters:

12:05 pm – 'Dispute-Settlement under Part XV of the Law of the Sea Convention' **Judge Kathy-Ann Brown**, International Tribunal for the Law of the Sea, Hamburg, Germany

12:25 pm - 'Sea-Level Rise Issues in International Law' **Dr. Martins Paparinskis**, Reader, University College London, London, United Kingdom

12:45 pm - 'Unity or diversity in the deep blue: choices in institutional design for marine biological diversity in areas beyond national jurisdiction' **Dr. David Berry**, Former Dean, Faculty of Law, Cave Hill Campus, Barbados

1:05 pm - 'Deep Seabed Mining and the International Seabed Authority' **Professor Robert Volterra**, Partner, Volterra Fietta, London, United Kingdom

1:25 pm **Question and Answer**

2:00pm **Closing Remarks**

Day 3 – Sunday, June 27, 2021

9:30am – 11:30am **Session III: Tourism and the Law – 2021 and Beyond**

Chair: Mrs Sharon Ffolkes Abrahams, Lecturer and Faculty of Law Programme Coordinator, UWI WJC

Presenters:

9:35 am – 'Tourism's response to COVID-19 and the way forward' **Mr. Donovan White**, Director of Tourism, Jamaica Tourist Board

9:55 am - 'Personal Injury and Negligence in Caribbean Hospitality Law' **Professor Gilbert Kodilinye**, Professor Emeritus, The UWI and Attorney-at-Law, Kodlaw, Barbados

10:15 am – 'Sustaining the environment while developing tourism' **Ms. Helen Liu**, Attorney-at-Law, Myers, Fletcher & Gordon, Jamaica



FACULTY OF LAW

7th Annual Symposium on Law, Governance & Society

'Celebrating and Surviving – UWI Law 50 and Beyond'

June 25-27, 2021

10:35 am - 'The Tourism Sector in the Era of Covid-19: Employment Implications' **Mrs. Carla-Anne Harris Roper**, Principal Consultant, Employment Matters Caribbean, Jamaica

10:55am Question and Answer

11:25 am Closing Remarks

11:30am Song Competition and Entertainment

Break

12:00pm – 2:00pm **Session IV: Sports Law: Lex Olympica – Leveling the Playing Field**

Chair: Mr J. Tyrone Marcus, Sports Law Consultant and Co-author of the book 'Commonwealth Caribbean Sports Law'.

Presenters:

12:10 pm - 'Does Sports Law Really Exist?' **Ms. Toni Ann Smith**, Attorney-at-Law, International Sports Law, Jamaica

12:30 pm - 'Making the Olympic Charter more Athlete-centred' **Mr. Christopher Samuda**, President of the Jamaica Olympic Association and the Jamaica Paralympic Association

12:50 pm - 'Controversial Clauses in Sports Contracts: a) Force Majeure Clause b) No Disrepute Clause' **Dr. Jason Haynes**, Co-author of the book 'Commonwealth Caribbean Sports Law' and Deputy Dean, Faculty of Law, Cave Hill Campus, Barbados

1:10 pm - 'Caster Semenya and the future of Sports Arbitration' **Justice Hugh Fraser**, Canadian Olympian, Judge and Arbitrator, Court of Arbitration for Sport, Switzerland

1:30 pm Question and Answer

2:00 pm Closing Remarks



FACULTY OF LAW

7th Annual Symposium on Law, Governance & Society

'Celebrating and Surviving – UWI Law 50 and Beyond'

June 25-27, 2021

History of the Faculty of Law

The Faculty of Law was established at The University of the West Indies in 1970 with headquarters at the Cave Hill Campus. At the Mona Campus, 5 first-year courses were taught in a few classrooms in the Faculty of Arts and General Studies (now called the Faculty of Humanities & Education). The Mona first-year programme then moved to the Mona School of Business, Sir Alister McIntyre Building (Block D) then to the UWI Printery in 2010.

In 2011 the Faculty opened a permanent state of the art 3 storey building at 1 – 3 West Road with multimedia equipment in the classrooms, a student lounge, a fountain and a 2 storey library. The building every law student now calls - “home away from home”. In 2012, the Faculty of Law obtained full Faculty status thereby allowing Jamaican nationals to pursue their Bachelor of Laws in Jamaica for 3 years. At that time the Faculty had 9 academic staff members imparting 42 courses, supported by 6 administrative members and 2 ancillary workers.

In 2015, the Mona Law Institutes Unit was established as an arm of the Faculty. Dr. Christopher Malcolm serves as its director.

Currently, the Faculty of Law has over 500 students enrolled with 14 full-time lecturers, 8 adjunct lecturers, 8 administrative members and 2 ancillary workers. Fifty-four courses are taught for the Bachelor of Laws programme. The graduate programme began in January 2015 with 1 student enrolled in the MPhil programme. In January 2016 the Faculty admitted its first Master of Laws (LLM) student. There are currently 26 students in the graduate programme, 5 of whom are doing the MPhil and 3 the PhD programme. In November 2018, its first 2 LLM students graduated.

History of MonaLaw

Deans

Dr Derrick McKoy	2012 - 2016
Dr Leighton Jackson	2016 - 2019
Dr Shazeeda Ali (Acting Dean)	2018 - 2019
Dr Shazeeda Ali	2019 - 2023

Deputy Deans

Mrs Suzanne Ffolkes Goldson (Graduate Studies, Research and External Affairs)	2012- 2013
Dr Leighton Jackson (Undergraduate Studies)	2012 - 2016
Dr Shazeeda Ali (Graduate Studies, Research & Publications)	2014 - 2018
Ms Coleen Lewis (Undergraduate Affairs, Teaching & Learning)	2017 - 2018
Ms Tracy Robinson (Graduate Studies & Research)	2018 - 2021
Ms Rose Cameron (Undergraduate Studies & Students Success)	2018 - 2021

Associate Deans

Dr Ramona Biholar (Outreach and Continuing Legal Education)	2018 - 2020
Dr Natalie Corthesy (Outreach and Continuing Legal Education)	2020 – 2021



FACULTY OF LAW

7th Annual Symposium on Law, Governance & Society

'Celebrating and Surviving – UWI Law 50 and Beyond'

June 25-27, 2021



FACULTY OF LAW

THE UNIVERSITY OF THE WEST INDIES

Mona Campus, 1 – 3 West Road, P.O. Box 148, Kingston 7, Jamaica

Tel.: (876) 927-1855, (876) 977-4860, (876) 702-4392

Fax: (876) 970-1242

Email: monalaw@uwimona.edu.jm

Website: <http://www.mona.uwi.edu/law/>



UWIMonaLaw | Mobile



(876) 438-8594