

The McGill University Institute of Air & Space Law 2014 Activities

Research and publications:

In 2014, McGill University's Institute of Air & Space Law and Centre for Research in Air and Space Law published the following research:

Centre for Research in Air and Space Law:

- *Annals of Air and Space Law*, Volume XXXIX (2013), 743 pp.
- Monograph Series I: Regulation of Emerging Modes of Aerospace Transportation (2014), 358 pages (Ram Jakhu and Kuan-Wei Chen, editors)
- Monograph Series II: Emerging Trends in Aviation and Space Applications: Legal, Safety and Policy Issues (2014), 448 page (Ram Jakhu, Sanat Kaul and Kuan-Wei Chen, editors)

Prof. Paul Dempsey:

- *Transit Law*, volume 5 of Selected Studies In Transportation Law (2nd ed., Transportation Research Board, 2014).
- *Space Law* (Oxford University Press, 2014) (editor, five-volume treatise updated quarterly)
- “Bombers, Hijackers, Body Scanners, and Jihadists” by Billie Vencent, reviewed in Volume XXXIX *Annals of Air & Space Law* (McGill University Center for Research in Air & Space Law 2014).
- “Immunity from Liability for Airline Employees”, *The Transportation Lawyer* 22 (April 2014) (joint publication of the Transportation Lawyers Association and the Canadian Transport Lawyers Association).
- “Federal Preemption of State Regulation of Airline Rates, Routes and Services: The Supremes Speak again”, *The Transportation Lawyer* 24 (Oct. 2014) (joint publication of the Transportation Lawyers Association and the Canadian Transport Lawyers Association).

Prof. Ram Jakhu

- *Regulation of Emerging Modes of Aerospace Transportation*, 2014, 358 pages (Ram Jakhu and Kuan-Wei Chen, editors)
- *Emerging Trends in Aviation and Space Applications: Legal, Safety and Policy Issues*, CRASL, McGill, Montreal, 2014, pp. 448. (co-edited with Sanat Kaul and Kuan-Wei Chen)
- *Commercialisation of Space – Opportunities and challenges*”, National Institute of Advanced Studies, Bangalore, 2014, pp. 315. (co-edited with Bhupendra Jasani)
- “Regulatory Aspects Associated with Response to Cosmic Hazards” in Joseph Pelton and Firooz Allahdadi (eds.), *Handbook of Cosmic Hazards and Planetary Defense*, Springer International Publishing, Switzerland, 2014, pp.
- “Legal Aspects of Suborbital Personal Flight,” in Walter Peeters and Angie Bukley, (Eds.), *Private Human Access to Space* (International Academy of Astronautics, Volume 1: Suborbital Flight), 2014, pp. 62- 70.

- “The Sources of International Space Law,” in the *Proceedings of the International Institute of Space Law*, IISL, Beijing, 2014, pp. 461-478. (co-authored with Steven Freeland)
- “Adequacy of the Law Governing Space Commercialisation”, in Bhupendra Jasani & Ram Jakhu (eds.), *Commercialisation of Space – Opportunities and Challenges*, NIAS, Bangalore, 2014, pp. 131-145.
- “The Fundamental Principles of Space Law and the Relevance of International Law,” in the proceedings of the Conference on “*In Heaven as on Earth? The Interaction of Public International Law on the Legal Regulation of Outer Space*,” Institute of Air and Space Law, Cologne University, Cologne, Germany, 2014, pp. 21-30, (co-authored with Isavella Maria Vasilogiorgi)
- “An Overview of Commercialisation of Space,” in Bhupendra Jasani & Ram Jakhu (eds.), *Commercialisation of Space – Opportunities and Challenges*, NIAS, Bangalore, 2014, pp. 3-14. (co-authored with Bhupendra Jasani)

Grants:

The Erin J C Arsenault Trust Fund was extended in 2013 for nine years till 2020, and continues to provide substantial financial support of over \$3.5 million to the Institute of Air & Space Law for its activities related to “Space Security through the Rule of Law and Sustainable Space Development”. The funds were used, *inter alia*, in 2014 to support graduate and post-graduate Arsenault Fellowships, and a monograph series was begun, of which the first two issues were published; *Regulation of Emerging Modes of Aerospace Transportation* and *Emerging Trends in Aviation and Space Applications*.

