



Centre of Law
and Society

Canolfan y Gyfraith
a Chymdeithas

THE CENTRE OF LAW AND SOCIETY

ANNUAL REPORT 2022/23



In the 2022/23 academic year, the Centre of Law and Society (the CLS) significantly expanded its national and international collaborations and organised a high number of events contributing to the socio-legal and interdisciplinary research at all levels of academic expertise and experience. It particularly reached out to the postgraduate and early career academic communities and successfully disseminated research knowledge within the wider community by bringing together international and local academics, students, artists and novelists, and members of the public. Furthermore, it strengthened its links with official partners, especially the International Institute for the Sociology of Law in Onati, the Basque Country, Spain, the Centre for Socio-Legal Studies in Oxford, and the Research Committee for the Sociology of Law of the International Sociological Association. The Centre's activities were organised in the in-person, hybrid and online formats to guarantee the strategic priorities of supporting research excellence locally, nationally and internationally while providing for an inclusive, equitable and diverse research environment within the School of Law and Politics and Cardiff University.

The Centre organised the most ambitious programme of lectures, seminars, conferences, workshops, fellowships and wider public dialogues in Cardiff. At the same time, it significantly expanded its international collaborative socio-legal networks through its programme of online conferences, seminars and fellowships. In particular, *The CLS 'Law and ...' Interdisciplinary Series* was very popular and attractive for the international socio-legal community and brought together scholars from all around the world. Promoting the values of equality, diversity and inclusion, this year's series focused on research excellence of internationally distinguished female socio-legal scholars.

The CLS Book Series provided for opportunities to share research ideas, outcomes and prospects mainly among colleagues conducting socio-legal and interdisciplinary research in Cardiff and the United Kingdom. Its specific focus on early and mid career academics aimed at supporting the research development at Cardiff University and, apart from academics, attracted the CLS fellows and postgraduate students from minority backgrounds.

Strengthening the CLS's commitment to the equality, diversity and inclusion, all academic events and funding applications were subject of enhanced review and assessment by the Centre's committee. Following a 2021 Equality and Diversity review by Bernadette Rainey, these procedures have now been standardised and implemented in the CLS decision-making process. The Centre particularly focused on socio-legal PhD students and early career scholars from outside the United Kingdom and the European Union and offered them an online platform to present their work in *The CLS Visiting Fellow Research Seminar Series*. This year's community of the CLS visiting fellows was smaller, yet represented the most diverse and global group of both early career talented researchers and senior academics.

The CLS Annual Conference, entitled 'Dialogues in Legal Consciousness Studies' and organised by Dave Cowan and Alison Tarrant from the LAWPL as a two-day event in May 2023, was dedicated to the themes of legal consciousness and was a huge international success. The organisers brought together the most experienced and internationally distinguished socio-legal academics from the UK and overseas and managed to give a platform for early career academics from Cardiff and other universities to present their most original and inspired research at the conference. The success of the conference was phenomenal and the plans are already made to publish the conference papers as the Journal of Law and Society's special supplement in 2024.

The CLS Annual Lecture was delivered by Roger Cotterrell, one of the most distinguished sociologists of law in the UK and member of the advisory boards of both the Journal of Law and Society and the Centre of Law and Society, in November 2022. The title 'A Socio-Legal Quest: From Jurisprudence to Sociology of Law and Back Again' coincided with his latest book and research of sociological

jurisprudence. The theme was carefully chosen to both recognise special qualities of Roger Cotterrell's contribution to the sociology of law and his close relationship with socio-legal scholars in Cardiff dating back to the early days of the *Journal of Law and Society* in the 1980s.

The Centre also continued to build on its strong collaborative networks with other socio-legal research centres in the United Kingdom, especially the Oxford Centre for Socio-Legal Studies by co-sponsoring the Socio-Legal Masterclass organised by Linda Mulcahy in September 2022. Individual members of the CLS delivered talks at this informal, yet immensely important academic gathering supporting the postgraduate socio-legal community in the UK.

Individual members of the CLS research board organised a number of events and significantly contributed to the Centre's collaborations with other universities and research centres across the UK. The CLS supported collaborations with other UK universities and co-funded the Cohabitation Reform in England and Wales conference co-organised by Sharon Thompson from Cardiff University together with colleagues from Aalborg University, Cambridge University, Birmingham University, University of Exeter and Durham University in Inner Temple, London, in January 2023. Russell Sandberg from Cardiff University presented a paper at the conference which brought together legal practitioners and academics from the UK and abroad.

Internationally, the CLS was very active at the Research Committee on Sociology of Law (ISA) and Jiří Přibáň continued to serve as a member of the Podgorecki Prize 2023 nomination committee and Chair of the Working Group on Sociology of Constitutions. He organised the group's annual conference in Fermo, originally planned for August 2023 but eventually rescheduled for September 2023. The Centre's special collaboration with one of its principal international partners, the International Institute for the Sociology of Law in Onati, the Basque Country, was expanded by Jiří Přibáň's final year of teaching in the IISL's Socio-Legal Master Programme in March 2023. Furthermore, the IISL's postgraduate students are specifically encouraged and invited to participate in the CLS online events.

