

Volume 117 ■ 2023

ISSN 0272-5037

PROCEEDINGS

Proceedings of the 117th Annual Meeting

*The Reach and Limits of
International Law to Solve Today's
Challenges*

American Society of International Law
March 29–April 1, 2023



American Society
of International Law



CAMBRIDGE
UNIVERSITY PRESS

PROCEEDINGS OF THE 117TH ANNUAL MEETING

The Reach and Limits of International Law to Solve Today's Challenges
March 29–April 1, 2023
Washington, DC

Proceedings of the ASIL Annual Meeting (Proceedings) is the official record of the American Society of International Law's Annual Meeting. It documents the array of presentations, addresses and discussions among scholars, practitioners, judges, government officials, and advocates from around the world who meet each year to discuss the most salient international legal issues of the day. For over a century, the Annual Meeting has been among the most important gatherings of international law professionals, bringing together more than 1,200 participants from some 75 countries. *Proceedings* serves as an indispensable account of the state of international law throughout the world.

Proceedings does not accept unsolicited submissions. Each Volume documents the year's Annual Meeting. Shortly after each Meeting, presenters are invited to submit a written version of their presentation by a particular deadline.

As a nonpartisan organization whose members hold a diversity of views, the Society refrains from taking positions on policy matters, except in accordance with the formal process set forth in the ASIL Constitution and Regulations. The views expressed in the addresses, remarks, and discussions delivered at the ASIL Annual Meeting and appearing in *Proceedings* are those of the individual speakers and do not necessarily represent the views of the Society.

THE AMERICAN SOCIETY OF INTERNATIONAL LAW

The American Society of International Law (ASIL) is a nonprofit, nonpartisan, educational membership organization founded in 1906 and chartered by Congress in 1950. Headquartered in Washington, D.C., its mission is "to foster the study of international law and to promote the establishment and maintenance of international relations on the basis of law and justice." ASIL holds Special Consultative Status with the Economic and Social Council of the United Nations and is a constituent society of the American Council of Learned Societies.

ASIL's 3,500 members come from more than one hundred nations with nearly 40 percent residing outside the United States. Its members include scholars, jurists, practitioners, government officials, leaders in international and nongovernmental organizations, students, and others interested in international law. Through its many publications, conferences, briefings, and educational events, ASIL seeks to serve the needs of its diverse membership and to advance understanding of international law among policymakers and the public.

ASIL is a volunteer-led organization governed by an elected Executive Council and administered by an executive director and professional staff.

Become a Member

asil.org/membership

Join one of the Society's Partner Programs and Receive Complimentary Ad Space in *Proceedings*

asil.org/financial-support/sponsors-and-institutional-supporters

Follow the Society on X

[X.com/asilorg](https://x.com/asilorg)

Follow us on LinkedIn

linkedin.com/company/american-society-of-international-law

JOURNAL INFORMATION

Proceedings is published annually in print and online by Cambridge University Press on behalf of the American Society of International Law. To reduce time between acceptance and publication, contributions may appear online as *FirstView* publications in advance of their scheduled publication in an issue. Discover the entire *Proceedings* back archive at cambridge.org/core/journals/proceedings-of-the-asil-annual-meeting/all-issues

Subscriptions

The electronic version of *Proceedings* is available to all members of the American Society of International Law by login to the ASIL website www.asil.org. Print copies are available to members for an additional fee.

To subscribe as a non-member or recommend a subscription to your librarian go to cambridge.org/core/journals/proceedings-of-the-asil-annual-meeting.

Claims and Address Updates

subscriptions_newyork@cambridge.org (in the USA, Canada and Mexico)
journals@cambridge.org (elsewhere)

Copyright and Permissions

cambridge.org/about-us/rights-permissions.

