

**Cambridge International Law Journal**



**In Association With**

**The Centre for European Legal Studies and Monckton Chambers**

**Presents:**

**The Cambridge International and European Law Conference 2017**

**“Transforming Institutions”**

**The David Williams Building, Law Faculty, The University of Cambridge**

**23<sup>rd</sup> and 24<sup>th</sup> March 2017**



**Thursday 23<sup>rd</sup> March 2017**

08.30 – 09.30	Registration: Lower Ground Floor, The David Williams Building, Law Faculty, The University of Cambridge. Coffee and other refreshments will be provided
09.30 – 09.45	Welcome Address by Professor Eyal Benvenisti, Whewell Professor of International Law, The University of Cambridge.
09.45 – 10.30	Keynote Address by Professor Jan Klabbers, Professor of International Law, The University of Helsinki.
10.30 – 11.00	Coffee Break: Coffee, Tea and other refreshments will be provided
11.00 – 12.15	<p style="text-align: center;"><b><u>Panel 1: Transformations in International Criminal Law</u></b></p> <p>Dr. Annika Jones, Lecturer in International Law, The University of Durham: <i>“A Quiet Transformation: Efficiency Building in the “Fall” of International Criminal Justice”</i></p> <p>Dr. Gabriel M. Lentner, Research and Teaching Fellow, The Danube University Krems &amp; Lecturer in Law, The University of Vienna: <i>“Transforming Institutions: UN Security Council Referrals to the International Criminal Court”</i></p> <p>Dr. John Joseph Heieck, Lecturer in Public International Law and International Diplomatic Law, The University of Kent, Brussels School of International Studies: <i>“The Duty to Prevent War Crimes: Transforming Russia's Veto Power in the Security Council?”</i></p> <p style="text-align: center;"><b><u>Panel 2: The Transformation of EU Law-Making</u></b></p> <p>Emilija Marcinkevciute, PhD Candidate, <i>The University of Cambridge</i>: <i>“Sovereignty of Member States: the Role of Mixity in the European Union.”</i></p> <p>Katy Sowery, PhD Candidate, The University of Liverpool: <i>“How far are the formal structures under the Treaty for the amendment of Union primary law affected by the (transforming) role of the Union institutions?”</i></p> <p>Dr. Zheni Zhekova, The University of Luxembourg &amp; Catherine Warin, PhD Candidate, The University of Luxembourg: <i>“Non-binding EU external arrangements: Transforming the EU institutional balance? The example of the EU-Afghanistan Joint Way forward on migration issues”</i></p> <p>Dr. Chrysthia Papacleovoulou, Scientific Collaborator in Law, University of Cyprus and Practitioner, Law Chambers Nicos Papacleovoulou, Cyprus: <i>“The Transformative Role of Troika: with focus on the Cyprus bail-in and Greece bail-out”</i></p>

12.15 – 13.15	Lunch Break: A buffet lunch and refreshments will be provided on the lower ground floor of the David Williams Building in the Law Faculty.
13.15 – 14.30	<p style="text-align: center;"><b><u>Panel 3: Transformations in The European Court on Human Rights</u></b></p> <p>Gail Lythgoe, PhD Candidate, The University of Glasgow: <i>“The Territorial Configuration of International Institutions”</i></p> <p>Edith Wagner, Research Fellow, Max Planck Institute for International, European and Regulatory Procedural Law, Luxembourg &amp; PhD candidate, The University of Heidelberg: <i>“Attack of the clones at the European Court of Human Rights - How clone cases challenge and advance the Strasbourg System”</i></p> <p>Juha Tuovinen, PhD Candidate, European University Institute: <i>“A Transformation in the Reasoning of the European Court of Human Rights?”</i></p> <p style="text-align: center;"><b><u>Panel 4: Institutional Transformations and the Court of Justice of the European Union</u></b></p> <p>Zane Rasnača, PhD candidate, European University Institute: <i>“How important is the CJEU really?”</i></p> <p>Ana Koprivica, Research Fellow, Max Planck Institute for International, European and Regulatory Procedural Law, Luxembourg &amp; PhD candidate, The University of Luxembourg: <i>“What Happens in Luxembourg (Still) Stays in Luxembourg? Transforming the Role of the Court of Justice of the European Union through Extending Public Access to Oral Hearings”</i></p> <p>Dr Tamás Molnár, Adjunct Professor, Institute of International Studies, Corvinus University of Budapest: <i>“The Court of Justice of the EU, autonomy of EU law and the relationship with other European courts.”</i></p>
14.30 – 15.45	<p style="text-align: center;"><b><u>Panel 5: International Arbitration in Times of Transition</u></b></p> <p>Ridhi Kabra, PhD Candidate, The University of Cambridge: <i>“Mass Investment Claims’ – transforming investment arbitration into a mass claims process?”</i></p> <p>Jagdish John Menezes, Associate at Quinn Emanuel Urquhart &amp; Sullivan LLP, London: <i>“Unfit to Profit: Transforming the Shops in the Investment Disputes Marketplace”</i></p> <p>Georgios Andriotis, Associate at Shearman &amp; Sterling LLP, Paris: <i>“Rule of Law’s Transformative Effect on International Investment and Arbitration”</i></p>