Apart from its global mission and international activities, the Centre contributed to Cardiff University's research culture by organising activities and events at the School of Law and Politics and collaborating with other centres, schools and departments, most notably the School of History, Archaeology and Religion, the School of Social Sciences, and the School of Law and Politics' Centre of Law and Religion. The CLS's support of the postgraduate community and early career scholars was strengthened when Fred Cram, following the successful event in 2022, organised another CRAIC conference in May 2023. The conference's original design of informal talks and discussions, originally designed by Rachel Cahill-O'Callaghan, was preserved to encourage most notably early career scholars and postgraduate students within and beyond the School of Law and Politics. While keeping its focus on interdisciplinarity, this year's conference was deliberately enlarged in terms of its themes and topics to attract the widest possible group of scholars.

Assessing the scale and scope of the Centre's research themes pursued during this review period, it is particularly noteworthy that new members of the CLS introduced new fields of socio-legal and interdisciplinary research from theoretical and methodological issues to the area of legal consciousness, transnational constitutionalism, global governance of soft law, global justice and development, European law, international law and security, criminal justice and emotions, family law, health law, care and mental capacity law. The CLS, therefore, confirmed and further enhanced its role of a research hub of socio-legal studies with global links which, nevertheless, continues to be primarily committed to the academic community and its development at Cardiff University. The Centre hosted scholars and students from the UK, the EU, Africa, the Americas, Asia and Australia. The community of visiting fellows included young scholars from the UK, Finland, India, Italy and Turkey. The CLS, therefore, managed to collaborate with the most diverse groups of scholars globally and promote

academic networks benefiting from the most diverse academic, intellectual and cultural traditions, backgrounds and experiences.

During this period of review, the CLS also expanded its research dissemination by promoting its events and achievements through the website shared with the Journal of Law and Society. The website is essential for the Centre's global visibility and further exchanges of ideas and discussions are recorded online and shared via the social media, such as blogging of the CLS visiting fellows, discussions of new publications and recordings of individual lectures and other events. The website address is: <https://centreoflawandsociety.co.uk/>

Finally, the CLS committee underwent some personnel changes this year with John Harrington and Elen Stokes leaving and Dave Cowan, Jo Hunt and Caer Smyth joining its committee. Following Jen Clark's departure, Gwennan Hammett was appointed the CLS's new administrator. The committee currently consists of seven members: Jiří Přibáň (director), Rachel Cahill-O'Callaghan (deputy director), Dave Cowan, Fred Cram, Jo Hunt, Bernadette Rainey and Caer Smyth.

INTERNATIONAL COLLABORATIONS

The CLS has been developing links with the most advanced and internationally established research centres and academic institutions. First and foremost, it continues developing its formal collaboration with the *International Institute for the Sociology of Law* in Oñati, the Basque Country, Spain. The IISL's new director Sabine Frerichs has been invited to deliver a lecture on sociology of law and economy as part of the Journal of Law and Society's 50th anniversary series of events in December 2023. Lecturers in the IISL Socio-Legal Masters Programme Joxerramon Bengoetxea and Sharyn Roach Anleu presented their research in Cardiff, published it in the Journal of Law and Society and continued to serve as the CLS advisory board members. The CLS director Jiří Přibáň taught the module *Sociology of the Rule of Law: Politics, Economics and Social Transitions* as part of the IISL Master Programme in March 2023.

The CLS members contributed to the postgraduate programmes in socio-legal studies at international academic institutions and, depending on new academic research policies considered by the UK and Welsh governments towards the EU's research collaboration and mobility schemes, remains in contact with partner universities and centres in Belgium, Denmark, France, Italy, Spain and Sweden to establish new socio-legal education networks. For this, Cardiff University has to establish its postgraduate socio-legal teaching programme and the CLS is actively promoting and supporting this innovation at the School of Law and Politics.



INTERNATIONAL VISITING FELLOWS

The Centre hosted five visiting fellows from all stages of research career and offered longer stays of up to six months with access to all research resources, events and facilities available at Cardiff University. This year, the scheme re-opened to the in-person visits, yet continued to offer online fellowships because these proved to be very successful and popular among candidates coming from other parts of the world.

The scheme was supported by all colleagues at the Centre of Law and Society and those acting as the fellows' academic sponsors and guides offered the best academic guidance and advice to these academics and PhD candidates in late stages of their thesis writing. The Centre also hosted senior visiting fellow Ting Xu who substantially contributed to the research environment of the CLS and School of Law and Politics. Finally, the scheme included legal practitioners who were working on their PhD thesis and therefore offered a unique opportunity to disseminate primary academic knowledge in the field of legal practice. The fellows presented outcomes of their research in a special series of *Work in Progress* research seminars and their sponsors acted as discussants.

In the coming academic year, all fellows will be invited to contribute to the CLS Visiting Fellows blog on the Centre's website.

