



## PROGRAM

**MARICAP-conference 'Marital Captivity:**

**Divorce, Religion and Human Rights'**

**Conference Venue: Van der Valk hotel**

**Maastricht**



K O N I N K L I J K E N E D E R L A N D S E  
A K A D E M I E V A N W E T E N S C H A P P E N

## THURSDAY 24 November 2016

### Morning

- **10.00 Registration and Coffee/Tea**
- **11.00 – 12.45**  
(room t.b.a.)
  - **Introduction** by **Prof. dr. Susan Rutten**, coordinator of the MARICAP-research project
  - **KEY-NOTE speech** by
    - **Prof. Rashida Manjoo**, Professor of Public Law ( University of Cape Town, South Africa) and former UN Special Rapporteur on Violence against Women
  - **Discussion**

**12.45 – 14.00 Lunch** (room t.b.a.)

### Afternoon

**14.00 – 14.15 Welcoming address** by **Prof. dr. Rianne Letschert**, Rector Magnificus Maastricht University (*confirmed*)

**14.15 – 17.30 Workshop panel: *Solutions to Marital Captivity***

Coordinator: Dr. Pauline Kruiniger, Maastricht University

(Room t.b.a.)

#### - **Paper presentations**

- **Prof. Michael J. Broyde** (Emory University, USA) - *Pre-nuptial agreements as part of the religious marriage ritual to avoid 'Marital Captivity': the orthodox jewish experience in America and the law around it*
- **Dr. Susan Weiss** (Center for Women's Justice, Israel) – *How to make a tort of Marital Captivity'*
- **Ghazala Qadri, LL.M** (University of Birmingham, United Kingdom) – *The khul<sup>6</sup> in Pakistan: a successful legal remedy for marital captivity?*
- **Dr. Mosa Sayed** (Uppsala University, Sweden) – *Religious divorce in a secularised legal context – the case of Sweden*
- **Aina Khan, LL.M** (Duncan Lewis Solicitors, London, United Kingdom) – *Title t.b.a.*
- **Dr. Pauline Kruiniger** (Maastricht University, the Netherlands) – *Title t.b.a.*

#### - **Discussants:**

- **Dr. E.C.C. Punselie** (Ministry of Security and Justice, the Netherlands)
- **Prof. Shaheen Sardar Ali** (University of Warwick, United Kingdom)

**18.15 Reception** (Room t.b.a.)

**19.00 Conference Dinner** (Room t.b.a)

## FRIDAY 25 NOVEMBER 2016

### Morning

#### **09.00 – 12.00 Workshop panel: *Divorce & Religion: Marital Captivity in Practice***

Coordinator: Dr. Esther van Eijk, Maastricht University

(room t.b.a.)

##### - **Paper presentations**

- **Dr. Mahmoud Jaraba** (University of Erlangen-Nuremberg, Germany) – *Khul’ Divorce in Germany: Mutual Consent as Opposed to Litigation*
- **Arshad Muradin LLM** (Leiden University, the Netherlands) – *The Process of Conciliation (Sulh) in a Dutch Mosque*
- **Dr. Valerie Hobbs** (University of Sheffield, United Kingdom) – *Clerical Discourse about Divorce in the Christian Church*
- **Dr. Edien Bartels** (VU University) & Oka Storms MSc (VU University, the Netherlands) – *Women navigating their liberation of marital captivity*
- **Dr. Esther van Eijk** (Maastricht University, the Netherlands) – *Title t.b.a.*

##### - **Discussants**

- **Aina Khan LLM** (Duncan Lewis Solicitors, London, UK)
- **Dr. Iris Sportel** (University of Göttingen, Germany)

**12.00 – 13.00 Lunch** (room t.b.a.)

### Afternoon

#### **13.00 – 16.30 Workshop panel: *Marital captivity and Human Rights Law***

Coordinator: Benedicta Deogratias LLM, Maastricht University

(room t.b.a.)

##### - **Paper presentations**

- **Prof. Ineke Boerefijn** (The Netherlands Institute for Human Rights, the Netherlands) – *The Istanbul Convention as a framework to combat force marriage*
- **Prof. Joseph Alagha** (Haigazian University, Lebanon) – *Marital Captivity & Violence: A Human Rights Perspective*
- **Kim Lecoyer** (Ghent University, Belgium) – *‘Insiders’ Perspectives on Muslim Divorce in Belgium: A women’s rights Analysis*
- **Desara Dushi LLM**, (University of Bologna, Italy) – *Islamic marriage and national laws, the case of Albania*
- **Prof. Shaheen Sardar Ali** (University of Warwick, UK) – *t.b.a.*
- **Eefje de Kroon LLM** (Flemish League for Human Rights & Art. 1 Knowledge and Research Centre for Discrimination, Belgium) – *Islamic Law, Secular law, and Societal Norms: The recognition of Islamic Legal Practices in the Netherlands and the Protection of Women’s Human Rights*

- **Benedicta Deogratias LLM** (Maastricht University, The Netherlands) – *The recalcitrant spouse's rights: Freedom of religion and Marital Captivity*

- **Discussants**

- **Prof. Cees Flinterman** (Maastricht University, the Netherlands)
- **T.b.a.**

**16.30 – 17.00 Conclusions and Closure of the Conference**