

CALE-MLS Workshop:
Nationality Struggles in the 21 Century
and its Social Costs in Asia Book Project

30 May, 1 - 2 June 2022

PROGRAM

(Zoom online, Nagoya time (JST))

Day 1: Monday, 30 May 2022

<p>13:00 to 13:15 (15 mins)</p>	<p>Welcome and Introduction Susan Kneebone (Melbourne Law School) Kaoru Obata (Nagoya University, Graduate School of Law) Dai Yokomizo (Nagoya University, Graduate School of Law) Aziz Ismatov (Nagoya University, Center for Asian Legal Exchange)</p>
<p>13:15 to 14:00 (45 mins)</p>	<p>Struggles Towards Nepal's New Citizenship Act: Living in the Shadows of the Citizenship Amendment Bill 2018 AD/2075 BS Deirdre Brennan (Melbourne Law School)</p> <p style="text-align: center;"><i>Discussant and Moderator: Kaoru Obata</i></p>
<p>14:00 to 14:45 (45 mins)</p>	<p>“Everyday Nationalism” and Immigration in an Aging Society: an Analysis of Immigrant Perception in Japan David Green (Nagoya)</p> <p style="text-align: center;"><i>Discussant and Moderator: Susan Kneebone</i></p>

Melbourne 14:00

Sydney 14:00

Hiroshima 13:00

Adelaide 13:30

Perth 12:00

Yogyakarta 11:00

New Delhi 9:30

This is a closed workshop for speakers and moderators only. If you have any questions or inquiries, please contact workshop organizers at cale-jimu@law.nagoya-u.ac.jp

Day 2: Wednesday, 1 June 2022 (Zoom online, Nagoya time (JST))

13:00 to 13:45 (45 mins)	<p>Failure to be ‘Normal’ Noncitizens: The Case of Sangir Diasporic Community in the Southern Philippines Amorisa Wiratri (Western Australia)</p> <p><i>Discussant and Moderator: Dai Yokomizo</i></p>
13:45 to 14:30 (45 mins)	<p>Legal Deprivation of Citizenship: The Case of Rohingya in Myanmar Ashraful Azad (UNSW)</p> <p><i>Discussant and Moderator: Aziz Ismatov</i></p>
14:30 to 15:15 (45 mins)	<p>The Minority Rights to Express Religious Identity and Population Administration System of Indonesia: Dismantling the State Practices with Siracusa Principles Nenny Isfiany Sitohang (Melbourne) and Lilis Mulyani (Melbourne)</p> <p><i>Discussant and Moderator: Dai Yokomizo</i></p>

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Day 3: Thursday, 2 June 2022 (Zoom online, Nagoya time (JST))

13:00 to 13:45 (45 mins)	<p>To be, or not to be Chinese - ‘Non-recognition of dual nationality’ and Chinese Diaspora Sanzhuan (Sandra) Guo (Flinders University)</p> <p><i>Discussant and Moderator: Susan Kneebone</i></p>
13:45 to 14:30 (45 mins)	<p>Reconceptualising Genuine Link: A Way to Claim the Right to Nationality in South Asia Andrea Immanuel (Melbourne) and Aashish Yadav (Jindal)</p> <p><i>Discussant and Moderator: Kaoru Obata</i></p>
14:30 to 15:15 (45 mins)	<p>Living in Cambodia as Stateless Vietnamese: A Case in a Village in the Lower Mekong Basin Matsui Naruko (Japan Women’s University)</p> <p><i>Discussant and Moderator: Aziz Ismatov</i></p>

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BIOGRAPHIES OF SPEAKERS AND MODERATORS

(By Alphabetical order)

Aashish Yadav

Assistant Professor, Jindal Global Law School (India)



Aashish is an Assistant Professor at Jindal Global Law School in India and teaches international law and human rights. He is also a Research Fellow at the Centre for Public Interest Law where he leads projects on citizenship and statelessness.

Amorisa Wiratri

Researcher, National Research and Innovation Agency (Indonesia)



Amorisa Wiratri is a researcher at the Research Centre for Area Studies, the National Research and Innovation Agency, Indonesia. She obtained her bachelor's degree from the Cultural Anthropology department at Gadjah Mada University, Indonesia and graduated from Women's studies at Flinders University, Adelaide for her master's degree. Currently, she is finishing her Ph.D. in Anthropology and Sociology department, University of Western Australia. Her research interests are related to migration, ethnicity, diaspora, citizenship, and border.

Andrea Marilyn

PhD Candidate, Peter McMullin Centre on Statelessness (Australia)



Andrea Marilyn Pragashini Immanuel is a PhD Candidate at the Peter McMullin Centre on Statelessness, Melbourne Law School, University of Melbourne. Her PhD research is on nationality and statelessness in armed conflict. Previously, she worked as an Assistant Professor of Legal Practice at Jindal Global Law School, India, where she researched on citizenship and statelessness in South Asia.