Fellows:

Hasan Basri Cifci, Galatasaray University and Maltepe University, Turkey



Project: Representation of the Future Generation in the Neoliberal State

The principle of no taxation without representation derives from a Roman law maxim referenced in a political context since the Middle Ages: “What touches all must be approved by all.” At the heart of the developments that combine this maxim with the idea of representation lies the claim that for individuals to accept the duty to follow the state's tax-related decisions, they must have consented to them in advance. Representation has become a legitimate means of consent over the centuries, and making and implementing tax-related decisions requires representation. To realize the principle of no taxation without representation, those with duties and responsibilities in taking and

implementing tax-related decisions must be able to represent the people affected by this decision. This paper aims to demonstrate that tax-related decisions start to include decisions that touch the possible conditions of the future generation, with the transformation of the tax state into the debt state, necessitating the representation of the future generation. In this paper, I will explain the transformation of the tax state into the debt state with the effects on the possible conditions of the future generation and then discuss the representation of the future generation based on what such a demonstration shows.

Marta Maroni, Helsinki University and Maastricht University



Project: Digital Constitutionalism and the Right to Access the Internet

The Internet is one of the major infrastructures of our current society and the way it works has material consequences for our social practices. The Internet also keeps changing over time and these changes keep restructuring the conditions and possibilities for participating in society. Law is a constitutive element of these dynamics. This thesis revolves around the question of access to the Internet and its governance. It seeks to identify the structure of the right to access the Internet and argues that the function of the right to access the Internet is to shape the normativity of the Internet. Importantly, access to the Internet opens up an inquiry into the tasks and practices of different private actors controlling the Internet's infrastructure. In particular, access to the Internet offers an angle to undertake analysis of the role that law plays in shaping the private ordering of these actors.

Jordan Parsons, University of Keele



Project: "Opt Out" Organ Donation and Public Awareness: How should it be approached?

Over the last decade, UK nations have joined the growing ranks of jurisdictions to implement so-called "opt out" systems of organ donation. That is, making donation the default, such that individuals have to make known any objection to prevent donation proceeding. Public awareness of the system and how it affects individuals is generally taken to be important to the justification of these policies, rooted in respect for autonomy and more recognisable understandings of consent to medical treatment. As such, a system that fails to satisfy some minimum standard of public awareness might be deemed indefensible. However, the way public awareness features in opt out legislation is varied and, in some cases, may be considered inadequate. For example, a decision in England to depart from the example of Wales in omitting any statutory duty on government ministers in relation to public awareness. I will examine the approaches to public awareness of UK nations - alongside international comparisons - to consider the defensibility of the respective framings. Building on this, I will explore what an ideal approach to public awareness might look like and, more specifically, what role the law might play in securing this.

Pupul Dutta Prasad, Indian Police Service, Ministry of Home Affairs, Government of India



Project: The Prospect of Restorative Juvenile Justice in India: Insights from Youth Justice in England and Wales

The project makes an original contribution to the existing literature by investigating the need for and possibilities of RJ initiatives as a potential means of reform in the Indian juvenile justice system. It also explores whether it might be useful to draw any lessons from RJ-inspired referral orders in England and Wales. Taking a qualitative research approach to the study, I conducted 89 semi-structured interviews with an array of policymakers, practitioners, opinionmakers and experts during a six-month period of fieldwork in India. The respondents offered a range of new insights into both the current workings of juvenile justice and into the prospects for progressive change. The rigorous analysis of their accounts of operations in policing, adjudication and correction establishes the need for wideranging reforms. The majority thought that RJ, or elements of it, hold great promise and found prospective policy learning from abroad useful, with important qualifications. They identified potential means for institutionalising RJ and highlighted the role of actors seen as key to the process. The findings also reveal that there are significant barriers to RJ and reform might prove difficult. While there is much in RJ that might be beneficial, the study argues for caution against some of its latent dangers in the Indian context.

Ting Xu, Essex Law School, University of Essex



Project: Diversity in Property and Economic Development in Uncertain Times of Post-Mao China: Law, the Economy, and Politics in Society

The project examines the relationship between diversity in property and economic development with a focus on post-Mao China. The research draws upon a new synthesis of three theoretical domains/methods that are often examined separately: the law-in-society approach (with a focus on Luhmann's systems theory), evolutionary economics, and discourse analysis. The primary output of this project will be a book (proposal to be submitted to the book series Palgrave Socio-Legal Studies edited by Professor Cowan).

RESEARCH AGENDA AND COMMUNITY: CONFERENCES, SEMINARS, WORKSHOPS

Driven by the University's commitment to innovation and focusing on the policy related impact of interdisciplinary legal and socio-legal research, the CLS promoted a number of specific research events.

