

# Berkeley Comparative Equality & Anti-Discrimination Law Conference 伯克利比较反歧视法会议

hosted by

The Berkeley Comparative Equality & Anti-Discrimination Law Study Group,  
KoGuan Law School of Shanghai Jiao Tong University  
Constitutionalism Research Institute, China University of Political Science and Law

主办：美国加州大学伯克利分校法学院  
上海交通大学凯原法学院  
中国政法大学宪政研究所

will meet at

Shanghai Jiao Tong University

May 8-10, 2016

会议地点：上海

会议时间：2016年5月8日-10日

The following scholars will participate, as set forth in the schedule below:

Alysia Blackham, Senior Lecturer, Melbourne Law School, University of Melbourne

Ao Li, Professor, Wuhan University

Beth Gaze, Professor of Law, University of Melbourne

Bin Wang, Associate Professor of Law, Shanghai Jiao Tong University

Chao Liu, Researcher, U.S.-Asia Law Institute, New York University School of Law

Cheng Li: Lecturer, Dr., Sichuan University, China

David Oppenheimer, Clinical Professor of Law, Berkeley Law

Dominique Allen, Senior Lecturer, Deakin Law School, Deakin University

Emmanuelle Bribosia, Professor of Law, Université libre de Bruxelles (ULB)

Ge Zheng, Professor of Law, Shanghai Jiao Tong University

Hao Li, Associate Professor, Sichuan Normal University

Ibrahim Kaya, Professor of Law, Istanbul University

Isabelle Rorive, Professor of Law, Université libre de Bruxelles (ULB)

Jiefeng Lu, Associate Professor, University of International Business Economics

Judy Fudge, Professor of Law, Kent Law School

Karen O'Connell, Lecturer, Faculty of Law, Sydney University of Technology

Lining Zhang, Assistant Clinical Professor, Peking University School of Transnational Law

Lizie Fulton, Graduate Student, Berkeley Law

Mang Zhu, Professor of Law, Shanghai Jiao Tong University

Marie Mercat Bruns, Professor of Law, Sciences Po Law School Paris

Mehmet Baykal, Professor, Faculty of Economics, Istanbul University

Ounia Nathalie Doukoure, Sciences Po Law School Paris

Petra Foubert, Professor of Law, Hasselt University  
Ping Jia, CEO & Founder, Health Governance Initiative  
Ping Sun, Research Assistant Professor, East China University of Political Science and Law  
Qian Wei, China Institute of Industrial Relations  
Sophie Robin-Olivier, Professor of Law, University of Paris I (Sorbonne-Pantheon)  
Weiwei Li, Professor of Law, Shenzhun University  
Wei Zhou, Professor of Law, Sichuan University  
Xie He, Associate Professor of Law, Southwestern University of Finance and Economics  
Xiaonan Liu, Associate Professor, China University of Political Science and Law  
Yan Lin, Professor of Law, Shanghai Jiao Tong University  
Zijin Li, Lecturer, School of Law and Politics, Zhejiang Sci-tech University  
Zhijing Rao, Research Assistant Professor, East China University of Political Science and Law

## Schedule of Events 会议议程

May 8, 2016  
2016 年 5 月 8 日

12:00-23:00 Registration at Jinjiang Star Hotel, Shanghai, Xujiahui Jiao Tong University; address:  
No 319, West Guang Yuan Road, Shanghai China  
12:00-23:00 会议报到 锦江之星徐汇交大店 地址: 上海广元西路 319 号

18:00-21:00 *Opening Dinner Shanghai Jiao Tong University Faculty Club*  
18:00-21:00 欢迎晚宴 上海交通大学教师活动中心

May 9, 2016 -- Morning  
2016 年 5 月 9 日 上午

9:00 Welcome Remarks  
开幕式  
Chair: Bin Wang Associate Professor of Law, Shanghai Jiao Tong University  
王 彬 上海交通大学凯原法学院 副教授

Speakers:  
发言人:

9:00-9:05 Yan Lin, Professor, Associate Dean of the School of Law, Shanghai Jiao Tong University

林彦 上海交通大学凯原法学院 副院长 教授

9:05-9:10 Xiaonan Liu Associate Professor, director of Constitutionalism research Institute, China University of Political Science and Law

