



**Protecting Property for the Public (Epen Room)**

Moderator: Michael Pappas

What Can the Apple Teach the Orange? Lessons U.S. Land Trusts Can Learn from the National Trusts in the UK

By Jessie Owley

Community-Based Individual Property Rights

By Ting Xu

Thinking About Public Property: The Nature of Land, Owners, and Use

By Sarah E. Hamill

The Elusive Crawling Nature of Public Land Privatization

By Haim Sandberg

**Property as Illusion of Permanence and Control: Examples from Revolutionary France and Colonial Shanghai (Karel Room)**

Moderator: Lea Vandervelde

Nationalizing the Royal Domain and the Invention of Private Property: The French Revolution, 1789-1790

By Rafe Blaufarb

Judicial Interpretation of Property Rights in Colonial Shanghai

By Tahirih Lee

**The Justification of Expropriation: Determining the Balance Between the Authority's Discretion and Judicial Scrutiny (Plenary Room)**

Moderator: Thomas W. Mitchell

How to Distinguish Between the Many Faces of Necessity?

By Björn Hoops

Publicly Administered Enterprises and the Power of Eminent Domain

By John Lovett

Public Purpose and the Necessity of Expropriation: Evidence from 50 Countries in the Global South

By Nicholas Tagliarino

**Contours of Community (Spiegel Room)**

Moderator: Nestor Davidson

Towards Sustainable Community Ownership: The Promise and Democratic Legitimacy of Scotland's Community Right to Buy

By John Lovett

Fragmenting "Community" Under the Americans with Disabilities Act

By Robin Paul Malloy

The Push and Pull of Eminent Domain

By Shelley Ross Saxer

Whose Law Governs the Land? Sustainability Implications of Local Boundary Change and Formation

By Kellen Zale

**Securing Property and the Consequences Thereof (Johanna van Brabant Salon)**

Moderator: Douglas C. Harris

Mercy in Property Law: The Mortgage Credit Directive 2014/17/EU and Limitations on the Exercise of Mortgage Rights

By Jan Biemans

The Foreclosure Echo: How Those Hit Hardest by the Crisis Have Been Left Out of the Recovery

By Linda E. Fisher

Reflections on the Theoretical Implications of Compulsory Debt Reorganisation in South African Mortgage Law: Towards a "Sharing" Model

By Reghard Brits

**New Applications for Servitudes (Noorbeek Room)**

Moderator: Sally Brown Richardson

Property and ('Mere') Pleasure: An Example of the Interplay Between Business Models, Architectural Design, and the Deployment of Property Law

By Anne Bottomley

Trading Servitudes as a Novel Category of Servitudes in South African Law

By Leigh-Ann Kiewitz

Covenants, Easements, and Access Problems for Strata Title Properties

By Elizabeth Toomey

Panel Session II (continued)

Friday, June 1 (11:00am to 12:30pm)

**Data-Ownership: From Exclusion to Control, from Contract to Access? Does Language Change the Property Paradigm (Open Room)**

Moderator: Wian Erlank

Ownership as Medium?

By Marc Amstuz

Cutt-off Points

By Christine Godt

A Methodology of Identification

By Caroline Rupp

Specificity

By Sjef van Erp

The Exchange Value of Personal Data

By Zeynep von Ledebur

**An Examination of Eminent Domain: Past, Present, and Future (Karel Room)**

Moderator: Timothy M. Mulvaney

Just Compensation and the New Function of Quasi-Judicial Appraisers in Israel

By Yifat Holzman-Gazit

Fair Compensation for Telecommunications Rights in Land in Sweden and the UK

By Elisabeth Ahlinder

*Penn Central* at 40: Legal Foundation for the Urban Revival

By J. Peter Byrne

**Property and Exclusion (Spiegel Room)**

Moderator: Patricia Farnese

(Re)Defining the Contours of Ownership: Moving Beyond White Picket Fences

By Zsa-Zsa Boggenpoel

Liability for Unintentional Nuisances or How the Restatement of Torts Almost Negligently Killed the Right to Exclude in Property Law