The CLS Annual Lecture:

The CLS annual lecture 'A Socio-Legal Quest: From Jurisprudence to Sociology of Law and Back Again' was delivered by Roger Cotterrel on 16th November 2022. The lecture was very well attended and the presentation focused on both classic and recent issues and general problems related to sociology of law, socio-legal studies and jurisprudence. It was structured and summarised by the following themes, claims and questions: "Jurisprudence can be justified as a theoretical resource devoted to supporting lawyers' normative practice. Sociology of law is the study of law as an empirical social phenomenon using the methods of social science. ... jurisprudence is necessarily a value-focused endeavour committed to promoting the well-being of the idea of law. Sociology of law needs no such commitment. But it has a long heritage of theory about law. Nowadays socio-legal studies continue the tradition of social science oriented enquiries about law. What is the relationship today between jurisprudence and social science in addressing pressing theoretical issues about the nature of law today? In what is widely seen as a time of vast crises affecting law, do jurisprudence and SLS have theoretical resources to examine law in a way that engages the most fundamental of these crises? This lecture asks how jurisprudence must serve law's ultimate values in such conditions, and why socio-legal inquiry must be an indispensable element in addressing this jurisprudential task."

As part of his programme in Cardiff, Roger Cotterrell also led a workshop for postgraduate students on socio-legal methodologies and perspectives and emphasised the importance of interdisciplinarity for legal studies.





The CLS Annual Conference:

This year's annual conference was organised by Dave Cowan and Alison Tarrant under the title *Dialogues in Legal Consciousness* on 24th and 25th May 2023. The organisers focused on a remarkable growth in legal consciousness studies in the twenty first century. In their words introducing the conference programme: "In the last few years, different scholars have sought to bring order to this field in elegant and important state-of-the-art reviews in spite of critiques of its directions. The difference between these reviews perhaps has emphasised its disorder and that it has emerged as a distinctive sub-field in law and society research, with magnificently diverse emphases, underpinned and underlined by a curiosity – the continuing hegemony of the so-called rule of law – which is also problematised. This disorder is reflected in the range of research sites, areas, and intellectual heritage of much of this scholarship."

This conference brought together legal consciousness scholars located in and around European institutions together in the midst of these exciting developments in this sub-discipline. The speakers were reflexively committed to questioning the scope and role of legal consciousness studies, expanding its theoretical and empirical horizons, asking questions about its utility and range. Across five sessions, they explored these issues through our individual studies which, perhaps, emphasise the unruly possibilities of academic disorder. Participants, both senior and early career scholars, came from the UK, Denmark, Hungary, the Netherlands, Sweden and the USA.

The organisers also prepared a pre-conference workshop on legal consciousness for doctoral and Masters research students at Cardiff.

The success of the conference guarantees the publication of papers in the 2024 Journal of Law and Society's special supplement under the conference organisers' editorship. All papers will be subject of the JLS review process.

The conference programme:

24th May 2023

Introduction (Dave Cowan and Jiří Přibáň)

Session 1 Legal Consciousness and Responsive Law - Simon Halliday, University of Strathclyde, UK
Judicial legal consciousness: democratic backsliding as a catalyst of change - Agnieszka Kubal
Legal Consciousness Raising? Reflections on making law more accessible to cognitively disabled people - Rosie Harding, Professor of Law and Society, University of Birmingham, UK

Session 2 Within and against 'The Common of Place of Law': A critique of the critical approach to legal consciousness - Katie Cruz, University of Bristol Law School
The object/s of legal consciousness - Dave Cowan, Cardiff Law School; Emilie Cloatre, Kent Law School
Thoughts and Things: The relevance of legal consciousness and documents for regulating everyday life at Danish youth shelters - Stine Piilgaard Porner Nielsen, postdoc, University of Southern Denmark, Department of Law; Ole Hammerslev, professor, Lund University, Sociology of Law Department

Session 3 Legal consciousness and Wikipedia's legal system - David Nelken
Legal consciousness, inter-legality and the framing of 'industrial' disputes - Eleanor Kirk
Illusion and Reality in Law Today: Rereading Andrés Sajó's classic - Balázs Fekete
Participants' drinks and dinner 25th May 9.30-10.50 –

25th May 2023

Session 4 How Does Second-Order Legal Consciousness Matter for Compliance? Clients' Perceptions of Welfare Fraud Enforcement in the Netherlands - Marc Hertogh, University of Groningen
Pluri-legal consciousness: understanding legal consciousness in the context of legal pluralism - Simran Kalra
Legal Consciousness and the (Non-)Mobilisation of Law: Ethnographic Findings from a Project on Precarious Housing in Germany and Switzerland - Tobias Eule, Katharina Winkler and Anna Wyss (University of Bern)

Session 5 To Blame or not to Blame – that is no longer a question! Expanding on the notion of a "sectorial legal consciousness" in European civil aviation - John Woodlock, Sociology of Law Department, Lund University
Narratives of Legal Consciousness: What is law for Bangladeshi people? - Arpeeta Shams Mizan, PhD Candidate, University of Bristol Law School, Assistant Professor of Law, University of Dhaka
Selling the Game: Reflections on Recruiting Indigenous Victims for Class Actions in Canada - Michael Molavi, Sociology of Law Department, Lund University

Closing Participants Laura-Beth Nielsen, Research Professor at the American Bar Foundation; Professor of Sociology and Director of the Center for Legal Studies, Northwestern University
Conference



The CLS Research Support Conference:

Supporting socio-legal research at the School of Law and Politics and interdisciplinary studies at Cardiff University, the CLS under Fred Cram's leadership organised the second research writing focused *Coffee Research & Pastries: An Interesting Conference* on 10th May 2023. Following the success of the previous conference organised in 2022, the event, once again, brought together a number of early and mid-career scholars from Cardiff University who discussed their experiences and shared views and ideas related to the areas of maritime law, market governance and law harmonisation, medical law, criminal justice, and fraud and terrorism. A special panel was dedicated to the artificial intelligence and its impact on teaching and learning law subjects. The format successfully stimulated discussion and collaborative research and teaching environment within and beyond the School of Law and Politics.





