



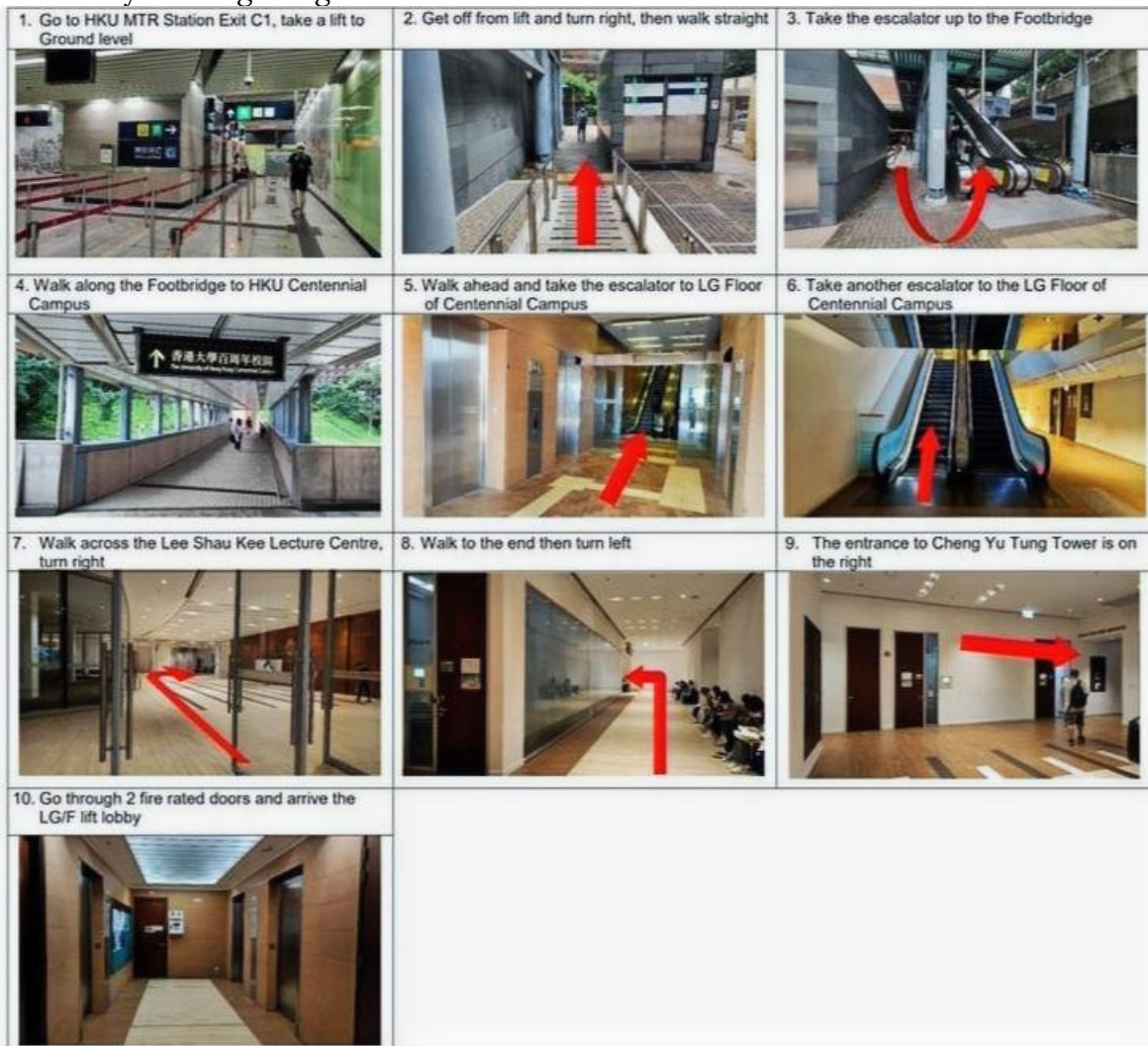
This conference is part of a wider project that examines the existing rules criminalising actions relating to surrogacy in more than 25 jurisdictions from five continents. Ethical concerns about surrogacy have given rise to increasing calls to ban the practice and criminalise actors involved in it, including surrogates, intended parents and agencies, as well as medical and legal practitioners. This is in stark contrast, however, to the jurisprudence of many higher courts, including the European Court of Human Rights, which prioritises the best interests of the existing child.