By Jill M. Fraley

Disgorgement Damages in Proprietary Torts and Exclusivity

By Esteban Pereira Fredes and Alberto Pino-Emhart

The Right to be Left Alone

By Gideon Parchomovsky and Abraham Bell

**Land Use Management, Property Rights, and Rising Sea-Levels: Data, Dollars, and Decision-Making (Johanna van Brabant Salon)**

Moderator: J. Scott Pippin

Roads to Nowhere in Four Jurisdictions: Legal Issues for Local Government Infrastructure Affected by the Sea Level Rise

By Shana Campbell Jones and J. Scott Pippin

Modeling Climate Change Risk and Potential Flood Damages at the Local Level: Today's Tools Meets Tomorrow's Challenges

By Jason Evans

Three Dimensional Flood Hazard Resilience: Addressing Barriers and Incentivizing Effective Policy

By J. Scott Pippin

Road Maintenance and Property Rights: Local Government Liability for Infrastructure in Sea-Level Right Adaption

By Thomas Ruppert

**Book Review of *Emptied Lands: A Legal Geography of Bedouin Rights in the Negev* by Alexandre Kedar, Ahmad Amara, and Oren Yiftachel (Noorbeek Room)**

Discussants: Robin Hickey, Yifat Holzman-Gazit, and Ronit Levine-Schnur

**New Frameworks for Landlord-Tenant Law (Epen Room)**

Moderator: Jessie Owley

The Tenant as Consumer: A Welcome Development?

By Abigail Jackson

Does Landlord Vulnerability Matter? Inhibiting Resilience in the Private Rental Sector

By Tola Amodu

Business Tenant Protection—For Whom? For What? How? Security of Tenure Within UK, Swedish, and Australian Law

By Elisabeth Ahlinder

**Protecting the Environment Through Property Law, Part I (Karel Room)**

Moderator: John Page

Public Trust and the Environment

By Ann E. Davis

Public Commons, Private Property, and the Evolution of the American Public Trust Doctrine

By Erin Ryan

Property Law as the Foundation of a Subjective Right to a Healthy Environment: The *Res Communes* Revisited Belgian, French, and German Law

By Johan Van de Voorde

Property and Proportionality

By Nicole Graham

**The Socio-Economic Implications of Property Through the Lens of Takings, Land Use, Race, and the Sharing Economy (Plenary Room)**

Moderator: John Lovett

Property-As-Society

By Timothy M. Mulvaney

Reconsidering Socio-Economic Rights and Land Law

By Douglas S.K. Maxwell

Will the Sharing Economy Increase Inequality?

By Gregory M. Stein

Addressing Racial Disparities in Property Law: By All Means Available

By Thomas W. Mitchell

**Defining and Protecting Property Rights (Spiegel Room)**

Moderator: Robin Hickey

The Appropriate Scope of Property Rights in Patents

By Mikhalien Du Bois

Art as Land and Land as Art: The Complications of Balancing Property Rights and Artistic Protection

By Emma J.L. Waring

Property Only or Modern Feudalism? Conceptualising the Expansion of Property Entitlements

By Christine Godt

A Forced Labour Theory of Property and Taxation

By Theodore P. Seto

**“New” Obligations of Ownership (Epen Room)**

Moderator: J. Peter Byrne

Reconceptualization of Property Law into Sustainable Property Law

By Bram Akkermans

Sustainability as a Public Purpose: To What Extent Can It Constitutionally Justify Restrictions to Private Property

By Björn Hoops

The Ecological Function of Ownership: A New Paradigm That Accelerates the Implementation of Social Responsibility and Environmental Policies

By Agustín Parise

Water, Property Law, and Global Challenges

By Jill Robbie

The Ongoing Re-Imagining of Private Property: Positive and Negative Obligations of Owners in South Africa After *Daniels* and *Baron*

By Elsabe van der Sijde

**Providing Housing to Fight Homelessness (Noorbeek Room)**

Moderator: Lorna Fox O'Mahony

Tiny Homes: Bringing Home the Right to Housing

By Lisa T. Alexander

Living Downstream, Moving On: Houseboats and Precarious Property

By Dave Cowan

The "Affordable Alternative to Renting:" Property Guardians and Legal Dimensions of Housing Precariousness

