

CECJS—Supreme Court Justice Lord Hodge visits Northumbria University

A milestone event at Northumbria University took place on Thursday 12 November when for the first time in the University’s history a Justice of the United Kingdom Supreme Court (UKSC) visited the Newcastle Campus.

The Rt Hon Lord Hodge gave a public lecture in Northumbria Law School Eldon Lecture Series to a packed lecture theatre. The event was hosted by the Vice Chancellor, Professor Andrew Wathey. The title of Lord Hodge’s lecture was “The Defence of Commercial Morality: Fraud and its Legal Consequences”. Beginning his lecture with some references to historic major frauds, Lord Hodge went on to examine the criminal and the civil aspects of fraud. His analysis of the civil remedies for fraud was just as accessible as it was outstanding and was as much appreciated by the many students in the audience as by the North East judges, practitioners and our own lecturers who were present. Lord Hodge has generously agreed to make the text of his lecture available to the Law School.

Lord Hodge read history at Cambridge University and worked in the civil service in Whitehall before going to Edinburgh University and being called to the Scottish Bar. Lord Hodge appeared for HM Revenue & Customs in the long running challenges raised by Mr Mohammed Al Fayed. He worked as Commissioner on the Joint Report by the English and Welsh and the Scottish Law Commissions on the reform of the law of partnership in the UK. He served as Procurator (chief legal adviser) to the Church of Scotland.

Having been raised to the Bench in the Court of Session, which corresponds to the High Court in England, Lord Hodge was appointed Commercial Judge. The UKSC of which Lord Hodge is now one of the two Scottish members succeeded to the judicial functions of the House of Lords in which Lord Eldon as Lord Chancellor presided for many years, following his early life here in Newcastle.



Special Issue to share
recent events members

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Lord Hodge's visit was not confined to the giving of his Eldon Lecture.

Arriving in the Law School mid afternoon, Lord Hodge met a number of groups of students in turn including Bar students, representatives of several firms in the Student Law Office Year 4, and members of the Student Think Tank and the Mooting Society. He spoke to many students individually enquiring about their ambitions and progress and discussing recent trends and development in the Law.

Lord Hodge also had a meeting with the Executive Dean of the Faculty of Business and Law Professor Kevin Kerrigan, Associate Dean Research) Alan Reed, Head of Law School Andrea O'Cain and Dr Michael Stockdale Director of the Centre for Evidence and Criminal Justice Studies.

Following Lord Hodge's lecture Vice Chancellor Professor Andrew Wathey thanked him on behalf of the University. Everyone who met him hopes that Lord Hodge can pay a return visit before to long. Lord Hodge clearly enjoyed his visit and kindly agreed to become a member of the Centre for Evidence and Criminal Justice Studies.



ASHGATE ANNUAL LECTURE HELD 5TH NOVEMBER

Durham Law School and Northumbria University School of Law held the Third Annual Ashgate Lecture in Criminal Law.

This year the lecture was delivered by Judge Joyce Aluoch, First Vice-President of the International Criminal Court. Vice-President Aluoch lecture concerned **The Future Challenges of the International Criminal Court**.

Judge Aluoch (1947) holds a Law Degree from the University of Nairobi, a diploma in Legal Studies from the Kenya School of Law and a Masters Degree in International Affairs (GMAP) from the Fletcher School of Law and Diplomacy, Tufts, University, Medford USA. Judge Aluoch was a Judge of the High Court of Kenya for over 20 years, and was elevated to the Court of Appeals, then the highest court in Kenya in December 2008. She is also an advocate of the High Court of Kenya. As a senior judge who was the vice-chairperson of the Judicial Curriculum Review Committee she has extensive experience in the training of judges, magistrates and paralegals in the provision of regional and international human rights instruments, a programme she undertook in conjunction with the International Association of Women Judges. Judge Aluoch contributed to the promotion of the rights of the child, as chair of the African Union Committee of Experts on the Rights of the Child, preparing the rules of practice and procedure for the committee as well as guidelines for initial reporting to the African Committee by Member States of the African Union. Special missions undertaken by Judge Aluoch include negotiations entered into on behalf of the African Union with the Government of Sudan to ratify the African charter to secure the rights of children, and a fact-finding mission to war-torn northern Uganda to report on the effects of the war on children. She also served for six years as vice-chair and member of the UN Committee on the Right and Welfare of the Child and chaired a task-force that worked toward the implementation of the new Sexual Offences Act, 2006, aimed at developing a national policy framework and a national action plan for handling sexual offences in Kenya.

This lecture series is the result of collaboration between Ashgate publishing and the series editors of its book series *Substantive Issues in Criminal Law*, Professor Alan Reed, Northumbria University, Professor Michael Bohlander, Durham University, Ms Nicola Wake and Ms Emma Smith, both Northumbria University.