The CLS Interdisciplinary Research Series:

As stated in the report's introduction, The Centre decided to particularly promote its commitment to equality, diversity and inclusion through the '*Law and ...*' *Interdisciplinary Series* which proved to be very popular among postgraduate students as well as international partners and visiting fellows. This year, the series brought together scholars from the UK, Australia and Luxembourg and focused on research excellence of female socio-legal scholars. Two internationally leading and innovative professors of socio-legal studies, Sharyn Roach Anleu from Flinders University and Rosie Harding from University of Birmingham, presented their research methodologies and socio-legal conceptualisations in the fields of criminal justice and mental capacity law. Atina Krajewska from Birmingham Law School lectured on the importance of interdisciplinarity and sociological perspectives in global health law and Pavlína Hubková from the University of Luxembourg highlighted close encounters between legal and socio-legal methods in the area of transnational governance and soft law.



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The CLS "Law and ..." Miniseries presents:

Pavĺina Hubková

Faculty of Law, Universitat du Luxembourg

Date: Wednesday, 29th September 2022

Time: 13:00

Location: Law Building, Room 3.28

Please email LLWS.Director@cardiff.ac.uk if you plan to attend so we can confirm numbers.



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The CLS "Law and ..." Miniseries presents:

Sharyn Roach Anleu

Matthew Flinders Distinguished Professor at Flinders University (Adelaide, Australia)

Date: 20th October 2022

Time: 10:00

Location: Online

The CLS Book Discussions:

Due to the busy calendar, this year's Book Series programme was less ambitious but its priority to promote research done by both former and current colleagues in Cardiff remained unchanged. Three invited speakers and their work represent some of the most important research projects and themes promoted by the School of Law and Politics in recent years. Reece Lewis presented his book *Legal Fictions in International Law* published by Edward Elgar and former colleagues Isobel Roele, now at Queen Mary, University of London, and Christos Boukalas, former JLS post-doctoral researcher at Cardiff University and current assistant professor at Northumbria University, presented their recent publications.



The Centre of Law and Society presents the 2022-23 Book Series:

Legal Fictions in International Law (Edward Elgar 2021) Speaker: Dr Reece Lewis, Cardiff University

Date: Tuesday 14th March 2023

Time: 13:00 – 14:00

Location: Room 1.29, Law Building, Cardiff University

Register at: <https://doodle.com/meeting/participate/id/bmqW4vAb>



Abstract:

This talk will discuss the origins and inspirations behind my book and explain the questions that it seeks to answer. I will provide an explanation of the key findings of the book. And I will conclude with a reflection on how this book can contribute to the scholarship and practice of international law. More information about my book can be found here: [Legal Fictions in International Law \(e-elgar.com\)](https://www.edwardelgar.com)

Zoom Link: <http://cardiff.zoom.us/j/83329603570?pwd=WW5VMTBGdYtqemVpVjFUR1NjTDJWZr09>
Meeting ID: 833 2960 3570
Password: 064313

For enquiries please contact: LAWPL-Research@cardiff.ac.uk



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αποδημιότητας



The Centre of Law and Society
presents the 2022-23 Book Series!

Biosecurity, Economic Collapse, the State to Come
Speaker: Dr Christos Boukalas, Northumbria University

Date: Wednesday 17th April 2024
Time: 13:00 – 14:00
Location: Room 1.26, Law Building (Northumbria City)



Abstract

This book offers a first, tentative outline of the state form that was lost and is now emerging. It examines the state's response to the biosecurity and the economic crisis and, in this light, draws an outline of the emerging state. It is the first study to address both crises that erupted during the pandemic and to synthesise their effects into a comprehensive account of the state to come. The book is Open Access and can be downloaded here: https://www.northumbria.ac.uk/~/media/Research/Books/Boukalas_2023/Boukalas_2023_Book.pdf

Open Access: https://www.northumbria.ac.uk/~/media/Research/Books/Boukalas_2023/Boukalas_2023_Book.pdf
Issued by: Centre of Law and Society
Research ID: 27288

For more information visit: <https://www.northumbria.ac.uk/>



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**The Centre of Law and Society
presents the 2022-23 Book Series:**

Articulating Security: The United Nations and Its Infra-Law (CUP, 2022)
Speaker: Dr Isabel Rooks, Queen Mary University of London

Date: Wednesday 19th April 2023

Time: 1:00 – 1:30

Location: Room 1.25, Law Building (andH University)



Abstract

Focusing on the multi-sited sites of the United Nations' global counter-terrorism strategy, the book questions law's place in security governance and uncovers the subtle but significant agendas of legislation and constitutionalisation. It concludes that the models of judicial and managerial elements that constitute 'infra-law' (a term taken and adapted from Foucault) are best understood as a kind of 'uncanny law', in the Freudian sense of the term. Management is a way for (international) lawyers to live with the parts of prohibition law that must not be written.

