

Maastricht Centre for European Law

Report 2014



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Foreword

The Maastricht Centre for European Law (MCEL) is committed to the study of European law from an interdisciplinary, transnational and multilingual perspective. It seeks to foster cooperation between scholars working in the field of European law who are based in Maastricht University and elsewhere.

We are delighted to present the MCEL Annual Report for 2014. This Annual Report highlights the main activities of the Centre that were undertaken in the year 2014. These include numerous research seminars, international conferences and workshops.

2014 was a good year, in which the Centre welcomed new scholars who made the membership of our Centre even more multinational and extended the scope of our scholarly expertise to new fields of EU law.

The reader will find in this report a reflection of the manifold activities that took place in the past year. We are particularly happy with the volume and quality of the publications, and with the fact that a team of students from Maastricht (coached by three members of our Centre) won, once again, the European Law Moot Court competition. We were proud to welcome Professor Paul Craig (Oxford University) as an associate member of our Centre upon the award of a honorary doctorate to him by Maastricht University.

We would like to wholeheartedly thank all MCEL scholars for their dedication and hard work, which is reflected in this Report.

MCEL Directors

Bruno de Witte



Ellen Vos



New People



Matteo Bonelli holds a Bachelor and Master's Degree in Law from the University of Torino and a LL.M. in European Law from Maastricht University. From August 2014, Matteo is employed as a PhD researcher at the International and European Law Department of the Faculty of Law, conducting a NWO-funded research entitled 'Enforcing the European Union's Fundamental Values'.



Francesca Galli is lecturer at the Department for International and European Law. She holds a BA and MPhil in Political Sciences with a specialisation in International and Diplomatic studies (University of Trieste, 2005), an LLM (Institut d'Etudes Politiques de Paris, 2006) and a PhD (Cambridge, 2010). She was also a FNRS post-doctoral researcher of EU criminal law at the Institut d'Etudes Européennes of the ULB in Brussels (2010-13).



Marcus Meyer followed the B.Sc. programme in European Studies at the University of Twente and the European Law School LL.M. at Maastricht University. After his studies, he worked as researcher at an international consultancy in the field of European company law. In November 2013, Marcus assumed a position as PhD researcher, focusing on the position of Dutch works councils in multinational corporations.



Evangelia Psychogiopoulou is a post-doc researcher for the OPENCULT (Marie Curie) project. She holds a DEA in European Law (University Paris I-Panthéon/Sorbonne, 2001) and a PhD (European University Institute, 2007). She has worked as a research fellow at the Hellenic Foundation for European and Foreign Policy, as a legal officer at the Hellenic Ministry of Culture and Sports, researched for European institutions and FP6/FP7 projects.



Natasja Reslow is a post-doc researcher on EU migration policy for the TRANSMIC and EURA-NET projects. She holds undergraduate and postgraduate degrees in European Studies (University of Edinburgh and Maastricht University). Prior to joining the Faculty of Law, she worked at the Faculty of Arts and Social Sciences, where she obtained her PhD in Political Science in September 2013.



Jure Vidmar has been appointed Professor of Public International Law. He is the holder of a Leverhulme Early Career Fellowship at Oxford, an Extraordinary Lecturer at the Centre for Human Rights at the University of Pretoria, South Africa, and a Human Rights Visiting Fellow at Harvard Law School. He studied Law and International Relations in Ljubljana and Nottingham, and holds a PhD in Politics from Salzburg and a PhD in Law from Nottingham.



Ida Wendt is a lecturer at the department of International and European law. She is a fully qualified lawyer and holds a German law degree (Ruprecht-Karls University Heidelberg), an LLM (Maastricht and Nottingham) and a PhD from Maastricht. She has work experience with the Erasmus and Leiden Law Schools, the advisory committee on appeals to the Dutch competition authority and the European Commission.

Visiting Researchers



Emanuele Bucci is a PhD candidate at the University of Rome “Tor Vergata” supervised by Prof. Giacinto della Cananea. He is a visiting researcher from 15 September 2014 until 15 March 2015. He holds a Law degree from the University of Bari, a Master in Business Administration from the University of International Studies in Rome. He is a Lawyer and works at the Italian Ministry of Interior.



Julie Castrec was awarded a double master from Paris 11 and Versailles Universities of European and International Public Law. She was a PhD student at Versailles University Faculty of Law. Her research is about gender parity law in political institutions in Europe in a comparative perspective of national, European and international law. She was a visiting researcher from 1 March until 1 May 2014.



Edoardo Mazzanti is a PhD candidate at Sant'Anna, School of Advanced Studies (Pisa, Italy) and has joined MCEL as a visiting researcher at MCEL in late 2014. His studies have mainly focused on preventive criminal intervention in contexts of scientific uncertainty, the use of standards and quantifiers in environmental and food law crimes, the role of scientific evidence in criminal trials.