This project examines in particular the efficacy of criminalising surrogacy in light of its express aim of preventing its practice. Preliminary findings suggest that, not only are there very few prosecutions (if any), citizens of countries with prohibitions on surrogacy merely go elsewhere to become parents in that way. Any ethical concerns, therefore, simply materialise in other jurisdictions.

GENERAL INFORMATION

Conference Venues

The Conference will be held in the 11/F, Cheng Yu Tung Tower, Centennial Campus, The University of Hong Kong



WiFi

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<http://www.its.hku.hk/documentation/guide/network/wifi/wifihk>

Criminalising Surrogacy

21 October 2024, 9:00am – 6:10pm; 22 October 2024, 9:00am – 1:45pm

The University of Hong Kong & Zoom

21 October 2024 – Day 1

8:45 – 9:00am Registration

9:00 – 9:30am Welcome address
Daisy Cheung, Lene Wacher Lentz, Jens M. Scherpe

9:30 – 9:50am **Surrogacy and Criminal Law: a theoretical and practical examination of domestic criminal offences prohibiting surrogacy-related behaviour**
Molly O'Donoghue
Solicitor, Brodies LLP Solicitors, United Kingdom

9:50 – 11:10am **Panel 1 – Europe 1**

Chair: **Azan Marwah**, Pantheon Chambers, Hong Kong and 36 Group, London, United Kingdom

France: **Prof Lukas Rass-Masson**
Professor, Faculty of Law, the University of Toulouse, France

Spain: **Prof Esther Farnós Amorós**
Associate Professor, Department of Civil Law, Universitat Pompeu Fabra, Barcelona, Catalonia Spain

Prof Raquel Montaner Fernández
Associate Professor, Department of Criminal Law, Universitat Pompeu Fabra, Barcelona, Catalonia, Spain

Portugal: **Prof Rute Teixeira Pedro**
Associate Professor, Faculty of Law, University of Porto, Portugal

Discussion

11:10 – 11:30am **Break**

11:30 – 12:30pm **Panel 2 – Europe 2**

Chair: **Joshua Baker**, Prince's Chambers, Hong Kong

Denmark: **Prof Lene Wacher Lentz**
Associate Professor, Department of Law, Aalborg University, Denmark

Finland: **Dr Salla Silvola**
Adjunct Professor, Medical and Bio Law, University of Helsinki, Finland

Prof Katja Karjalainen
Professor of Law and Welfare, University of Lapland, Finland

Discussion

12:30 – 1:30pm **Lunch**

1:30 – 3:10pm **Panel 3 – Europe 3**

Chair: **Jonathan Mok**, Karas So LLP in Association with Mishcon de Reya, Hong Kong

The Netherlands: **Dr Laureen Hu**
Lecturer, School of Law, Utrecht University, Netherlands

Belgium: **Dr Nishat Hyder-Rahman**
Postdoctoral researcher, Faculty of the Law and Criminology, Vrije Universiteit Brussel, Belgium

United Kingdom: **Dr Zaina Mahmoud**
Lecturer, School of Law and Social Justice, University of Liverpool, England, UK

Law Reform in the United Kingdom: **Prof Nick Hopkins**
Law Commissioner, Law Commission of England and Wales

Mr Spencer Clarke
Lawyer, Property, Family and Trust Law Team, Law Commission of England and Wales

Discussion

3:10 – 3:30pm **Break**

3:30 – 4:30pm **Panel 4 – Europe 4**

Chair: **Tim Parker**, Temple Chambers, Hong Kong, and Blackstone Chambers, London, United Kingdom

Ireland: **Dr Claire O'Connell**
Board Member, LGBT Ireland

Italy: **Dr Marco Poli**
Postdoctoral researcher, Faculty of Law, University of Turin, Italy

Discussion

4:30 – 4:50pm **Break**

4:50 – 6:10pm **Panel 5 - Africa**

Chair: **Prof Nick Hopkins**, Law Commissioner, Law Commission of England and Wales

Kenya: **Ms Gladys Mirugi-Mukundi**
Researcher, University of the Western Cape, South Africa

Nigeria: **Prof Maria Usang Assim**
Associate Professor, University of the Western Cape, South Africa

South Africa: **Prof Julia Sloth Nielsen**
Professor, University of the Western Cape, South Africa