Isabel Rooks is senior lecturer in Law at Queen Mary's University of London, the author on the United Nations, with particular focus on violence security, organisational governance, and the social etc. The first two of these are discussed in her monograph, which will be the subject of her talk, *Articulating Security: The UN and Its Infra-Law* (Cambridge University Press, 2022) reviews the ideas and the place of law in the UN's global counter-terrorism strategy, while her recently completed project at the interdisciplinary current research project, the role and by drawing models, interrogates the UN's use of the social sciences in public security work.

Event Link: <https://www.eventbrite.com/e/articulating-security-the-un-and-its-infra-law-tickets-47777777777>
 Monday 19th April 2023
 1:00pm - 1:30pm
 Room 1.25, Law Building
 For more information: 2023@centrelawandsociety.ac.uk

International collaboration networks:

As part of the CLS's close collaboration with the IISI in Onati, Jiří Přibáň contributed to the International Master's in Sociology of Law 2022/23 programme by a module focusing on the rule of law and its economic and political impact on countries in societal transitions. The abstract of the module is summarised in the following words: "This module opens by distinguishing between the doctrinal and sociological concept of the rule of law and discussing the anthropological notion of the rule as one of human universals behind the constitution of a societal order. It subsequently discusses sociological theories of the rule of law and analyses the rule of law as a double coded genealogy of societal power. Following the legal coding of power, the module addresses the problem of legitimation by legality and its transformation to the problem of legitimation of legality itself. It contrasts the formal and substantive concepts of the rule of law and shows how the value-based legitimation of the rule of law paradoxically leads to the structural tensions, value conflicts and de-legitimation of the rule of law. The second half of the module draws on historical, comparative, and structural analyses of various processes described as democratization or democratic transitions. It addresses the meaning and general theories of democratization and the emergence of democratic transition studies. Structural aspects, different actors, the process of negotiations and roundtable talks and their economic and social context and impact on the rule of law and on the constitutional aspect of democratic, social and economic transitions, are discussed, and close links between democratization, the rule of law, and constitutionalism are analyzed in individual seminars. Problems of transitional justice and dealing with the authoritarian past are considered as an intrinsic part of democratic transitions. The concluding part of the module revisits the legitimation/de-legitimation loop between the formal and substantive rule of law and shows the general societal function of the rule of law transforming the systemic facts of power to the legitimizing values of the democratic political system."



University collaboration networks:

Oxford University

The CLS co-sponsored the fifth Socio-Legal Masterclass organised by Linda Mulcahy and Anna Tsalapatani at the Oxford Centre for Socio-Legal Studies. It was a two-day socio-legal methodology masterclass in Oxford on 5-6th September 2022. Members of the CLS Rachel Cahill-O'Callaghan and Jiří Přebáň delivered presentations for postgraduate students at the event which was funded by the ESRC and further co-sponsored by the SLSA, Journal of Law and Society and the Welsh Doctoral Training Programme.

The programme's summary: "This two day methodology retreat brings together doctoral students and experienced socio-legal who are working on empirical studies of law and legal phenomena. Now in its fifth year this methodology masterclass provides opportunities for research students to examine the methodological, practical and ethical issues involved in exploring law and legal phenomena from a socio-legal perspective. The focus this year will be on 'Pushing the boundaries of socio-legal methodologies'."

The CLS member Rachel Cahill-O'Callaghan delivered a talk under the title 'Where are the numbers in socio-legal research?' and Jiří Přebáň spoke on 'Theoretical Methodology and its place in socio-legal studies' while the JLS Editor-in-chief Phil Thomas led a panel discussion on how to get published in socio-legal journals.



The Central and East European Research Centre, UCL, the Czech Centre London and the Václav Havel Library

Committed to the international interdisciplinary collaborations and dissemination of academic knowledge within the larger public community and civil society, the CLS teamed up with the UCL scholars, the Czech Centre in London and the Vaclav Havel Library in Prague and co-organised a conference consisting of two panels focusing on the contemporary world civilisation in crisis. Reflecting on what Václav Havel called 'living in truth' and 'an existential revolution' as a response to the crisis of our civilisation, the Ukraine War has been the most recent evidence of this crisis. Another evidence is the climate change and growing state of environmental emergency which confront us with urgent questions of sustainable development, environmental justice, rights and inequalities as well as calls for global political actions to tackle grave risks.

The CLS organised two panel discussions focusing on the issues of peace, democracy, environmental justice and the crisis of our civilisation with panellists selected from early and senior academics as well as Welsh novelists and activists, international diplomats and journalists. The list of pannelists included Rob Cameron (BBC correspondent), Duncan Kelly (Cambridge University), Tetyana Pavlush (Cardiff University), Shalini Randeria (Central European University), Owen Sheers (Welsh novelist, Swansea University), Marci Shore (Yale University), Sam Varvastian (Cardiff University), and Michael Žantovský (Knihovna Václava Havla).