Laura Salvi is a Research Fellow at the Centre for Environmental, Ethical, Legal and Social Decisions on Emerging Technologies (CIGA), of University of Padova (Italy). She obtained a PhD in EU Law from the University of Ferrara (Italy) in 2012, and worked as a post-doc researcher in EU Agricultural Law at the University of Bologna. She has been a visiting researcher at MCEL in September 2014.

PhD Defences



Mirjam de Mol, 'The Direct Effect of EU Fundamental Rights' (written in Dutch) under the supervision of Hildegard Schneider and Bruno de Witte, 2 October 2014. Mirjam is now an Associate Scholar of MCEL.

Grants & Awards

Monica Claes' research proposal "Enforcing the European Union fundamental values" was granted funding through the Research Talent of NWO (Dutch Organisation for Scientific Research). The grant concerns a PhD position held by **Matteo Bonelli**.

The Maastricht University team won the European Law Moot Court Competition (ELMC) at the finals held at the Court of Justice of the EU in Luxembourg. The team was composed of Myriam Douo, Vilma Ihamäki, Pauline Melin and Eva van Ooij under the supervision of their coaches **Maja Brkan, Alexander Hoogenboom and Sarah Schoenmaekers**.

Jure Vidmar was Runner-up for the 2014 Society of Legal Scholars Peter Birks Book Prize for Outstanding Legal Scholarship for his book 'Democratic Statehood in International Law'.

Alexander Hoogenboom and **Hildegard Schneider** were successful in attracting funding for a project to create a reference guide and a fully interactive tool to assess, compare and improve integration policies: the Migrant Integration Policy Index (MIPEX).

Alexander Hoogenboom won the best student paper prize at the Turkish Migration Conference, sponsored by Migration Letters and Ria Financial, Regent's University London.

Nina Buttgen received a prize for her article published in the European Journal of Social Law in 2013, which ranked second in the international edition of the Levenbach prize.

Paul Craig (Professor of English Law, St John's College, Oxford University) was presented an honorary doctorate by Maastricht University.

Events

Conference, **Institutional Challenges of the EU in the Aftermath of the Economic Crisis**, 5 December 2014, Maastricht

Workshop, **The Use of Comparative Law and Foreign Case Law in Legal Education and Practice**, 5 December 2014, Brussels

Conference, **Proceduralisation of EU law through the backdoor**, 20-21 October 2014, Brussels

Info Session, **Introduction to the European Commission Central Library**, 19 September 2014, Brussels

Conference, **The social implications of the economic crisis in the EU**, 9 September 2014, Maastricht

Info Session on **part-time PhD programme in Comparative, International and European Law**, 25 June 2014, Brussels

Workshop, **The Externalisation of EU Administrative Law: Finding its place in the global administrative space**, 6 June 2014, Brussels

Summer school on the **Law of EU External Relations**, 23-27 June 2014, Brussels

Debate, **The EU after European elections: which way forward for the European Parliament**, 18 June 2014, Maastricht

Conference, **State Aid and Public Procurement in the European Union (Jean Monnet Module)**, 27 May 2014, Maastricht

Conference, **Equal Rights and Accessible Environments: The UN CRPD and EU Disability Law and Policy**, 3 & 4 April 2014, Maastricht



Research Seminars

11 November 2014, **Ralf Jansen** (General Counsel of the European Stability Mechanism) presented on the 'Functioning of the ESM'. **Marie-Therese Gold** (MCEL) was discussant

7 October 2014, **Natasja Reslow** (MCEL) discussed 'Learning from the Past? Dutch Temporary Migration Policy' and **Alexander Hoogenboom** (MCEL) presented 'Family (re)unification as an EU Citizen's Right'

9 September 2014, 'The Social implications of the economic crisis in the EU' with presentations by Prof. **Lucia Serena Rossi** (Professor Bologna University), **Gillian More** (Legal Officer European Commission) and Dr. **Sonja Bekker** (researcher Tilburg University) (MCEL research seminar open to all, see also 'Events' *supra*)

18 June 2014, Debate 'The EU after European elections: which way forward for the European Parliament?' with presentations by **Diana Wallis** (former Vice-President of the EP), Prof. **Christine Neuhold** (Professor, Maastricht University) and **Doru Frantescu** (Policy Director, VoteWatch Europe) (MCEL research seminar open to all, see also 'Events' *supra*)

13 May 2014, **Mirjam de Mol** (MCEL) talked about 'Horizontal Direct Effect of EU Fundamental Rights' and **Elise Muir** (MCEL) discussed 'The role of legislation in enhancing the enforcement of EU fundamental rights: the prohibition of discrimination in EU law'

15 April 2014, **Tanja Ehnert** (MCEL) discussed 'The Legitimacy of New Risk Governance - A Critical View in Light of the EU's Approach to Nanotechnologies in Food' and **Florin Coman-Kund** (MCEL) presented 'European Union agencies as global actors: a legal-empirical study of an evolving institutional reality'

18 March 2014, **Vanessa Franssen** (KU Leuven) held a presentation on 'A Fundamental Reflection on Appropriate Criminal Sanctions for Corporations within the EU Framework' and **Johannes Keiler** (Maastricht University) presented on: 'The Proposal for a Regulation on the Establishment of an European Public Prosecutor's Office: Towards the direct enforcement of European criminal law or much ado about nothing?'

