



PLPR 2014 Conference Program

February 12-14 2014 (Pre-conference workshops Feb 10-11)

SCHEDULE & SESSIONS

Monday 10th February

All Day Pre-conference Workshops

Tuesday 11th February

All Day Pre-conference Workshops

Evening Informal – Go out to Haifa cafes with Local Host Team (self-pay)

Wednesday 12th February

9:00am Official Welcome / Plenary Session

Benjamin
Hall

Professor Rachele Alterman – Local Host Team (Founding President, PLPR)
Professor (visiting) Shamay Assif, Head, Center for Urban and Regional
Studies, Faculty of Architecture and Town Planning, Technion
Professor Yoram Halevi – Dean of Continuing Education, Technion
Professor Benjamin Davy – President, PLPR, Dortmund University

Session Chair: TBC

Keynote Speaker: Professor Hanoch Dagan

Stewart and Judy Colton Professor of Legal Theory and Innovation
Tel-Aviv University, Faculty of Law

— "Expropriatory Compensation, Distributive Justice, and The Rule of Law"

10:30am Coffee Break

11:00am Parallel Sessions:



1. Coastline Management 1 – The Mare Nostrum Project: Mediterranean Countries

Wed
11am

Room:
Faculty
Council

Mare Nostrum Project: Bridging the Legal-Institutional Gap in Coastline Management Along the Mediterranean –

- **Introduction and overview:** Rachele Alterman, *Technion*
- **Project's progress:** Rachel Adam, *Technion*

Coastal Planning and Land Management: The Case of Israel – Inbal Koren-Reisner, *Society for the Protection of Nature in Israel (SPNI)*

Integrated Coastal Zone Management in Greece: the legislative framework and its influence on policy making and implementation – Konstantinos Lalenis, *University of Thessaly*

2. Human Rights, Property and Law

Wed
11am

Room:
404

Chair/ Discussant – TBC

Cores and Floors: Human Dignity and Private Property – Ben Davy, *School of Spatial Planning, TU Dortmund*

De-Commodification as a Challenge for Spatial Planners – Michael Kolocek, *School of Spatial Planning, TU Dortmund*

Social Justice, Real Prospects and State Action in Rural South Africa: An Exploratory Engagement in the Phokwane and Kheis Local Municipalities in the Northern Cape Province – Mark Oranje, *University of Pretoria*

Procedural Justice and the Decision Making Process: Property Rights and Planning in Arab Townships in Israel – Enaya Banna-Jeries & Arza Churchman, *Technion*

3. Planning Law Reforms

Wed
11am

Room:
403

Chair/ Discussant – TBC

Planning and Regulation: Debates about an Integrated Environment and Planning Act – Willem K. Korthals Altes, *TU Delft*

Reform in the Israel Planning and Building Law: Motives, Triggers, Targets and Solutions – Osnat Rosen-Kremer, *Planning Administration, Ministry of Interior, Israel*

Revising the Planning Law in Estonia – Mart Hiob, *Tallinn University of Technology Tartu College & Pille Metspalu, University of Tartu*

From Spatial Planning towards Land Policy? An Appraisal of the Evolution of Swiss Spatial Planning Regulations – Jean-David Gerber & Andreas Hengstermann, *University of Bern*

	4. Urban Management and Development
Wed 11am	Chair/ Discussant – TBC
Room: 405	<p>Urban Growth Management in the Portland, Oregon Region – A Forty Year Experiment – Edward Sullivan, <i>Portland State University</i></p> <p>Planning Technical Urban Infrastructures – A Blind Spot on the Legislator’s Map of the Town – Martin Wickel, <i>HafenCity University Hamburg</i></p> <p>Private Land Ownership as a Constraint to Regional Spatial Development – Fennie van Straalen, Sanne Holtslag-Broekhof & Adri van den Brink, <i>Wageningen University</i></p> <p>Deconstructing a Planning Regime: A Property Rights Critique of the NSW Approach – John Sheehan, <i>University of Technology, Sydney</i></p>