	<p style="text-align: center;"><b><u>Panel 6: Transforming Financial Institutions and the Market</u></b></p> <p>Dr. Thomas Papadopoulos, Lecturer in Law, The University of Cyprus: <i>“Transforming the role of Member States in privatised companies: Justifications of golden shares in the CJEU’s case law”</i></p> <p>Ivona Skultetyova, Lecturer/Researcher in Law, Tilburg University: <i>“From Law-making to Investing: Is European Commission’s Intervention in Venture Capital Industry One Step Too Far?”</i></p> <p>Dr. Charikleia Vlachou, Lecturer in Law, Université d’Orléans: <i>“Between markets and hierarchies: institutional transformation in the European administration”</i></p> <p>Dr. Eytan Tepper, DCL Candidate, McGill University: <i>“Polycentrism and Institutional Transformation from Without: China’s AIIB and NDB and the Co-existence of International Financial Institutions”</i></p>
1545-1615	Coffee Break: Coffee, Tea and other refreshments will be provided
1615 - 1730	<p style="text-align: center;"><b><u>Panel 7: The EU Legal landscape: A Transforming Topography?</u></b></p> <p>Professor Dr. Henri de Waele, Professor of International and European Law, Radboud University Nijmegen &amp; The University of Antwerp: <i>“Belonging to a Club that Accepts You as One of its Members’ – The Transformation of the Selection and Appointment Process at the Court of Justice of the European Union”</i></p> <p>Professor Rob van Gestel, Professor of Law, Tilburg University &amp; Professor Jurgen de Poorter, Professor of Law, Tilburg University: <i>“Communication between the European Court of Justice and national highest administrative courts: Judicial dialogue or living apart together?”</i></p> <p>Professor Giulio Peroni, Adjunct Professor and Senior Researcher of International Law, State University of Milan: <i>“The financial and economic systemic risk an opportunity to reshape the institutional architecture of European Union”</i></p>
1845	Drinks Reception followed by Conference Dinner at 19.30 in Sidney Sussex College, Cambridge.

	<b><u>Friday 24<sup>th</sup> March 2017</u></b>
09.00 – 09.30	Arrival at David Williams Building, Law Faculty, University of Cambridge. Coffee, Tea and other refreshments will be provided.
09.30 – 10.15	Keynote Address by Professor Kenneth Armstrong, Professor of European Law & Director of Centre for European Legal Studies (CELS), The University of Cambridge
10.15 – 11.30	<p style="text-align: center;"><b><u>Panel 8: The Transformation of EU Institutional Balance</u></b></p> <p>Emily Hancox, PhD Candidate, The University of Edinburgh: <i>“Institutional balance in the EU following the increasing codification of EU fundamental rights”</i></p> <p>Benjamin Bodson, Research Assistant &amp; PhD Candidate, Catholic University of Louvain: <i>“What Legal Regime for Trilogues? State of Play and Perspectives”</i></p> <p>Desmond Johnson, Lecturer in Comparative Public Law, The Hague University of Applied Sciences: <i>“Institutional Balance as an Agent of Transformation in the EU Constitutional Order”</i></p> <p style="text-align: center;"><b><u>Panel 9: International Courts and Tribunals in Transformation</u></b></p> <p>Yuan Yi Zhu, DPhil Candidate, The University of Oxford: <i>“China and International Courts in the Aftermath of Philippines v. China”</i></p> <p>Peter Tzeng, Postgraduate Fellow, Yale Law School: <i>“First Decisions: The Arrogation of Jurisdiction by International Judicial Bodies”</i></p> <p>Johannes Fahner, PhD Candidate, The University of Luxembourg: <i>“International Courts in Transformation: Alternating between Activism and Restraint”</i></p> <p>Gloria Okemuo, PhD Candidate, The University of Birmingham: <i>“The Court of Justice of the African Economic Community (AEC) as a potential transformative agent in moving the African integration agenda forward: challenges and prospects”</i></p>
11.30 – 11.45	Coffee Break: Coffee, Tea and other refreshments will be provided

