Economic Constitutionalism: Mapping its Contours in European and Global Governance

Conference Programme

Thursday 14th – Friday 15th June 2018 Florence, Italy

European University Institute
Villa Salviati (Sala del Consiglio)
Via Bolognese 156 – 50139
Florence

Conference Organisers:
Gábor Halmai
Achilles Skordas
Lisa Mardikian
Daniel Bedford
Thursday 14th June 2018

Welcome
09.45

Opening Remarks
10.15

Professor Gábor Halmai, European University Institute
Dr Lisa Mardikian, University of Portsmouth

Keynote Speech
10.30 - 12.00

Professor Neil Walker, University of Edinburgh
The Economic and Other Constitutions of the EU

Lunch
12.00 - 13.00

Panel I: The Origins, Functions and Norms of Economic Constitutionalism
13.00 - 14.30

Chair: Professor Gábor Halmai, European University Institute

Professor Christian Joerges, Hertie School of Governance/University of Bremen
The Ordoliberal Origins of Economic Constitutionalism and its Democratic Opponents: the Topicality of a Classical Controversy

Professor Andrew Arato, New School for Social Research
Economic Constitutionalism and the Post Sovereign Constituent Power

Professor Jiří Přibáň, University of Cardiff
In Search of the Basic Norm of European Constitutionalism: On Social and Economic Value of Heterogeneity

Professor Poul F. Kjaer, Copenhagen Business School/Paris Institute for Advanced Study
Who Constitutes Whom? The Transnational Constitution of National Political Economies and the Future of Economic Constitutionalism

Refreshments
14.30 - 14.45
Panel II: Economic Constitutionalism and Private Law: an Intertwined Approach?
14.45 - 16.15

Chair: Professor Jiří Přibáň, University of Cardiff

Professor Stefan Grundmann, European University Institute
Within an Economic constitution – Which Place for Traditional Private Law?

Dr Dorota Leczykiewicz, St Peter’s College and University of Oxford
Europeanisation of Private Law and the European Economic Constitution

Professor Karl-Heinz Ladeur, University of Hamburg

Refreshments
16.15 – 16.30

Panel III: Comparative Perspectives: Towards a Better Understanding of Economic Governance
16.30 - 18.00

Chair: Dr Lisa Mardikian, University of Portsmouth

Dr Marton Varju and Dr Mónica Papp, Hungarian Academy of Sciences, Centre for Social Sciences
Varieties of Member State Capitalisms and European Economic Constitutionalism: a Folly or a Flexible Framework?

Duncan Pickard, Stanford University
The Gauweiler Case: Federalism and Judicial Review of Macroeconomic Policy

Dr Joris Larik, Leiden University
Brexit and the Economic Constitutionalism of (being close to) the EU: Towards Partial Constitutional Pluralism?

Conference Dinner
Friday 15th June 2018

Panel IV: Economic Constitutionalism and Multilevel Cooperation Beyond the EU
9.00 - 10.30

Chair: Professor Stefan Grundmann, European University Institute

Professor Ernst-Ulrich Petersmann, European University Institute
Multilevel Economic Constitutionalism Beyond the EU: Five Complementary Approaches and the Need for their Integration.
Professor Paul Schiff Berman, The George Washington University
Cosmopolitan Pluralism, Authoritarian Nationalism, and the Future of Liberal Governance
Dr Sivan Schlomo Agon, Bar-Ilan University, and Professor Eyal Benvenisti, Tel Aviv University
The Law of Strangers: The Form and Substance of Other-Regarding International Adjudication

Panel V: Shaping the Economic Constitution: Conditionality and Legal Responses to Economic Crisis
10.30 - 12.00

Chair: Professor Achilles Skordas, University of Copenhagen - iCourts

Professor Cesare Pinelli, Sapienza University of Rome
Conditionality and Economic Constitutionalism in the Eurozone
Dr Michael Ioannidis, Max Planck Institute for Comparative Public Law and International Law, Heidelberg
Conditionality and the European Economic Constitution
Viorica Vita, European University Institute
Europe’s Conditional Constitution
Ioannis G. Asimakopoulos and Dr Aikaterini Pantazatou, University of Luxemburg
Enforcing the European Economic Constitution: From Narrative to Reality

Lunch
12.00 - 13.00

Panel VI: Embedding Economic Constitutionalism: Democracy, Legitimacy and Public Policy
13.00 – 14.30

Chair: Professor Andrew Arato, New School for Social Research

Professor George Gerapetritis, National and Kapodistrian University of Athens
Institutional Architecture of Post-modernity: New Economic Constitutionalism in Europe
Dr Carola Glinski, University of Copenhagen
Market Freedoms and Democratically Sound Re-Embedding of Markets: The Example of CETA
Dr Ben Hawkins, London School of Hygiene & Tropical Medicine, and Dr Chris Holden, University of York
Economic Constitutionalism and Policy Space in Complex Systems of Multi-level Governance: The Case of Trade and Health
Panel VII: Shaping Economic Governance: What Role for the European Courts?
14.45 - 16.15

Chair: Dr Daniel Bedford, University of Portsmouth

Dr Amalie Frese, University of Vienna
Judicial Responses to the Economic Crisis in Europe

Paul Dermine, Maastricht University
The European Court of Justice and the Sustainability of Fundamental Rights under the New Economic Governance of the Eurozone – Present Situation and Future Prospects

Andrej Lang, Martin Luther University Halle-Wittenberg
Lawmaking through Judicial Dialogue: How the CJEU and the German Constitutional Court Define the Legal Accountability of the ECB

Panel VIII: Judicial Dialogue in European and Transnational Courts
16.30 – 18.00

Chair: Professor Ernst-Ulrich Petersmann, European University Institute

Professor Morten Broberg, University of Copenhagen
The Role of the Judiciary in European Governance: Private Arbitration in EU Member States and the Court of Justice of the European Union

Professor Csongor István Nagy, University of Szeged
Intra-EU Bilateral Investment Treaties and EU law: Half-made Problems of a Half-made Federation

Dr Michelle Zang, PluriCourts, University of Oslo
Governance Through Communication: Interaction Between the WTO and ISDS Adjudicators

Concluding Remarks
18.00

Professor Achilles Skordas, University of Copenhagen - iCourts