It is particularly important that this unique platform could be used by Cardiff University's early career scholars Tetyana Pavlush and Sam Varvastian to present their academic research and its wider societal impact.

Furthermore, it is important to note that the event enhanced the CLS university collaborative networks because it was co-organised together with the Central and East European Research Centre and its director Mary Heimann from the School of History, Archaeology and Religion, Cardiff University.



University of Birmingham, Cambridge University, Durham University

As part of its research support scheme, the CLS supported colleagues from the School of Law and Politics, Cardiff University, specialising in family law and its reform to organise and participate in a high-profile policy-oriented conference Cohabitation Reform in England and Wales in Inner Temple, London, on 27th January 2023. Sharon Thompson was one of the conference organisers and Russell Sandberg presented a paper at the conference. The description and full programme is here:

Cohabitation Reform in England and Wales

A one-day conference reflecting on cohabitation policy and reform.

Friday 27 January 2023

Inner Temple, London

Cohabitation reform is a pressing issue in England and Wales. Cohabiting couples are the fastest growing family form but, given the lack of comprehensive legal protections upon breakdown or death, often experience relationship generated disadvantage. While these issues have been acknowledged by practitioners and academics for decades, they were emphasised more recently by the Rights of Cohabiting Partners Report of the Women and Equalities Committee of the UK Parliament.

This one-day conference brought together academics, practitioners, and policymakers to reflect on how cohabitation reform can be secured in England and Wales. It involved a series of presentations by experts in the field and the launch of research findings of a major comparative study on cohabitation undertaken by Professor Jens Scherpe and Dr Andy Hayward. The final plenary of the day was hosted by Family Law Reform Now, which is a group of academics and practitioners campaigning for reform in key areas of family law.

Schedule

9:00 - Welcome - Dr Andy Hayward (Durham University)

Session 1: *The Legal Status of De Facto Relationships* Book

Chair: Professor Geoffrey Willems (UCLouvain)

9:15 – 10:15 - **Research Findings**

Professor Jens Scherpe (Aalborg University) and Dr Andy Hayward (Durham University)

Session 2: Comparative Perspectives on Cohabitation

Chair: Professor Jens Scherpe (Aalborg University)

11:00 – 11:20 - **Scotland**

Kate Dowdalls KC (Scottish Law Commission)

11:20 – 11:40 - **Ireland**

Dr Kathryn O’Sullivan (University of Limerick)

11:40 – 12:00 - **New Zealand**

Professor Margaret Briggs (University of Otago) (**online**)

Session 3: Reforming Cohabitation Law: Academic Perspectives

Chair: Dr Anna Heenan (University of Cambridge)

1:40 – 2:00 - **Common Law Marriage Myth**

Professor Anne Barlow (University of Exeter)

2:00 – 2:20 - **Equal Civil Partnerships and Cohabitation Reform**

Dr Andy Hayward (Durham University)

2:20 – 2:40 - **Law Commission Intestacy and Family Provision Proposals**

Dr Brian Sloan (University of Cambridge) (**online**)

2:40 – 3:00 - **Weddings Reform and Religious-only Marriages**

Professor Rebecca Probert (University of Exeter) (**online**)

Session 4: Cohabitation Law in Practice

Chair: Dr Sharon Thompson (Cardiff University)

3:30 – 3:50 - **Resolution: A View from the Coalface**

Graeme Fraser (BBS Law and Chair of Resolution’s Cohabitation Committee)

3:50 – 4:10 - **Schedule 1 – Fit for Modern Society?**

Joshua Viney (1 Hare Court)

4:10 – 4:30 - **TOLATA claims and the views of the FLBA in respect of law reform**

Elizabeth Darlington (1GC Family Law)

Session 5: *Family Law Reform Now* Plenary Session

Chairs: Dr Charlotte Bendall (University of Birmingham) and Dr Rehana Parveen (University of Birmingham)

5:00 – 6:00 - Q&A with:

Professor Russell Sandberg (Cardiff University)

Jo Edwards (Forsters)

Graeme Fraser (BBS and Chair of Resolution’s Cohabitation Committee)

Michael Horton KC (Coram Chambers)

The School of Law and Politics Inter-Departmental Collaboration Support

The CLS supported interdisciplinary collaboration within the School of Law and Politics by sponsoring a series of multidisciplinary workshops organised by Giada Lagana from the Department of Politics and International Relations and directed to students and staff and marking the 25th anniversary of the 1998 Belfast/Good Friday Agreement.

The workshops took place on 9th and 10th March 2023 and focused on negotiation strategies and regimes associated with the Good Friday Agreement. The main speaker was Professor Christopher Maccabe who was appointed Head of the Political Affairs Division in the Northern Ireland Office and, until his retirement in 2008, was deeply involved in discussions with the associates of various paramilitary groups. The whole event involved a public interview, lecture moderated by Giada Lagana and Thomas Leahy from the POLIR department and a seminar for postgraduate students plus a workshop for the staff and students of the School of Law and Politics.