12:45pm Lunch

1:45pm **Parallel Sessions:**

	1. Environmental Resources and Sustainability
Wed 1:45pm	Chair/ Discussant – TBC
Room: 403	<p>Innovating Spatial Development Planning by Differentiating Land Ownership and Governance. The Indigo Research Proposal – Pieter Van den Broeck, Annette Kuhk & Frank Moulaert, <i>KU Leuven</i></p> <p>Planning Regimes and Resource Rights – David R Percy, <i>University of Alberta</i></p> <p>How the South African Courts’ Concept of Property Rights Stands in the Way of Sustainable Development –Wilhelmina Jacoba (Elmien) du Plessis, <i>University of the North West, South Africa</i></p> <p>The Israel Gazelle Petition: Using Planning Law to Protect Endangered Species – Rachel Adam, <i>Technion</i></p>

	<h2>2. Affordable and Multi-Unit Housing</h2>
<p>Wed 1:45pm</p> <p>Room: Faculty Council</p>	<p>Chair/ Discussant – TBC</p> <p>Bare Land Condominium – Douglas Harris & Guy Patterson, <i>University of British Columbia</i></p> <p>Can Centralization, Decentralization, and Welfare Go Together? The Case of Massachusetts's Affordable Housing Policy – Ravit Hananel, <i>Tel-Aviv University</i></p> <p>Dispute Resolution Approaches and Community Relations in Condo-ism: Why Don't We Agonize over Condominium Disputes? – Rebecca Leshinsky, <i>Australia Catholic University</i></p> <p>Multi Owned High-Rise Housing: New Challenges for Property Law – Dorit Garfunkel & Rachelle Alterman, <i>Technion</i></p>
	<h2>3. Planning Agreements, Exactions and the Law</h2>
<p>Wed 1:45pm</p> <p>Room: 405</p>	<p>Chair/ Discussant – TBC</p> <p>The Emergence of Planning Contracts in Switzerland – Nathalie Adank, <i>University of Fribourg</i></p> <p>How I Stopped Worrying and Learned to Love the Koontz Ruling – Alan Weinstein, <i>Cleveland State University</i></p> <p>Regulating Private Planning Initiatives: Assessing the Public's Performance – Nurit Alfasi, <i>Ben Gurion University of the Negev</i></p> <p>Planning Agreements: A Cross-National Study and Evaluation – Hava Erlich & Rachelle Alterman, <i>Technion</i></p>
	<h2>4. Theory: Planning, Law & Property Rights</h2>
<p>Wed 1:45pm</p> <p>Room: 404</p>	<p>Chair/ Discussant – TBC</p> <p>The Promises and Pitfalls of Legal Contextualization – Willem Salet & Jochem De Vries, <i>University of Amsterdam</i></p> <p>Law and Planning: A Useful Alternative to Law and Economics, Law and Society, Law and Public Policy? – Richard Norton, <i>University of Michigan</i></p> <p>What Moves a Judge to Declare a Local Land Use Action Arbitrary? – Peter Buchsbaum, <i>New Jersey Judiciary (retired)</i></p> <p>Bribery in the Planning Domain: Towards an Effective Planning Theory – Francesco Chiodelli, <i>Gran Sasso Science Institute</i> & Stefano Moroni, <i>Politecnico di Milano</i></p>
<p>3:30pm</p>	<p>Coffee Break</p>

4:00pm	An Introduction to Israeli Planning Law and Land Policy – Professor Rachelle Alterman, <i>Technion</i> . Q and A.
5:00pm	PLPR Meeting and Elections (including snacks)
6:15pm	Busses departing to Haifa City Hall, Hadar
6:45pm	Haifa City Reception/ Haifa Planning Talk (with light food) At the historic City Hall in the mid-town Hadar area of the city Address by the Mayor of Haifa Mr. Yona Yahav, a lawyer.
8: 30pm	Free evening or Haifa ethnic restaurants no-host dinner (student-guided) / PhD Students – Group Dinner
	Bus back to hotels (Carmel Center); bus to restaurants downtown, or walk.