Discussion

6:10pm **End of Day 1**

22 October 2024 – Day 2

8:45 – 9:00am Registration

9:00 – 10:00am **Panel 6 – Asia 1**

Chair: **Joanne Brown**, *Tanner de Witt Solicitors, Hong Kong*
India: **Ms Sanskriti Sanghi**
Independent researcher, London
Thailand: **Mr Shaati Chandramour**
Lecturer, Faculty of Law, Thammasat University, Thailand
Discussion

10:00 – 11:20am **Panel 7 – Asia 2**

Chair: **Lisa Wong**, *Charles Russell Speechlys LLP, Hong Kong*
Hong Kong SAR: **Prof Daisy Cheung**
Assistant Professor, Faculty of Law; Deputy Director and Research Fellow, Centre for Medical Ethics and Law, The University of Hong Kong, Hong Kong
Ms Tian Yuxin
Undergraduate Student, Faculty of Law, the University of Tokyo, Tokyo
Singapore: **Ms Hillary Chua**
Sheridan Fellow, Faculty of Law, National University of Singapore, Singapore
Malaysia: **Dr Kuek Chee Ying**
Senior Lecturer, Faculty of Law, University of Malaya, Malaysia
Discussion

11:20 – 11:40am **Break**

11:40 – 1:00pm **Panel 8 – USA and Oceania**

Chair: **Mr Spencer Clarke**
Lawyer, Property, Family and Trust Law Team, Law Commission of England and Wales
USA: **Prof Courtney Joslin**
Martin Luther King Jr. Professor of Law, School of Law, University of California, USA
Australia: **Prof Claire Fenton-Glynn**
Professor, Faculty of Law, University of Monash, Australia
New Zealand: **Prof Debra Wilson**
Professor, Faculty of Law, University of Canterbury, New Zealand
Discussion

1:00 – 1:30pm **General Panel Discussion**

Chair:

Prof Jens M. Scherpe

*Professor, Department of Law, Aalborg University, Denmark
and Director, Nordic Centre for Comparative and
International Family Law*

Discussants:

Prof Nick Hopkins

Law Commissioner, Law Commission of England and Wales

Prof Claire Fenton-Glynn

*Professor, Faculty of Law at the University of Monash,
Australia*

Prof Julia Sloth Nielsen

Professor, University of the Western Cape, South Africa

Prof Daisy Cheung

*Assistant Professor, Faculty of Law; Deputy Director and
Research Fellow, Centre for Medical Ethics and Law, The
University of Hong Kong, Hong Kong*

1:30pm – 1:45pm **Conclusion**

Biography

Welcome Address

Prof Daisy Cheung

Assistant Professor, Faculty of Law; Deputy Director and Research Fellow, Centre for Medical Ethics and Law, The University of Hong Kong, Hong Kong

Daisy Cheung is an Assistant Professor of Law and Deputy Director and Research Fellow at the Centre for Medical Ethics and Law, The University of Hong Kong. Daisy's research interests lie in healthcare law and ethics, with a primary focus on mental health and capacity law and ethics. Her publications include analyses on a number of issues related to Hong Kong's Mental Health Ordinance (MHO), including compulsory detention and treatment, conditional discharge and the problematic way in which mental capacity is conceived of and assessed in different contexts under the MHO. She has published on public mental health ethics in the Covid-19 context, and has written on mental capacity law and ethics across several contexts, including an RGC-funded project on adult guardianship regimes and an edited collection on advance medical directives in Asia (CUP 2023). She has also written on the regulation of surrogacy in the Hong Kong context.

Prof Lene Wacher Lentz

Associate Professor, Department of Law, Aalborg University, Denmark

[Lene Wacher Lentz](#) is an associate professor in criminal law and procedure at Aalborg University. As a former prosecutor, she wrote a PhD dissertation on the legal framework for police conducting secret investigations on the internet, combining her practical experience with a theoretical approach. Lene's research interests are diverse and include new perspectives on criminalization, such as those related to surrogacy, which raise important questions about the role of the criminal code in social matters.

