

# THE 10TH POLAR LAW SYMPOSIUM 2017

13-14 NOVEMBER 2017

ROVANIEMI, ARKTIKUM HOUSE

ADDRESS: POHJOISRANTA 4



ARCTIC CENTRE  
University of Lapland

## GLOBAL AND LOCAL GOVERNANCE OF THE POLES: LAW, POLICY AND THE PROMOTION OF COOPERATION

### PROVISIONAL PROGRAMME

MONDAY 13 NOVEMBER 2017

08.15	<b>REGISTRATION</b>
09.00	<b>WELCOMING WORDS</b> Mauri Ylä-Kotola, Professor and Rector of the University of Lapland Timo Koivurova, Professor and Director of the Arctic Centre
09.30-10.30	<b>KEY NOTE SPEECH</b> Lars Kullerud, President of the UArctic
10.30	<b>BREAK</b>
11.00 – 12.30	<b>CONCURRENT PANELS</b>

### PANEL 1 – ARCTIC GOVERNANCE AND THE ARCTIC COUNCIL

*POLARIUM*

CHAIRER BY PROF. GUDMUNDUR ALFREDSSON

Bjarki Magnusson	University of Akureyri	The Arctic is not just an ocean. International Human Rights Law: the Arctic Council at a crossroads
Margherita Poto,  Lara Fornabaio	Postdoctor, Arctic University Tromsø  PhD Candidate, Arctic University Tromsø	Good governance in the Arctic: indigenous peoples and social movements' participation to the environmental protection

Fiammetta Borgia	Assistant Professor of International Law University of Rome "Tor Vergata"	The Arctic Council: from soft law body towards international organization?
Paula Kovari	Associate Lawyer at Roschier, Attorneys Ltd. specializing in environmental, energy, climate, and real estate law LL.M. University of Turku	Nordic Arctic Environmental Policies and the Arctic Council

## PANEL 2 - INDIGENOUS PEOPLES, LAND RIGHTS AND CONFLICTS

ARCTICA

CHAired BY DR DOROTHEE CAMBOU

Panu Itkonen	Senior researcher Arctic Centre University of Lapland	Sami Peoples Indigenous Rights and Land Rights in Finland
Grant Christensen	Associate Professor University of North Dakota	Indigenous taxation of non-native activity in Alaska: the problem created by Alaska v. native village of Venetie
Øyvind Ravna	Professor Faculty of Law, UiT–The Arctic University of Norway	How Norway meets its commitments to the Sámi under the ILO 169 and the UNDRIP – assessed by the most recent case law
Dwight Newman	Professor of Law & Canada Research Chair in Indigenous Rights in Constitutional and International Law, University of Saskatchewan	How international law of the sea issues may constrain Arctic indigenous land rights
Alejandro Fuentes	Senior Researcher Raoul Wallenberg Institute (RWI), Lund	Human rights protection of indigenous peoples' claims in the Americas. <i>Systemic</i> interpretation or 'culturally sensitive' judicial <i>activism</i> ?

### PANEL 3 - POLAR REGIONS AND ENVIRONMENTAL LAW

THULE

CHAIRER BY DR RACHAEL LORNA JOHNSTONE

Lovisa Solbär,	<b>Senior researcher, Department of Geography and Economic History / Umeå University</b>	<b>A role for authority supervision in impact assessment? Examples from Finnish EIA</b>
E. Carina H. Keskitalo	<b>Professor, Department of Geography and Economic History / Umeå University</b>	
Sarah Elizabeth Mackie	<b>Newcastle University, United Kingdom</b>	<b>Region Building and Community Cohesion in Response to Environmental Challenges: A Case Study from the Barents Region</b>
Doubravka Plášilová	<b>Department of International Law, Faculty of Law of Charles University in Prague, Prague, Czech Republic</b>	<b>Law of Exploration and Exploitation of the Mineral Resources in the Polar Regions</b>