With the support of its alumni, the IASL began a fundraising campaign in 2013 to establish an endowment to create the George and Ann Robinson Award. The campaign is still ongoing with the intention of being able to award the endowment in 2016.

Teaching and learning:

- The McGill team won second place in the North American regional Manfred Lachs Space Law Moot Competition held in Washington D.C.
- Kuan-Wei (David) Chen was appointed sessional lecturer for Airline Business and Law

Involvement in the community:

Workshops, Seminars & Conferences:

In 2014, the McGill University Institute of Air & Space Law organized the following international workshops, seminars and conferences:

- *Workshop on Space Security Index*, held at McGill University, Faculty of Law, Montreal on Apr. 12-13, 2014 – 35 participants
- Seventh Annual *McGill Conference on Aviation Liability and Insurance*, held at the Law Society, London, April 10-11 – 70 participants
- *McGill Seminar on Emerging Issues in Space Law*, back to back with the Aviation Law Association of Australia and New Zealand (ALAANZ) 33rd Annual Air Law Conference, held in Melbourne, Australia, May 7-9



- Second *McGill/ICAO Manfred Lachs International Conference*, held at Omni Mont-Royal Hotel, Montreal, where the “Montreal Declaration on Global Space Governance” was adopted, mandating the IASL to coordinate a major international study on global space governance, May 29-31 – 55 participants
- Inaugural International Bar Association (IBA) *Conference on Aircraft Finance*, held at Intercontinental Hotel Montreal, 11-13 June 2014
- Law Forum *Celebrating the 70th anniversary of the Chicago Convention and 100th anniversary of World Commercial Aviation*, in collaboration with Northwest University of Politics and Law, held at Shanghai International Aviation Court of Arbitration, December 18-19, 2014 – 70 participants.
- Co-sponsored the *Forum on Air and Space Law* in collaboration with the American Bar Association, held at Westin Hotel, Montreal, 18-19 September
- First *Strategic Space Law Program* in collaboration with Adelaide University, held at Ville Marie Hotel, Montreal October 27-31, 2014 – 35 participants.

Prof. Paul Dempsey delivered the following papers, talks, lectures and interviews:

- February 6: “Government and Aviation: A Marriage Not Made in Heaven”, National Airlines Conference of Canada Annual Meeting, Ottawa, Canada.
- April 10-11: “The Clash of the Titans”, McGill PEOPIL Conference on International Aviation Liability & Insurance, London, UK;
- May 7: Seminar on Emerging Issues in Space Law, Melbourne Australia;
- May 8: “Emerging Liability Issues in International Aviation”, ALAANZ Annual Air Law Conference, Melbourne, Australia;
- May 18: “Introduction to Public International Air Law” , HEC Paris at Concordia University, Montreal;
- May 28: “The Conflict Between Air Law and Space Law”, Manfred Lachs Conference on Global Space Governance, Montreal;
- May 28: “The Intersection of Air Law and Space Law”, 2nd Manfred Lachs International Conference on Global Space Governance, Montreal;
- “Airport Regulation and the Question of Natural Monopoly” - Airport Development Conference, Dublin, Ireland;
- June 12: “The Cyclical Crisis in Aviation Finance”, International Bar Association Conference on Aircraft Finance, Montreal, Canada;
- July 5: “Lectures on Airline Business, Marketing, Finance, Distribution and Law” , Garuda International Airlines Board of Governors Retreat, Jakarta, Indonesia;
- July 7-12: “Lectures on Public and Private International Air Law”, Singapore Aviation Academy, Singapore;
- September 18: “Air Carrier Liability under the Warsaw and Montreal Conventions”, American Bar Association's Forum on Air and Space Law Annual Conference, Montreal;
- October 21: “National Space Legislation: A Comparative Analysis”, International Association for the Advancement of Space Safety Conference Safety is Not an Option, in Friedrichshafen, Germany;
- October 24: “Divergent Views on Liability in International Aviation: A Comparative Analysis”, International Air Law Conference, Warsaw, Poland;
- November 19: “A Comparison of National Space Legislation,” United Nations Committee on the Peaceful Use of Outer Space Conference on National Space Law, Beijing, China;



- December 18: “Contemporary Developments in Air Law” , Northwest University of Politics and Law Conference on International Aviation Law, Xi’an, China.