Thursday 13th February

9:00am	<u>Plenary Session</u>
Benjamin Hall	Chair: TBC
	Keynote Speaker: Professor Chris Webster Dean, Hong Kong University Faculty of Architecture — “Urbanization and development as the fragmentation of property rights”
	Keynote Speaker: Professor Jerold S. Kayden Frank Backus Williams Professor of Urban Planning and Design Harvard University Graduate School of Design — “Can Planning Law Make Public Space?”
10:45am	Coffee Break
11:15am	Parallel Sessions:



1. Coastline Management 2 – EU and Australia

**Thurs
11:15am**

**Room:
Faculty
Council**

Chair/ Discussant – TBC

Legal Resilience and the Concept of "Good Faith" in Making Coastal Planning Decisions in Australia – Robert Stokes, *Macquarie University, Sydney, Australia*

Integrated Coastal Zone Management and Regulation – EU and Danish Perspectives – Helle Tegner Anker, *University of Copenhagen*

Coastal Preservation in the Netherlands – Hendrik van Sandick, *Ministry of Infrastructure and the Environment, Netherlands*

The New Seashore Spanish Regulation and its Urban and Property Rights Effects – Marta Lora-Tamayo, *Universidad Nacional de Educación a Distancia, Spain*



2. Real Property Rights

**Thurs
11:15am**

**Room:
404**

Chair/ Discussant – TBC

Heirs Property - Issues and Solutions Across the World – Jesse Richardson, *West Virginia University College of Law*

Developments in 3D Horizontal Land Subdivision in Israel: Legal and Urban Planning Aspects – Haim Sandberg, *College of Management, Stricks Law School*

Conditional Property Rights in Planning – Reflections on Time and Scale of Property – Thomas Hartmann, *Utrecht University* & John Sheehan, *University of Technology, Sydney*

Women's Land Rights as a Land Policy Goal – Jackline Kabahinda, *Technical University, Dortmund*



3. Building Regulation and the Public Interest

**Thurs
11:15am**

**Room:
403**

Chair/ Discussant – TBC

Construction Regulation: Promoting Public Interests vs. Restricting Personal Freedom – David Pilzer and Fadi Rashed, *Ministry of the Interior, Israel*

Incorporation of Best Management Practices into Hydraulic Fracturing Regulations – Terence Centner & Nicholas Eberhart, *University of Georgia*

Regulation of Building CCS Pipelines and "Public Interest" in the Finnish Land Planning Legislation – Inga-Liisa Paavola, *University of Helsinki*

	<h4>4. Social Justice and Land Use Regulation</h4> <p>Chair/ Discussant – TBC</p> <p>Public Choice and the Public Trust – Ryan Yonk, <i>Southern Utah University</i> & Randy Simmons, <i>Utah State University</i></p> <p>Justifying Planning Decisions: Institutional Response to Planning Objections in Israel – Talia Margalit & Adriana Kemp, <i>Tel Aviv University</i></p> <p>Let's Exclude Exclusionary Zoning - The Inevitable Combination of Courts, Government and the Public – Iris Frankel-Cohen & Rachelle Alterman, <i>Technion</i></p>
<p>Thurs 11:15am</p> <p>Room: 500</p>	
	<h4>5. Governance and Planning Law</h4> <p>Chair/ Discussant – TBC</p> <p>Multi-Level Governance and the Contextualisation of Legal and Policy Norms: Amsterdam IJburg and Haarlemmermeer Westflank, the Netherlands – Sebastian Dembski, <i>University of Amsterdam</i>, Erik Louw & Bas Waterhout, <i>Delft University of Technology</i></p> <p>English Local Government as a Common Law Institution: Some Consequences for Planning – Philip Booth, <i>University of Sheffield</i></p> <p>Governance and Environmental Law: It Takes Two to Tango – Jochem De Vries, <i>University of Amsterdam</i> & Wil Zonneveld, <i>Delft University of Technology</i></p> <p>Rationalising Different Authorisations for Development - Lessons for South Africa? – Jeannie Van Wyk, <i>University of South Africa</i></p>
<p>Thurs 11:15am</p> <p>Room: 405</p>	

