SUMMER SCHOLARSHIP 2017 - 2018

SUPERVISOR & TITLE	PROJECT DESCRIPTION	PROPOSED OUTCOME FOR STUDENT	PROPOSED STUDENT DUTIES

Tania Leiman (Project #1)
 	
Legal Implications of Distributed Ledger Technology[DLT]/ Blockchain for Connected Intelligent Transport Systems [C-ITS] and Mobility as a Service [MaaS]
	Industry and government researchers working in the emerging area of Connect Automated Vehicles [CAVs] are increasingly of the view that introduction of CAVs will see a rise in MaaS - where people no longer own their own vehicle but instead use CAVs more like public transport or other services. Management of CAVs in a MaaS model poses challenges for efficient payment, compliance with maintenance schedules, and security (both cybersecurity and physical security). The emerging DLT, including blockchain, may be a platform that provides innovative solutions to these challenges. However, it is not clear what the legal implications are for the wide introduction and reliance on DLT in this context.
	This project will conduct research to support preparation of an article for publication on the potential legal Implications of Distributed Ledger Technology/Blockchain for Connected Intelligent Transport Systems and Mobility as a Service.
		• Exposure to cutting edge developments in the field of CAVs, DLT, C-ITS and MaaS, including industry connections
		• Opportunity to be involved in innovative original research and to impact future development of the law
		• Opportunity to see how governments, industry and academics work together to develop legislative and legal policy responses to emerging technologies
			• Research articles and other sources regarding
			   o DLT, Blockchain, Ethereum
			   o Connected – Intelligent transport Systems [C-ITS]
			   o Mobility as a service [MaaS]
			• Prepare report outlining results of research

Tania Leiman (Project #2) **Liability of Public and Road Authorities for harm caused by Connected Automated Vehicles [CAVs]**	CAVs will become part of the vehicle fleet on Australian roads within the next decade or sooner, with on-road public trials already taking place. CAVs are heavily reliant on infrastructure provided by public and road authorities – increasingly digital connectivity infrastructure [Connected – Intelligent Transport Systems C-ITS] as well as road infrastructure. Failures in C-ITS, or in design, maintenance and repair of road infrastructure have the potential to cause serious issues for CAVs, posing a risk of harm to the community. Each jurisdiction in Australia has different legislative provisions limiting liability of public and road authorities for claims in negligence. This is an emerging area of the law and one on which the National Transport Commission is presently seeking further comment. This project will conduct research to support preparation of an article for publication ideally in the *Torts Law Journal* on the Liability of Public and Road Authorities for harm caused by Connected Automated Vehicles.	• Exposure to cutting edge developments in the field of automated/driverless vehicles, including industry connections • Opportunity to be involved in innovative original research and to impact future development of the law • Opportunity to see how governments, industry and academics work together to develop legislative and legal policy responses to emerging technologies	• Review all civil, liability and other relevant legislation across all Australian jurisdictions in relation to liability of road authorities • Review any case law in relation to those sections • Review any similar legislation or cases or journal articles from other jurisdictions such as UK, US, Sweden, Spain, Germany. • Prepare report outlining results of research

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Marinella Marmo **Border Crossing and Women**	External national borders are not only sites of exclusion, they are sites of humiliation. There have been a number of recorded incidences where women at the borders have been abused and demeaned. From internal examination, to forced strip search and other abusive forms of interrogation, the border is used to ascertain power over the female migrant and to impose' exclusion' even when holding legal documents. This research aims to investigate the legal female body at the border in contemporary times. It will focus on the western borders (US, Europe, Australia), as preliminary research would indicate the occurrence of intrusive body searchers. Through a collection of court cases, media coverage, and spontaneous accounts, this project will draw a contemporary picture of intrusive scrutiny for the legal woman, understood as non-irregular migrant. It will apply a critical criminology lens to explore the reasons why such cases occur, exploring the Immigration officer's discretionary powers and the possibility of a systemic case of state violence on women at the border.	• The student will gain knowledge in a contemporary area which is heavily under-researched and will develop skills in analysis data using a qualitative approach.	• Scan the web for cases of women abused at the border, to include court cases, media coverage, and spontaneous accounts. • Collate information in spreadsheet divided by items.
Susannah Sage - Jacobson **Australian Law reform to address elder abuse – lessons from Canada**	This project relates to an ongoing research agenda conducted by Dr Susannah Sage Jacobson and Dr Sue Jarrad, at Flinders Law School together with the Australian Research Network on Law and Ageing (ARNLA), to which Susannah is a co-convenor. It will build on the outcomes of a yearly Roundtable Workshop to be convened by ARNLA in November 2017 on the project theme of elder abuse law reform initiatives. The project aims to identify and connect conceptual and practical links between the outcomes of the recent National Australian Law Reform Commission (ALRC) Inquiry into elder abuse and comparative developments in law reform in Canada that have furthered a similar agenda. Research to be undertaken by the scholar may include the areas of guardianship law and older people, advance care planning and cognitive decline and elder abuse in both Australia and Canada.	• Gain research skills and knowledge by conducting relevant research in the areas of ageing and the law, elder law, international disability law, guardianship law and elder abuse; • Contribute to and stimulate law reform in relation to elder abuse conduct relevant research in the areas of guardianship law; • Contribute to and stimulate the research and awareness of elder abuse;	. • Assist in writing up and disseminating to participants the key outcomes and recommendations from the ARNLA Roundtable workshop in November 2017. • Conduct research in the areas of ageing and the law, elder law, international disability law, guardianship law and elder abuse • Attend at meetings with project stakeholders and participants • Write background papers and summaries of key research outcomes