刘晓楠 中国政法大学宪政研究所 负责人, 副教授

9:10-9:15 David Oppenheimer: Clinical Professor of Law, Berkeley Law

David Oppenheimer: 美国加州伯克利法学院 教授

9:15-10:15: Panel 1

第一单元

Chair:

主持人: WeiWei Li Professor, school of law, Shenzhen University

李薇薇 深圳大学法学院 教授

Presenters:

发言人:

9:15-9:30 Ibrahim Kaya: **Turkey's New Anti-Discrimination and Equality Law**

Ibrahim Kaya Professor of Law, Istanbul University

土耳其伊斯坦布尔大学 法学院 教授

9:30-9:45 Cheng Li: **A Comparative Study of the Definition and Classification of Discrimination in Chinese and American Law**

Cheng Li Lecturer, Dr., Suchuan University, China

李成 四川大学法学院 讲师 法学博士

9:45-10:00 Isabelle Rorive and Emmanuelle Bribosia: **Cracks of Anti-Discrimination Law**

Isabelle Rorive and Emmanuelle Bribosia Professor of Law, Université libre de Bruxelles (ULB) 比利时布鲁塞尔大学法学院 教授

10:00-10:15 Respondent: Marie Mercat Bruns Professor of Law, Sciences Po Law School Paris

评议人: Marie Mercat Bruns 法国巴黎大学 教授

10:15-10:30 Questions and Answers

自由讨论

10:30-11:00 Taking Photos

Tea/coffee break

茶歇

11:00-12:15 Panel 2

第二单元

Chair: Ge Zheng, Professor of Law, Shanghai Jiao Tong University

郑戈 上海交通大学凯原法学院 教授

Presenters:

发言人:

11:00-11:15 Jiefeng Lu: **Remedying Employment Discrimination in China**

Jiefeng Lu Associate Professor, University of International Business Economics

卢杰锋: 对外经济贸易大学法学院 副教授

11:15-11:30 Dominique Allen & Alysia Blackham: **Resolving Discrimination Claims Beyond the Courts: Alternative Dispute Resolution in Australia and the United Kingdom**

Dominique Allen & Alysia Blackham Senior Lecturer, Deakin Law School, Deakin University  
澳大利亚迪肯大学法学院 高级讲师

11:30-11:45 Sophie Robin-Olivier: **Anti-Discrimination Law and Contract Law**

Sophie Robin-Olivier Professor of Law, University of Paris I

法国巴黎一大 教授

11:45-12:00 Respondent: Xia He Associate Professor of Law, Southwestern University of Finance and Economics

评议人：何霞 西南财经大学法学院 副教授

12:00-12:15 Questions and Answers  
自由讨论

12:15-14:00 *Buffet Luncheon*  
午餐 高金自助餐厅（原研究生食堂二楼）

May 9, 2016 -- Afternoon

14:00-15:15 Panel 3

第三单元

Chair: Ao Li Professor, Wuhan University

主持人: 李傲 武汉大学法学院教授

Presenters:

发言人:

14:00-14:15 QianWei: ***Rethinking "Labor" in Labor Law under the Convention Concerning Decent Work for Domestic Workers: A Gender Discrimination Perspective***

Qian Wei China Institute of Industrial Relations

魏倩: 中国劳动关系学院

14:15-14:30 Lining Zhang: ***Sexual Harassment :Stepping outside the Shadow of Chinese Law and Policy***

Lining Zhang Assistant Clinical Professor, Peking University School of Transnational Law

张理宁: 北京大学国际法学院

14:30-14:45 Judy Fudge: ***Dignity, Disadvantage and Age: Putting Constitutional and Fundamental Rights to Work ofr Older Workers***

Judy Fudge, Professor of Law, Kent Law School

Judy Fudge 英国肯特大学法学院 教授

14:45-15:00 Respondent: Lizzie Fulton Graduate Student , Berkeley law

评议: Lizzie Fulton 美国加州大学伯克利法学院

15:00-15:15 Questions and Answers

自由发言

15:15-15:45- *Tea/coffee break*  
茶歇

15:45-17:00: Panel 4  
第四单元

Chair: Marie Mercat Bruns Professor of Law, Sciences Po Law School Paris

主持人 法国巴黎大学 教授

Presenters:

发言人:

15:45-16:00 Zijin Li: ***Comparative Disability and Medical Condition Discrimination: Experience in the US, UK, Australia, Hong Kong, and the Netherlands***

Zijin Li Lecturer, School of Law and Politics, Zhejiang Sci-tech University

李子瑾 浙江理工大学法政学院 博士

16:00-16:15 Karen O'Connell: ***Defining Disability: Australian Disability Discrimination Laws and the case of Challenging Behaviour***

Karen O'Connell Lecturer, Faculty of Law, Sydney University of Technology

悉尼科技大学 讲师

16:15-16:30 Ping Jia: ***Policy and Legal Environments Related to HIV Services in China***

Ping Jia CEO & Founder, Health Governance Initiative ; Researcher, Sichuan University Center for Study of Human Rights Law ; Researcher, China Union Medical College Center for Study of Bio-ethics.

贾平： 健康治理计划首席执行官、创始人；四川大学人权研究中心研究员

16:30-16:45 Respondent: Sophie Robin-Olivier Professor of Law, University of Paris I

评议人： Sophie Robin-Olivier 法国巴黎一大 教授

16:45-17:00 Questions and Answers

自由发言

17:30 Bus to Yu Shanghai Restaurant in Yu Garden

乘车去豫园豫上海饭店

19:00: *Dinner at Yu Shanghai Restaurant*

晚餐 豫上海

21:00 Bus to the Hotel

乘车返回酒店

---

May 10, 2016

9:00-10:30: Panel 5

Chair: Xia He Associate Professor of Law, Southwestern University of Finance and Economics

主持人： 何霞 西南财经大学法学院 副教授

Presenters:

发言人：

9:00-9:15 Ounia Nathalie Doukoure: ***Race as a Legal Category: The Elephant in the Room***

Ounia Nathalie Doukoure Sciences Po Law School Paris

法国巴黎政治大学 法学院 教授

9:15-9:30 David Oppenheimer: ***Using a Flipped Classroom and Web-Based Technology to Teach Comparative Anti-Discrimination Law***

David Oppenheimer Clinical Professor of Law, Berkeley Law

美国加州伯克利法学院 教授

9:30-9:45 Bin Wang: ***China's Anti-Discrimination Law Legislation: Difficulties and Future***

Bin Wang Associate Professor of Law, Shanghai Jiao Tong University

王彬： 上海交通大学凯原法学院 副教授

9:45-10:00 Respondent: Hao Li Associate Professor, Sichuan Normal University

评议人： 李昊 四川师范大学法学院 副教授

10:00-10:15 Questions and Answers

自由发言

10:15-10:30 - *Tea/coffee break*

茶歇

10:30-11:45: Panel 6

Chair: Yan Lin Professor, School of law, Shanghai Jiao Tong University

林彦 教授 上海交通大学法学院

10:30-10:45 Beth Gaze: ***Anti-Discrimination Law as Human Rights and Workplace Law***

Beth Gaze Professor of Law, University of Melbourne

澳大利亚墨尔本大学法学院 教授

10:45-11:00 Petra Foubert: ***A New EU Legislative framework to Protect Caring Workers***

Petra Foubert Professor of Law, Hasselt University

比利时哈塞尔特大学 法学院 教授

11:00-11:15 Mehmet Baykal: ***Discrimination in Turkish Business Life***

Mehmet Baykal Professor, Faculty of Economics, Istanbul University

土耳其伊斯坦布尔大学 经济学院 教授

11:15-11:30 Respondent: Ping Sun Research Assistant Professor, East China University of Political Science and Law

评议人: 孙平 华东政法大学科学研究院 助理研究员

11:30-11:45: Questions and Answers

自由发言

11:45-12:00 Closing Remarks

会议总结

Wei Zhou Professor of Law, Sichuan University

周伟 四川大学 教授

David Oppenheimer: Clinical Professor of Law, Berkeley Law

美国加州伯克利法学院 教授

12:30-14:00: *Buffet Lunch,*

午餐 高金自助餐厅 (原研究生食堂二楼)