

# Health Law Seminar Series 2005

## TOBACCO REGULATION, POLICY AND LITIGATION: DEVELOPMENTS IN US, AUSTRALIAN AND INTERNATIONAL LAW

### **The Panel:**

- Professor Richard Bonnie, John S. Battle Professor of Law, Professor of Psychiatric Medicine, University of Virginia, Schools of Law and Medicine  
*“Tobacco Policy in the United States: Current Status and Future Prospects”*
- Professor Simon Chapman, Department of Public Health, University of Sydney  
*“Tobacco Control Policy in Australia: Past, Present and Future”*
- Katherine de Land, Legal Officer, WHO Framework Convention on Tobacco Control and visiting scholar at The George Institute for International Health in Sydney  
*“International Law as a Transnational Public Health Tool: The WHO Framework Convention on Tobacco Control and the Future Potential of Treaties as Innovative Health Interventions”.*
- Jonathan Liberman, Director of Law and Regulation of the VicHealth Centre for Tobacco Control at The Cancer Council Victoria  
*“Tobacco Control and the Courts: The Australian Experience in an International Context”*

### **Date:**

Thursday 14 July 2005, 5.45 - 8.00 pm

**Location:** Minter Ellison Conference Room Level 13, Faculty of Law, 173-175 Phillip Street, Sydney

**Convenor:** Dr Isabel Karpin, Faculty of Law, University of Sydney



FACULTY OF LAW  
UNIVERSITY OF SYDNEY

## **Tobacco Regulation, Policy and Litigation: Developments in US, Australian and International Law**

Debate over the appropriate way to regulate for tobacco control and compensate for tobacco harm continues to rage in the United States, Australia and in the International domain. This seminar provides a unique opportunity to compare US and Australian approaches to these dilemmas and to situate them in the context of the International Framework Convention on Tobacco Control. Speakers will also discuss the role and impact of tobacco litigation and the response of policy makers and regulators.

This seminar will be of interest to practising lawyers, public health academics, policy makers and regulators, those working in the insurance industry, those with an interest in international law and everyone with an interest in public health its relationship with regulation and legal claims.

### **Speaker Details**

**Professor Richard Bonnie** is John S. Battle Professor of Law, Professor of Psychiatric Medicine, University of Virginia, Schools of Law and Medicine. He is also Director of the Institute of Law, Psychiatry and Public Policy, and Chair of the National Academy of Sciences Study on Tobacco Policy. Bonnie has been actively involved in public service throughout his academic career serving as a member of the National Advisory Council on Drug Abuse (1975-80), Chairman of Virginia's State Human Rights Committee (1979-1985), on the Advisory Board for the American Bar Association's Criminal Justice Mental Health Standards Project (1981-88) and from 1988-1996 on the John D. and Catherine T. MacArthur Foundation Research Network on Mental Health and the Law. Bonnie was elected to the Institute of Medicine of the National Academy of Sciences in 1991. He currently chairs an IOM/NRC committee on reducing tobacco use. Bonnie was vice-chair of the IOM Committee on Preventing Nicotine Dependence in Children and Youths (1993-94). He recently served on an IOM Committee to Assess the System for Protection of Human Research Subjects (2000-02), an IOM Committee to Assess the Science Base for Tobacco Harm Reduction (1999-2001), and a National Research Council Committee on Data and Research for Policy on Illegal Drugs (1998-2001). In 2002 he was awarded the Yarmolinsky Medal for his extraordinary service to the IOM and the National Academies.

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**Professor Simon Chapman** is Professor in Public Health at the University of Sydney. He is a sociologist whose PhD examined the semiotics of cigarette advertising. He is author of 11 books and major government reports, 191 papers and 112 letters and commentaries in peer reviewed journals. His books include *Over our dead bodies: Gun law reform after Port Arthur* (Sydney:Pluto 1998); *The Last Right? Australians take sides on the right to die* (Sydney:Mandarin 1995); *The Fight for Public Health: Principles and Practice of Media Advocacy* (BMJ Books 1994 with Deborah Lupton); *Tobacco in the Third World: a resource Atlas* (International Organisation of Consumers' Unions 1990) *Great Expectations: Advertising and the tobacco industry* (London: Comedia, 1986);and *The Lung Goodbye: tactics for counteracting the tobacco industry in the 1980s* (IOCU 1983). He is a regular writer on public health matters in leading Australian newspapers. In 1997 he won the World Health Organisation's World No Tobacco Day Medal; in 1999, the National Heart Foundation of Australia's gold medal; and in 2003 he was voted by his international peers to be awarded the American Cancer Society's Luther Terry Award for outstanding individual leadership in tobacco control. In 2003, Australia's Bulletin magazine named him as one of the 10 "smartest" people working in Australian health and medicine. He is editor of the British Medical Journal's specialist journal, *Tobacco Control*.

**Katherine de Land, JD, MPH** received her degrees in law and in public health from the University of California, Los Angeles where she was articles editor for the UCLA Journal of International Law and Foreign Affairs. Since 2000, she has been a legal officer with the World Health Organization's Tobacco Free Initiative, focusing on the negotiation of the WHO Framework Convention on Tobacco Control. She has worked on international public health law issues with a number of organizations, including the World Bank and The L'Etwal Foundation, a nongovernmental organization for improving legal capacity in East Africa. She is currently a PhD candidate at the Johns Hopkins Bloomberg School of Public Health in Baltimore and is working on her dissertation as well as related projects as a visiting scholar at The George Institute for International Health in Sydney.

**Jonathan Liberman** is Director of Law and Regulation of the VicHealth Centre for Tobacco Control at The Cancer Council Victoria. He is a practising lawyer with over seven years experience researching, writing and advising on legal, policy and regulatory aspects of tobacco control both domestically and internationally, focusing particularly on tobacco industry legal liability, tobacco advertising, tobacco product regulation, and the World Health Organisation Framework Convention on Tobacco Control. Jonathan has attended intergovernmental meetings for the Framework Convention on Tobacco Control in Geneva as a delegate of the international non-governmental organisation, the International Union Against Cancer.

*Please Note: Legal Practitioners attending this seminar will be entitled to 2 MCLE/CPD units if this particular educational activity is relevant to their immediate or long term needs in relation to their professional development and practice of the law.*

**Tobacco Regulation, Policy and Litigation:  
Developments in US, Australian and International Law**

**Date:** Thursday 14 July 2005

**Time:** 5.45 - 8.00 pm (Registration desk open from 5.15 pm)

**Location:** Minter Ellison Conference Room, Level 13, Faculty of Law, University of Sydney, 173-175 Phillip Street, Sydney

**Cost:** (includes papers and light refreshments)

Full registration: \$90 (GST free)

Non profit org. \$45 (GST free)

Students(full time)/unwaged: \$25.00 (GST )

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Or contact the coordinator of the Health Law Program, Dr Isabel Karpin on 9351 0250 or email: [isabelk@law.usyd.edu.au](mailto:isabelk@law.usyd.edu.au)

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