To Advertise in the Journal

ad_sales@cambridge.org

Abstracting and Indexing Services

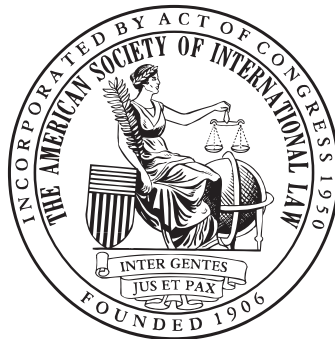
cambridge.org/core/journals/proceedings-of-the-asil-annual-meeting/information/abstracting-indexing-services

For Other ASIL Publications

www.asil.org

Proper Citation

Proceedings shall be cited according to the following example:
117 ASIL PROC. 214 (2023)



ISSN: 0272-5037

E-ISSN: 2169-1118

© American Society of International Law

Managing Editor

Erin Lovall

Annual Meeting 2023 Committee Co-Chairs

Jennifer Permesly, Skadden LLP

Priya Pillai, Asia Justice Coalition

Sergio Puig, University of Arizona College of Law

Annual Meeting 2023 Committee Members

Kingsley Abbott, International Commission of Jurists

Aziza Ahmed, Boston University School of Law

José Manuel Álvarez Zarate, Universidad del Externado de Colombia

Greg Bell, Charles River Associates

Scott Boisvert, Skadden LLP

Perpétua B. Chéry, Debevoise & Plimpton LLP

Alejandro Chehtman, Universidad Torcuato di Tella

Pem Chodden Tshering, Sidley Austin LLP

Tim Dickinson, Paul Hastings LLP

Jenny Domino, The Oversight Board

Katherine Gallagher, Centre for Constitutional Rights

Hannah Garry, USC Gould School of Law

Anna Gelpern, Georgetown University Law Center

Roojin Habibi, Global Strategy Lab, York University

Benton Heath, Temple University School of Law

Belén Ibañez, Curtis, Mallet-Prevost, Colt & Mosle LLP

Justin Jacinto, Curtis, Mallet-Prevost, Colt & Mosle LLP

Afia Kwakwa, Skadden LLP

Massimo Lando, City University of Hong Kong

Massimo Lando, City University of Hong Kong

Melina Lito, Permanent Mission of the United Kingdom to the United Nations

Gail Lythgoe, University of Manchester International Law Centre

Margherita Melillo, O'Neill Institute, Georgetown University

Nicola Peart, Three Crowns LLP

Alex Phelan, Georgetown University Law Center

Lidia Rezende, Chaffetz Lindsey LLP

Jason Rotstein, Independent

Yuval Shany, Hebrew University Faculty of Law

Julia Sherman, Three Crowns LLP

Yusra Suedi, London School of Economics and Political Science

Alejandra Vicente, REDRESS

Beatrice Walton, Debevoise & Plimpton LLP

Jason Yackee, University of Wisconsin School of Law

Laura Zielinski, Holland & Knight LLP

American Society of International Law 2023-2024 Executive Council

Gregory Shaffer*
President

Mélida N. Hodgson*
President-Elect

Christopher Greenwood
Honorary President

Michael D. Cooper*
Executive Vice President (*Executive Director*)

Marney Cheek*
Steven Hill*
Saira Mohamed*
Catherine Powell*
Vice Presidents

James A.R. Nafziger*
Secretary

Nancy L. Perkins*
Treasurer

Ronald J. Bettauer
Assistant Treasurer

Susan L. Karamanian*
Audit Committee Chair

Catherine Amirfar
Lucinda A. Low
Sean D. Murphy
Honorary Vice Presidents

Executive Council
Olabisi D. Akinkugbe
Syed Arif Hyder Ali
Simon N. Batifort
David M. Bigge
Jay Butler

Rosa Celorio
Manjiao (Cliff) Chi
Meg deGuzman
Christie Edwards*
Nienke Grossman
Jill Goldenziel
Kathleen Helen Hooke
Neha Jain*
Darin Edward-Wesley Johnson
Ben Love
Pedro J. Martinez-Fraga*
Rafael A. Porrata-Doria, Jr.
Theresa (Tracy) Roosevelt
Álvaro Santos
Ashika Singh
Frédéric Gilles Sourgens
Milena Sterio
Nawi Ukabiala
Can Yeginsu

Counsellors
Frits E. Bontekoe
Karen R. Bravo
John R. Crook
Charles Di Leva
Timothy L. Dickinson
Brian Egan
Meg Kinnear
Gabrielle Marceau
Natalie Y. Morris-Sharma
Eruch (Elchi) Nowrojee
Hari Osofsky
Mónica Pinto
Balakrishnan Rajagopal
Jaya Ramji-Nogales
Steven R. Ratner
Natalie Reid
Victoria Shannon Sahani
Dan Sarooshi
David L. Sloss

