



International Property Law Conference

Preliminary Programme

Wednesday 27 October 2010 8:00 – 18:00 - Dr Miriam Makeba Hall <i>Post-graduate day</i>	
08:00	Registration
08:00 to 08:30	Tea and Coffee
Chairperson	Prof Jeannie van Wyk (University of South Africa)
08:30 to 08:40	Welcome: Prof TS Maluleke (Executive Director: Research UNISA)
08:40 to 08:50	Introduction: <i>Basic principles of property law</i> Prof Juanita Pienaar (University of Stellenbosch)
08:50 to 09:20	Ms Vanessa Rüegger (University of Fribourg) <i>Groundwater and the socio-economic dimensions of different property regimes: The cases of Switzerland, South Africa and India</i>
09:20 to 09:50	Ms Sue-Mari Maass (University of Stellenbosch) <i>Rights of tenants occupying immovable land upon alienation</i>
09:50 to 10:20	Mr Shuvro Prakash Lahiri (Dr Ram Manohar Lohiya National Law University, Lucknow) <i>Basic principles of property law: a socio legal review</i>
10:20 to 10:30	Discussion

10:30 to 10:45	Tea and Coffee
10:45 to 11:15	Introduction: <i>Acquisition of ownership</i> Prof Warren Freedman (University of KwaZulu-Natal)
11:15 to 11:45	Ms Ina Knobel (University of South Africa) <i>Accession of movables to land: Dutch and South African law</i>
11:45 to 12:15	Prof JB Spath (University of Nijmegen) <i>The creation of property rights in civil law and common law</i>
12:15 to 12:45	Mr Wian Erlank (University of Stellenbosch) <i>Acquisition of ownership in virtual worlds</i>
12:45 to 13:00	Discussion
13:00 to 13:50	Lunch
13:50 to 14:00	Introduction: <i>Real security rights</i> Prof Johan Scott (University of Pretoria)
14:00 to 14:30	Ms Mitzi Wiese (University of South Africa) <i>Liens: a closer look at some conceptual foundations</i>
14:30 to 15:00	Ms Magdalena Raczynska (University of East Anglia) <i>The principle of specificity - a bastion of real security?</i>
15:00 to 15:30	Ms Selma de Groot (University of Amsterdam) <i>The audience of a European security interest</i>
15:30 to 15:45	Discussion
15:45 to 16:00	Tea and Coffee
16:00 to 16:10	Introduction: <i>Constitutional property law</i> Prof Jeannie van Wyk (University of South Africa)

16:10 to 16:40	Ms Zsa-Zsa Temmers (University of Stellenbosch) <i>Constitutional implications: Encroachment by building and forced sale of land</i>
16:40 to 17:10	Mr Gustav Muller (University of Stellenbosch) <i>Eviction, relocation and the adequacy of alternative accommodation</i>
17:10 to 17:40	Ms Mikhalien Kellerman (University of Stellenbosch) <i>Traditional knowledge interests under the South African constitutional property clause</i>
17:40 to 18:00	Discussion
18:30	Cocktail

Thursday 28 October 2010 8:30 – 17:00 – Senate Hall	
08:00	Registration
08:30 to 09:00	Tea and Coffee
Chairperson	Prof Susan Scott (University of South Africa)
09:00 to 09:10	Official Opening: Prof NL Mahao (Executive Dean: College of Law, University of South Africa)
09:10 to 9:20	Administrative arrangements for the day
9:20 to 10:00	Keynote speaker: <i>Basic principles of property law</i> Prof em Dr Dr hc H P Westermann (Eberhard Karls University of Tübingen)
10:00 to 10:30	Prof Hanri Mostert (University of Cape Town) <i>The seventh principle: property as responsibility. An analysis with specific focus on the ius abutendi in respect of land</i>
10:30 to 11:00	Prof David Lametti (McGill University) <i>Property law and virtue</i>

