

MAGNA CARTA

800

Symposium • Canberra • 2015

Department of the Senate
Rule of Law Institute of Australia

Main Committee Room • Parliament House

30 October 2015

WELCOME



Dr Rosemary Laing
Clerk of the Senate



Nicholas Cowdery AM QC
*Chair of the Magna Carta Committee
of the Rule of Law Institute of Australia*



Senator the Hon Concetta Fierravanti-Wells
Assistant Minister for Multicultural Affairs
Keynote address



Professor Martin Krygier
University of New South Wales Law

Professor Martin Krygier is Gordon Samuels Professor of Law and Social Theory at the University of New South Wales and Adjunct Professor at the Regulatory Institutions Network, Australian National University.

He is a fellow of the Australian Academy of Social Sciences. He is on the editorial board of the *Hague Journal on the Rule of Law* and the editorial committee of the *Annual Review of Law and Social Science*.



The Hon James Spigelman AC QC
*Former Chief Justice of the Supreme Court of NSW
and Lieutenant-Governor of New South Wales*

James Spigelman was the Chief Justice and Lieutenant-Governor of New South Wales from 1998 to 2011. Between 1980 and 1998 he practised as a barrister in Sydney and was appointed QC in 1986. Between 1972 and 1976 he served as senior adviser and principal private secretary to the Prime Minister of Australia and as permanent secretary of the Commonwealth Department of the Media. From 1976 to 1979 he was a member of the Australian Law Reform Commission. Spigelman has served on the boards and as chair of a number of cultural and educational institutions. In November 2012 he was appointed a Director of the Board of the Lowy Institute for International Policy. In 2013 he was appointed a Non-Permanent Judge of the Court of Final Appeal of Hong Kong. He is currently ABC chairman.



Professor David Clark
Professor of Law, Flinders University

David Clark is Professor of Law at Flinders University in Adelaide. He first published on Magna Carta in the *Melbourne University Law Review* in 2000, and subsequently with the American Bar Association in 2014 in the book *Magna Carta and the*

Rule of Law. He also published a paper on Magna Carta and court delay in the Pacific in Robert Hazell & James Melton's (eds) *Magna Carta and Its Modern Legacy* (2015). He wrote a paper on Magna Carta in New Zealand, which will appear in the *Canterbury Law Review* in 2016. In June this year he delivered lectures on the Charter at the State Library of New South Wales and the Law Society of South Australia. He has published on the history of constitutional landmarks such as habeas corpus and the Bill of Rights 1689. He is interested in how earlier legal instruments come to be re-interpreted and applied in modern circumstances.



Professor Desmond Manderson
*Future Fellow, ANU College of Law and ANU
College of Arts and Social Sciences*

Desmond Manderson is an international leader in interdisciplinary scholarship in law and the humanities. He is the author of several books including *Songs Without Music: Aesthetic Dimensions*

of Law and Justice (2000); *Proximity, Levinas, and the Soul of Law* (2006); and *Kangaroo Courts and the Rule of Law—The Legacy of Modernism* (2012). His work has led to essays, books, and lectures around the world in the fields of English literature, philosophy, ethics, history, cultural studies, music, human geography, and anthropology, as well as in law and legal theory. Throughout this work Manderson has articulated a vision in which law's connection to these humanist disciplines is critical to its functioning, its justice, and its social relevance.



Professor Nicholas Vincent
*School of History, University of East Anglia and
Leader, Magna Carta Project*

Nicholas Vincent, Professor of Medieval History, has published a dozen books and some hundred academic articles on various aspects of English and European history of the 12th and 13th centuries, including *Magna Carta: The Foundation of Freedom, 1215-2015* (2015). He is a major contributor to the Department of the Senate publication *Australia's Magna Carta* (second edition, 2015), where he documents the history and provenance of the Australian Parliament's 1297 Magna Carta. He currently leads the UK's major research project on Magna Carta to create clause by clause commentaries and seek archival evidence on King John. He is a Fellow of the British Academy.



Professor Stephanie Trigg FAHA
*School of Culture and Communication, Faculty
of Arts, The University of Melbourne*

Editor of *Medievalism and the Gothic in Australian Culture* (2005) and author of 'Parliamentary Medievalism: The Australian Magna Carta as Secular Relic' (*Australian Literary Studies*, 2011). She

is currently one of ten chief investigators and one of four program leaders in the Australian Research Council Centre of Excellence for the History of Emotions (UWA). She leads the Melbourne node of the Centre.



Dr Kathleen Neal
*School of Philosophical, Historical
and International Studies,
Faculty of Arts, Monash University*

Dr Neal's recent research has focussed on the role of letters in political communication between the royal government and its subjects in thirteenth-century England. This included exploration of thirteenth-century English political history, particularly the rhetorical strategies used to negotiate the various relationships that tied the English crown to the wider political community. She has a highly regarded academic blog, *In Thirteenth Century England*.



Professor Andrew Lynch
*English and Cultural Studies,
University of Western Australia*

Andrew Lynch is a Professor in English and Cultural Studies at the University of Western Australia and Director of the Australian Research Council Centre of Excellence for the History of Emotions. He has recently published *Understanding Emotions in Early Europe* (2015), co-edited with Michael Champion, and *Emotions and War: Medieval to Romantic Literature* (2015), co-edited with Stephanie Downes and Katrina O'Loughlin.



Dr David Headon
*Cultural Historian and Visiting Fellow, Research
School of Arts and Humanities, Australian
National University*

Dr David Headon is a Visiting Fellow in the Research School of Arts and Humanities (ANU) and a Parliamentary Library Associate. He was formerly Director of the Centre for Australian Cultural Studies (Canberra), Cultural Adviser to the National Capital Authority and the History and Heritage Adviser for the Centenary of Canberra.

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9.00–9.20 Registration

9.20 Welcome

Dr Rosemary Laing, Clerk of the Senate

Nicholas Cowdery AM QC,

Chair – Magna Carta Committee of the Rule of Law Institute of Australia

9.40 Keynote address

*Senator the Hon Concetta Fierravanti-Wells, Assistant Minister for
Multicultural Affairs*

10.10 Magna Carta and the Rule of Law Tradition

Professor Martin Krygier

10.40 Magna Carta and the Executive

The Hon James Spigelman AC QC

11.10–11.35 Morning tea (provided)

11.35 Magna Carta – its uses since 1803

Professor David Clark

12.00 The Other 1215

Professor Desmond Manderson

12.25 How Magna Carta came to Australia

Professor Nicholas Vincent (via video)

12.50–13.40 Lunch (not provided – food is available at Queen's Terrace Café)

13.40 Magna Carta in print and in English translation

Professor Stephanie Trigg

14.05 Magna Carta: personal encounters, popular culture and Australian links

Dr Kathleen Neal

Professor Andrew Lynch

Dr David Headon

15.20 Personal encounters and questions from the audience to the panel

16.00 Program end