

TIMIȘOARA

25-26 MAY 2017

ADJUDICATION AND THE POLITICAL

4TH INTERNATIONAL WORKSHOP ON
LAW AND IDEOLOGY

P R O G R A M

CL_{EST}

CENTRE
FOR LEGAL EDUCATION
AND SOCIAL THEORY

 **Universitatea de Vest**
din Timișoara



Central and Eastern European
Network of Legal Scholars

Day 1: 25 May 2017

Club Ambasada Events Hall, Anton Seiller str., no. 2

8:45-9.00 **OPENING SESSION: WELCOME WORD FROM ORGANIZERS**

9:00-10:10 **ADJUDICATION AND THE POLITICAL I**

Chair: Raluca Bercea

- **Filip Rakoczy** (Wrocław)

External and internal perspective on judicial discretion

- **Bojan Tubić** (Novi Sad)

Independence of the judiciary in Serbia – historical overview and current problems

- **Miklós Merényi** (Budapest)

Red Mud and Other Messes: the Court vs. the Populists in the Kolontár Case

10:20-11:50 **ADJUDICATION AND THE POLITICAL II**

Chair: Samir Forić

- **Łukasz Perlikowski** (Toruń)

Neutrality of Law and Perfectionist Liberalism

- **Łukasz Święcicki** (Siedlce)

Adjudication and the Political: Carl Schmitt's "Gesetz und Urteil" as a Prelude to his Decisionism

- **Jolanta Sawicka** (Warsaw) *Civic Duties and Political Engagement*

- **Laura Gheorghiu** (Graz)

Adjudicating the Political

11:50-13:00 **LUNCH BREAK**

13:00-14:30 KEYNOTE DEBATE:

Moderator: Rafał Mańko

- **Cosmin S. Cercel** (Nottingham)
- **Bogdan Iancu** (Bucharest)
- **Michał Stambulski** (Wrocław)
- **Andreea Verteș-Olteanu** (Timisoara)

14:40-15:50 LEGAL EDUCATION AND THE POLITICAL

Chair: Jolanta Sawicka

- **Karolina Kocemba** (Wrocław)
(A)politicization of legal education in Poland?
- **Natalia Krestovska and Luiza Romanadze**
(Odessa)

*Mediation: New Challenge For Higher
Education Of Ukraine*

- **Wojciech Zomerski** (Wrocław)
*New Democracies in Crisis: Need for
Redesigned Legal Education in CEE*

16:00-17:10 LAW AND IDEOLOGY I

Chair: Cosmin Cercel

- **Jakub Pokoj** (Cracow)
*Ideology and law of obligations: Polish Code of
Obligations in the Stalinist period (1948-1956)*
- **Liviu Damșa** (Warwick/Birmingham)
*Slender 'Judicialization of Politics'? The case of
Romanian Restitution*

- **Ionut Tudor** (Iași)
*Tort law in Eastern Communist countries through
ideological lenses*

**17:20-18:30 THE OFFICIAL MEETING OF THE CENTRE FOR
LEGAL EDUCATION AND SOCIAL THEORY**

Day 2: 26 May 2017

West University Timisoara
A01 Amphitheater , Vasile Parvan Boulevard, no. 4

9:00-10:10

ADJUDICATION AND THE POLITICAL III

Chair: Lucian Bojin

- **Marius Balan** (Iași)

*Keeping the Political out of Constitutional Adjudication?
Some Brief Remarks on Modern Times Mythology Based
on the Recent Practice of the Romanian Constitutional
Court*

- **Łukasz Necio** (Cracow)

Constitutional courts as victims of pluralism

- **Wojciech Kauczor** (Wrocław)

The political of Constitutional Tribunal

10:20-11:30

LAW AND IDEOLOGY II

Chair: Rafał Mańko

- **Piotr Eckhardt** (Cracow)

*Constitutional limits of taxation in the Constitution
of the Republic of Poland*

- **Sorina Ioana Doroga** (Timișoara)

Taxation and Politics - an Affair?

