

# Decolonial Comparative Law Workshop, 6-7 October 2020



**Co-organizers:** Tshepo Madlingozi & Emile Zitzke (University of Witwatersrand) and Ralf Michaels & Lena Salaymeh (Max Planck Institute for Comparative and Private International Law)

The **Decolonial Comparative Law Workshop** will take place **online on 6-7 October 2020**. Papers will not be formally presented; instead, papers will be pre-circulated to (and should be read by) all participants and engaged listeners. During the hour dedicated to each paper, the discussant will present a summary and critical engagement for 15 minutes; the remainder of the hour will be dedicated to questions and discussion.

Workshop papers will be distributed to participants, discussants, and engaged listeners in **early September 2020**. Engaged listeners are asked to read all the papers and to attend or participate in every session. To register as an engaged listener, please email [decolonial@mpipriv.de](mailto:decolonial@mpipriv.de) by 5 September 2020.

GMT-3 GMT +2	6 October 2020
8:45-9:00 13:45-14:00	Introductions
9:00-10:00 14:00-15:00	<i>Roger Merino</i> : “How post-neoliberal movements might design decolonial constitutions? A decolonial approach to comparative constitutional law from Latin America”  Discussant: <i>Tshepo Madlingozi</i>
10:00-10:15 15:00-15:15	Break
10:15-11:15 15:15-16:15	<i>María Itatí Dolhare</i> : “My land, your land or Mother Earth? - Plurinational state and decoloniality of Mother Earth: judicial approaches to the constitutional incorporation of Western and non-Western conceptions of ‘land rights’ ‘territory’ and ‘environmental protection’”  Discussant: <i>Jorge Esquirol</i>
11:15-11:30 16:15-16:30	Break
11:30-12:30 16:30-17:30	<i>Flavianne Bitencourt Nóbrega and Camilla Montanha de Lima</i> : “How the indigenous case of Xukuru before the Inter-American Court of Human Rights can inspire decolonial comparative studies on property rights”  Discussant: <i>José Manuel Barreto Soler</i>
12:30-12:45 17:30-17:45	Break
12:45-13:45 17:45-18:45	<i>Annette Lansink</i> : “Reinscribing indigenous experiences in constitutions: a comparative study”  Discussant: <i>Lena Salaymeh</i>

GMT-3 GMT +2	7 October 2020
9:00-10:00 14:00-15:00	<i>María Julia Ochoa Jiménez</i> : “Comparative decolonial law and territorialism in Latin America”  Discussant: <i>Christopher Gevers</i>
10:00-10:15 15:00-15:15	Break
10:15-11:15 15:15-16:15	<i>Masake Pilisano</i> : “Decolonial theory: A critical analysis on how legal transplant manifests coloniality (a comparative study between Southern Africa and Southern Asian states)”  Discussant: <i>Babatunde Fagbayibo</i>
11:15-11:30 16:15-16:30	Break
11:30-12:30 16:30-17:30	<i>Daniel Bonilla</i> : “Modern comparative law and the construction of the legal barbarian”  Discussant: <i>Ralf Michaels</i>
12:30-12:45 17:30-17:45	Break
12:45-13:45 17:45-18:45	<i>Dunia P. Zongwe</i> : “Comparative law as a defining method of decolonized legal research in Africa”  Discussant: <i>Emile Zitzke</i>
13:45-14:15 18:45-19:15	Conclusion and next steps

This virtual workshop will take place via Zoom. You will receive login details one day before the event. It is not permissible to record any part of the workshop. By participating in this online workshop, you confirm that you have read and agree to be bound by Zoom’s Terms of Service and Privacy Policy, available [here](#) and [here](#). For more information about the Decolonial Comparative Law Project, please visit <https://www.mpipriv.de/decolonial>.