

DECISION-MAKING ON PLURALIST NORMATIVE GROUND: ON THE GOVERNANCE OF DISPARATE TRADITIONAL, RELIGIOUS AND STATUTORY LAW IN PLURALIST SOCIETIES

INTERNATIONAL CONFERENCE
AT BERLIN SOCIAL RESEARCH CENTER (WZB)
17-19 MAY 2011

How do courts reach decisions in hybrid legal contexts? Which rules and procedures are functional to manage legal plurality? And to which extent does legitimate conflict resolution rely on valid statutory rules? These questions touch upon core problems that obstruct rule of law projects all over the world. They will be discussed with traditional authorities, judges and other legal experts from Pakistan, South Sudan, Ethiopia, and South Africa. By assessing the legitimacy and effectiveness of state and non-state justice systems the conference aims at a better understanding of pluralist legal systems. We hope to develop fresh ideas for the further academic and political dealing with pluralist societies and, thus, contribute to legal pluralism theory.

Concept and Organization

Prof. Dr. Gunnar Folke Schuppert, Dr. Matthias Kötter

WZB Rule of Law Center, Research Group SFB 700 'Governance in Areas of Limited Statehood')

Prof. Dr. Rüdiger Wolfrum, Dr. Tilmann Röder

Max-Planck-Institute for Comparative Public Law and International Law

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A traditional *jirga* in Swat Valley, Khyber Pakhtunkhwa Province, Pakistan (APNA TV)



MAX-PLANCK-INSTITUT FÜR
AUSLÄNDISCHES ÖFFENTLICHES
RECHT UND VÖLKERRECHT

SFB 700

GOVERNANCE
IN AREAS OF LIMITED
STATEHOOD

WZB

Tuesday 17 May 2011

17:00 Opening Reception

18:00 **Keynote Lecture: Prof. Dr. Brian Z. Tamanaha,**
Washington University School of Law in St. Louis, MO, USA

Wednesday 18 May 2011

9:00 Opening

9:30 **Pakistan: Clash of three justice systems**

Chair: **Dr. Tilmann Röder**, MPIL

Panelists: **Malik Abdur Razzaq (Khan)**, elder of the Zakha Khel Clan, Afridi Tribe, Khyber Agency (FATA)
Justice Nasir-ul-Mulk, Supreme Court of Pakistan
Mr. Naveed Shinwari, Chief Executive, CAMP Think Tank, Islamabad/Peshawar

Assistant: Theodor Shulman, MPIL

— 13:00 Lunchbreak —

14:30 **South Sudan: Chiefs Dispensing Justice in an Emerging State**

Chair: **Prof. Dr. Rüdiger Wolfrum**, MPIL

Panelists: **Mr. Denis Dar Amallo Kundi**, Paramount Chief of the Bari people
Justice Ruben Madol Arol, Supreme Court of South Sudan

Assistant: Simone Malz, MPIL

Thursday 19 May 2011

9:00 **Ethiopia: Traditional arbitration within the court system**

Chair: **Dr. Matthias Kötter**, WZB/SFB700,

Hatem Elliesie, Freie Universität Berlin

Panelists: **Yibza Aynekullu**, former Social Court Judge, Ministry of Foreign Affairs, Addis Ababa
Girmachew Alemu Aneme, LL.B, M.A; Ph.D.; Assistant Professor at the University of Addis Ababa Faculty of Law; Editor-in-Chief of Journal of Ethiopian Law
Dr. Petra Zimmermann-Steinhart, Advisor to the Speaker of the House of Federation, Addis Ababa

Assistant/s: Jenny Dorn, Rebecca Schultz, WZB

— 12:30 Lunchbreak —

14:00 **South Africa: Close ties between the justice systems**

Chair: **Prof. Dr. Gunnar Folke Schuppert**, WZB/SFB 700

Panelists: **Prof. Madoda Zibi**, Chief of the Amahlubi Community (North West Province) and Director of Diversity, Equality and Human Rights at North-West University
Prof. Christa Rautenbach, North-West University (Potchefstroom, RSA), co-editor and author of "Introduction to Legal Pluralism" (2010)

Assistant/s: Jenny Dorn, Rebecca Schultz, WZB

17:30 **End of Conference**



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