- **Dan-Adrian Caramidariu** (Timișoara)

*Romania's consumer credit odyssey: leftist law makers,
rightist judges? A law & economics perspective on the
double interference in consumer credit contracts*

11:40-13:10

ADJUDICATION AND THE POLITICAL IV

Chair: Bogdan Iancu

- **John Magyar** (Cambridge)

The Political Ambiguity of Common Law Textualism

- **Rafał Mańko** (Amsterdam/Brussels/Wrocław)

*Critique of Adjudication {début du siècle}: Ideology, Legal
Interpretation and the Political*

- **Alexandra Mercescu** (Timișoara)

*Bringing Politics Back into Law? A Comparativist's
Dilemma*

13:10-14:10

LUNCH BREAK

14:10-15:20

LAW AND IDEOLOGY III

Chair: Michał Stambulski

- **Bogdan Iancu** (Bucharest)

Constitutional Concepts and Good Governance Imperatives: The Meaning(s) of the "Rule of Law"

- **Cristian Clipa and Violeta Stratan** (Timișoara)

Constitutional Law between Myths and Ideological Foundations

- **Andreea Verteș-Olteanu and Radu-Stefan Odangiu** (Timișoara)

Judicial Review And The Specter Of Politics In Romania

15:30-17:00

ADJUDICATION AND THE POLITICAL V

Chair: Marius Balan

- **Samir Forić** (Sarajevo)

Political struggle for international criminal justice: a view from the Office of the Prosecutor in the Milošević trial before the ICTY

- **Lucian Bojin** (Timișoara)

What kind of rights? Human rights and environment in the international adjudication

- **Amarilla Kiss** (Budapest)

The Activity of the International Court of Justice in a Political Context

- **Raluca Bercea** (Timișoara)

Ideologies Within and Behind the Decisions of the European Court of Human Rights

ABOUT ORGANIZERS

West University of Timișoara is the one of the younger law faculties in Romania, the Faculty of Law of the West University Timișoara has grown steadily since the year of its founding, in 1992, to become one of the most dynamic law schools in the country. The Faculty has an important international focus. It is one of the ambitions of the Faculty of Law in Timișoara to prepare students, in addition to the classical national professions, for an international career. Thus, it offers a Master's degree in European Union Law, in English, where very well known scholars and practitioners from abroad are constantly invited to lecture. Moreover, for almost a decade now, a team of highly experienced senior scholars who specialize in the field of human rights, international and European Union law work together with enthusiastic 2d and 3d year law students in order to successfully participate in international and national moot court competitions. The international dimension is constantly cultivated at the level of research as well by way of the various collaborations our faculty maintain with scholars from abroad. The Faculty is looking forward to becoming engaged in future international collaborations!

The Centre for Legal Education and Social Theory (CLEST) was established at the Faculty of Law, Administration and Economics of the University of Wrocław, Poland in 2015 on the initiative of Professor Adam Czarnota. The aim of the Centre is to: improve the quality of education of students and doctoral candidates as regards their social competence, the integration of legal academia with other areas of the social sciences and humanities, and research on legal education.

The Central European Network of Legal Scholars (CENELS) was established in April 2015 in Brno at its inaugural 1st annual conference devoted to "25 Years After the Transformation: Law and Legal Culture in Central Europe Between Continuity and Discontinuity". Since May 2016, the network has expanded its area of activity to Eastern Europe, consequently changing its name to "Central and Eastern European Network of Legal Scholars" (CEENELS). The aim of CEENELS is to provide for a platform of multilateral cooperation between scholars from Central and Eastern Europe, including the Balkans, by organizing conferences, workshops, running a website and mailing list, as well as helping scholars from the region find partners for international research projects.

PRACTICAL INFORMATION

TRANSPORT

Public transport Stops for :

- **West University** – Universitatea de Vest (line 16, E3, E6, E8), Complexul Studentesc (line 15, E2)
- **Ambasada** – Jiul (line E3)
- **Scârț Loc Lejer** – Facultatea de Mecanică (line E8), Parc Doina Gheorghe Doja (line 6,7,8 - tram)
- **Curtea Berarilor** – Hotel Continental (line E2), Hotel Continental Poșta Mare (line 1,2,4, 5, 6, 10 – tram)

TAXI (price : 2,20 lei/km \cong 0,50 euro/km)

Fan Taxi : +40256 944; +40356 444 944 ; +40723 944 944;

Radio Taxi : +40256 940;

Pro Taxi: +40256 942; 0745 872 297

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VENUE

Conference

- Club Ambasada Events Hall, street Anton Seiller, no. 2
(08.45am)

- West University of Timișoara – Main Building, street Vasile Pârvan, no. 4 (09.00 am)