By Caroline Hunter and Jed Meers

*In Rem* Forfeiture to Prevent Unlawful Occupation and Promote Access to Adequate Housing

By Gustav Muller

Idleness and Public Property: Vagrancy, Loitering, and Negating Belonging

By Lizette Grobler

**Designing Optimal Rules, Markets, and Registries in Property Law (Karel Room)**

Moderator: Steve Clowney

The Judicial Agenda and Angry Neighbors

By Matthew Hall and Christian Turner

Negative-Value Property

By Bruce R. Huber

The Costs of Commodification: A Framework for Assessing the Appropriateness and Design of Market Tools

By Michael Pappas

Consultation with Indigenous Peoples Where Development and Indigenous Property Rights Collide

By Margaret Stephenson and Bradford Morse

Clown Eggs

By David Fagundes and Aaron Perzanowski



**Opening Up Property to All in Theory and Practice (Room C1.306)**

Moderator: Zsa-Zsa Boggenpoel

The Consensual Grant of Use Rights to Non-Owners  
By Priviledge Dhillwayo

Can Constraints on the Accumulation of Private Property be Justified?  
By Patricia Farnese

The 'New' Forest: A Commons Triumph or Tragedy  
By Sarah Nield

**Housing and Homelessness: Fresh Approaches to a Lasting Problem (Room C0.311B)**

Moderator: Lisa T. Alexander

Clarifying Housing Problems and Problematizing Housing Opportunities  
By Tim Iglesias

Property and Human Flourishing: A Reassessment in the Housing Framework  
By Sue-Mari Viljoen

Vulnerability as a Rationing Device for State Aid for Homeless People  
By Emma Laurie

Real Estate Crowdfunding  
By Rosa M. Garcia-Teruel

**Legal History and Land Registration Systems: Approaches, Methods and New Horizons? (Room B0.113)**

Moderator: Bram Akkermans

Registry Law Competition: The Circulation of Land Registration Models in Argentina at the End of the Nineteenth Century  
By Pamela Cacciavillani

From Historical Chains to Derivative Futures: Title Registries as Time Machines  
By Sarah Keenan

Tracing the New Global and Digital Politics of Property Title for the Poor in Development  
By Ani Landau-Ward

Tracing Social Spaces through Land Registration Systems: Italian Choices for African Colonies (First Half of the XX Century)  
By Elisabetta Fiocchi Malaspina

**Rethinking Classic Property Doctrines (Room B0.115)**

Moderator: Sally Brown Richardson

Rethinking Good-Faith Purchase Rules: A New Economic and Comparative Framework  
By Yun-chien Chang

Adding Sticks to a Bundle: Government-Imposed Modifications to Property  
By Tom Booms

Circular Economy and Property Law  
By Benjamin Verheye

Reconceptualising “Possession” as “Control”: A Doctrinal Analysis  
By EJ Marais

**Protecting the Environment Through Property Law, Part II (Room C1.306)**

Moderator: Alexandra B. Klass

A Line in the Sand: Property in (and Over) Beaches

By Anne Bottomley

Ecosystem Services Property: Economics, Obligations, and Reciprocity

By Kalyani Robbins

Of Protest, The Commons, and Customary Public Rights in Land: An Ancient Tale of the Lawful Forest

By John Page

Property in the Shadow of Climate Change

By Lynda L. Butler

**Private and Compulsory Takings of Land: International Perspectives (Room C0.311B)**

Moderator: Gregory M. Stein

Private Takings of Land for Urban Redevelopment: Comparative Analysis of Singapore and Hong Kong and Lessons from Mergers and Acquisitions

By Kelvin Low and Wai Yee Wan

The Value of Fiduciary Duties: Evidence from En Bloc Sales in Singapore

By Kelvin Low and Wie Zhang

Comparison of Land Use and Compensation Rights in Singapore, United Kingdom and United States

