

International Law and Domestic Law-Making Processes

AjV - Arbeitskreis junger Völkerrechtswissenschaftler*innen

Organized by Dr. Evelyne Schmid and Dr. Tilmann Altwicker

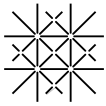
Friday, 4 September 2015, University of Basel, Law Faculty, Peter-Merian Weg 8, Pro Iure Auditorium and La Pausa

- 9:00 Registration for those presenting a poster: La Pausa (Hofgeschoss, HG floor)
- 9:10 – 10:00 Registration, Coffee and Poster Exhibition: La Pausa
- 10:00 – 10:15 Welcome Address by Prof. Corinne Widmer Lüchinger, Dean of the Law Faculty

First Panel: International Law and Domestic Law-Making Processes: Parameters of an Intricate Relationship

Does international law prescribe specific legislative duties? If so, what is the legitimacy of international norms that require national law-makers to adopt norms? What happens and/or what should happen if national legislators fail to implement such duties? With regard to the implementation of international law, is the role of national parliaments changing? Are there changes regarding the actors involved in regulating the domestic implementation process?

10:15 – 10:30	Designing a conceptual framework for the integration of secondary law in the (Swiss) domestic legal sphere <i>Dr. iur. Anna Petrig, LL.M. (Harvard), University of Basel, Switzerland</i>
10:30 – 10:45	State Responsibility and the legislative Branch - the current law of international state responsibility with regard to the legislature <i>Alexandra Birchler, MLaw, Research Assistant and PhD Candidate at the University of Lucerne</i>
10:45 – 11:00	The International Human Rights Judiciary and the Quality of Domestic Parliamentary Processes <i>Dr Matthew Saul, Post-Doctoral Research Fellow, Pluricourts, Department of Public and International Law, Oslo University</i>
11.00 – 11.15	Comment by <i>Dr. iur. Thomas Kleinlein, Goethe University, Frankfurt</i>
11.15 – 12.15	Discussion
12:15 – 14:00	Lunch & Poster Exhibition



Second Panel: Empirical Evidence

What factors determine (or should determine) the relationship between international law and domestic law-making processes? Is there evidence that states, including domestic legislators, do not (or no longer) have sufficient leeway in deciding how they implement their international commitments? What are the potential benefits and shortcomings of more “statute-like” international legal norms?

14:00 – 14:15	Democratic Legitimation of Trade Agreements in Switzerland <i>Dr. Charlotte Sieber-Gasser, World Trade Institute and Graduate Institute, Bern and Geneva</i>
14:15 –14:30	The implementation of the human right to essential medicines in domestic legislation <i>S. Katrina Perehudoff, Faculty of Medicine/Faculty of Law, University of Groningen & The European Consumer Organisation, Belgium</i>
14:30 – 14:45	Flexibility Mechanisms in Human Rights Treaties <i>Gentiana Imeri, PhD Candidate, University of St. Gallen</i>
14:45 – 15.00	Comment by <i>Dr. Ioana Cismas, Lecturer, Stirling Law School, Scotland</i>
15.00 – 16.00	Discussion
16.15-17:00	Coffee Break & Poster Exhibition

Third Panel: Legislative Duties, State Discretion and Complex Cross-Boundary Phenomena

How does international law address domestic law-makers? When does international law prescribe legislative duties and how are these to be identified? What is the role of domestic law-makers in relation to international norms that attempt to resolve complex cross-boundary problems?

17:00 – 17:15	Legislating for the vulnerable – special duties under the European Convention on Human Rights <i>Nesa Zimmermann, LLM, Assistante-doctorante, Département de droit public, University of Geneva</i>
17:15 –17:30	Who is in Charge? Appropriate Jurisdiction and Transnational Bribery <i>Branislav Hock, Tilburg Law and Economics Center</i>
17:30 – 17:45	National Sovereignty in Tax Matters: the Challenges of a Cross-Border Tax Evasion <i>Giedre Lideikyte-Huber, PhD Candidate, University of Geneva</i>
17.45 – 18.00	Comment by <i>Ass. Prof. Andreas Th. Müller (Innsbruck)</i>
18.00 – 19.00	Discussion
19.00 – 19.15	Concluding Remarks by the Organizers
20:00	Dinner (Speakers and Organizers)

The workshop is **open to the public** and free of charge (but please note that lunch and dinner are *not* included for those not presenting). Please register by sending an email with your name and affiliation to Alexandra Hansen (alexandra.hansen@unibas.ch), ideally by 24th August. Feel free to attend a single presentation, a panel or the whole day.

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