Drinks & Dinner

- Scârț Loc Lejer, street Laszlo Szekely no. 1 (19.30 pm)

- Curtea Berarilor, street Proclamația de la Timișoara 7
(19.30 pm)

MAP

☰ L&I Timisoara 2017 🔍 ⋮

2 vizualizări

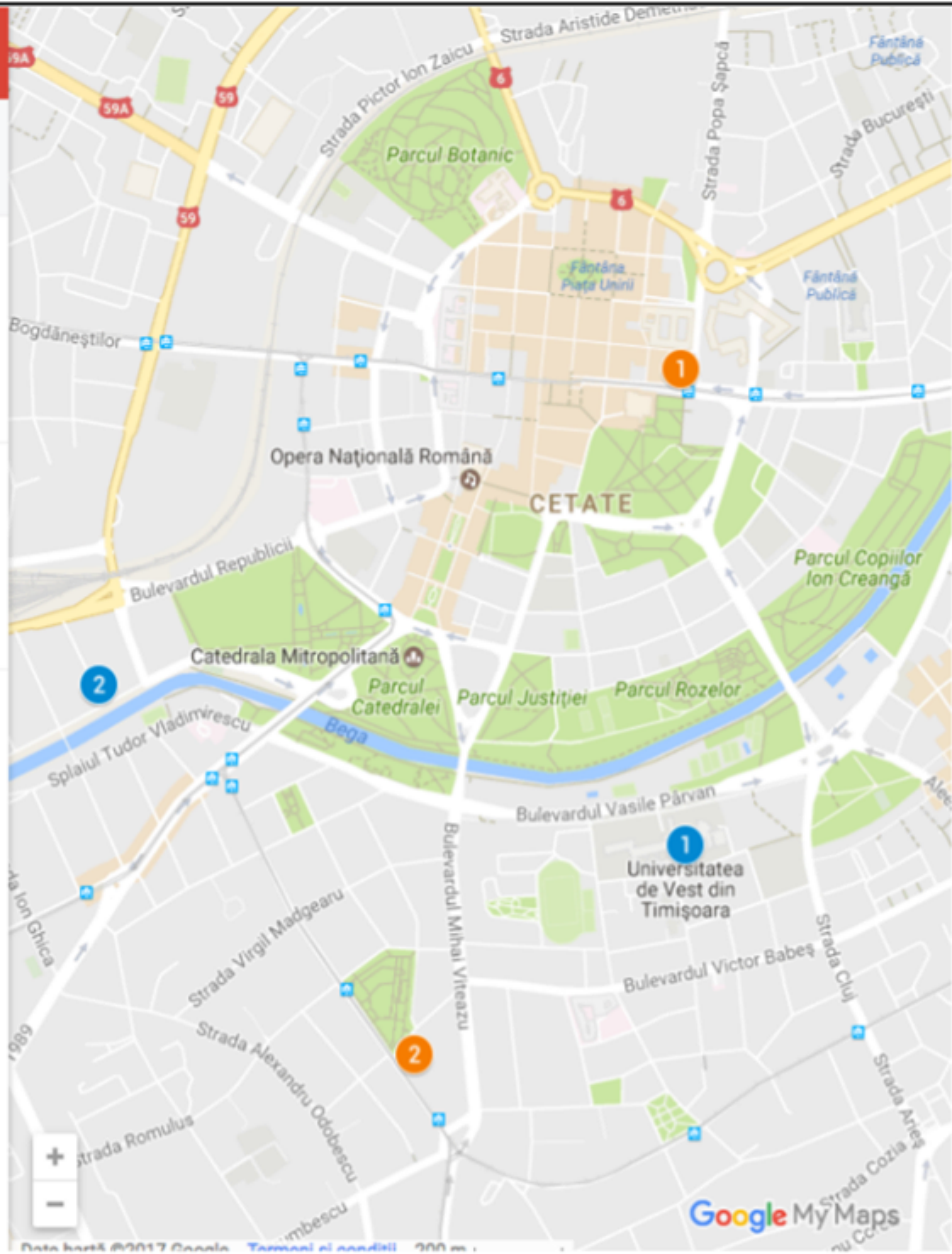
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Conference location

- 1 Universitatea de Vest din Timișoara
- 2 Ambasada

Eat & Drink

- 1 Curtea Berarilor – Dinner 25th May
- 2 Scârț Loc Lejer – Predrinks



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