# DR NICOLAAS BUITENDAG

# RESUMÉ

Believing that current global questions ask for broad structural responses, I conduct transdisciplinary theoretical research that bridges law, politics, sociology, historiography and philosophy. This has led to publications connecting theory to practical cases such as political hate-speech trials, sanctioned police violence at Marikana, the death of Steve Biko at the hands of the state, and border conflicts between Ethiopia and Eritrea. It has also resulted in the translation into English of several works of Niklas Luhmann, late pioneer of autopoietic systems theory, from German.

Currently I am distilling my doctoral work into a monograph (forthcoming from AOSIS Publishing, 2022). I believe an academic should be socially engaged with his milieu, sharing his knowledge and skills acquired through research with those around him through teaching, supervision and direct engagement in order to produce practitioners and researchers that can directly respond to the requirements of their community and environment. For this reason, I have started guest-lecturing and co-supervising theses. Finally, I am aiming towards an NRF Y-Rating in the near future.

## **EDUCATION**

LLD Kyoto University, International Law & Politics (2020)

- Thesis: "States of Exclusion: A Critical Systems Theory Reading of International Law"
- Supervisor: Prof. Shotaro Hamamoto

LLM Leiden University, Public International Law (2014)

 Dissertation: "Power and International Law: Towards an Autopoietic Framework"

LLM University of Pretoria Legal Theory (2012)

- Dissertation: "Rethinking Time, Ethics and Justice: A Jurisprudential Perspective"
- Graduated Cum Laude
- Supervisor: Prof. Karin van Marle

LLB University of Pretoria (2010)

# **RESEARCH & TEACHING EXPERIENCE**

- Post-Doctoral fellow, Faculty of Law, North-West Universit (2021-current)
  - Under supervision of Prof. Willemien du Plessis.
  - Research output in accredited publications.
  - Guest lecture: IURI 423 PEC.
  - Co-supervision of LLB thesis under Prof. W du Plessis.
  - Evaluation of LLM and LLD Research Proposals in Commercial Law.
- Research fellow, Niklas Luhmann-Archiv, Bielefeld Universität (2019—2020)
- Researcher, Centre for International Law, University of Johannesburg (2014-2015)
- Researcher, Centre for Human Rights, University of Pretoria (2012)
- Teaching Assistant, Legal Theory, University of Pretoria (2008)

#### PUBLICATIONS

Monograph

Buitendag, N. (2022). Excommunication: A Deep History of the State through Law & Science. AOSIS Publishing. (Accepted, currently undergoing a second phase of international peer-review).

Book Chapter

Rossouw S.H., Buitendag, N. (2012). Steve Biko's death: The role of the medicine, law and their organised professions. In 1st Edition, Beyond the Law: Multi-disciplinary Perspectives on Human Rights, South Africa, Pretoria: Pretoria University Law Press, pp. 277–293.

https://www.academia.edu/9011225/Steve\_Biko\_s\_death\_the\_role\_of\_medicine\_law\_and\_their\_organise\_d\_professions

## PEER REVIEWED JOURNAL PUBLICATIONS

 Buitendag, N. & Coetzer, N. (2015), 'History as a system of wrongs - examining South Africa's Marikana tragedy in a temporal legal context, Strategic review for Southern Africa, vol. 37, no. 2, pp. 94-117. <u>http://www.up.ac.za/en/political-sciences/article/19718/strategic-review-for-southern-africa</u>

- Buitendag, N. (2014). Power and International Law: Towards an Autopoietic Framework, The Westminster Law & Theory Centre Online Working Papers, 1/2014, pp. 1-26.
   https://www.westminster.ac.uk/sites/default/public-files/general-documents/NB-Power-and-Int-Law.pdf
- Buitendag, N. & van Marle, K. (2014). Afriforum v Malema: The limits of law and complexity. PER: Potchefstroomse Elektroniese Regsblad, 17(6), 2893-2914. https://dx.doi.org/10.4314/pelj.v17i6.20
- Buitendag, N. (2013). Contrasting differences in identity and agency between narrative and autopoietic systems. HTS Teologiese Studies / Theological Studies, 69(1), 7 pages. doi:https://doi.org/10.4102/hts.v69i1.1966
- Buitendag, N. (2021) Creativity, not Ornamentality. Journal of Law & Society. (Accepted, 2021)
- Buitendag, N. (2021). Power Play: Spatialising and Structuring Agency in the History of Cartographic Boardgames. Human Geography. (Submission in Progress, 2021)
- Buitendag, N. (2022). Cartography as site of Science & Politics: towards a Legal Geography. Zeitschrift f
  ür Rechtssoziologie. (Submission in Progress, 2022)

## TRANSLATIONS

- Causality in the South in Soziale Systeme, Vol. 20, 2020. Translation from German of "Kausalität im Süden" by Niklas Luhmann.
- Systems Theory and Postmodernism in the Niklas Luhmann-Archiv Online Papers, 2020.
- The Healthcare Code in Health & Social Theory. Translation from German of "Die Medizinische Code" by Niklas Luhmann. (Submitted, 2021)
- The Paradox of Human Rights and Three Methods toward their Unfolding in Journal of Law & Society. Translation from German of "Das Paradox der Menschenrechte und drei Formen seiner Entfaltung" by Niklas Luhmann. (Accepted, 2021).