Michael P. Scharf
Abby Cohen Smutny
Edward T. Swaine
Bruce C. Swartz
Xue Hanqin

Past Presidents

José E. Alvarez
Catherine Amirfar
Charles N. Brower
James H. Carter

Lori Fisler Damrosch
Donald Francis Donovan
Lucinda A. Low
Sean D. Murphy
Lucy F. Reed
Anne-Marie Slaughter
Peter D. Trooboff
Edith Brown Weiss

*Executive Committee

PHILANTHROPY AND THE SOCIETY

The American Society of International Law is grateful to its Patrons and the many members who contribute to the Annual Fund and the Endowment. Patron-level donors and Heritage Circle members who have included the Society in their estate plans are acknowledged below. The Society gratefully acknowledges the support of its Law Firm, Publisher and Academic Partners, who are listed on the next page. All institutional partners and individual donors of \$500 and above are acknowledged in the Society's Annual Report for the year in which the gift was made.

LEADERSHIP PATRONS

This category recognizes extraordinary and sustained philanthropic support of the Society.

CHARLES N. BROWER DONALD FRANCIS DONOVAN AND JENNIFER LAKE HOWARD M. HOLTZMANN*

CURRENT PATRONS

Elihu Root Patrons (\$50,000)

CATHERINE AMIRFAR
DONALD K. ANTON
CHARLES N. BROWER
THE FAMILY OF ROBERT E. DALTON
LORI FISLER DAMROSCH
DONALD FRANCIS DONOVAN AND
JENNIFER LAKE
SUSAN L. KARAMANIAN
CHARLOTTE KU
JAMES LEITNER AND TRACY HIGGINS
LUCINDA A. LOW AND
DANIEL BARSTOW MAGRAW
PATRICK W. PEARSELL
ARTHUR W. ROVINE
GREGORY SHAFFER AND
MICHELE BRATCHER GOODWIN

Cordell Hull Patrons (\$25,000)

JUDGE ROSEMARY BARKETT
RAYMOND DOAK BISHOP
JOHN R. CROOK
STEVEN A. CROWN
ELI WHITNEY DEBEVOISE II
SIR CHRISTOPHER GREENWOOD

JENNIFER ANNE HILLMAN AND
MITCHELL R. BERGER
CAROLYN B. LAMM
PEDRO J. MARTINEZ-FRAGA
SEAN D. MURPHY AND JULIE MURPHY
JENNIFER NEWSTEAD
PAUL S. REICHLER
NATALIE L. REID
ABBY COHEN SMUTNY
ADRIEN K. WING
LEE S. WOLOSKY

James Brown Scott Patrons (\$15,000)

MARK D. AGRAS AND DAVID M. HOLLIS
ARIF HYDER ALI
SIMON N. BATIFORT
PERRY S. BECHKY
JULIE BEDARD
ANDREA K. BJORKLUND
DAVID BOWKER
CHARLES H. CAMP
TIMOTHY L. DICKINSON
JONATHAN DRIMMER
BRIAN J. EGAN
CHRISTINA G. HIOUREAS

MÉLIDA N. HODGSON
ERIC J. KADEL
CHARLOTTE KU
RACHAEL KENT
EDWARD K. KWAKWA
ALOYSIUS LLAMZON
BRYAN MACPHERSON AND
PAMELA VAN HINE
ERIC C. MALLEY
PEDRO MARTINEZ-FRAGA
JOSEPH E. NEUHAUS
CYMIE R. PAYNE
NANCY L. PERKINS
INA POPOVA
CAROLINE S. RICHARD
STEVEN M. SCHNEEBAAUM
MORTIMER N.S. SELLERS
CHRISTOPHER K. TAHBAZ
ROBERTO GUSTAVO VOLTERRA
DON WALLACE, JR.
SIR MICHAEL CHARLES WOOD
BRUCE ZAGARIS

LEGACY PATRONS

DOMINGO E. ACEVEDO
GERALD AKSEN
ARTHUR R. ALBRECHT
GEORGE H. ALDRICH
TEYMOUR A. ALIREZA*
JOSE E. ALVAREZ AND
SUSAN DAMPLO
DIANE MARIE AMANN
JAMES G. APPLE*
FRANK A. BAUMAN*
MRS. RICHARD BAXTER*
DAVID J. BEDERMAN* AND
LORRE B. CUZZE
DANIEL L. BETHLEHEM
RICHARD B. BILDER
JOHN A. BOYD
JOHN BRISCOE
CHARLES N. BROWER
IAN BROWNIE*
EDITH BROWN WEISS
LEE C. BUCHHEIT
THOMAS BUERGENTHAL
WILLIAM J. BUTLER
DAVID D. CARON* AND
SUSAN SPENCER
HUGO AND SUSANA CAMINOS
DAVID A. COLSON
JAMES R. CRAWFORD*
JOHN R. CROOK
ANTHONY D'AMATO*
ARTHUR H. DEAN*
SARAH WHITCRAFT DEFORD*
THOMAS A. DUBBS