### PANEL 4 - HEAVY FUEL OIL USE IN ARCTIC SHIPPING: RISKS, ALTERNATIVES AND LEGAL OPTIONS FOR A PHASE-OUT'

BOREALIS

Dwayne Ryan Menezes	<b>Founder and Director of Polar Research and Policy Initiative</b>	
Domagoj Baresic	<b>Fellow in PRPI's Shipping Unit and PhD Candidate at UCL</b>	
Sian Priorand	<b>Doctor and Lead Advisor to the Clean Arctic Alliance</b>	
Charlotte Inglis	<b>Head of the Maritime and Arctic Programme at European Climate Foundation</b>	

### PANEL 5 - SACRED SITES

ARCTIC CENTER COMMUNAL ROOM

**CHAired BY DR LEENA HEINAMAKI**

Antje Neumann, Eija Ojanlatva	<b>PhD Candidate, University of Tilburg Sámi Museum Siida</b>	<b>Protecting the Sacred in the Finnish Sápmi: Settings and Challenges'</b>
Eija Ojanlatva	<b>Sámi Museum Siida</b>	<b>How can I find and visit the nearest Sámi sacred site?</b>
Francis Joy	<b>Researcher, The Faculty of Art and Design, The Arctic Centre, University of Lapland</b>	<b>From Revered Sacred objects to Souvenirs – Tourism in Lapland, and the Misappropriation of Sami Traditions and Cultural Heritage</b>

12.30	<b>LUNCH</b>
14.00	<b>KEY NOTE SPEECH</b> <b>Vivian Motzfeldt, Member of Inatsisartut - The Parliament of Greenland and Chair of the Constitutional Commission</b> <i>The need to protect an official language by law - The case of Greenland</i>
15.00	<b>BREAK</b>
15.30-17.00	<b>CONCURRENT PANELS</b>

**PANEL 6 - INDIGENOUS PEOPLES, DEVELOPMENT ISSUES AND ENVIRONMENTAL JUSTICE**

*POLARIUM*

**CHAired BY PROF. KAMRUL HOSSAIN**

Tanja Joonas	<b>Senior Researcher, Arctic Centre, University of Lapland</b>	<b>Indigenous peoples right to natural and mineral resources – reflections from the ILO 169</b>
Aidan C. McGlaze	<b>Stanford Law School</b>	<b>The Scorpion and the Frog: An Empirical Assessment of Recent Petroleum-Extractive Incursions and their Implications for Indigenous Communities in the Arctic</b>

Karolina Sikora	Research Assistant, Arctic Center	Sami rights vs development of renewable energy. The Fosen case.
Joelle Klein	Research Assistant, Arctic Center	Indigenous Rights in Environmental Justice: Examining Decolonization and Human Security in the context of Inuit seal hunting
Tatiana Rednikova	PhD Candidate, Researcher Environmental law department Institute of State and Law Russian Academy of Sciences	Legal problems and ways of improvement of Russian legislation on indigenous peoples

## PANEL 7 - EUROPEAN LAW AND THE ARCTIC

ARCTICA

CHAired BY PROF. TIMO KOIVUROVA

Adam Stępień	Researcher, Arctic Centre, University of Lapland	Arctic policy as an instrument for the management of the EU's Arctic footprints?
Giuseppe Amatulli	Researcher, University of Lapland	The role of the EU in promoting sustainable development, cross border cooperation and indigenous peoples' rights in the Arctic
Mikael Lundmark	University of Akureyri, Iceland	European Court of Human Rights for the Protection of Arctic Indigenous Peoples' rights
Enrico Albanesi	Lecturer Faculty of Law, University of Genoa	Reindeer husbandry and EU legislation (beyond Finland and Sweden's Accession Treaty)
Seita Romppanen	Senior Lecturer UEF Law School	External Arctic climate governance via EU's internal law?