# **INTERNATIONAL CONFERENCE & WORKSHOP PRESENTATIONS**

- Harvard University Institute for Global Law & Policy Global Scholars Academy 2021: "Cartography and International Law" (Presenter).
- Japanese Society of Luhmann Studies, 2021, Japan: "The Healthcare Code." (Presenter).
- Kokusaiho Kenkyukai (Study Group for International Law), Kyoto University, 2020: "History of the Use of Cartography in International Law." (Presenter).
- Legal Sociology Working Group, Bielefeld University, 2020: "Maps as Inter-systemic Boundary Objects." (Presenter).
- Critical Legal Conference 2019, University of Perugia, Italy: "A big history of the state and law." (Presenter).
- Harvard University Institute for Global Law & Policy Workshop 2019: "The Berlin Conference of 1884." (Presenter).
- Critical Legal Conference 2017, Warwick University, England: "Is law dependent on crisis & catastrophe?" (Presenter).
- Kyoto / National Chengchi University Joint Seminar in International Law 2018, Japan: "The African Union Boundaries Programme, its practice & theory." (Presenter).
- Kokusaiho Kenkyukai (Study Group for International Law), Kyoto University 2018: "Legal paradoxes in the work of Carl Schmitt." (Presenter).
- Kyoto / Seoul National University Joint Seminar in International Law 2017, Korea: "Comparing Spatiality in Carl Schmitt and Niklas Luhmann, and its implications for international law." (Presenter).
- Kyoto / Seoul National University Joint Seminar in International Law 2016, Japan: "International law and crisis." (Presenter).
- Chinese University of Hong Kong–Kyoto Seminar in International Law 2016, Hong Kong: "Constructing power in international law and politics." (Presenter).
- Kokusaiho Kenkyukai (Study Group for International Law), Kyoto University 2017: "Power and International Law." (Presenter).

## OTHER

• I am the author and host of an academic podcast series titled Undisciplined, in which I interview scholars about their research in fields as diverse as law, politics, philosophy and geography. https://soundcloud.com/undisciplinedpod

## INTERNATIONAL SUMMER SCHOOLS ATTENDED

- Democracy & Diversity Graduate Summer Institute, The New School for Social Research, 2021: "Reimagining Our Future." (Participant).
- Summer School, The Academy for Global Studies and Critical Theory, Bologna University, 2021. (Participant).

#### **ACKNOWLEDGEMENTS & AWARDS**

- Japanese Government MEXT Scholarship (2015 2018)
  - Full scholarship for doctoral studies at Kyoto University
- Conference Travel Bursary, Kyoto University (2017)
- Golden Key Academic Honours Society (2012)
- Highest Achievement: Law & Literature (2008)

#### **PROFESSIONAL AFFILIATIONS**

- Advocate of the High Court of South Africa (2014)
- Japanese International Law Research Group, Kansai Kokusai-ho Kenkyuukai (2015)
- Japan Niklas Luhmann Research Group (2019)

#### **PROFESSIONAL SERVICE**

Peer-Reviewed Articles for Web of Science (ISI) journals:

- HTS Theological Studies. https://hts.org.za/index.php/hts/pages/view/journal-information#part\_1
- Journal for Christian Scholarship

#### **COMMUNITY SERVICE**

Volunteer: Kyoto Baptist Hospital, Japan, 2018-2019

## LANGUAGE PROFICIENCY

- English: Native
- Afrikaans: Native
- German: Intermediate
- Dutch: Intermediate
- Japanese: Basic

## REFERENCES

- Johannes Schmidt Scientific Project Coordinator: Niklas Luhmann Archive Bielefeld University johannes.schmidt@uni-bielefeld.de
- Shotaro Hamamoto Professor of International Organisation, Graduate School of Law Kyoto University <u>hamamoto@law.kyoto-u.ac.jp</u>
- Karin van Marle
   Vice-Dean, Faculty of Law
   University of the Free State
   VanMarleK@ufs.ac.za