1:00pm	Lunch
2:00pm	<p><u>Special Plenary Session: Judicial Perspectives</u></p> <p>Welcome: Professor Peretz Lavie – Technion President</p> <p>Prof. Yehuda Kalay Dean, Faculty of Architecture and Town Planning</p> <p>Keynote Speaker: The Honorable Justice (ret.) Dalia Dorner The Israel Supreme Court — “The Israeli Democracy: Human Rights and the Fight Against Terrorism”</p> <p>Discussion about implications for planning: Opened by panel of overseas judges attending PLPR 2014:</p> <p>Justice Russel Brown, Judge Mirosław Gdesz, Judge (ret.) Peter Buchsbaum</p>
4:00pm	Coffee Break
4:30pm	Parallel Sessions:

1. Climate Change and Land Use Regulation

Thurs
4:30pm

Room:
403

Chair/ Discussant – TBC

Implications of the New Climate Protection Law in North Rhine-Westphalia, Germany – Dietwald Gruehn, *Dortmund University of Technology, School of Spatial Planning*

The Role of Land Use in Adapting for Climate Change in the City Of Sao Paulo, Brazil: Creation of Risk Scenarios and Perspectives – Safira De La Sala & Eliane Guaraldo, *Institute for Technological Research of the State of Sao Paulo*

Infill Development and Climate Adaptation in Urban Land Use Planning: Are the Recent Amendments of the German Federal Building Code Appropriate? – Juliane Albrecht, *Leibniz Institute of Ecological Urban and Regional Development (IOER), Dresden*

Implementing the European Flood Risk Management Plan – Thomas Hartmann, *Utrecht University*

2. The Bedouins in Israel: Contested Land

Thurs
4:30pm

Room:
404

Chair/ Discussant – TBC

“Indigenous Peoples” in International and Local Contexts: Declarations, Land Rights, Practices and Dilemmas – Havatzelet Yahel, Ruth Kark & Seth Frantzman
The Hebrew University of Jerusalem

Planning with Gray Margins: Road 31 and the Israeli Bedouin in the Negev – Avinoam Meir, Batya Roded & Arnon Ben Israel, *Ben Gurion University of the Negev*

Indigenous Challenge to a Legal Doctrine: Bedouin Land and Planning Rights in Israel/Palestine – Oren Yiftachel, *Ben Gurion University of the Negev*, Sandy Kedar, *University of Haifa* & Ahmad Amara, *New York University*

The Line between Sovereignty and Private Ownership: Israel and the Bedouins’ Customary Law – Haim Sandberg, *College of Management, Stricks Law School*

