

The Impact of Foreign and International Law on National Legal Systems

Comparisons in Legal Development

26 – 27 April 2012

DRAFT PROGRAM

0855 Welcome

Swiss Institute of Comparative Law

0900 - 0915 Opening Remarks

Federal Councillor S. Sommaruga, Representative of the Canton

0915 – 0945 **Opening Interventions**

Ergun Özsunay Professor of Law, Istanbul University; Chairman of the International Association of Legal Science

Swiss Association of International Law,

Swiss Society for Legislation

Session One: International, Foreign and Comparative Law and Legal Reform

Chair *Sabino Cassese, Italian Constitutional Court*

0945-1045 **First Panel: National and Regional Perspectives: Methods of Dealing with International and Foreign Law**

European Union **The Impact of EU Law on National Legal Systems**

XXX Speaker to be confirmed, CK

Switzerland **The Impact of International, European and Comparative Law on Swiss Law**

Swiss Society of Legislation (evtl. Prof. L. Mader)

United Kingdom **The Impact of International, European and Comparative Law on English Law**

Hugh Collins, to be confirmed, MB

China **The Role of International and Comparative Law for Legal Development in China**

Lihong Zhang, East China University of Politics and Law

1045 – 1115 Break

1115 - 1230 Second Panel: Comparative Perspectives: The Role of International Institutions and Aid Agencies in Legal Reforms

South America The Role of International and Foreign Institutions for Legal Reforms in South America

Jorge L. Esquirol, Professor of Law, Florida International University

Africa The Role of International Institutions and Aid Agencies in Legal Reforms in Africa

Mashood Baderin, SOAS, to be confirmed, LHU

Greece - Portugal Legal Reforms as a Condition for Allocating Funds in the Context of the Financial Crisis

XXX Speaker to be confirmed, MB

Institution The Role of the World Bank

Hassane Cissé, Deputy General Counsel, World Bank Group

EU The European Union and Legal Reforms in European Member States

XXX Speaker to be confirmed, CK

1230 – 1300 Debate

1300 – 1400 Lunch

Session Two Case Study 1: Human Rights and Environmental Standards

Chair *Christine Kaddous, University of Geneva*

1400 - 1530 Third Panel Human Rights

Europe The Diversity of Human Rights Instruments and their Impact in Europe

Walter Kälin, University of Berne, to be confirmed CK

India Human Rights and Legal Development in India

Upendra Baxi, emeritus Professor of Law in Development, University of Warwick

China The Impact of International Human Rights Law in China

Harro von Senger, emeritus Professor, University of Freiburg i.Br., Swiss Institute of Comparative Law

USA Social and Economic Rights in the USA

Elisabetta Grande, Università degli Studi del Piemonte Orientale, MB

1530 - 1600 Debate

1600 - 1630 Break

1630 – 1730 Fourth Panel Environmental Standards

General International Environmental Standards and Global Law

Lorenzo Casini, University of Rome, MB

Africa The Impact of International Environmental Standards in Africa

Patricia G. Kameri-Mbote, University of Nairobi

Asia The Implementation of International Environmental Standards in South Asia

Philippe Cullet, SOAS

Europe The Role of International Environmental Standards within the EU

Astrid Epiney, University of Fribourg, to be confirmed, CK

1730 – 1800 Debate

Session Three: Case Study 2: International Business Law

Chair Josef Wyler, NYU, to be confirmed, MB

0900 -1030

Fifth Panel: Contract Law

International Trade and Contract Law in Latin America

Alejandro Garro, Columbia University, to be confirmed, LHU

The Impact of International Trade Instruments on European Contract Law

Catherine Kessedjian, University of Paris II (Panthéon-Assas)

The Impact of International and European Standards on Swiss Contract Law

Franz Werro, University of Fribourg, to be confirmed

1030 – 1100

Break

1100 - 1200

Sixth Panel: Company Law

The Impact of International Company Law Standards in Transitional Countries

Russian Representative, LHU

International and European Company Law Standards

Jürgen Basedow, MPI Hamburg, MB

International Company Law Standards in Current Swiss Reform Debates

Walter Stoffel, University of Fribourg, to be confirmed CK

1200 - 1300

Debate

1230 – 1330

Lunch

1330 – 1500

Seventh Panel: Public Procurement

International Public Procurement Standards

Michael Likosky, Director, Institute for Public Knowledge, NYU

The Impact of International Public Procurement Standards on National Legal Systems– An Overview

Sue Arrowsmith, Faculty of Social Sciences, University of Nottingham

International and European Public Procurement Standards

XXX Speaker to be confirmed, CK

Debate

1500– 1530

Break

Session Four:

Conclusions

1530 – 1700

Panel Discussion: International and Foreign Factors in Legal Reform: Risks and Opportunities

Chair

Mauro Bussani, University of Trieste

Speaker

Patrick Glenn, McGill University

Michael Bogdan, University of Lund

Susan Sarcevic, University of Rieka

Swiss Representative (Swiss Society of Legislation);

1700 – 1730

Concluding Remarks

Mauro Bussani (IALS), Lukas Heckendorn Urscheler (SICL)