## PANEL 8 - ARCTIC OCEAN AND THE PROTECTION OF THE ENVIRONMENT

THULE

CHAIRER BY DR PIRJO KLEEMOLA-JUNTUNEN

Outi Penttilä	<b>PhD Candidate University of Helsinki</b>	<b>Transboundary Environmental Harm in the Arctic: In Search of Accountability for an Oil Spill</b>
Daria Shapovalova	<b>Researcher University of Aberdeen</b>	<b>Oil Spill Prevention, Preparedness and Response in the Arctic: Evaluating International Law and Arctic Council Governance</b>
Stefan Kirchner	<b>Senior Researcher Arctic Centre, University of Lapland</b>	<b>The Arctic Ocean as a Particularly Sensitive Sea Area</b>
Hao CUI	<b>Wuhan University</b>	<b>The Study on Institutional Arrangements of the Network of MPAs in the Arctic Ocean under the legal framework of BBNJ</b>

## PANEL 9 - ANTARCTICA AND THE THIRD POLE

BOREALIS

CHAIRER BY DR TANJA JOONA

Julia Jabour,	<b>Senior Lecturer Institute for Marine and Antarctic Studies, University of Tasmania</b>	<b>Thinking of an Iranian Antarctic Science Roadmap: A Legal and Policy Outlook</b>
Zia E. Madani	<b>Head of the Department of Law of the Sea and Ocean Policy Iranian National Institute for Oceanography and Atmospheric Science, Tehran</b>	
Simon Marsden	<b>Professor Law School, University of Stirling</b>	<b>China's 'Third Pole' National Park; Wilderness Protection or Tourism Development?</b>

Apostolos Tsiouvalas	<b>University of Akureyri (UNAK)</b>	<b>Ice-shelves, calving and mega-glaciers: what they tell us about climate change</b>
Narimitsu Kato	<b>LLD Candidate Japan Society for the Promotion of Science</b>	<b>An assessment of effectiveness of CCMALR's MPA</b>

**PANEL 10 - POLICY-RELEVANT-SCIENCE WITHIN THE CONTEXT OF ARCTIC**  
*ARCTIC CENTER COMMUNAL ROOM*

Akiho Shibata	<b>Professor and Director, Polar Cooperation Research Centre (PCRC), Kobe University Japan Agency for Marine-Earth Science and Technology</b>	<b>The significance of the policy-relevant-science (PRS) study within the context of the Arctic</b>
Naomi Harada	<b>Deputy Director of Research and Development Center for Global Change (RCGC), Japan Agency for Marine-Earth Science and Technology (JAMSTEC)</b>	<b>Specific Case of Marine Scientific Observation in the Arctic</b>
Hajime Kimura	<b>Institute of Arctic Climate and Environmental Research, Japan Agency for Marine-Earth Science and Technology (JAMSTEC)</b>	<b>Common policy objectives derived from Arctic strategies of Pacific Arctic Group countries</b>
Małgorzata Śmieszek	<b>Doctoral candidate and researcher, Arctic Centre, University of Lapland</b>	<b>PRS Study within the existing policy-science nexus discussion</b>

18.00	<b>EXHIBITION OPENING</b> <b>ARCTIKUM - ART GALLERY VALO</b>
19.00	<b>CONFERENCE DINER</b> <b>ARCTIKUM</b> <b>(REGISTRATION REQUIRED)</b>

**TUESDAY 14 NOVEMBER 2017**

09.00	<b>KEY NOTE SPEECH</b> Evan Bloom, Director of the Office of Ocean and Polar Affairs at the U.S. Department of State in Washington, D.C <i>A New Arctic Science Agreement and Other Key Developments in Polar Law and Diplomacy</i>
10.00	<b>BREAK</b>
10.30-12.00	<b>CONCURRENT PANELS</b>

