



ESIL Research Forum 2019

“The International and Domestic Rule of Law – Synergies and Challenges”

Programme (as at 18 February 2019)

WEDNESDAY 3 APRIL: ESIL INTEREST GROUP EVENTS

ALL DAY EVENTS
(09.00 – 19.00) *IG on International Environmental Law and IG on International Bio Law Joint Event*
Sound Science-Based Regulation in the Post-Truth Era: Domestic and International Rule of Law Under Fire

IG on Migration and Refugee Law Workshop
Migration and the Rule of Law

IG on Peace and Security Workshop
The Rule of Law in Cyberspace

IG on International Economic Law Workshop
Trade Agreements and the Rule of Law

AFTERNOON
EVENTS
(13:00 – 17:00) *IG on International Organisations Workshop*
An Ambivalent Engagement: International Organisations and the Rule of Law

IG on the History of International Law Workshop
The Rule of Law and International Law in Historical Perspective

THURSDAY 4 APRIL

08:00 Registration

09:00-09:30

Opening session

Welcome by the ESIL President, *Luis Hinojosa-Martínez, University of Granada*

Welcome Address by the Vice-President of the University

Welcome Address by the Local Organizer/Research Dean of the Faculty of Law, *Peter-Tobias Stoll, Georg-August University Göttingen*

09:30-11:00

Panel I: Conceptualizing the Rule of Law at International and Domestic Levels

Chair: *Luis Hinojosa-Martínez, University of Granada*

- *Kostiantyn Gorobets, University of Groningen*
Beyond 'Thin' and 'Thick': The International Rule of Law and the Idea of Normative Authority
- *Lys Kulamadayil, Graduate Institute, Geneva*
The Rule of Law in Economic Theory
- *Leander Beinlich, Max Planck Institute for Comparative Public Law and International Law*
Procedural Rights, Domestic Legal Systems and the (International) Rule of Law

Discussant: *Till Patrik Holterhus, Georg-August University Göttingen*

11:00-11:30

Coffee break

11:30-13:00

Parallel Session: Panel II: The Rule of Law and the Sources of International Law

Chair: *Gleider Hernández, KU Leuven*

- *Marina Fortuna, University of Groningen*
Rule of Custom - Rule of Law?
- *Philipp Janig, University of Vienna*
The Rule of Law and the Paradoxical Nature of General Principles of Law
- *Xuan Shao, University of Oxford*
The Role of General Principles of Law in Shaping the International Rule of Law

Discussant: *Pål Wrangé, Stockholm University*

11.30 -13.00

Parallel Session: Panel III: Persuasive Dimensions: Mission Éducatrice and Judicial Dialogue

Chair: *Fulvio M. Palombino, University of Naples 'Federico II'*

- *Leonardo Borlini, Bocconi University/ Luigi Crema, State University of Milan*
Human Rights Treaty Bodies: Mission Éducatrice, International Supervision or Authoritative Interpretations?
- *Allan Francis Tatham, University San Pablo-CEU*
Popularising the Rule of Law: A 'Mission Éducatrice' of the International Bench?"
- *Maria-Louiza Deftou, University of Athens*
Fostering the Rule of Law in the Americas: Is there any room for Judicial Dialogue between the IACtHR and National Courts?

Discussant: *Monika Polzin, University of Augsburg/Georg-August University Göttingen*

13:00-14:30

Lunch

14:30-16:00

Panel IV: The Rule of Law, International Tribunals and the Domestic Level

Chair: *Christina Binder, Bundeswehr University Munich/ University of Vienna*

- *Lisa Sonnleitner, University of Graz*
Evolutionary Interpretation and the Rule of Law in the European Convention on Human Rights
- *Velimir Živković, Humboldt-University of Berlin*
International Investment Law, Domestic Law and Other International Legal Regimes: Rule of Law Synergies and Challenges
- *Pierfrancesco Rossi, University of Naples 'Federico II'*
Consistent Interpretation before National Courts: How Sharp a Weapon for the International Rule of Law?

Discussant: *Evelyne Schmid, University of Lausanne*

16:00-16:30

Coffee break

16:30-17:30

Keynote Speech by Angelika Nußberger, European Court of Human Rights

Evening

Conference Dinner

FRIDAY 5 APRIL

09:00-10:30

Panel V: The Rule of Law in the European Union

Chair: *Ramses A. Wessel, University of Twente*

- *László Detre, Constitutional Court of Hungary*
Rule of Law Checklist: A Starting Point to Reinvent Article 2 of the Treaty on European Union?
- *Gjylbehare Murati/Sabiha Shala, University of Haxhi Zeka, Peja*
The EU Rule of Law Promoters: The Judicial Fairness of Internationalized Justice
- *Viktor Lőrincz, Eötvös Loránd University, Budapest/András Jakab, University of Salzburg*
Measuring Rule of Law and the EU Rule of Law Crisis

Discussant: *Frank Schorkopf, Georg-August University Göttingen*

10:30-11:00

Coffee break

11:00-12:30

Parallel Session: Panel VI: The United Nations – A Rule of Law Institution?

Chair: *Pierre d'Argent, University of Louvain (UCL)*

- *Hannah Birkenkötter, Humboldt-University of Berlin*
"A Concept at the very Heart of the Organization's mission": Unpacking the Rule of Law at the United Nations
- *Arnaud Louwette, Université Libre de Bruxelles*
Resisting the Rule of Law: A Tale of the United Nations' Strategic Concession
- *Lenneke Sprik, University of Groningen/Vrije Universiteit Amsterdam*
UN Peacekeeping and Local Rule of Law Initiatives in the Central African Republic

Discussant: *Andreas L. Paulus, Georg-August University Göttingen/German Federal Constitutional Court*

11:00-12:30

Parallel Session: Panel VII: The Rule of Law in a Diversified International Legal Landscape

Chair: *Peter-Tobias Stoll, Georg-August University Göttingen*

- *Didem Doğar, McGill University, Montreal*
Criminalization of Migration as a Danger to the Rule of Law
- *Chin-Chia Tien, University of Glasgow*
Rule of Law in the Seas: The International Struggle for Sustainability and Domestic Obstacles
- *Nina Mileva, University of Groningen*
The Under-representation of Third World States in the Formation of Customary International Law: Can Interpretation Bridge the Gap?

Discussant: *Paolo D. Farah, West Virginia University*

12:30-13:30

Lunch

13:30-15:00

Panel VIII: The Rule of Law under Pressure

Chair: *Veronika Bilková, Institute of International Relations, Prague*

- *Viktor Kazai, Central European University, Budapest*
The Illiberal Challenge to the Rule of Law Principle: The Neglected Procedural Aspect
- *Justyna Łacny, Warsaw University of Technology*
Suspension of EU Funds Paid to Member States Breaching the Rule of Law. Did the European Commission Get it Right?
- *Ewa Kamarad, Jagiellonian University, Kraków*
The Article 7 TEU Procedure and the Free Movement of Judgments in the EU

Discussant: *tbc*

15:00-15:30

Closing Session