Prof Jens M. Scherpe

Professor, Department of Law, Aalborg University, Denmark and Director, Nordic Centre for Comparative and International Family Law

Jens M. Scherpe is Professor of Comparative Law at Aalborg University and founding director of the Nordic Centre for Comparative and International Family Law (NorFam). Until August 2022, he was Professor of Comparative Law at the University of Cambridge. His main research interests currently are in comparative family law. He has undertaken several major comparative family law studies, including comparative works on surrogacy, particularly 'Eastern and Western Perspectives on Surrogacy' (edited with Claire Fenton-Glynn and Terry Kaan) and 'Surrogacy in Latin America' (edited with Nicolás Espejo-Yaksic and Claire Fenton-Glynn). He is the editor of the *International Journal of Law, Policy and the Family* (IJLPF, published by OUP) and the book series editor of the 'Elgar Comparative Family Law Series', published by Edward Elgar Publishing.

Surrogacy and Criminal Law: a theoretical and practical examination of domestic criminal offences prohibiting surrogacy-related behaviour

Molly O'Donoghue

Solicitor, Brodies LLP Solicitors, United Kingdom

Molly O'Donoghue is a corporate solicitor at Brodies LLP, based in Aberdeen, Scotland. A graduate of the University of Aberdeen, she earned a first-class honours degree in law and subsequently completed her Diploma in Professional Legal Practice. Molly's academic expertise spans public law, EU law, animal welfare law, criminal law, and family law, areas in which she has tutored students on the LLB course and served as a researcher. Her recent academic contributions include co-authoring a chapter on 'Surrogacy and Criminal Law' with Dr. Ilona Cairns, senior lecturer at the University of Aberdeen, for the 'Research Handbook on Surrogacy and the Law', published by Edward Elgar Publishing.

Panel 1 – Europe 1

Prof Lukas Rass-Masson

Professor, Faculty of Law, the University of Toulouse, France

Professor of Law at University of Toulouse - Capitole, Lukas Rass-Masson is specialised in private international law and international commercial law, with a focus also on European and global private law, civil law, and family law. He is vice-president of the University, in charge of resources and institutional transformation. He previously served as Director of the European School of Law Toulouse (2018-2023), after having held positions as *maître de conférence* at University Paris 1 Panthéon-Sorbonne (2016-2017) and as legal officer at the Permanent Bureau of the Hague Conference (2013-2014). After an award-winning doctoral dissertation on « the Foundations of European Private International Family Law », his current research focuses on the methodology of European private law and global private international law, especially in an Asian-European perspective.

Prof Esther Farnós Amorós

Associate Professor, Department of Civil Law, Universitat Pompeu Fabra, Barcelona, Catalonia Spain

Esther Farnós is Associate Professor of Civil Law at Universitat Pompeu Fabra. She has been Visiting lecturer at Universidad Autónoma de Madrid and Universitat de Girona, where she is part of the Institute of European and Comparative Private Law. Her main research interests lie in the fields of the law of persons and the family, where she has mainly explored topics such as family self-determination and parenthood, with special attention to parenthood resulting from access to reproductive technologies. She is a member of the Codification Committee of Catalonia, the Catalan Committee in charge of developing the Organic Act on Euthanasia and the Bioethics Committee of Catalonia. As a national expert, she has collaborated to several

reports and comparative works on grounds for divorce (Nuffield Foundation, 2019), surrogacy (Intersentia, 2019) and parenthood (Edward Elgar, *forthcoming*).

Prof Raquel Montaner Fernández

Associate Professor, Department of Criminal Law, Universitat Pompeu Fabra, Barcelona, Catalonia, Spain

Raquel Montaner Fernández is Professor of Criminal Law at Pompeu Fabra University. Her main research interests currently are crimes against family relationships and gender-based crimes (especially crimes of sexual violence), which are also subjects on which she is currently lecturing at both undergraduate and postgraduate studies. She is also currently a member of two research groups specialising in economic criminal law and the sub-editor of a journal specialised in criminal compliance (from *Aranzadi La Ley. Karnov Group*).

Prof Rute Teixeira Pedro

Associate Professor, Faculty of Law, University of Porto, Portugal

Rute Teixeira Pedro is Associate Professor at the Faculty of Law of the University of Porto (FDUP). She is currently its Vice-Dean and vice-president of the respective Scientific Council. She is a researcher at the CIJ – Interdisciplinary Research on Justice Center. Rute Teixeira Pedro is a (corresponding) Member of the Cambridge Family Law Centre, the Medical Law and Family Law Centers of the University (U.) of Coimbra, the European Law Institute, and an associate of the International Society of Family Law, among other national and foreign entities. Among her more than ninety publications, there are 7 books, more than 70 chapters in books and articles in National and International Magazines and 4 books as co-coordinator. In addition to Portuguese, I have published in English, Spanish, and Italian.

