

SIPE

Societas Iuris Publici Europaei



7. TAGUNG – 7th CONGRESS – 7ème CONGRÈS

Das soft law der Europäischen Organisationen

The Soft Law of European Organisations

La soft law des organisations européennes

STRASBURG - STRASBOURG

10-12 JUNI – JUNE - JUIN 2010

Tagungsort - Congress Venue - Lieu du Congrès

ENA - Ecole Nationale d'Administration

1, rue Sainte Marguerite



PROGRAMM-PROGRAM-PROGRAMME

Die *Societas Iuris Publici Europaei* (SIPE) ist eine wissenschaftliche Vereinigung, die im April 2003 in Frankfurt a.M. von europäischen Öffentlichrechtlern gegründet wurde. Der Verein hat die Aufgabe, Fragen des öffentlichen Rechts in Europa unter Einschluss seiner Wirkung auf das gesamte Recht wissenschaftlich zu erörtern und zu klären. Die Satzung der SIPE und weitere Informationen können im Internet abgerufen werden unter: <http://www.sipe-online.eu>

Societas Iuris Publici Europaei (SIPE), an association of European Public Law Scholars, was founded in Frankfurt/M. in April 2003. The goal of the society, as an academic forum, is to discuss and clarify questions of public law in Europe including its impact on the legal system as a whole. The articles of the association as well as further information are available online at <http://www.sipe-online.eu>

La *Societas Iuris Publici Europaei* (SIPE) est une association académique fondée par des publicistes européens en avril 2003 à Francfort/M. Elle a pour objet l'étude du droit public en Europe ainsi que ses incidences sur l'ensemble des branches du droit. Les Statuts de la SIPE et autres informations utiles peuvent être consultés sur internet: <http://www.sipe-online.eu>

SIPE CONGRESS - STRASBOURG, 10-12 JUNE 2010

THE SOFT LAW OF EUROPEAN ORGANISATIONS

Thursday, 10 June 2010

Arrival

Workshop of Junior Scholars

15.00-18.30

Welcome Addresses

Chair: **Fabrice Larat** (Strasbourg, ENA)

- The OECD Soft Law in the Case-law of the European Court of Justice (20 Min.)

Thomas Dubut (Paris)

Discussion (10 Min.)

- Soft Law and Hard Law in Light of the Transformation Process in Hungary (20 Min.)

Akos Domahidi (Budapest)

Discussion (10 Min.)

- The Interpretative Communications of the European Commission (20 Min.)

Sandrine Turgis (Paris)

Discussion (10 Min.)

16.45-17.00 Break

- European Soft Law and Administrative Cooperation between the Member States (20 Min.)

François Lafarge (Strasbourg)

Discussion (10 Min.)

- The Non-judicial Monitoring of Compliance with Soft Law within the Council of Europe (20 Min.)

Mihaela Ailincăi (Grenoble)

Discussion (10 Min.)

- The European Soft Law and the Fight against Discrimination (20 Min.)

Frédéric Edel (Strasbourg)

Discussion (10 Min.)

18.30 Executive Committee meeting

Dinner for intervenants and Executive Committee members

Friday, 11 June 2010

9.00-9.30: Registration

9.30 Opening Ceremony

Welcome Addresses:

Bernard Boucault, *Director of the Ecole nationale d'administration*

Jean Waline, *President of the International Institute of Human Rights, Strasbourg*

Julia Iliopoulos-Strangas, *Professor, University of Athens; President of the SIPE*

First Session (10.00-13.00)

Chair: **Hartmut Bauer**, *Professor, University of Potsdam; Secretary General of the SIPE*

Introductory Report (30 min.):

Peter-Christian Müller-Graff, *Professor, University of Heidelberg*

Goals and Functions of European Soft Law

The Council of Europe Experience

Reporter (30 min.):

Philippe Boillat, *Director General of Human Rights and Legal Affairs, Council of Europe*

Commentator (15 min.):

Andrew Drzemczewski, *Head of the Secretariat, Committee on Legal Affairs and Human Rights, Parliamentary Assembly of the Council of Europe*

Discussion

11.15-11.45: *Break*

The European Union Experience

Reporter (30 min.):

Enzo Cannizzaro, *Professor, University of Rome ("La Sapienza")*

Commentator (15 min.):

Jürgen Schwarze, *Professor, University of Freiburg in Breisgau*

Discussion

Lunch break

Second Session (14.30-18.30)

Chair: **Jacques Ziller**, *Professor, University of Pavia*

Effectiveness and Efficacy of European Soft Law

Effectiveness and Efficacy through National Authorities

Reporter (30 min.):

Daniel Sarmiento, *Référéndaire, Court of Justice of the European Union*

Commentator (15 min.):

Irena Lipowicz, *Professor, University of Warsaw*

Discussion

Effectiveness and Efficacy through National Constitutional Courts

Reporter (30 min.):

Laurence Burgogue-Larsen, *Professor, University of Panthéon-Sorbonne (Paris I)*

Commentator (15 min.):

Giorgio Malinverni, *Judge, European Court of Human Rights*

Discussion

16.30-16.45: *Break*

Effectiveness and Efficacy through European Courts

The Court of Justice of the European Union

Reporter (20 min.):

Allan Rosas, *Section President, Court of Justice of the European Union*

Commentator (10 min.):

Vassilios Christianos, *Professor, University of Athens*

Discussion

The European Court of Human Rights

Reporter (20 min.):

Jean-François Flauss, *Professor, University of Panthéon-Assas (Paris II)*

Commentator (10 min.):

Georg Ress, *Judge, Administrative Tribunal of the Council of Europe, Former Judge, European Court of Human Rights*

Discussion

Reception

Saturday, 12 June 2010

9.30-10.00: General Meeting of SIPE

Third Session (10.00-12.30)

Chair: **Antonio D'Atena**, *Professor, University "Tor Vergata", Rome; Member of the SIPE Executive Committee*

Legitimacy and Legitimization of European Soft Law

Round Table (10.00-12.00)

Chair:

Constance Grewe, *Professor, University of Strasbourg; Judge, Constitutional Court of Bosnia-Herzegovina*

Intervenants:

Noreen Burrows, *Professor, University of Glasgow*

Matthias Knauff, *Privatdozent, University of Würzburg*

Andras Sajó, *Judge, European Court of Human Rights*

Linda Senden, *Professor, University of Tilburg*

Mihalis Vilaras, *Section President, General Court of the European Union*

Discussion

General Conclusions (30 min.)

Olivier de Schutter, *Professor, Catholic University of Louvain*

Final Remarks

AFTERNOON: *Excursion* The routes of wine