Ashraful Azad

Affiliate, Kaldor Centre for International Refugee Law, UNSW Sydney (Australia)



Ashraful Azad is an Affiliate of the Kaldor Centre for International Refugee Law, UNSW Sydney. He is an experienced researcher, lecturer and consultant in refugee and migration issues, primarily focusing on Rohingya refugees and Bangladeshi migrants. He is a multi-disciplinary scholar with academic training in Law, International Relations and empirical social research. Ashraful's work experience includes Forced Migration Advisor at UNOPS, Assistant Professor (International Relations) at the University of Chittagong, Protection Assistant at UNHCR and Research Consultant at International IDEA and Equal Rights Trust.

Ashraful completed a PhD from the School of Global and Public Law, Faculty of Law and Justice, UNSW Sydney, an MPhil in International Law with Distinction from Monash Law School, MSS in International Relations and BSS (honours) in International Relations from the University of Chittagong. He obtained several awards for academic and research excellence, including University International Postgraduate Award (UNSW Sydney), Monash Graduate Scholarship and Postgraduate Law Deans Award, and the best PhD paper award at the 9th Oceanic Conference on International Studies held at the Australian National University.

Aziz Ismatov

Assistant Professor, Center for Asian Legal Exchange (CALE), Nagoya University (Japan)



Aziz Ismatov is an Assistant Professor at the Centre for Asian Legal Exchange (CALE) at Nagoya University in Japan. He also serves as a part-time lecturer of law at the Aichi Prefectural University in Japan. Aziz is a former visiting scholar at Melbourne Law School (Australia) and an alumnus of Harvard Law School (Global Scholars Academy). He received his doctoral degree in law (LL.D.) from Nagoya University.

Aziz's research and publications center specifically on public law issues in a post-socialist or post-colonial transition context. In his recent co-edited book 'Dynamics of Contemporary Constitutionalism in Eurasia: Local Legacies and Global Trends (Berlin, 2022), he discusses constitutionalism and human rights challenges in Central Asia through the lenses of cognitive constitutionalism.

Aziz currently serves as an editorial board member of the Asian Law Bulletin (Japan) and Korea Journal of Law and Legislation (Rep. of Korea). He is a principal investigator of the research grant project – 'Evolution of Human Rights, Democracy, and the Rule of Law in Uzbekistan in light of International Legal Aid' sponsored by the Japan Society for the Promotion of Science. In 2022, Dr. Ismatov also won a grant from Egusa Foundation for International Cooperation in the Social Science to promote legal assistance research in Asia.

Dai YOKOMIZO

Professor, Graduate School of Law Nagoya University (Japan)



Dai YOKOMIZO is Professor of Law at Nagoya University, Graduate School of Law, Nagoya, Japan, where he has taught since 2008. A graduate of The University of Tokyo Graduate School for Law and Politics (LL.B., LL.M.), Professor Yokomizo's main research and teaching interests include Conflict of Laws (Private International Law), Comparative Law and Private Law Theory. He is a member at the Committee on Intellectual Property and Private International Law of International Law Association, Associate Editor of the Japanese Yearbook of International Law, member of the Advisory Board of the Italian Law Journal, and Member of the International Committee of Rivista di Diritto Sportivo.

David Green

PhD, Associate Professor, Graduate School of Law Nagoya University (Japan)



David Green received his PhD from Northeastern University, Boston in 2012. He has been an Assistant and now Associate Professor of Political Science at Nagoya University since 2012. Professor Green's research focuses primarily on Japanese immigration issues, looking at various aspects including public opinion toward immigration, immigrant integration, and central-local differences in Japanese immigration policy. His most recent projects include an analysis of immigrant disaster preparedness in Nagoya city and an analysis of immigrant incorporation in Japan's largest cities.

Deirdre Brennan

PhD candidate, Peter McMullin Centre on Statelessness (Australia)



Deirdre Brennan is a PhD candidate at the Peter McMullin Centre on Statelessness where she also co-organizes the Critical Statelessness Studies Project. Her doctoral research focuses on activism against gender discriminatory nationality laws in Nepal. Conceptualising activism within the Feminist Ethics of Care framework, she argues for the need to better understand and value the web of (unseen and unpaid) labour involved in campaigning against statelessness. Prior to joining the Centre, Deirdre worked in a variety of research roles on statelessness, including with the Statelessness Programme's 2014 Thailand Project on the nexus between statelessness and human trafficking, on the 2015 Equal Rights Trust publication on gender discrimination in nationality laws, and as a research fellow with the Institute on Statelessness and Inclusion where she co-authored the children's book, 'The Girl Who Lost Her Country'.