Panel 2 – Europe 2

Prof Lene Wachter Lentz

Associate Professor, Department of Law, Aalborg University, Denmark

[Lene Wachter Lentz](#) is an associate professor in criminal law and procedure at Aalborg University. As a former prosecutor, she wrote a PhD dissertation on the legal framework for police conducting secret investigations on the internet, combining her practical experience with a theoretical approach. Lene's research interests are diverse and include new perspectives on criminalization, such as those related to surrogacy, which raise important questions about the role of the criminal code in social matters.

Dr Salla Silvola

Adjunct Professor, Medical and Bio Law, University of Helsinki, Finland

Salla Silvola is Adjunct Professor in Medical and Bio Law at the University of Helsinki. She has a Doctorate in Law from the University of Helsinki and a Master's Degree in Medical Ethics and Law from the University of London (King's College). At present, she works as Senior Ministerial Adviser at the Ministry of Justice in Finland. She is a Member of the Advisory Board of the Nordic Centre for Comparative and International Family Law (NorFam), Finnish Member of the Academic Network on Family Law in Europe (FL-EUR), the Commission on European Family Law (CEFL) and the Nordic Expert Group of Family Law. She has written extensively in medical and family law and led several legislative projects in family and succession law. She is the main author of the Report on Allowing Non-Commercial Surrogacy in Finland published by the Ministry of Justice in 2023.

Prof Katja Karjalainen

Professor of Law and Welfare, University of Lapland, Finland

Katja Karjalainen is a Professor of Law and Welfare at the University of Lapland and a lecturer at the University of Eastern Finland. Dr. Karjalainen obtained his PhD in private international law and comparative law in 2016 from the University of Helsinki. She is a docent in private international law at the University of Helsinki. She is a co-director of the Nordic Centre for Comparative and International Family Law (NorFam) and a member of the board of the Finnish Branch of International Law Association (ILA). Her various research and teaching activities have addressed, among other things, non-discrimination law and the family law instruments of the Hague Conference on Private International Law and the European Union. She is a Finnish PI of the project ART-Equal (Assisted reproductive technology and equality (Aalborg University)).

Panel 3 – Europe 3**Dr Laureen Hu**

Lecturer, School of Law, Utrecht University, Netherlands

Laureen is a researcher at the Utrecht Centre for European Research into Family Law (UCERF). Her research focuses on rethinking parentage law from both a legal and a moral point of view. Although adjustments have been made in parentage law in reaction to societal and technological changes, the ideal of a standard family: a married man and woman and their biological children, still lies at its basis. Laureen's research investigates the normative issues that arise in situations that deviate from this ideal, concerning for example unmarried fathers and surrogacy arrangements. As a legal expert she works on a report for the Dutch Ministry of Justice and Security on multi-parent families. She also teaches several courses in family law and legal theory at Utrecht University.

Dr Nishat Hyder-Rahman

Postdoctoral researcher, Digitalisation & Access to Justice Research Group, Vrije Universiteit Brussel, Belgium

Nishat Hyder-Rahman is currently a postdoctoral researcher at the Vrije Universiteit Brussel (VUB). As a Postdoctoral Impact Fellow (cofounded by the European Union's Horizon 2020 programme under the Marie Skłodowska-Curie Grant Agreement No. 101034352), Nishat is investigating the birth registration of children born via assisted reproductive technologies.

Nishat's research interests lie at the intersection of law, ethics and technology in society. Nishat read law at the LSE and went on to complete her Ph.D in Bioethics and Medical Jurisprudence at the University of Manchester, exploring the cross-border regulation of emerging biotechnologies. Her postdoctoral work (at Utrecht University and Tilburg University in the Netherlands and VUB in Belgium) has repositioned her within the field of family law, where her research has focused primarily on matters relating to assisted reproduction, as well as the digitization of divorce law, particularly algorithmic asset division.