<b>PANEL 11 - LOCAL COMMUNITIES, EXTRACTIVE INDUSTRIES AND BIOPROSPECTION IN THE ARCTIC</b>		
<i>POLARIUM</i>		
CHAired BY PROF. FLORIAN STAMMLER		
Elena Conde Pérez,	<b>Professor</b> <b>Complutense University of Madrid, Spain</b>	
Zhaklin Valerieva Yaneva,	<b>Ph.D. candidate in Political and Administrative Science and International Relations, Complutense University of Madrid, Spain</b>	<b>The International Legal Framework of Marine Bioprospecting activities in the Arctic: The Difficult Implementation of Local Communities Rights and Particular Solutions</b>
Marzia Scopelliti	<b>Ph.D. candidate in Public International Law, Complutense University of Madrid, Spain</b>	
Anna Petrétei	<b>Researcher, PhD Candidate, Arctic Centre, University of Lapland</b>	<b>Resource Development in the Sápmi Region: The Integration of Human Rights Impact Assessment in Licensing Processes</b>
Rachael Lorna Johnstone	<b>Professor of Law, Arctic Oil and Gas Studies, Ilisimatusarfik Professor of Law, University of Akureyri</b>	<b>Under the Mountain: Early Impacts of Extractive Industries on Selected Communities in Greenland</b>
Minna Pappila,	<b>Postdoctoral Researcher University of Turku</b>	<b>Participatory Rights as a Part of CSR in Russia</b>
Soili Nysten-Haarala	<b>Professor University of Lapland</b>	
Anuradha Nayak	<b>Researcher Faculty of Law, University of Lapland</b>	<b>Sami and Bioprospecting: Pricing the “value” of the human genome</b>



## PANEL 12 - CYBER SECURITY

THULE

Juha Saunavaara	<b>Assistant Professor, Hokkaido University, Arctic Research Center</b>	<b>Arctic Submarine Communications Cables and the Regional Development of Northern Peripheries</b>
Kamrul Hossain	<b>Associate Professor, Director of the Northern Institute for Environmental and Minority Law, Arctic Centre, University of Lapland</b>	<b>The evolving information- based society and it influence on traditional culture and human security of the Sami in the European high north</b>
Mirva Salminen	<b>Researcher, Northern Institute for Environmental and Minority Law, Arctic Centre, University of Lapland</b>	<b>Refocusing and redefining cyber security: Human Security in the European High North</b>
Marcin Dymet	<b>Junior Researcher, Northern Institute for Environmental and Minority Law, Arctic Centre, University of Lapland</b>	<b>Digital language divide in the European High North. The level of online presence of minority languages from northern Finland, Norway and Sweden and its consequences for the minorities</b>
Gerald Zojer	<b>Researcher, Northern Institute for Environmental and Minority Law, Arctic Centre, University of Lapland</b>	<b>Contextualizing cyber security as a domain of human well-being: The interconnectedness of digitization and human security in the European Arctic</b>
Alexandra L. Carleton	<b>Researcher</b>	<b>Ethics of Observation: privacy, espionage and the clear skies of the Poles</b>

## PANEL 13 - ARCTIC GOVERNANCE IN CONTEXT

BOREALIS

CHAired BY ÁGÚST ÞÓR ÁRNASON

Xueping Li	<b>Professor Law School, Wuhan University</b>	<b>Polar Law in Chinese International Law: Doctrines, Demonstrations and Prospects</b>
Matti Niemivuo	<b>Professor Emeritus, University of Lapland</b>	<b>Nordic Cooperation at a Crossroads: Law-making together or more Nordic conventions?</b>
Alexander Sergunin	<b>Professor St. Petersburg State University</b>	<b>The UN and global governance in the Arctic region: problems and opportunities</b>
Cécile Pelaudeix	<b>Associate Professor Aarhus University, Law Department</b>	<b>Transnationalisation and ocean governance: norm dynamics and legitimacy in the Arctic ocean</b>

## PANEL 14 - IDENTITY AND SECURITY: INTERCONNECTED – BUT HOW?

ARCTIC CENTER COMMUNAL ROOM

Sia Spiliopoulou Åkermark	<b>Associate Professor Åland Islands Peace Institute</b>	<b>Nordic Experiences on Identity, Autonomy and Security in Greenland and the Åland Islands</b>
Joshua Castellino	<b>Professor School of Law &amp; Business School, Middlesex University, London, UK</b>	<b>Re-examining the underlying territorial element to contemporary questions of identity and security – Issues of conflict, boundaries and flight</b>
Olgun Akbulut	<b>Professor Department Of Constitutional Law, Kadi Has University, Istanbul, Turkey</b>	<b>Identity Protection in the Ottoman Empire: What was Transferred to the League of Nations Era?</b>

12.00	<b>LUNCH</b> <b>ARKTIKUM</b>
13.30	<b>KEY NOTE SPEECH</b> Joseph Dimento, Professor, School of Law, University of California, Irvine. <i>Environmental governance of the Arctic: Law, Effect, Promise</i>
14.30	<b>BREAK</b>
15.00 -16.30	<b>CONCURRENT PANELS</b>