By Edward Ti

An Empirical Study of Eminent Domain Exercises in the Divided City of Jerusalem

By Ronit Levine-Schnur

**Security of Tenure in Transformative Economies (Room B0.113)**

Moderator: Douglas C. Harris

Modern and Postmodern Property Law--Enter the Consumer and Human Rights Lawyer

By Padraic Kenna

Alterations in Spanish Homeownership as a Result of the Financial Crisis

By Sergio Nasarre-Aznar

Squatting and the State: A Realistic Account of Property, Vulnerability, and Resilience

By Lorna Fox O'Mahony and Marc Roark

Panel Session VI (continued)

Saturday, June 2 (10:45am to 12:15pm)

**An Examination of Wills Act Formalities and Testamentary Intent (Room B0.115)**

Moderator: Ronald J. Scalise Jr.

To Dispense or Not to Dispense?

By Juliet Brook

Testamentary Freedom after *Ilott v. The Blue Cross*: Comparative Perspectives

By Brian Sloan

Wills Act Formalities and Judicial Compliance

By Peter Wendel

**Codifying Property Laws: What Jurisdictions Have Learned and Can Learn From One Another (Room B0.118)**

Moderator: Sjef van Erp

Redrawing the Legal Family Tree: Empirical Comparative Law Using Data on Property Doctrines

By Yun-chien Chang

Interventions in Land Markets: What Can Scotland Learn from the World, and What Can Others Learn from Scotland's Learning Process?

By Malcolm M. Combe

The Belgian *Fiducie*: Prospects for Success or Failure?

By Rafael Ibarra Garza

**The Flow of Water and Property (Room C1.306)**

Moderator: Shelley Ross Saxer

Property Rights and the Protection of Coastal Beaches and Dunes

By Edward J. Sullivan

Federal Reserved Water Rights and the Nature of Water as Property

By Jesse J. Richardson, Jr.

The River Wensum—From Property to Place

By Antonia Layard

**Technological Developments in Property Law (Room C0.311B)**

Moderator: David Fagundes

Property, Sovereignty and the Importance of (Legal) Code

By Bonnie Holligan

The Characterisation of Cryptocurrencies in East Asia

By Kelvin F.K. Low and Ying-chieh Wu

Transferring Ownership of Digital Goods—Some Thoughts on the Moment of Transfer, the Nature of the Objects, and the Method of Delivery

By Wian Erlank

**The Past, Present, and Future of Transferring Property at Death (Room B0.113)**

Moderator: Peter Wendel

A Comparative Look at Unworthiness and “Slayer” Statutes

By Ronald J. Scalise Jr.

Policy Aims and Liberal Values: A Salutary Tale from Scotland

By Dot Reid

Electronic Traces: Succession of Digital Assets in American Estate-Planning, in Theory and Practice

By Diane Klein

Settlement of Insolvent Cross Border Estates: Comparison of the European Insolvency Regulation and European Succession Regulation

By Jan Biemans

Panel Session VII (continued)

Saturday, June 2 (1:30pm to 3:00pm)

**Condominium Law Issues Around the World: Canada, China, Israel, and Singapore (Room B0.115)**

Moderator: Robin Hickey

Condominium Property as Private Forum for Public Issues

By Douglas C. Harris

Private Law Design and Culture: Assessing Condominium Law Reforms in China

By Lei Chen

The Urban Verticality Shock: Legal and Governance Responsibilities to Tower Condominiums

By Rachelle Alterman and Dorit Garfunkel

**Takings, Energy Transport, and Flooding (Room B0.118)**

Moderator: Jill Robbie

Eminent Domain and Energy Transport

By James W. Coleman

Deadly Takings

By Christine Klein

“Private” Eminent Domain and Public Use

By Alexandra B. Klass

**Property Law on the Ground in Theory and Practice (Plenary Room)**

Moderator: Marc Roark

Realistic Property Theory

By Lorna Fox O’Mahony

Understanding Property in Law Through Gardens and Gardening

By Sarah Blandy

Should Property Law Care About Rural Places?

By Steve Clowney

The Property Crime of Trespass

By Timothy M. Mulvaney