11 February 2014, **Jan Smits** (Maastricht University) presented his working paper 'Who does what? On Cameron, Rutte and the optimal distribution of competences among the European Union and the Member States'. **Monica Claes** (MCEL) acted as discussant

Meetings of the PhD Forum

The MCEL PhD forum was created in October 2014. It brings together MCEL PhD researchers and offers them a platform to present work in progress and exchange ideas on a regular and voluntary basis. This PhD discussion forum is usually organised on the second or third Wednesday of each month around lunch time.

22 October 2014, **Šejla Imamović** gave a presentation on a topic related to her PhD research, the place of national courts in the new European fundamental rights landscape

19 November 2014, **Sabrina Wirtz** gave a presentation on a topic related to her PhD research, EU Risk Regulation and its global standards

17 December 2014, a special meeting titled 'the Case Law Breakfast', where the members exchanged on the basis of 8 small presentations introducing recent developments



Publications

Books and Special Issues of Peer Reviewed Journals



Brkan, M. (Ed.), Postopki pred Sodiščem EU. Praktični priročnik za sodnike, odvetnike in državne pravobranilce (in Slovenian; Procedures before the Court of Justice of the EU. A Practical Guide for Judges, Lawyers and State Attorneys). GV Založba: Ljubljana, 2014.



Kilpatrick, C. & **de Witte**, B. (Eds), Social Rights in Times of Crisis in the Eurozone: The Role of Fundamental Rights' Challenges. EUI Working Papers LAW 2014/05.



Galli, F. and Weyembergh, A. (Eds.), Do labels still matter ? Blurring boundaries between administrative and criminal law. The influence of the EU, Bruxelles: Editions de l'Université de Bruxelles, 2014.



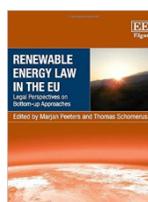
Klosse, S. & Vonk, G.J., Socialezekerheidsrecht. Deventer: Kluwer, 2014.



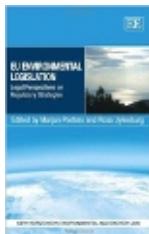
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Leconte, C. & **Muir**, E. (Eds.). Understanding resistance towards an EU fundamental rights policy. Human Rights Review, 15(1), 2014.



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Peeters, M. & Uylenburg, R. (Eds.), EU Environmental Legislation - Legal Perspectives on Regulatory Strategies. Cheltenham: Edward Elgar, 2014.



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Everson, M., **Monda**, C. & **Vos**, E.I.L. (Eds.), European agencies in between institutions and Member States. Alphenaan den Rijn: Kluwer Law International (European Monographs, 85), 2014.



Asselt, M.B.A. van, **Everson**, M. & **Vos**, E.I.L. (Eds.). Trade, Health and the Environment. The European Union put to the Test. London, New York: Routledge/Earthscan, 2014.

Articles in Peer Reviewed Journals

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Reestman, J.H. & **Claes**, M. (2014). For history's sake: on Costa v. ENEL, André Donner and the eternal secret of the Court of Justice's deliberations (Editorial). *European Constitutional Law Review*, 10 (2), 191-198.

Claessens, S.J.F.J. (2014). Modernisering van de Richtlijn erkenning beroepskwalificaties, *SEW – Tijdschrift voor Europees en Economisch Recht*, 62 (1), 2-11.

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Heringa, A.W. (2014). Legal education. *China-EU Law Journal*, 3 (1-2), 1-12.

Klosse, S. & Muysken, J. (2014). Een inclusieve arbeidsmarkt vergt meer dan garantiebanen., *Socialisme en Democratie*, 71 (4), 64-72.

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Muir, E. (2014). Fundamental Rights: An Unsettling EU Competence. *Human Rights Review*, 15(1), 25-37.

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Psychogiopoulou, E., A. Kandyla & D. Anagnostou (2014). Journalists' self-regulation in Greece. In E. Psychogiopoulou (Ed.), Media policies revisited: The challenge for media freedom and independence. Palgrave Macmillan, 220-233.

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