



澳門大學  
UNIVERSIDADE DE MACAU  
UNIVERSITY OF MACAU

# 法學院新聞簡報（雙月刊）

(9-10月, 2017年)

FACULDADE DE DIREITO BOLETIM BI-MESTRAL  
FACULTY OF LAW BI-MONTHLY NEWSLETTER  
ISSUE 34 ( SEPTEMBER/OCTOBER 2017 )

## RESEARCH ACTIVITIES

### The BRICS-Lawyers' Guide to Global Cooperation



- After the 9<sup>th</sup> BRICS Summit was held in Xiamen (China) on 3-5 September 2017, the book "*The BRICS-Lawyers' Guide to Global Cooperation*" edited by three UM Faculty of Law professors: Rostam J. Neuwirth (Full Professor), Alexandr Svetlicinii (Assistant Professor) and Denis de Castro Halis (Senior Instructor) was successfully published by Cambridge University Press in September of this year (2017).

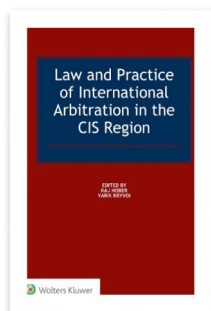
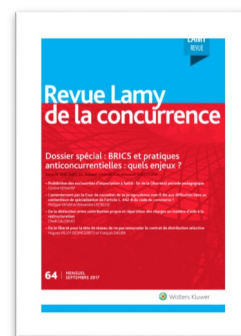
- The book contains a total of 16 chapters written by international experts discussing a broad range of aspects of legal cooperation of the BRICS countries (Brazil, Russia, India, China and South Africa), including trade, investment, competition, intellectual property, energy, consumer protection, financial services, space exploration and legal education. Currently, it is a unique reference book suitable for academics, government officials, legal practitioners, business executives, researchers and students.



## RESEARCH ACTIVITIES

### Prof. Alexandr Svetlicinii

- “BRICS Countries and Their Cooperation in the Field of Competition Law and Policy: A New Voice in International Antitrust?” (2017) 64 *Revue Lamy de la Concurrence*, 20-23, ISSN 1770-9377 .



- “Moldova” in Kaj Hober and Yaraslau Kryvoi (eds.) *Law and Practice of International Arbitration in the CIS Region* (Wolters Kluwer, 2017), 211-254, ISBN 9789041167019 .

### Prof. Fernando Miguel Dias Simões

- ‘Making Trade Policy Great Again: What Policymakers Should Learn from Trump’s Election’, *Asian Journal of WTO & International Health Law and Policy* 12(2), 2017, pp. 265-288 .
- ‘Myopic Amici? The Participation of Non-disputing Parties in ICSID Arbitration’ , *North Carolina Journal of International Law*, 42(3), 2017, pp. 791-822.
- ‘Consumers’ Voice in Water Concession Contracts’ , in Eva Julia Lohse and Margherita Paola Poto (eds.), *Best Practices for the Protection of Water by Law. Focus on Participatory Instruments in Environmental Law and Policies*, Berliner Wissenschafts-Verlag, 2017, pp. 119-136.

### Prof. Vera Lúcia Carapeto Raposo

- “The 50s Are the New 30s: And You Can Still Have Kids due to Oocyte Cryopreservation”, *Athens Journal of Health*, 4(3)2017, pp. 209-228.
- “What Is Off-Label Prescription And How Is It (Non)Regulated In China”, *Asia Pacific Journal of Health Law and Ethics*, 2017, pp.1-21.

# ACADEMIC ACTIVITIES

## Institute for Advanced Legal Studies

- October 16-17
- II Conference on Medical Law “Asian Perspectives on Bioethics, Medical Ethics & Medical Law” .
- Organized by Prof. Vera Lúcia Carapeto Raposo.



## ACADEMIC ACTIVITIES

### **Prof. Alexandr Svetlicinii**

- October 16-17
- II Conference on Medical Law “Asian Perspectives on Bioethics, Medical Ethics & Medical Law” , University of Macau; paper presented: “Fake Food” as a New Ingredient in the “Cuisine Juridique” : A Case for “Regulatory Co-opetition” ?
- September 20-21
- III Pacific Law Forum “Prospects for the Development of Legal Research, Practice and Education in the Asia-Pacific Rim” , Far Eastern Federal University, Vladivostok (Russia); paper presented: “China’ s “One Belt, One Road” Initiative and the Eurasian Economic Union: Integrating the Integrations” .
- September 24-25
- Second International Symposium on Development and Governance in the BRICS “International Development Aid in the BRICS” , Fudan University, Shanghai (China); paper presented: “Sustainable Development and the New Development (BRICS) Bank: A Forward-Looking Assessment” .



