

## **Update on the activities of the Institute of European Law during the Fall Term 2013**

### **Researchers involved in the Institute's activities**

In terms of researchers and staff the following changes can be reported:

- Jur. dr. Vladimir Bastidas is no longer guest lecturer at SU since he was appointed Senior Lecturer at Uppsala University.
- One new doctoral student – Alina Merg-Perlmutter was accepted in June 2013 by the Research Committee with a project on EU competition law (supervisor: Antonina Bakardjieva Engelbrekt). Alina postponed the start of her doctoral studies to April 2014 in order to complete a traineeship at the European Commission, DG Competition.
- Karolina Zurek started as a Post-doc fellow at the Department. She is holder of one of the post-doc fellowships announced by the Rector of Stockholm University. Karolina has a PhD in Law from the EUI Florence with a thesis on the governance of food safety in the EU.

### **Seminars and other events**

In the period between June and December 2013 the Institute organized a number of seminars and other events.

#### ***A. Luncheon seminars***

1. Seminar on the interface between Civil Law and Consumer Law in European, Swedish and Japanese law

Date: 2013-08-27, 10.30-15.00; Number of participants: 10

Summary: This expert seminar was organized on the occasion of a visit to Sweden of a group of Japanese professors in civil and consumer law, working at different universities in Japan and having keen interest in and knowledge about European private and consumer law. The seminar was organized in three sessions with reports on developments in Japan, Sweden and EU by among others professors Kano (Keio University), Nakata (Kyoto University), Munukka and Bakardjieva Engelbrekt (Juridicum, SU). The three sessions were as follows:

Session 1: About the system of private law in general, including the relationship between Civil Code/law and Consumer Law.

Session 2: About Contract law & Consumer Contract Law: New developments and their influence (CISG, PECL, Unidroit Principles, DCFR, CESL), Control of terms of contract (unfair terms).

Session 3: About the remedy or enforcement system in the field of consumer law: Injunctions by Consumer Groups, Group Action, Small Claims, ADRs etc.

2. Seminar: Rättsordningarnas krig och kravet på effektivt domstolsskydd för terroristmisstänkta. Ett samtal om konsekvenserna av Kadi ("The War of Legal Orders" and the requirement of effective judicial protection for persons suspected of terrorism)

Speakers: Former ambassador Anders Kruse and Prof. Pål Wrangé

Date: 2013-09-19, Number of participants: 24

The seminar discussed the concluding "chapter" in the *Kadi* saga, namely the EU Court of Justice decision in the Joined Cases C-584/10 P, C-593/10 P and C-595/10 P, *Kadi II*. At the center of this judgment was the question about the procedural and evidence requirements that EU Institutions shall apply when implementing decisions of the UN Security Council. On a more general level, the seminar addressed the question about the relationship between the EU and the international legal order. Both speakers had been personally involved in the negotiations around the parallel case of three Swedish citizens who had been on UN Security Council's black list in 2001.

3. Seminar: "Exit, voice or loyalty" - om det påstådda "förbudet mot abstrakt normprövning" enligt 11 kap. 14 § regeringsformen och förutsättningarna för tredjemanstalan enligt 13 kap. 2 § rättegångsbalken.

Speaker: Ulf Öberg (Attorney-in Law); comments by Prof. Torbjörn Andersson (Uppsala University)

Date: 2013-10-22, Number of participants: 15

During this seminar Ulf Öberg commented on the Government Investigation Report on Illegal State Aid (SOU 2011:69), on the Chancellor of Justice (JK) position statement concerning the Investigation and on the Government Bill on Illegal State Aid (prop. 2012/13:84) and the New State Aid Law Act (lag (2013:388) om tillämpning av Europeiska unionens statsstödsregler). The focus was on the issue of standing and right of action of third parties in national proceedings based on infringements of European State Aid Law. The speaker discussed critically the claimed prohibition of abstract legal review ("abstrakt normprövning") in Swedish constitutional law and questioned the new Swedish rules' compatibility with the EU requirements of effective legal protection.

4. Seminar in EU Competition Law

Speakers: Katharina Voss, Helene Andersson and Steven Anderman

Date: 2013-11-12, Number of participants: 7

The seminar had the character of a research seminar and included the following presentations:

Katharina Voss: Goals of Competition Policy Enforcement

Helene Andersson: Competition Procedure and Human Rights

Steven Anderman: Deconstructing Consumer Welfare

The luncheon seminar series is funded by a grant from the Cassel foundation. A new grant of 72.000,00 SEK was just received by Cassel for 2014. The grant covers also the administration of the seminars.

***B. Conference: Croatia's Accession to the European Union and the Future of EU Enlargement.***

Organized in cooperation with SIEPS

Speakers and moderators: Antonina Bakardjieva Engelbrekt, Domagoj Rogulj (Embassy of Republic of Croatia), Mirna Vlastic Feketija (Croatian Ministry of Foreign Affairs); Anna-Carin Svensson (Swedish Ministry of Justice), Christophe Hillion (SIEPS/University of Leiden), Ola Svenningsson (Swedish Ministry of Foreign Affairs), Steven Blockmans (Senior Research Fellow & Head of the EU Foreign Policy Unit at CEPS, Brussels); Adam Lazowski (School of Law, University of Westminster), representative of the Swedish Ministry of Foreign Affairs,, Julija Brsakoska Bazerkoska (Saints Cyril and Methodius University of Skopje)

Date: 2013-10-11, Number of participants: 42

Summary: The conference took a closer look at the accession process in general, and at Croatia's accession negotiations and the legal character of the Seventh Accession Treaty, in particular. The conference also discussed the implications of this last accession for the future rounds of EU enlargement and, especially for the Western Balkans countries. Among the participants, apart from academics, were also policy makers and representatives of the diplomatic missions of a number of EU Member and Candidate States.

***C. Autumn Conference on European State Aid Law***

Organized in cooperation with and funded by the European State Aid law Institute

Date: 2013-11-28 (workshop), 25 participants and 2013-11-29 (conference), ca 90 participants

On 28 and 29 November 2013 the Institute hosted the annual conference on European State Aid Law organized by the European State Aid Law Institute (EStALI). The event consists of a workshop (first day) and a larger conference (second day) and is considered a high profile event with many prominent speakers also from the EU institutions. The program included topics such as:

- The Overhaul of the Rescue & Restructuring Guidelines
- The New Energy and Environmental Guidelines
- The New Approach to Infrastructure Funding
- Latest Case Law from Luxembourg
- SGEI & Infrastructure: Privatisation of Public Property
- The New Regional Aid Guidelines

The costs for the conference were entirely covered by EStALI.

## **The Institute's library**

### Digital catalogue:

The digital catalogue of books in the Institute's library has been completed and the books are now searchable online.

### The Library room:

The Library room has been refreshed with new curtains and carpet.

## **The Institute's webpage**

We recently received eddy's proposal for the layout of a new Institute webpage. The proposed layout appears to offer a number of improvements – easy to manage, easily convertible e-mail and newsletter functions. We have requested in addition a system for automatic event registration. The website should be tested before the end of the year and activated at the beginning of 2014.

## **Teaching in EU Law**

In the area of teaching a disappointing news is the decision of the Faculty Board to put temporarily on hold the one-year English-language master programs given by the Faculty, including the Master program in European Law. It is the ambition of the Institute's co-workers to put the Master program in European Law back on track already in the Fall Semester 2015.

Stockholm, 11 December 2013

Antonina Bakardjieva Engelbrekt

Institute Director

Lovorka Jonic Kapnias

Institute Secretary