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	Key research themes to be developed by the project will include. • Guardianship and Advance Care Directives (ACDs) in the context of elder abuse: neglect, coercion and negligence in law; national elder abuse initiatives • Safeguarding strategies in the context of moves toward supported decision-making: international trends in guardianship and dementia; rights based approaches and safeguards • The influence of human rights provisions in Canada on safeguarding older people. • Comparative Canadian law – National & Provincial laws of British Columbia, Ontario & Quebec.	• Gain a greater practical understanding of the practice of guardianship law, the work of the OPA and key seniors rights organisations and the operation of the SACAT; • Gain an understanding of the preparation and planning of an academic law workshop, conference and the preparation of scholarly publications	
Derek Dalton **The ethics of photography at dark tourism sites**	Recent controversies about the **appropriate use of photography at dark tourism sites** [e.g. scandal at Auschwitz] have clustered around the inappropriateness of taking "selfies" and other locale-specific photographs at places where atrocities have taken place. This project seeks to gauge the circumstances/context under which photography is permitted and considered acceptable and juxtapose this with instances of photography that are deemed – variously voyeuristic, disrespectful and/or intrusive. The project will seek to use the Internet to identify the **broad range of photographic practices** that are permitted and encouraged at memorial sites and, conversely, to identify sites where photography is not permitted. This can be more complicated than it first appears [e.g. photography of some exhibits is permitted but not others as is the case at Auschwitz. The project will then seek **to identify and summarise literature pertaining to the ethics of photography** {e.g. Bathes, Sontag}. This literature is challenging and involves discussion of such themes as: • Whether a photograph can adequately convey trauma and suffering to a spectator • The limits of photography to 'capture' the essence of a	The project will produce the following products/outcomes: • A schema of the rules and customs [justifications] that seem to apply to photography at dark tourism sites • A literature review [however fledgling] of the use of photography at sites linked to atrocity and dark tourism • An appreciation of the current *'state of play'* in the world regarding the place of photography at dark tourism sites. • An awareness of the variety of photographic practices that prevail and how photographers understand the ethics of their behaviour.	• Search for relevant literature [as above] (including literature relating to history of photography) • Conduct Internet searches to identify and document scandals or controversies relating to photography at memorial sites etc. • Conduct Internet searches to ascertain if photography is permitted at particular sites. • Produce a literature review (of sorts) and a briefly document what seems to be the *'state-of-play'* in an era where every mobile phone is a camera. • Gauge the extent to which *Social Media* is fuelling the instances of offence that crop up from time to time.

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	place/suffering of an *Other* • The fact that we live in an age saturated by images, and so their power to move us is diluted • Photography can be construed as a process that contravenes the sacred nature of a space [sanctity of space renders photography an *intrusion* of sorts] • Justifications for photography (photo realism engenders empathy)	For the student, this will lead to: **Enhanced skills at sourcing obscure literature** that is not easy to locate. **Increased confidence** in managing a project grounded in challenging cultural theory. **An appreciation of how to investigate** a phenomenon that is tricky to "pin down". Experience **grappling with complex theory** and **applying it to a real life phenomenon.**	
Angela Melville **The rise of boutique law firms: is big always beautiful?**	Previous research into globalisation and the legal professional has assumed that smaller law firms will be inevitably consumed by large, global law firms. However, the impact of globalisation is not always in the direction of increasing scale. At the same time as the emergence of large, global firms that can utilise economies of scale, there has been a parallel but under-examined rise of boutique law firms. This project will draw on three sets of data to investigate the rise of boutique law firms in Australia in recent years: 1. Quantitative data on law firms collected annually by Lawyer Weekly on law firm size, types of services provided 2. Qualitative analysis of boutique law firms' websites to examine the types of services offered, how firms construct their brand, and construction of lawyer identity. 3. Online survey of boutique law firms in examine billing arrangements, internal management structure, use of innovative technologies, relations with clients, marketing	• Experience in qualitative and quantitative socio-legal research • Training in the use of spreadsheets, NVIVO, Survey Monkey and Endnote • In-depth understanding of the nature of boutique law firms in Australia and elsewhere, and the impact of globalisation on the legal profession • In-depth understanding of research ethics, including practical experience of writing an ethics application • Experience of working on a research project from inception through to publication	• Collect data from *Lawyer Weekly* on number of boutique law firms operating in Australia • Collate this data with earlier unpublished work from the University of Melbourne on boutique law firms • Enter websites of boutique law firms into NVIVO (qualitative analysis software) • Code data in NVIVO • Assist with literature review on boutique law firms in Australia and elsewhere, as well as the impact of globalisation on the legal profession • Assist with ethics application for the survey of boutique law firms

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	This data will provide the first comprehensive and empirically informed study of boutique law firms in any jurisdiction. It is anticipated that several articles in leading international peer-reviewed journal articles will arise from this project.		• Assist in devising the survey protocol.
Russell Brewer **Regulating adolescent misuse of digital technology**	This project represents the first comprehensive study of adolescent digital regulation. It addresses significant knowledge gaps about the effectiveness of cybersecurity initiatives and the meanings attached to them by young people. This multi-method project examines adolescent use of technology over time, and documents regulatory experiences and behaviours. It maps the myriad ways regulatory efforts are organised and applied to individuals, and extracts nuanced narratives about individual interpretation and meaning. Greater understanding of these aspects will help isolate failures in current practice and is an important step in developing new insights and means to facilitate desistance from digitally-mediated crime.	Skill development in the following areas: • Project planning and design • Time management • Data collection, coding and analysis (and use of relevant software) • Working in teams and with international collaborators	• Literature searches • Assistance with data collection • Manipulation, coding and analysis of quantitative data. • Participation in team meetings (in person and virtually with international collaborators) • Preparation of manuscript for publication