EDWARD DUMBAULD*
RICHARD W. EDWARDS, JR.
ALONA E. EVANS*
BENJAMIN B. FERENCZ
DONALD FERENCZ
JEAN BAUER FISLER*
THOMAS M. FRANCK*
ALWYN V. FREEMAN*
JOHN KING GAMBLE
RONALD E.M. GOODMAN
SIR CHRISTOPHER J. GREENWOOD
JOHN LAWRENCE HARGROVE
VICTORIA M. HARIRI*
OONA A. HATHAWAY
RITA E. HAUSER
JOHN N. HAZARD*
GLENN P. HENDRIX
ALICE AND LOUIS* HENKIN
ROBERT E. HERZSTEIN*
ROSALYN HIGGINS
KEITH HIGHER*
HOWARD M. HOLTZMANN*
CHARLES A. HUNNICUTT
JOHN H. JACKSON*
ANDREW J. JACOVIDES
MARK R. JOELSON
RICHARD A. JOHNSON
O. THOMAS JOHNSON
KENNETH I. JUSTER
JUDD KESSLER
BENEDICT KINGSBURY
FREDERIC L. KIRGIS
JEFFREY LANG

SIR ELIHU LAUTERPACHT*
ROY S. LEE
JEREMY I. AND CANDACE C. LEVITT
CYNTHIA C. LICHTENSTEIN
RICHARD B. LILLICH* AND
GERDA HEIDEL*
A. VAUGHAN LOWE
ANDREAS F. LOWENFELD*
HOUSTON PUTNAM LOWRY
BRUNSON MACCHESNEY
ROBERT MACCRATE*
RONALD ST. JOHN MACDONALD*
STEPHEN C. MCCAFFREY
GABRIELLE KIRK MCDONALD
EDWARD WATSON MCWHINNEY*
D. STEPHEN MATHIAS
ROBERT F. MEAGHER*
THEODOR MERON
HUSAM MESHAL
W. ROBERT MORGAN*
JAMES A.R. NAFZIGER
VED P. NANDA
ANDRE NEWBURG
MARY ELLEN O'CONNELL
SHIGERU ODA
BERNARD H. OXMAN
JAN PAULSSON
NANCY L. PERKINS
HERMAN PHLEGGER*
B. DONOVAN PICARD
DANIEL M. PRICE
LUCY F. REED

W. MICHAEL REISMAN AND
MAHNOUSH H. ARSANJANI
SANG-MYON RHEE
DAVIS R. ROBINSON
WILLIAM D. ROGERS*
SEYMOUR J. RUBIN*
OSCAR SCHACHTER*
STEPHEN M. SCHWEBEL
JUDGE BRUNO E. SIMMA
ANNE-MARIE SLAUGHTER
ABBY COHEN SMUTNY
EARL A. SNYDER*
BARBARA STARK
ERIC STEIN*
CHARLES W.T. STEPHENSON
JOHN R. STEVENSON*
DAVID P. STEWART
LAURENCE STORCH
HUNDRES RIGO SUREDA
ENRIQUE P. SYQUIA*
GENEVIEVE EAGON TILLAR*
PETER D. TROOBOFF
DETLEV F. VAGTS*
BETH VAN SCHAAK
CHARLES O. VERRILL, JR.
JILL MCCLANAHAN WATSON
RUTH WEDGWOOD
BURNS H. WESTON*
EDWIN D. WILLIAMSON
BASIL S. YANAKAKIS
NASSIB G. ZIADÉ

THE ASIL HERITAGE CIRCLE

Members who have advised the Society that they made provisions to include the Society in their estate plans.