### **Prof. Fernando Miguel Dias Simões**

- September 6
- ‘The Semantics of the Right to Water in International Investment Law’ , Workshop of the ESIL Interest Group on International Economic Law ‘ Global Public Goods, Global Commons, Fundamental Values: The Responses of International Economic Law’ , 13th Annual Conference of the European Society of International Law, 6 September 2017, University of Naples Federico II, Naples, Italy.
- September 19
- ‘Hold on to Your Hat! Issue Conflicts in the TTIP Proposal for an Investment Court’ , International Conference ‘The Duties, Rights and Powers of International Arbitrators’ , 19 September 2017, American University Washington College of Law, Washington, DC, United States of America.



## ACADEMIC ACTIVITIES

### Prof. Fernando Miguel Dias Simões

- September 28
- Speaker, 'Asia-Pacific Dispute Resolution Summit 2017' , 28 September 2017, Grand Hyatt Hong Kong, Hong Kong.



### Prof. Rostam J. Neuwirth



- September 23
- I presented a paper entitled "The 'End of 'Development Assistance' and the BRICS" at The 2nd International Symposium on Development and Governance in the BRICS on the theme of "INTERNATIONAL DEVELOPMENT AID IN THE BRICS", which was held at Fudan University in Shanghai (CHINA) between Sept. 23-24, 2017.

- October 16
- I presented a paper entitled "A Coherent Global Health Policy's 'Missing Link'" at the II Conference on Medical Law "Asian Perspectives on Bioethics, Medical Ethics & Medical Law" organized by Prof. Vera RAPOSO and held at the Faculty of Law of the University of Macau between Oct. 16-17, 2017.



### Prof. Vera Lúcia Carapeto Raposo

- September 18-19
- Compensation Schemes & Beyond in Case of Medical Malpractice, University of Warsaw, Poland. Presentation: "Wrongful birth and wrongful life: the rights and wrongs for doctors".



## ACADEMIC ACTIVITIES

### Prof. Vera Lúcia Carapeto Raposo



- October 4-5
- 6th French-Chinese Symposium E-Medicine and E-Pharmacy, Université Toulouse 1 Capitole, Toulouse, France. Presentation: "The doctor wants to be your friend" - The standard of care for doctor-patient communication in health".
- October 16-17
- II Conference on Medical Law "Asian Perspectives on Bioethics, Medical Ethics & Medical Law", University of Macau, Macau. Presentation: "Don't Ask, Don't Tell (Adverse Events Reporting System as a Mechanism to Punish Doctors – The Chinese and Macanese Solutions)".
- October 21-22
- ACLM 2017 Annual Scientific Meeting – The Law and Ethics of Therapeutics, Australian College of Legal Medicine, Perth, Australia. Presentation: "Off-label prescription and the best standard of care: do they go together?"
- October 25-27
- 18th Asian Bioethics Conference, Asian Bioethics Association, Seoul, Korea. Presentation: "The challenges of patient's informed consent in multilingual and multicultural countries".
- October 26-27
- Web Congress of Health Law, Aldis (Associação Lusófona de Direiito da Saúde). Presentation: "Legal Framework of Surrogacy Contracts in the Portuguese Legal System".



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## 研究活動

### 金磚國家律師全球合作指南



- 第九屆金磚國家峰會於 2017 年 9 月 3-5 日在廈門舉辦後，三位澳門大學法學院教授 Rostam J. Neuwirth（全職教授）、Alexandr Svetlicinii（助理教授）及 Denis de Castro Halis（高級講師）主編的“金磚國家律師全球合作指南”一書由劍橋大學出版社於 2017 年 9 月順利出版。