Dr Zaina Mahmoud

Lecturer, School of Law and Social Justice, University of Liverpool, England, UK

Zaina Mahmoud is a lecturer in law at the School of Law and Social Justice, University of Liverpool. Prior to joining Liverpool, she worked as a research associate at a fertility clinic on industry-based socio-legal research; and she held a socio-legal research fellowship at the University of Birmingham. Her doctoral thesis created and sustained a culture and environment promoting surrogates' autonomy, health, and wellbeing, by developing an alternative legal framework of surrogacy regulation, informed by an examination of surrogates' lived experiences in Britain and California. She is also a co-investigator on Children's Voices in Surrogacy Law a project that collects and analyses children's views on surrogacy law reform. Her work may be found in a variety of academic journals and edited collections, and she is an editor of 'Future Directions in Surrogacy Law' (BUP 2025).

Prof Nick Hopkins

Law Commissioner, Law Commission of England and Wales

Nick Hopkins is Law Commissioner for England and Wales for Family law. He was appointed Commissioner in October 2015, and reappointed in 2020. He led for England and Wales the joint project of the England and Wales and Scottish Law Commissions on *Building Families Through Surrogacy: A new Law*, the final report and draft Bill for which was published in March 2023. As Commissioner, he has led a number of other family law projects, including Enforcement of Family Financial Orders and Weddings law. He is currently leading the Commission's scoping project on Financial Remedies on Divorce and Dissolution. Prior to appointment as Commissioner, Nick was an academic for over 20 years and he currently holds a Chair in Law at Reading University. He

will take up a Chair at UCL when his term of office as Commissioner comes to an end in July 2025.

Mr Spencer Clarke

Lawyer, Property, Family and Trust Law Team, Law Commission of England and Wales

Spencer Clarke is interim joint head of Property, Family and Trust law at the Law Commission. Spencer began working as a lawyer at the Commission in 2013 and has focused on family law reform work. He was the lead lawyer for England and Wales on the joint project of the England and Wales and Scottish Law Commissions on *Building Families Through Surrogacy: A new Law*, the final report and draft Bill for which was published in March 2023. He has also worked on other family law projects, including Matrimonial Property, Needs and Agreements; Enforcement of Family Financial Orders; and Weddings Law. Before joining the Commission, Spencer was a solicitor in private practice, specialising in family law.

Panel 4 – Europe 4

Dr Claire O'Connell

Board Member, LGBT Ireland

Claire O'Connell is a board member of LGBT Ireland and a steering group member of the LGBT+ Parenting Alliance. She was awarded her PhD, entitled “how Irish law can recognise intending parentage while vindicating the child’s right to identity in assisted human reproduction” in 2023 by University College Cork. Since that time, she has published both domestically and internationally, namely in the *Irish Journal of Family Law*, the *International Journal of Law, Policy and the Family*, *Child and Family Law Quarterly* and an edited collection of *Reimagined Queer Judgments*. As part of her advocacy work, Claire has produced policy papers, a private members bill, easy to read guides for parents and committee stage amendments to the newly enacted Health (Assisted Human Reproduction) Act 2024. She continues to meet with Ministers and department officials and advocate for more inclusive AHR legislation. Day-to-day, Claire works for the Legal Aid Board in Dublin, dealing primarily with relationship breakdown.

Dr Marco Poli

Postdoctoral researcher, Faculty of Law, University of Turin, Italy

Marco Poli is a postdoctoral researcher and teaching assistant in private law at the University of Turin. He holds a joint PhD in Law from the University of Turin and the University of Antwerp. His research interests include family law and children's rights, from a socio-legal and gender perspective.

Marco has authored various publications in English and Italian with a particular focus on the legal dimensions of reproductive technologies. Until 2020, he co-edited the legal information website biodiritto.org, where he focused on the legal implications of surrogacy. He is a member

of the Scientific Committee of the 'Research Centre for Women's and Gender Studies' (CIRSDe) at the University of Turin and of the Research Group 'Personal Rights and Property Rights' at the University of Antwerp.