<b>PANEL 15 LAW OF THE SEA</b> <i>POLARIUM</i>		
Pirjo Kleemola-Juntunen	<b>Senior Researcher Arctic Centre, University of Lapland</b>	<b>The Northwest Passage and the Northern Sea Route: What Passage Rights Apply?</b>
Erik Franckx	<b>Professor Vrije Universiteit Brussel</b>	<b>Does the Maritime Silk Road Have a Northern Leg?</b>
Maiko Raita	<b>Research Fellow Kobe University, Japan</b>	<b>FAO Port State Measures Agreement: A Model beyond LOS Convention</b>
Krittika Singh	<b>Research assistant, Arctic Centre</b>	<b>Is the South China Sea Arbitration Award an uneasy parallel for Canada?</b>
Christoph Humrich	<b>Department of International Relations and International Organization (IRIO) and Arctic Centre, Faculty of Arts, University Groningen, The Netherlands</b>	<b>UNCLOS' Organizing Principles and the Future Order of the Arctic Ocean</b>

**PANEL 16 - ARCTIC PEOPLE, HUMAN SECURITY AND SOCIETAL ISSUES***THULE*

Afroja Khanam	<b>PhD Candidate, University of Lapland</b>	<b>On link between Problems and Prospects of Sheltering Asylum Seekers in a Small Town in Finland: A case of the Asylum seekers from Rovaniemi, Lapland</b>
Andrew James Butler	<b>Melbourne Social Equity Institute at the University of Melbourne</b>	<b>Svalbard: Where Polar Law and international migration law converge</b>
Anna Kosa, Nigel Bankes	<b>Research Assistant Professor, University of Calgary</b>	<b>The legal dimensions of food security</b>
Shahnaj Begum	<b>PhD Candidate, Faculty of Education, University of Finland</b>	<b>Aging and Gender in the Nordic Arctic: Exploring equality and social justice</b>
Olga Pushina	<b>Doctoral student, Faculty of Law, University of Lapland</b>	<b>Protection of property rights and the right to respect for a home: Examples of ECHR judgments concerning the Russian Federation</b>
Leena Heinämäki, Laura Olsén	<b>LLD, senior researcher, University of Lapland, Arctic Centre, NIEM PhD Student, researcher /University of Lapland, Arctic Centre, NIEM</b>	<b>Minority within Minority: The Multiple Discrimination and Rights of Sámi Persons with Disabilities</b>

**PANEL 17 INDIGENOUS PEOPLES, CULTURE, KNOWLEDGE AND DIVERSITY***BOREALIS*

Noor Jahan Punam	<b>PhD Candidate, University of Lapland</b>	<b>Relevance of indigenous traditional knowledge in context of ecological restoration in legal texts</b>
------------------	---	--

Assi Harkoma	Researcher, Arctic Centre	Indigenous peoples, traditional knowledge and biodiversity: Implementation of Akwé: Kon -guidelines in Finland
Ekaterina Zmyvalova	Postgraduate student, Department of language studies, Umeå University (Sweden)	Legal regulation of the indigenous children's right to learn their mother tongue and the current situation with the Sámi language teaching in Russia
Dan LIU	Associate Research Professor, Center for Polar and Deep Ocean Development, KoGuan Law School, Shanghai Jiao Tong University	The Notion of Indigenous Peoples under International Law and Its Implication for the Arctic Indigenous Rights: Asian Observers' Perspective

16.30	<p><b>CLOSING WORDS</b> Kamrul Hossain, Director of the Northern Institute for Environmental and Minority Law</p> <p>Professor Timo Koivurova and Professor Gudmundur Alfredsson Announcement for the Polar Law Yearbook Volume 10 and an invitation to the next Polar Law Symposium</p>
17.00	<b>END OF THE SYMPOSIUM</b>
18.00	<b>EXHIBITION OPENING ARCTIC EXPO</b>
19.00	<b>RECEPTION ARKTIKUM</b>