<p>11.45 – 13.00</p>	<p style="text-align: center;"><b><u>Panel 10: The Domestic Effect of ECHR Law</u></b></p> <p>Pieter Van Cleynenbreugel, Associate Professor of European Union law, Université de Liège,: <i>“The implicit transformation of national administrative authorities in the service of supranational ‘fair trial’ rights”</i></p> <p>Dominik Rennert, PhD candidate, Humboldt University Berlin: <i>“The Transformative Margin of Appreciation: Conceptualizing a Transnational Constitutional Court”</i></p> <p>Leonie Huijbers, PhD Candidate, Utrecht University: <i>“The European Court of Human Rights in a Changing Fundamental Rights Landscape: A Procedural Reply?”</i></p> <p>Dr. Maria Smirnova, Research Associate, The University of Manchester: <i>“Injection of Justice: The Role of International Law in Transforming Institutions in Russia”</i></p> <p style="text-align: center;"><b><u>Panel 11: Brexit</u></b></p> <p>Dr. Davide Paris, Post-Doc Research Fellow, Alexander von Humboldt Foundation, Max Planck Institute for Comparative Public Law and International Law, Heidelberg: <i>“Avoiding other Brexits”</i></p> <p>Patrick Fitzgerald, Clerk to the Irish Supreme Court: <i>“The status of British law in independent Ireland: a model for post-Brexit Britain?”</i></p> <p>Heinrich Nemecek, Research Fellow, The University of Mannheim: <i>“The application and surveillance of EEA Law by British domestic courts and authorities after Brexit”</i></p>
<p>13.00 - 14.00</p>	<p>Lunch Break: A buffet lunch and refreshments will be provided on the lower ground floor of the David Williams Building in the Law Faculty.</p>
<p>14.00 – 15.15</p>	<p style="text-align: center;"><b><u>Panel 12: European Courts as Agents of Change</u></b></p> <p>Auke Willems, PhD Candidate, Vrije Universiteit Brussels: <i>“The Transformation of the Principle of Mutual Trust in EU Criminal Law by the Court of Justice of the European Union”</i></p> <p>Dominik Düsterhaus, Legal secretary, Court of Justice of the European Union: <i>“Private International Law and the ECJ: Constitutionalization of Private International Law v Private Internationalization of EU Law Adjudication”</i></p> <p>Maris Moks, PhD Candidate and Research Associate, Hertie School of Governance, Berlin: <i>“The Role of European Constitutional Courts in the Aftermath of the Euro Crisis”</i></p>

	<p style="text-align: center;"><b><u>Panel 13: Institutional Responses to Contemporary European Crises</u></b></p> <p>David Fernandez Rojo, PhD Candidate and Researcher, University of Deusto: <i>“From Frontex to the European Border and Coast Guard: Towards an Increasing Role of the Agency in the Enforcement of the External Border Control?”</i></p> <p>Dr. Anastasia Karatzia, Assistant Professor in EU Law, Erasmus University Rotterdam &amp; Menelaos Markakis, Researcher in Law, Erasmus University Rotterdam: <i>“What Role for the Commission and the European Central Bank in the European Stability Mechanism?”</i></p> <p>Akiva Weiss, Researcher in Law, The University of Hamburg and The University of Rotterdam: <i>“The EU &amp; OIC: A market-based solution to the European Union's refugee crisis?”</i></p>
15.15-15.30	Coffee Break: Coffee, Tea and other refreshments will be provided
15.30 – 16.45	<p style="text-align: center;"><b><u>Panel 14: The UN Institutions and Transformation.</u></b></p> <p>Sarah Shirazyan, PhD Candidate, Stanford Law School: <i>“Combating Proliferation of Weapons of Mass Destruction: Law, Politics, and Institutional Design of United Nations Security Council Resolution 1540”</i></p> <p>Dr. Christopher Michaelsen, Associate Professor of Law, The University of New South Wales: <i>“Transforming the Security Council: the Role and Leverage of Non-Permanent Members”</i></p>
16.45 – 17.00	Closing Remarks by Professor Kenneth Armstrong, Professor of European Law & Director of Centre for European Legal Studies (CELS), The University of Cambridge