ANONYMOUS (2)
ELIZABETH ANDERSEN
CHARLES N. BROWER
JAMES H. CARTER

MICHAEL AND MARY ANN FARLEY
SUSAN L. KARAMANIAN
CHIMENE KEITNER
CHARLOTTE KU

CYNTHIA CRAWFORD LICHTENSTEIN
LUCINDA A. LOW
SEAN D. AND JULIE MURPHY
MARY ELLEN O'CONNELL

LUCY F. REED
STEPHEN SCHER
GREGORY SHAFFER AND
MICHELE BRATCHER GOODWIN

* deceased

LAW FIRM PARTNERS

Platinum

ALLEN & OVERY LLP
ARNOLD & PORTER KAYE SCHOLER LLP
DEBEVOISE & PLIMPTON LLP
FRESHFIELDS BRUCKHAUS DERINGER LLP
KING & SPALDING LLP
SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP
WHITE & CASE LLP
WILMER HALE LLP

Gold

BRYAN CAVE LEIGHTON PAISNER LLP
FOLEY HOAG LLP
SULLIVAN & CROMWELL LLP

Silver

COVINGTON & BURLING LLP
CURTIS MALLET-PREVOST, COLT &
MOSLE LLP
DECHERT LLP
STEPTOE & JOHNSON LLP

PUBLISHER PARTNERS

Gold

CAMBRIDGE UNIVERSITY PRESS

Silver

BRILL NIJOFF PUBLISHERS
OXFORD UNIVERSITY PRESS

ACADEMIC PARTNERS

AMERICAN UNIVERSITY WASHINGTON COLLEGE OF LAW
BENJAMIN N. CARDOZO SCHOOL OF LAW
BOSTON COLLEGE LAW SCHOOL
BOSTON UNIVERSITY SCHOOL OF LAW
BROOKLYN LAW SCHOOL
CASE WESTERN RESERVE UNIVERSITY SCHOOL OF LAW
COLUMBIA LAW SCHOOL
CORNELL LAW SCHOOL
DALHOUSIE UNIVERSITY SCHULICH SCHOOL OF LAW
DUKE UNIVERSITY SCHOOL OF LAW
EMORY UNIVERSITY SCHOOL OF LAW
THE FLETCHER SCHOOL, TUFTS UNIVERSITY
FLORIDA INTERNATIONAL UNIVERSITY COLLEGE OF LAW
FLORIDA STATE UNIVERSITY COLLEGE OF LAW
FORDHAM UNIVERSITY SCHOOL OF LAW
GEORGE WASHINGTON UNIVERSITY LAW SCHOOL
GEORGETOWN LAW CENTER
HAMAD BIN KHALIFA UNIVERSITY COLLEGE OF LAW
HARVARD LAW SCHOOL
INDIANA UNIVERSITY MAURER SCHOOL OF LAW
INDIANA UNIVERSITY MCKINNEY SCHOOL OF LAW
LOYOLA UNIVERSITY CHICAGO SCHOOL OF LAW
LOYOLA UNIVERSITY NEW ORLEANS COLLEGE OF LAW
NEW YORK UNIVERSITY SCHOOL OF LAW
NORTHWESTERN UNIVERSITY PRITZKER SCHOOL OF LAW
NOTRE DAME LAW SCHOOL
PENN STATE DICKINSON LAW
PEPPERDINE UNIVERSITY RICK J. CARUSO SCHOOL OF LAW
SAINT LOUIS UNIVERSITY SCHOOL OF LAW
SANTA CLARA UNIVERSITY SCHOOL OF LAW
STANFORD LAW SCHOOL
SYRACUSE UNIVERSITY COLLEGE OF LAW
TEMPLE UNIVERSITY JAMES E. BEASLEY SCHOOL OF LAW
UNIVERSITY OF BALTIMORE SCHOOL OF LAW
UNIVERSITY AT BUFFALO SCHOOL OF LAW
UNIVERSITY OF CALIFORNIA, BERKELEY SCHOOL OF LAW
UNIVERSITY OF CALIFORNIA, DAVIS SCHOOL OF LAW
UNIVERSITY OF CALIFORNIA HASTINGS COLLEGE OF THE LAW
UNIVERSITY OF CALIFORNIA, IRVINE SCHOOL OF LAW
UNIVERSITY OF CALIFORNIA, LOS ANGELES SCHOOL OF LAW
UNIVERSITY OF CHICAGO LAW SCHOOL
UNIVERSITY OF CINCINNATI COLLEGE OF LAW
UNIVERSITY OF COLORADO LAW SCHOOL
UNIVERSITY OF DENVER STURM COLLEGE OF LAW
UNIVERSITY OF GENEVA FACULTY OF LAW
UNIVERSITY OF GEORGIA SCHOOL OF LAW
UNIVERSITY OF HAMBURG FACULTY OF LAW
UNIVERSITY OF HOUSTON LAW CENTER
UNIVERSITY OF IOWA SCHOOL OF LAW
UNIVERSITY OF MIAMI SCHOOL OF LAW
UNIVERSITY OF MICHIGAN LAW SCHOOL
UNIVERSITY OF OTTAWA FACULTY OF LAW
UNIVERSITY OF THE PACIFIC, McGEORGE SCHOOL OF LAW
UNIVERSITY OF PENNSYLVANIA CAREY LAW SCHOOL
UNIVERSITY OF PITTSBURGH SCHOOL OF LAW
UNIVERSITY OF RICHMOND SCHOOL OF LAW
UNIVERSITY OF SOUTHERN CALIFORNIA GOULD SCHOOL OF LAW
VANDERBILT LAW SCHOOL
WASHINGTON UNIVERSITY SCHOOL OF LAW
YALE LAW SCHOOL