	3. Renewal, Regeneration and Land Readjustment
Thurs 4:30pm Room: 405	<p>Chair/ Discussant – TBC</p> <p>Does Urban Regeneration Benefit Everyone? The Living Quality Impacts and Potential Property Right Violation of the Urban Renewal Project Areas in Taiwan – Stessa T.Y. Chao, <i>National Cheng-Kung University, Taiwan</i></p> <p>Private-Private Cooperation in Urban Regeneration Projects – Erwin Van der Krabben, <i>Radboud University, IMR</i>, Arjan Bregman, <i>University of Amsterdam, ASRE</i> & Herman De Wolff, <i>Delft University of Technology</i></p> <p>Flexibility versus Legal Certainty in Land Use Planning: The Case of Urban Development Projects in Amsterdam North and Utrecht Central – Anoeska Buijze, <i>Utrecht Centre for Water, Oceans and Sustainability Law, Utrecht University</i> & Sebastian Dembski, <i>University of Amsterdam</i></p> <p>A Solution without a Problem?: New Regulation on Land Readjustment in the Netherlands – Hendrik van Sandick, <i>Ministry of Infrastructure and the Environment, Netherlands</i></p>
	4. Regulatory “Takings” and Compensation Rights
Thurs 4:30pm Room: Faculty Council	<p>Chair/ Discussant – TBC</p> <p>Property Rights and the Judicial Role – Russell Brown, <i>Court of Queen's Bench of Alberta</i></p> <p>Defensible Development Exactions – Dwight Merriam, <i>Robinson & Cole LLP; University of Connecticut School of Law; Quinnipiac University School of Law; Vermont Law School</i></p> <p>Legal Issues of “De Facto Expropriation” And “Indirect Takings” In Turkish Planning Law – Cenk Sahin, <i>Istanbul University Law School</i></p> <p>Recent Changes in Land Acquisition Legislation in India: A Paradigm Shift or Old Wine in a New Bottle? – Jerry Anthony, <i>University of Iowa</i></p>

6:15pm	Coffee Break
6:30pm	Buses to very special dinner venue (approx. 30 minutes’ ride)
Dinner (informal dress). Includes tour and planning content. PLPR Flag Transfer Ceremony	
10:00pm 10:30pm	Busses back to hotels (approx. 30 minutes’ ride)

Friday 14th February

9:00am Parallel Sessions:



Fri
9:00am

Room:
Faculty
Council

1. Coastline Management 3 – Comparing the US and Australia

Chair/ Discussant – TBC

The Moral Hazard Problem of Development in Vulnerable Coastal and Flood Plain Areas – Debbie Chizewer & Dan Tarlock, *Chicago-Kent College of Law*

Coastal Planning: Lessons from the United States – Jesse Richardson, *West Virginia University College of Law*

Coastal Management and Planning under Australian Federalism: Local Pressures and Innovation – Nicole Gurrán, *University of Sydney*

Coastal Planning and Management by Local Government in NSW, Australia – Andrew Kelly, *University of Wollongong*

2. Public Land Ownership versus Privatization

Fri
9:00am

Room:
403

Chair/ Discussant – TBC

Privatization of housing and residential land in Russian cities: Legislation and Transaction Costs – Elena Korotkova, *Massachusetts Institute of Technology*

49, 99 or 999 Years and the Illusion of Freehold Tenure – Dominique Fischer, *University of the South Pacific*

Public Land Ownership and Value Capture: Not What You Had in Mind – Ronen Bar-Lev & Rachele Alterman, *Technion*

Agricultural Activities Versus Urban Planning: Can the Two Cohabit? – Micha Drori, *Technion*

3. Housing Rights

Fri
9:00am

Room:
404

Chair/ Discussant – TBC

Housing Rights Development in EU Law – Dr. Padraic Kenna, *Law School NUI Galway*

Regeneration or Gentrification? Property Rights and Housing Rights Aspects of Turkish Urban Renewal Law – H. Burak Gemalmaz, *Istanbul University*

Housing Rights: Closing the Gaps, Creating a Narrative – Julian Sidoli del Ceno, *Birmingham City University*

Towards a Global Standardization of Housing Rights: Michelle Oren & Rachele Alterman, *Technion*

	4. Heritage and Culture
Fri 9:00am Room: 405	<p>Chair/ Discussant – TBC</p> <p>The Impact of Culture on Regulation and Urban Changes the Case of Tel-Aviv's City Center – Jeremie Hoffmann, <i>Sorbonne-Paris1 INHA institute / Tel Aviv university + Tel Aviv Municipality</i></p> <p>Historic Preservation, Economic Incentives, and Politics – The Israeli Prism – Nir Mualam, <i>Technion</i></p> <p>Conflicts over Preservation of the Built Heritage through the Eyes of the Victorian Civil and Administrative Tribunal – Cygal Pellach & Rachelle Alterman, <i>Technion</i></p> <p>Local Law and Public Awareness as a Means of Preserving Polish Rural Landscapes in the Sudety Mountains area – Zbigniew Tyczynski, <i>Wroclaw University of Technology, Poland</i></p>