RESEARCH EXCELLENCE: PUBLICATIONS, RESEARCH DISSEMINATION AND WEBSITE

The 2023 Special Supplement of the Journal of Law and Society demonstrates the CLS's commitment to support interdisciplinarity of legal research and work across different socio-legal methodologies and fields of knowledge and expertise. The collection of essays on socio-legal approaches to political constitutions in transnational global society includes scholarship from the UK, Germany, Italy and the Basque Country, Spain. Apart from the excellence of contemporary scholarship, it also demonstrates the efficiency and success of the CLS's international collaborative networks.



As regards the area of research dissemination and impact, the CLS member John Harrington was serving as the SLA's Chair during the 2022/23 academic year and individual members of the CLS had a number of important editorial and academic roles in socio-legal journals and international institutions.

Research dissemination of the Centre's research activities and events has been made much more efficient and wide-reaching due to the new website.

The website address is:

<https://centreflawandsociety.co.uk/>

COLLEGIALITY: MEMBERSHIP

The CLS committee is constituted to reflect the most diverse and expanding expertise in socio-legal, sociological, political, anthropological and other interdisciplinary studies of law. This academic year, John Harrington and Elen Stokes left the committee and their vacancies were filled by Dave Cowan and Jo Hunt. Caer Smyth joined the CLS as the School of Law and Politics's representative.

The CLS Research Board was in the second year of its existence and its two meetings during the academic year were extremely helpful because they offered both critical reflections and future prospects and possible directions of the Centre. Comments and feedback given by the recently expanded International Advisory Board, joined by Sabine Frerichs in her role of the IISL academic director, also proved to be of essential importance for the CLS's current operations and future plans.

CLS Research Board:

Emily Kakoullis
Reece Lewis
Jess Mant
Dan Newman
Alison Tarrant
Benedict Turner

CLS International

Advisory Board:

Joxe Ramon Bengoetxea
Swethaa Ballakrishnen
Paul Blokker
Roger Cotterrell
Fiona Cownie
Sara Dezalay
Martha Fineman
Sabine Frerichs
Rosie Harding
Atina Krajewska
Ron Levi
Mavis Maclean
Linda Mulcahy
David Nelken
Oren Perez
Martin Ramstedt
Sharyn Roach Anleu
David Sugarman
Brian Tamanaha
Cyrus Tata
William Twining
Sally Wheeler

FINANCES AND FUTURE ORGANISATION OF ACTIVITIES

Similarly to the previous academic year, the CLS continued to be substantially affected by the Covid-19 pandemic and its wider financial and economic ramifications during the 2022/23 academic year. Because the CLS is co-funded by the AHSS College and the Journal of Law and Society, contingency arrangements had to be made to secure funding during this academic period, again. The CLS Director held a series of talks with Pro Vice-Chancellor and Head of the College of Arts, Humanities and Social Sciences Urfan Khaliq and the Chief Editor of the JLS Phil Thomas in 2022. The Pro-Vice Chancellor expressed his continuing support for the CLS and released the funding of £10,000 split between the money directly coming from the College and the LAWPL research budget allocated by the College. This 5K+5K College funding formula is further supplemented for by the JLS funding of 15K.

While the College continues to operate under strained financial conditions, the CLS original funding of £15,000 cannot be fully restored but the financial support is supposed to increase in the coming year.

For the second consecutive year, the JLS funding was temporarily reduced to £15,000 and will be reviewed on the basis of the journal's financial position in the future.

For the detailed financial report, see the attached document.

CONCLUSION

The CLS strengthened and enhanced its support of research excellence at Cardiff University and managed to further expand its international collaborative networks and specific collaborations with strategic and other partner universities and research centres during the 2022/23 academic year. It successfully moved back to in-person events while preserving online and hybrid formats to protect vulnerable colleagues and reach out to those members of international socio-legal community who would not have an alternative opportunity to access the CLS research events.

The CLS prioritised and standardised its equality, diversity and inclusion practices and policies to make sure that the already very high standards of support of all research groups and communities are further strengthened and the most diverse community of socio-legal scholars get the most advanced levels of support.

The Centre particularly focused on female and early career scholars from diverse communities in individual series of research events and the allocation of CLS visiting fellowships mirrored this commitment beyond the UK and academia in general.

The CLS Research Board started playing a profoundly important role in the Centre's operations and activities and the International Advisory Board also contributes in terms of critical feedback and advice on the Centre's activities.

The CLS hugely benefited from the AHSS College's support and close collaborations with the Journal of Law and Society which, apart from intellectual and academic enrichment, continues to substantially fund the Centre's activities. Finally, the levels of engagement of colleagues from different departments and research centres of the School of Law and Politics were fundamentally important for the Centre's activities during the whole academic year which represents one of the CLS most successful years since its establishment in 2015. All these intellectual, financial and organisational support networks invite the CLS members to plan even more ambitious series of events and activities in the coming academic years.