Panel 5 - Africa

Ms Gladys Mirugi-Mukundi

Researcher, University of the Western Cape, South Africa

Gladys Mirugi-Mukundi is a researcher at the Dullah Omar Institute, a leading think tank based at the University of the Western Cape. The Institute is renowned for its rigorous engagement in law and policy research, teaching, and advocacy on governance and human rights across the African continent. Her research focuses on the intersection of poverty and human rights in Africa, gender perspectives in housing laws and policies, and the impact of organized crime on the rule of law and anti-corruption efforts. She is deeply interested in exploring the interplay between law and society and is keen about leveraging the law as a tool to enhance the quality of life for vulnerable women and communities living in poverty. Her work aims to advance the understanding and advocate for the implementation of policies that promote socio-economic rights, social justice, and inclusive societies. She holds an LL.M in Human Rights and Democratisation in Africa from the Centre for Human Rights at the University of Pretoria

Prof Maria Usang Assim

Associate Professor, University of the Western Cape, South Africa

An Associate Professor of International Human Rights Law, Usang Maria Assim undertakes research, teaching, and learning responsibilities at the Dullah Omar Institute for Constitutional Law, Governance and Human Rights at the Faculty of Law of the University of the Western Cape. As a children's rights law expert, she works in close collaboration with the African Committee of Experts on the Rights and Welfare of the Child, the Committee's partners, and civil society organisations involved with realising children's rights in Africa and globally, contributing towards the fulfilment of the Committee's mandate. Her research and publication record include 'The Social, Economic and Cultural Rights of Children in Africa: Challenges and Reflections from the Perspective of the African Charter on the Rights and Welfare of the Child' (edited with Elvis Fokala and Nkatha Murungi), and 'Conflict and Poverty in Africa: A Research Companion' (edited with Ebenezer Durojaye, Gladys Mirugi-Mukundi, and John-Mark Iyi).

Prof Julia Sloth Nielsen

Professor, University of the Western Cape, South Africa

Julia Sloth-Nielsen has published widely on many aspects of children's rights. A former member of the African Committee of Experts on the Rights and Welfare of the Child, (ACERWC), she is currently preparing a General Comment on Children without Parental Care in Africa, and previously wrote extensive alternative care guidelines for Ethiopia and for Nigeria. She is also about to publish a 750 page Commentary on the African Charter on the Rights and Welfare of

the Child, destined to become the foremost legal commentary on the Charter. She has also published on family law, including several chapters on surrogacy. Together with Cape Town based Miller du Toit Cloete Attorneys Incorporated, she hosts a child and family law conference every year (for more than a quarter of a century!) in Cape Town, which has become a sought after international event. She is an emeritus professor at the University of the Western Cape, South Africa, but presently resides in the United Kingdom.

Panel 6 – Asia 1

Ms Sanskriti Sanghi

Independent researcher, London

Sanskriti Sanghi is an Independent Researcher residing in London, United Kingdom. She is currently the Communications and Campaigns Officer (Policy Team) at Southall Black Sisters. Until 2023, Sanskriti was an Assistant Professor of Law at the Jindal Global Law School, OP Jindal Global University, India. Her research interests include Critical Legal Theory, International Human Rights Law, Climate Change Law, and Family Law. Sanskriti's research has been published in renowned journals including the *Asian Journal of International Law* and the *Asia Pacific Law Review*, and she has also contributed to major comparative family law studies on the legal status of de facto relationships (edited by Jens M Scherpe and Andy Hayward) and parenthood (edited by Claire Fenton-Glynn). In the past, Sanskriti has also served on the Editorial Board for the *Jindal Global Law Review* and worked with the Columbia Global Freedom of Expression and the Institute for Internet and the Just Society.

Mr Shaati Chandramour

Lecturer, Faculty of Law, Thammasat University, Thailand

Shaati Chandramour serves as a full-time assistant professor at the Faculty of Law, Thammasat University. He is a Director of the International Law Association of Thailand. Mr Chandramour teaches and researches conflict of laws, family law and international economic law.

Panel 6 – Asia 2

Prof Daisy Cheung

Assistant Professor, Faculty of Law; Deputy Director and Research Fellow, Centre for Medical Ethics and Law, The University of Hong Kong, Hong Kong

Daisy Cheung is an Assistant Professor of Law and Deputy Director and Research Fellow at the Centre for Medical Ethics and Law, The University of Hong Kong. Daisy's research interests lie in healthcare law and ethics, with a primary focus on mental health and capacity law and ethics. Her publications include analyses on a number of issues related to Hong Kong's Mental Health

Ordinance (MHO), including compulsory detention and treatment, conditional discharge and the problematic way in which mental capacity is conceived of and assessed in different contexts under the MHO. She has published on public mental health ethics in the Covid-19 context, and has written on mental capacity law and ethics across several contexts, including an RGC-funded project on adult guardianship regimes and an edited collection on advance medical directives in Asia (CUP 2023). She has also written on the regulation of surrogacy in the Hong Kong context.