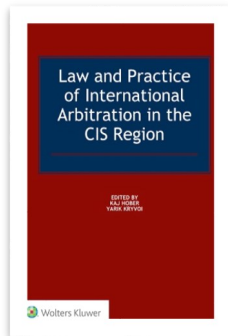
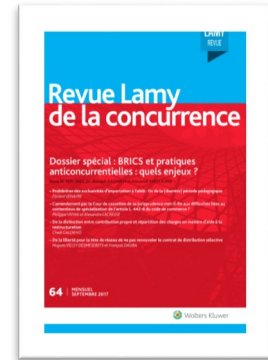
- 本書共有 16 章，由國際專家撰寫以討論金磚國家（巴西、俄羅斯、印度、中國和南非）之間在廣泛領域的法律合作，包括貿易、投資、競爭、知識產權、能源、消費者保護、金融服務、空間探索和法律教育。這是一本適合學者、政府官員、法律執業者、企業高管、研究人員和學生的獨特參考書。



## 研究活動

### Alexandr Svetlicinii 教授

- “金磚國家及其在競爭法和競爭政策上的合作：國家反壟斷中的新聲音”，(2017) 64 Revue Lamy de la Concurrence, 20-23 頁, ISSN 1770-9377。



- “摩爾多瓦”，Kaj Hober 與 Yaraslau Kryvoi 主編，獨聯體地區國際仲裁的法律與實踐(Wolters Kluwer, 2017), 211-254 頁, ISBN 9789041167019 。

### Fernando Miguel Dias Simões 教授

- “再次制定貿易政策：決策者應該從特朗普的選舉中學到什麼”，亞洲 WTO 與國際衛生法與政策雜誌, 12 (2), 2017, 255-288 頁。
- “近視的朋友？非爭議方國際在投資爭端解決中心仲裁中的參與”，北卡羅萊納國際法雜誌, 42(3), 2017, 791-822 頁。
- 水特許經營合同中消費者的聲音, Eva Julia Lohse 和 Margherita Paola Poto 主編，依法保護用水的最佳實踐。關注環境法與環境政策中德參與式文書, Berliner Wissenschafts-Verlag, 2017, 118-136 頁。

### Vera Lúcia Carapeto Raposo 教授

- “50 歲是新的 30 歲：冷凍卵母使你仍然可以有孩子”，雅典衛生雜誌, 4 (3) 2017, 209-228 頁。
- “甚麼是標示外處方及其在中國的(非)規制”，亞太衛生法與倫理雜誌, 2017, 1-21 頁。



# 學術活動

## 高級法律研究所

- 10月16-17日
- 第二屆醫藥法會議“亞洲視角下的生物倫理、醫學倫理與醫藥法”。
- Vera Lúcia Carapeto Raposo教授組織。





# 學術活動

## Fernando Miguel Dias Simões 教授

- 9月28日
- 發言人，“2017年亞太爭端解決峰會”，香港君悅酒店，香港。



## Rostam J. Neuwirth 教授



- 9月23日
- 會議發言：“‘發展援助’的終結與金磚國家”，第二屆金磚國家發展與治理研討會，主題為“金磚國家的國際發展援助”，復旦大學，上海（中國）。

- 10月16日
- 會議發言“全球衛生政策連接中一個缺失的環節”。第二屆醫藥法會議“亞洲視角下的生物倫理、醫學倫理與醫藥法”，Vera RAPOSO教授組織，澳門大學法學院。



## Vera Lúcia Carapeto Raposo 教授

- 9月18-19日
- 醫療事故的賠償制度及其延伸，華沙大學，波蘭。  
會議發言：“錯誤的出生與錯誤的生活：醫生的對與錯”。



## 學術活動

### Vera Lúcia Carapeto Raposo 教授



- 10月4-5日
  - 第六屆中法電子醫學與電子藥學研討會，圖盧茲第一大學，法國圖盧茲。會議發言：“醫生想要成為你的朋友”——醫患溝通健康的標準。
- 
- 10月16-17日
  - 第二屆醫藥法會議“亞洲視角下的生物倫理、醫學倫理與醫藥法”，澳門大學，澳門。會議發言：“不要問，不要說（不良事件報告系統作為一個懲罰醫生的機制——中國和澳門的解決方案）”。
- 
- 10月21-22日
  - ACLM 2017 年度科學會議——治療方法的法律和倫理，澳大利亞法律醫學院，澳大利亞珀斯。會議發言：“標示外處方和最佳的護理標準：它們是一致的嗎？”
- 
- 10月25-27日
  - 第18屆亞洲生物倫理會議，亞洲生物倫理協會，韓國首爾。會議發言：“多語言和多文化國家中，患者知情同意面對的挑戰”。
- 
- 10月26-27日
  - 衛生法網絡會議，Aldis（葡語衛生法協會）。會議發言：代孕合同在葡萄牙法律體系中法律框架。



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