PROCEEDINGS OF THE 117TH ANNUAL MEETING

CONTENTS

Foreword	xv
Introduction	
<i>Jennifer Permesly, Priya Pillai, and Sergio Puig</i>	1
Bridging the Gaps: Vaccine Inequity in the COVID-19 Pandemic and Beyond	
Introductory Remarks by:	
<i>Roojin Habibi</i>	3
World Health Organization, Learning Lessons from COVID-19 Vaccine Inequity and the Intergovernmental Negotiating Body for a Pandemic Accord	
<i>Steven A. Solomon</i>	4
Learning Lessons from COVID-19 Vaccine Inequity and the TRIPS Waiver Debate	
<i>Luke McDonagh</i>	7
When Permanent Members of the United Nations Security Council Breach International Peace and Security: Reform Versus Status Quo?	
Remarks by:	
<i>Jennifer Trahan</i>	11
When Permanent Members of the UN Security Council Breach International Peace and Security: The Way Forward?	
<i>Alain Germeaux</i>	18
Transformations in Abortion Law and Politics	
Introductory Remarks by:	
<i>Mindy Roseman</i>	23
Remarks by:	
<i>Melissa Upreti</i>	24
<i>Rebecca Cook</i>	26
<i>Alejandra Cardenas Ceron</i>	27
<i>Alicia Yamin</i>	28
<i>Jayshree Satpute</i>	29
Twenty-Fifth Annual Grotius Lecture	
Restoring Democracy Through International Law	
<i>Kim Lane Scheppele</i>	37
Kim Scheppele's Vision for Restoring Democracy – And Why We Must Accept the Challenge	
<i>Manuel José Cepeda Espinosa</i>	89
Can International Law Integrate Our Region? Politics, International Law, and the Crises to Come	
The Role of Solidarity as an International Right and Duty Within Latin America	
<i>Cecilia M. Bailliet</i>	107
Will the Right to a Healthy Environment Transform Transnational Dispute Resolution	
Introductory Remarks by:	
<i>Justin Jacinto</i>	111

Remarks by:	
<i>David Boyd</i>	111
<i>Marie-Claire Cordonier Segger</i>	113
<i>Samuel Wordsworth KC</i>	116
<i>Victoria Gama</i>	120
The International Court of Justice: New Challenges in The Hague for Adjudication of Interstate Disputes	
Introductory Remarks by:	
<i>John Bellinger</i>	125
<i>Catherine Amirfar</i>	126
Remarks by:	
<i>Sarah Cleveland</i>	127
<i>Juan Manuel Gómez-Robledo Verduzco</i>	128
Eleventh Annual Charles N. Brower Lecture: Sir Christopher Greenwood	
Introductory Remarks by:	
<i>Greg Shaffer</i>	139
Remarks by:	
<i>Sir Christopher Greenwood</i>	139
International Law as the Foundation for the Solution to Climate Change: An Application to Plastic Waste	
Remarks by:	
<i>Peter Rankin</i>	147
<i>Benoit Mayer</i>	147
<i>Eva R. van der Marel</i>	149
<i>Patricia Crifo</i>	150
<i>Laurel Besco</i>	151
Time, Technology, and International Law	
Disruptive Technologies and the Need to Future Proof International Law	
<i>Asaf Lubin</i>	159
Technological Developments and the Time Horizons of International Law	
<i>Michal Saliternik and Sivan Shlomo Agon</i>	161
International Law by Design	
<i>Christian Djéffal</i>	165
Human Rights and the Concept of Time in Content Moderation: Meta's Oversight Board	
<i>Jenny Domino</i>	168
Hudson Medal Lunch	
Introductory Remarks by:	
<i>E. Tendayi Achiume</i>	173
<i>Antony Anghie</i>	174
Decolonizing Human Rights Practice to Promote Racial Justice: Is It Possible?	
Introductory Remarks by:	
<i>Angela Mudukuti</i>	183
Remarks by:	
<i>Anna Spain Bradley</i>	185
<i>Joshua Castellino</i>	186
<i>Felipe Gonzalez Morales</i>	188