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The Next seminar being held at Northumbria University CECJS will be 20th January 2016 details to follow once confirmed.

Nicola Wake and Natalie Wortley from CECJS

Nicola Wake (Risk and Vulnerability Research Coordinator for the Centre) and Natalie Wortley (Deputy Director for the Centre) presented, 'Predominant aggressors and primary victims; the inadequacy of loss of control and extreme provocation' at the Queen Mary University of London 'Fighting Femicide' Conference this month. The paper focused upon a comparison between the loss of control defence in England and Wales, and the extreme provocation defence in New South Wales. The analysis focussed upon the mutual aims within both jurisdictions to increase the availability of the respective partial defence to the primary victim in intimate partner relationships, in addition to preventing the availability of the partial defence to the predominant aggressor in femicide cases. The Family Violence Death Review Committee (FVDRC) defines the primary victim as an individual experiencing 'ongoing coercive and controlling behaviour from their intimate partner'. The predominant aggressor is the principal aggressor who exhibits 'a pattern of violence to exercise coercive control'. The paper highlights the extent to which *ideologically constructed narratives* around 'typical responses' to provocative conduct continue to disadvantage women.

Nicola and Natalie are now members of the Fighting Femicide Research Network (<http://www.law.qmul.ac.uk/events/items/158215.html>)

Nicola is presently collating a response to the New Zealand Law Commission Issues Paper, *Victims of family violence who commit homicide* (NZLC, IP No 39, 2015) in which she intends to propose an entirely new partial defence.

NUCFS open seminar will be delivered by Dr Victor Toom, NU Centre for Forensic Science. Presenting on "Disaster Victim Identification after the 9/11 terrorist attacks in New York.

On Tuesday 1st December 17:00 EBA 108. Please see attachment for further details.

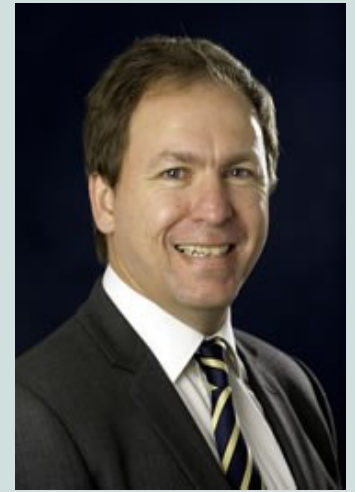


CHINESE DELEGATE VISIT

Professor Kevin Kerrigan and Adam Jackson gave a presentation to a delegation of Chinese visitors organised by The Great Britain China centre in collaboration with Renmin University.

This concerned detention, police powers and suspects rights.

The delegation included a Supreme Court Justice, the Director general of the supreme peoples procuratorate and the director and deputy director of Renmin Law School. The director is also Vice President of the university.



NORTHUMBRIA CENTRE FOR FORENSICSCIENCE

Victor's presentation will describe work supported by a three-year Leverhulme Trust Early Career Research Fellowship. The fellowship provided the opportunity for a social science research project on the forensic identification of the 2,753 victims of the 9/11 terrorist attacks in New York City. The presentation addresses *inter alia*: How did the forensic scientists of the Office of Chief Medical Examiner manage the Disaster Victim Identification (DVI) operation? Which forensic techniques were utilized? Which challenges were the investigators confronted with? And how did those challenges contribute to the unique, and still ongoing, DVI operation in New York? While the empirical focus regards such questions, the presentation aims to articulate how the social, legal, emotional and macabre complexities of the WTC attacks became part and parcel of the DVI operation.



CENTRE FOR EVIDENCE & CRIMINAL JUSTICE STUDIES

The Centre encourages the exchange of ideas and facilitates collaboration regionally, nationally and internationally. NCECJS brings together Northumbria academics and post-graduate students from a range of disciplines with colleagues from other academic institutions, members of the judiciary, legal practitioners and other major stakeholders in the criminal justice system such as senior police officers and leading expert witnesses. Its reputation is based on an extensive range of academic publications as well as a major programme of externally funded research and significant public engagement activities.

CENTRE FOR
EVIDENCE &
CRIMINAL JUSTICE
STUDIES

Mission statement

To undertake research of value and interest to a wide range of academic and practitioner communities within the legal systems of the UK, and other EU and common law countries.

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<https://umbracotest/northumbria.ac.uk/about-us/academic-departments/northumbria-law-school/research/northumbria-centre-for-evidence-criminal-justice-studies/>

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If you would like to become a member please

contact: gloria.ralph@northumbria.ac.uk