10:45am Coffee Break

11:15am Parallel Sessions:

	1. Public Participation, Awareness and Compliance
Fri 11:15am Room: 404	<p>Chair/ Discussant – TBC</p> <p>You Don't Know What You Got 'Til It's Gone: A Communications Strategy for Explaining Property Rights to the Public – Eran Kaplinsky, <i>University of Alberta</i></p> <p>Legal Refinement of the LADM Standard: More Classes or Extended Code Lists with Better Defined Types of Right, Restrictions and Responsibilities? – Christiaan Lemmen, <i>Kadaster (NL)</i>, Peter van Oosterom, Hendrik Ploeger, <i>TU Delft</i>, Jesper Paasch, <i>Lantmäteriet (SE)</i>, Jenny Paulsson, <i>KTH</i> & Jaap Zevenbergen, <i>UT/ITC</i></p> <p>Communities' Rights to Initiate a Plan: Israel and the UK – Dafna Carmon, <i>Technion</i></p> <p>Dark Side of Planning with Youth: An Exploration of the Potential for Cooptation When Planning for Climate Change with Young People – Dawn Jourdan, <i>University of Oklahoma</i> & Eric Strauss, <i>Michigan State University</i></p>

	<h2>2. Expropriation and Illegal Development</h2>
<p>Fri 11:15am Room: 405</p>	<p>Chair/ Discussant – TBC</p> <p>Efficiency-Equity Trade-off in the Acquisition of Agrarian Farms for Industry: The Case of Indian Land Acquisition Act – Sony Pellissery, <i>National Law School of India University</i></p> <p>The Road from Planning to Expropriation: A Cross-National Analysis of Australia and Israel – Nira Orni and Rachelle Alterman, <i>Technion</i></p> <p>Illegal Building Policies in Mediterranean Countries: A Comparative Analysis of Greece, Israel and Spain – Ines Calor, <i>Portugal</i></p> <p>Legal Regulation of Unauthorized Construction in the United States and in the Russian Federation: a Comparative Analysis – Anastasia Petukhova, <i>University of Connecticut School of Law</i></p>
	<h2>3. Market, Regulation and Property Rights</h2> <p>Chair/ Discussant – TBC</p> <p>Careful What you Measure: Comparing Relationships between Planning and the Housing Market in Australia and the United Kingdom – Nicole Gurrán, <i>University of Sydney</i></p> <p>Development Rights Supply as the Commons: An Experimental Study – Ary Samsura & Erwin van der Krabben, <i>Radboud University Nijmegen</i></p> <p>Planning Law vs. Property Rights in Greece: An Ongoing Conflict – Konstantina Stamatiou & Constantin Tsantzas, <i>National and Kapodistrian University of Athens</i></p> <p>A Property Rights Approach to Parking Supply – Karel Martens & Ary Samsura, <i>Radboud University Nijmegen</i></p>
<p>1:00pm</p>	<p>Bus to Bahai World Center, Haifa</p>
<p>1:30pm</p>	<p>Concluding Plenary and lunch at the Bahai World Center</p> <p>Lecture and tour “The Bahai World Center and its Contribution to Haifa Planning”</p>
<p>3:30pm</p>	<p>OFFICIAL CONFERENCE CONCLUSION and THANKS. Chair: Ben Davy</p>
<p>3:45pm</p>	<p>Planning Tour of Haifa and Region. Option to leave tour before dinner.</p>
<p>6:00pm</p>	<p>Ethnic-food dinner in Druze Village, with Druze planners (self-pay)</p>
<p>7:30pm</p>	<p>Bus back to hotels (or stay on and take shared cabs)</p>

Saturday 15th February

All Day **See website for suggested self-organized tours. Optional – facilitated by our planning graduate students**