Pushing the Limits of the Judicial Function: Advisory Opinions as Instruments of Dispute Settlement	
Introductory Remarks by:	
<i>Freya Baetens</i>	191
The Advisory Function of the International Court of Justice: Various Facets	
<i>Laurence Boisson de Chazournes</i>	192
Advisory Opinions on Disputes and the Principle of Consent	
<i>Peter Tzeng</i>	195
Eighth Annual Vagts Roundtable on Transnational Law: Sanctions, Immunity, and Central Bank Assets	
Introductory Remarks by:	
<i>Michael Cooper</i>	199
<i>Ingrid Brunk</i>	200
Remarks by:	
<i>Anton Moiseienko</i>	200
<i>Maryam Jamshidi</i>	202
<i>Philippa Webb</i>	203
<i>Chiara Giorgetti</i>	204
A Hopeful Conversation: Overcoming Impunity for Sexual and Gender-Based Violence	
Introductory Remarks by:	
<i>Susana SáCouto</i>	211
Remarks by:	
<i>Zubaida Akbar</i>	212
<i>Karima Bennoune</i>	214
<i>Lisa Davis</i>	215
<i>David Eichert</i>	218
<i>Beth Van Schaack</i>	221
Reaching Beyond the Limits of National Jurisdiction: The Negotiation of the BBNJ Treaty	
Introductory Remarks by:	
<i>Enrico Milano</i>	223
Remarks by:	
<i>Rena Lee</i>	224
<i>Lucia Solano</i>	227
<i>Cymie Payne</i>	230
International Arbitration: Reform and Its Challenges	
Introductory Remarks by:	
<i>Amanda Tuninetti</i>	235
Remarks by:	
<i>Hélène Ruiz Fabri</i>	236
<i>Arif Ali</i>	238
<i>Horacio Grigera Naon</i>	239
<i>Isabel San Martín</i>	240
How Does International Law Change? Theories and Concepts of Legal Change	
Introduction: Theories and Concepts of International Legal Change	
<i>Melissa J. Durkee</i>	247

React or Proact? The Course and Pattern of Legal Change in International Law	
<i>Sivan Shlomo Agon and Michal Saliternik</i>	248
Just Energy Transition: Legal Challenges Associated with Coal Phase Out	
Energy Justice, Just Transition and International Environmental Law	
<i>Paolo D. Farah</i>	255
Just Energy Transition, Inadequate Dissemination, and the Shrinking Policy	
Space	
<i>Matjaz Nahtigal</i>	257
A Coal Phase-Out in the Context of Global Energy Transition	
<i>Martin Svec</i>	259
Pursuit of Net-Zero and Energy Security in China with Reflections on	
Africa's Climate Strategy	
<i>Michael Addaney</i>	262
ASIL Assembly and Keynote	
Introductory Remarks by:	
<i>Gregory Shaffer</i>	269
Remarks by:	
<i>Michele Bratcher Goodwin</i>	269
<i>S. Mona Sinha</i>	270
Presenting the ASIL-WILIG Scholarship Prize Winners: A Panel Discussion	
Introductory Remarks by:	
<i>Yvonne M. Dutton</i>	281
Remarks by:	
<i>Indira Rosenthal</i>	282
<i>Susana SáCouto</i>	284
<i>Valerie Oosterveld</i>	286
<i>Catherine O'Rourke</i>	288
Extra-legal Global Governance: Displacing the Global Legal Order	
Internet Infrastructure and Global Politics: The Role of Technical Standards	
in Digital Global Governance	
<i>Roxana Vatanparast</i>	293
Preventing and Responding to Aggression: International Law's Limits and	
(Alternative) Potentials?	
Introductory Remarks by:	
<i>Ata Hindi</i>	297
Remarks by:	
<i>Andreas Zimmermann</i>	298
<i>Asad Kiyani</i>	298
<i>Ash Bâli</i>	299
<i>Kateryna Busol</i>	300
<i>Melissa Verpile</i>	301
The Reach and Limits of International Courts and Tribunals in Resolving the	
Climate Crisis: Advisory Opinions before the ICJ, ITLOS, and IACtHR	
Remarks by:	
<i>Nicola Peart</i>	313
<i>Margaretha Wewerinke-Singh and Julian Aguon</i>	314
<i>Nicole Ann Ponce</i>	315
<i>Payam Akhavan</i>	317