Obata Kaoru

Professor, Graduate School of Law Nagoya University (Japan)



Kaoru Obata is a Professor at Nagoya University (Japan). He studied law at Kyoto University (LL. B. and LL. M.) and was awarded an LL. D. (Kyoto) in 2016. He published several books and many academic articles relating to international law and international human rights. His publication include: “What is the traité-loi of Human Rights?” (2020) in: 119(2) *Journal of International Law and Diplomacy* (Kokusaihô-Gaikô-Zasshi) 37 (in Japanese with English summary); “The Emerging Principle of Functional Complementarity for Coordination among National and International Jurisdictions”, in: Takao Suami et al. (eds.), *Global Constitutionalism from European and East Asian Perspective* (Cambridge UP, 2018); “The European Human Rights System beyond Europe: Interaction with Asia” (2015) 23 *Journal für Rechtspolitik* 36; *The Constitutionalization of the European Human Rights Law* (in Japanese, Shinzansha, 2014).

Lilis Mulyani

Researcher, National Research and Innovation Agency (BRIN) (Indonesia)



Lilis Mulyani is Researcher at the National Research and Innovation Agency (BRIN). She obtained her Philosophical Doctor from the Melbourne Law School in 2021. Her research focuses mainly on land law and agrarian studies, human rights, group rights, and legal methodology. Her Ph.D thesis was written on legal personality of groups and land rights with particular interest on customary communities.

Among her publications are *Gambling with the State: Land Titles and Personhood Rights Among the Urban Poor in Indonesia* (2015) and *Minority Discourse in the Implementation of Political Rights of the Chinese in Reform Era* (2011).

Naruko Matsui

Research Fellow, Japan Women's University (Japan)



Naruko Matsui is a Research Fellow at Japan Women's University. She also serves as a part-time lecturer of Cultural Anthropology and Southeast Asian studies at Hosei University, Showa Pharmaceutical University and Hiroshima City University. She completed her doctorates at Graduate School of Social Sciences, Hiroshima University. She is a former visiting researcher at National Museum of Ethnology in Osaka, Japan.

Naruko has studied ethnic Vietnamese in Cambodia, who have their roots in neighboring Vietnam. Based on ethnographic research in Prey Veng Province located in the southeastern edge of the country, she has examined inter-ethnic relations between Vietnamese and Khmer, the ethnic majority of the kingdom. Her study focuses how differentiated people establish relationships under the influence of state bio-politics. She also has paid attention to citizenship/nationality in the country as most Vietnamese long-term residents do not have citizenship/nationality and the issue has a profound effect on their life.

Currently she engages in research on relationship-building between Vietnamese and Khmer villagers at rituals, supported by Grants-in-Aid for Scientific Research (KAKENHI) in Japan. Other work in Southeast Asia includes field research on ethnic minorities in the northern mountain region in Vietnam.

Nenny Isfiany Sitohang

Legal Analyst, the Directorate General of General Court of the Supreme Court (Indonesia)



Nenny Isfiany Sitohang is currently working as a Legal Analyst at the Directorate General of General Court of the Supreme Court of Indonesia. She started off her career as a Legal Analyst at the Appellate Court of Banten from 2006 to 2015 and was promoted to be a Substitute Registrar at the District Court of Pandeglang, Indonesia from 2015-2021. In the Supreme Court of Indonesia, up to now, she is the only substitute registrar and legal analyst who holds an international master's degree.

She is a recipient of 2017 Australia Awards Scholarship and a graduate of Master of Laws from Melbourne Law School in 2019. Her research focuses on human rights, children rights, and international law and development.

Sanzhuan (Sandra) Guo

Senior Lecturer, Law and Socio Legal Studies at Flinders University (Australia)



Dr **Sanzhuan (Sandra) Guo** is a Senior Lecturer in Law and Socio Legal Studies at Flinders University, Australia, and an accredited immigration law specialist in Australia since October 2016. She is an international lawyer with a PhD from Peking University Law School (China), a JD from Melbourne Law School (Australia) and an LLM from Northwestern University School of Law (USA). She has been admitted to practice law in three distinct jurisdictions: China, Australia (Victoria and South Australia) and USA (New York). Dr Guo was invited to participate in the research project of The Hague Academy of International Law on the Concept of Citizenship in International Law, under which she researched and published on advantages and disadvantages of dual nationality. She is currently working on several publications on nationality of overseas Chinese. Dr Guo is a Co-Rapporteur of the newly established Committee of International Migration and International Law of the International Law Association (2022-2026).

Susan Kneebone

Professor, Peter McMullin Centre on Statelessness, University Melbourne (Australia)



Professor **Susan Kneebone** supervises several PhD students on migration, civil society and statelessness issues in South East Asia and has written widely on issues around forced migration in the region. She is currently working on two ARC funded projects: 'Towards Development of a Legal Framework for Regulation of International Marriage Migration' (being completed) and 'Indonesia's refugee policies: responsibility, security and regionalism'.