Ms Yuxin Tian

Undergraduate Student, Faculty of Law, the University of Tokyo, Tokyo

Yuxin Tian is a fourth-year undergraduate student at the University of Tokyo's Faculty of Law, where she is pursuing a degree in Law (LL.B.) and a minor in Peace Building. In her studies, Yuxin focuses on medical ethics and law, global governance of reproductive technologies, and conflict of laws. She is a recipient of the MEXT Japanese governmental scholarship, which enabled her to undertake an exchange year at the Department of Anthropology at the London School of Economics. During this time, Yuxin worked closely with Surrogacy UK, a local NPO focused on altruistic surrogacy, and conducted her independent ethnographic project on UK surrogacy law reform in London. Upon completing her undergraduate studies, Yuxin intends to apply to graduate school to further her knowledge in the area and progress toward a career as a researcher.

Ms Hillary Chua

Sheridan Fellow, Faculty of Law, National University of Singapore, Singapore

Hillary Chua is a Sheridan Fellow at the National University of Singapore, Faculty of Law, where she teaches the law of torts and conducts research in medical law and ethics. She is currently on leave while pursuing a Doctor of Philosophy in Law at the University of Oxford, with a focus on consent to reproductive healthcare by intellectually disabled individuals. She holds a Master of Bioethics from Harvard Medical School and previously practised law in Singapore as a medical defence counsel. She has published articles in the *Medical Law Review* and the *International Journal of Law, Policy and the Family*. This is her first time participating in a book project, which she is very happy to be a part of.

Dr Kuek Chee Ying

Senior Lecturer, Faculty of Law, University of Malaya, Malaysia

Chee Ying Kuek is a senior lecturer at the Faculty of Law, Universiti Malaya. She holds a Doctor of Philosophy from Universiti Malaya. Her main research interests are in Medical Law and Ethics, Family Law, Probate and Administration. Among the studies she has undertaken include ethical and legal issues relating to selective reproduction, reproductive technology and children. She is also exploring and working on ethical and legal issues arising from artificial intelligence.

Panel 8 – USA and Oceania

Prof Courtney Joslin

Martin Luther King Jr. Professor of Law, School of Law, University of California, USA

Courtney G. Joslin is a Martin Luther King Jr. Professor of Law at UC Davis School of Law. During the Fall 2024 semester, she is a Visiting Professor at UC Berkeley School of Law. Professor Joslin is a leading U.S. expert in the areas of family and relationship recognition, with a particular focus on same-sex and unmarried couples. She is a co-author of two popular textbooks -- *Sexuality, Gender, and the Law*, with William N. Eskridge Jr. & Nan D. Hunter, and *Modern Family Law*, with D. Kelly Weisberg. Among many other publications, Professor Joslin recently co-edited an international, comparative law book – *Social Parenthood in Comparative Perspective* (NYU Press 2023) – that considers how the law does—and how it should—recognize social parenthood. She is currently working with Professor Douglas NeJaime (Yale Law School) on an empirical project exploring functional or social parent doctrines in the United States. Professor Joslin received her undergraduate degree from Brown University and her law degree from Harvard Law School, where she was an executive editor of the *Harvard Civil Rights-Civil Liberties Law Review*.

Prof Claire Fenton-Glynn

Professor, Faculty of Law, University of Monash, Australia

Claire Fenton-Glynn is a Professor of Law at the University of Monash, Australia. She was previously the Professor of Child and Family Law at the University of Cambridge, and Director of Cambridge Family Law. Claire is on the Editorial Board of the *International Journal of Law, Policy and the Family*, and is the Managing Editor of the *Australian Journal of Family Law*.

Prof Debra Wilson

Professor, Faculty of Law, University of Canterbury, New Zealand

Debra Wilson is a Professor of Medical and Criminal Law at the University of Canterbury, New Zealand. Her main research interest is in the law relating to assisted reproduction, and she has published widely in this area. She was a member of the New Zealand Law Commission's Expert Advisory Group for the Reforming Surrogacy Laws project, and is currently the Lay Member with Expertise in Law for the Advisory Committee on Assisted Reproductive Technology (ACART), which writes policy for assisted reproductive technology in New Zealand.