11:00 to 11:30	Tea and Coffee
11:30 to 12:00	Prof Elmarie van der Schyff (North-West University) <i>Public trusteeship: Merely regulatory or conferring a property interest?</i>
12:00 to 12:30	Prof Sufian Hemed Bukurura (University of South Africa) <i>The tragedy of the commons and property law: Tensions between common-property resources and the market economy</i>
12:30 to 13:00	Discussion
13:00 to 14:00	Lunch
Chairperson	
14:00 to 14:30	Keynote speaker: <i>Acquisition of ownership</i> Mr Justice L Mpati <i>President, Supreme Court of Appeal, South Africa</i>
14:30 to 15:00	Prof Gerrit Pienaar (North-West University) <i>The original acquisition of immovable property: what happens to other registered and unregistered rights?</i>
15:00 to 15:30	Prof Flip Schutte (North-West University) <i>Recognition of the real agreement in South African case law</i>
15:30 to 16:00	Prof Dr Arthur F Salomons (University of Amsterdam) <i>The diverging roles of good faith acquisition and acquisitive prescription, in particular in European property law</i>
16:00 to 16:30	Ms Una Woods (University of Limerick) <i>Adverse possession as a means to curing title defects – a fly in the ointment of reform?</i>
16:30 to 17:00	Discussion
17:00 to 17:30	Tea and Coffee

19:30	<p>Gala Dinner Protea Restaurant UNISA Campus</p> <ul style="list-style-type: none"> ⌀ MC: Prof Jeannie van Wyk (University of South Africa) ⌀ Opening and welcome; Prof Hanneretha Kruger (Chair of the Department of Private Law University of South Africa) ⌀ After dinner speech: Prof Eric Dirix (Research Fellow in the department of private law (University of South Africa)), and judge of the appeal court in Belgium.)
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Friday 29 October 2010 8:00 – 17:15 - Senate Hall	
08:00 to 08:30	Tea and Coffee
Chairperson	Ms Mitzi Wiese (University of South Africa)
08:30 to 09:00	<p>Keynote speaker: <i>Real security rights</i></p> <p>Dr Andrew JM Steven (University of Edinburgh)</p>
09:00 to 09:30	<p>Dr Richard Zwitser (Erasmus University)</p> <p><i>The legal position of a pledgee on a document of title like a Bill of Lading</i></p>
09:30 to 10:00	<p>Prof Jean Sonnekus (University of Johannesburg)</p> <p><i>The relationship between the real agreement and real security rights</i></p>
10:00 to 10:15	Discussion
10:15 to 10:45	Tea and Coffee
Chairperson	Ms Ina Knobel (University of South Africa)
10:45 to 11:15	<p>Keynote Speaker: <i>Constitutional property law</i></p> <p>Prof André J van der Walt (Incumbent of the NRF Research Chair in Property Law Stellenbosch, South Africa)</p>
11:15 to 11:45	<p>Prof Dr Vincent Sagaert (Universities of Leuven and Antwerp)</p> <p><i>European law and property law: On the difficult edge between ownership restrictions and ownership deprivations</i></p>

11:45 to 12:15	Dr Elmien du Plessis (University of Johannesburg) <i>What constitutes a “public purpose” for the purposes of expropriation?</i>
12:15 to 12:45	Prof Lynda J Oswald (University of Michigan) <i>Pretext, motives and judicial deference in eminent domain cases</i>
12:45 to 13:30	Lunch
13:30 to 14:00	Mr Viren Michael Mascarenhas (Columbia University) <i>State expropriations: are judicial avenues to protect property rights effective?</i>
14:00 to 14:30	Ms Patricia Lane (University of Sydney) <i>An unholy alliance – combined federal/state impacts on property rights in Australia</i>
14:30 to 15:00	Discussion
15:00 to 15:15	Tea and Coffee
15:15 to 15:45	Ms Anne Pope (University of Cape Town) <i>Indigenous land rights: constitutional imperatives and proprietary paradoxes</i>
15:45 to 16:15	Prof Paul D Ocheje and Prof Donna Eansor (University of Windsor) <i>Terra nullius and Africa: Property law and economic globalisation in the post-colony</i>
16:15 to 16:45	Ms Kimberly J Renk (Liberia Ministry of Labour) <i>Separating culture from land: Rethinking the role of a special relationship with the land in indigenous groups’ property rights</i>
16:45 to 17:15	Discussion
17:15	Closure - Prof R Songca (Deputy Executive Dean, University of South Africa School of Law)