<i>Catalina Fernández Carter</i>	319
The International Law of Protest	
Protest Movements: On the Fringes of International Law	
<i>Florian Kriener</i>	323
Late-Breaking Panel: ICC Arrest Warrants: Impunity in Check?	
Introductory Remarks by:	
<i>Katherine Gallagher</i>	327
Children and the ICC Arrest Warrant Against the President and the Children’s Rights Commissioner of Russia	
<i>Diane Marie Amann</i>	328
The Goals and Impact of the Arrest Warrants Against President Putin and Children’s Rights Commissioner Lvova-Belova	
<i>Saira Mohamed</i>	332
The Arrest Warrants in Context: For Ukraine and For the International Community	
<i>Javier S. Eskauriatza</i>	336
Regulating States’ Sovereign Rights Under Today’s Global Challenges	
Remarks by:	
<i>Crina Baltag, Luciana Ricart, Nikhil V. Gore, Benjamin Salas Kantor, and Viren Mascarenhas</i>	341
Territorial Integrity and Conflict	
Introductory Remarks by:	
<i>Steven Hill</i>	347
Territorial Integrity and Conflicts: View from and About Central and Eastern Europe	
<i>Veronika Bilková</i>	347
Territorial Integrity and Conflict: Ethiopia and the Question of Self- Determination	
<i>Joshua Joseph Niyo</i>	350
Non-Western Approaches to International Law	
Approaching “Latin American Approaches to International Law”	
<i>Francisco-José Quintana</i>	355
Remarks by:	
<i>Lauri Mälksoo</i>	357
No Way Out	
<i>Kangle Zhang</i>	359
Remarks by:	
<i>Ntina Tzouvala</i>	362
<i>Amaka Vanni</i>	364
<i>George Galindo</i>	367
The Goler T. Butcher Medal Lecture: Chanting Their Names	
Remarks by:	
<i>Patricia Viseur Sellers</i>	369
Whose Dispute Is It Anyway? Multilateral Litigation Before International Courts	
Remarks by:	
<i>Yueming Yan and Pem C. Tshering</i>	377
<i>Ben Juratowitch</i>	378

<i>Gleider Hernández</i>	381
<i>Brian McGarry</i>	383
<i>Mónica Pinto</i>	385
Lieber Society on the Law of Armed Conflict: Award-Winning Papers	
Presentations	
New Frontiers in the Law of Armed Conflict: Lieber Society Research	
Awards Presentations	
<i>Shiri Krebs</i>	389
Cultural Evolution: Protecting “Digital Cultural Property” in Armed	
Conflict	
<i>LTC Ronald Alcalá</i>	390
A Social Ontological Approach to Regulating the Use of Force Against	
Individuals in War	
<i>Ka Lok Yip</i>	392
The Evolution of IHL and New Military Technologies	
<i>Yahli Shereshevsky</i>	395
What Statehood Can Teach Us About Annexation	
<i>Ronit Levine-Schnur, Tamar Megiddo, and Yael Berda</i>	397
Closing Plenary ASIL Annual Meeting 2023	
Remarks by:	
<i>Christophe Paulussen</i>	401
<i>David Vaughn</i>	402
<i>Ivana Hrdličková</i>	404
<i>Susana SáCouto</i>	407
<i>Beth Van Schaack</i>	410
Theme Statement	
2023 Annual Meeting Theme: The Reach and Limits of International Law to	
Solve Today’s Challenges	
Program	414
ASIL Assembly	461
Sixty-Fourth Annual Philip C. Jessup International Law Moot Court Competition .	465