Prof. Ram Jakhu delivered the following papers, talks, lectures and interviews:

- 13 March: Presentation on “Issues Related to Active Debris Removal”, IAASS-ISSF Summit on Space Safety and Sustainability, Secure World Foundation, Washington, DC, US.
- 7 May: Paper on “Expanding Space Activities & Adequacy Of Space Law”, Workshop on Emerging Issues in Space Law, on 7 May 2014, Melbourne, Australia (with Wing Commander Duncan Blake)
- 8 May: Talk on “Interface between Air Law and Space Law in the emerging area of aerospace flights,” 33rd Annual Conference of the Aviation Law Association of Australia and New Zealand Ltd, Melbourne, Australia.
- 19 September: Presentation on “Exploitation of Space Natural Resources, Harmful Interference and Aerospace Travel”, ABA-IASL Air and Space Law Forum, Montreal, Canada.
- 1 October: Paper on “What’s Human Rights Got to Do with Outer Space? Everything!”, Colloquium on the Law of Outer Space, IAC, Toronto, Canada. (with Steven Freeland)
- 25 October: Lecture on “Civil and Commercial Uses of Space,” McGill/University of Adelaide Strategic Space Law Program, at McGill University, Montreal.
- 26 October: Lecture on “Review of Basic Principle of Space Law”, McGill/University of Adelaide Strategic Space Law Program, at McGill University, Montreal.
- 4 November: Talk on “Space Law is Everybody’s Business”, Robert Vogel Lecture Series, at Marlette House, Montreal.
- 26 November: Lecture on “Space Law-Making Process”, McGill/University of Adelaide Strategic Space Law Program, at McGill University, Montreal.
- 3 December: Paper on “South Africa’s International Obligations & Space Affairs Act),” 3rd Workshop of the Review of the Space Affairs Act (No. 84 of 1993), Cape Town, South Africa (also acted Expert/ Resource Person on 4 December 2014)

Prof. Ludwig Weber:

- 28 February: “Internationales Recht in der Praxis (Status 2013 und Entwicklung)”, Presentation to the TÜV Experts Meeting on the Secure Supply Chain, TÜV Süd Gruppe, Frankfurt
- 8 May: “Aviation Security: Current Issues”, Presentation to the Aviation Security Seminar 2014 of the Directorate General of Civil Aviation of Indonesia, Jakarta
- 11 June : “Open Skies and Fifth Freedom Issues”, Presentation at the Goldman Sachs Conference Call on Global Legal Issues in Aviation, New York/Montreal
- 12 June : “Aircraft Finance and Security Interests: Some unexpected Capetown Convention Pitfalls”, Presentation to the Air Finance Opportunities Conference of the International Bar Association (IBA), Montreal
- 9 September : “Capetown Convention and treaty compliance: Comment ”, Presentation to the 3rd Conference of the Capetown Convention Academic Project, Oxford
- 24 October : “Air Navigation Service Provider Liability – Current Issues”, Presentation to the International Air Law Conference celebrating the 85th Anniversary of the Warsaw Convention, The Royal Castle in Warsaw



- 19 November : “Enhancing Connectivity by Smart Regulation”, Presentation at the Symposium preceding the ICAO Civil Aviation Negotiation Event (ICAN), Bali, Indonesia

Honours, awards, and prizes:

- Arsenault Postdoctoral Fellows: *Dr Jinyuan Su (China) (2014-2015) and Dr Cassandra Steer (Australia) (2015)*
- SSHRC Joseph-Armand Bombardier Canada Graduate Scholarship: *Kerianne Wilson*

The following Prizes and Scholarships were awarded in 2013-14:

- DCL ARSENAULT Fellowship: *Timiebi Aganaba, Andrea DiPaolo*
- LLM ARSENAULT Fellowship: *Maria Manoli*
- LLM BOEING Fellowship:
- The Nicolas Mateesco Matte Fellowship: *Marios Seretis*
- The Nicolas Mateesco Matte Prize: *Marios Seretis*
- The Masao Sekiguchi Fellowship in Air and Space Law: *Matthew King, Sandy Belle Habchi*
- The Robert E. Morrow QC Fellowship: *Catherine-Anne Goldrick, Neil Wolf*
- International Aviation Women’s Association Graduate Award: *Andrea DiPaolo*
- The Graduate Excellence Award in Law: *Don Lasantha I Hettiarachchi, Marios Seretis*
- Aisenstadt Graduate Teaching Award: *Andrea DiPaolo*