

INTERNATIONAL INSTITUTE FOR THE SOCIOLOGY OF LAW
INSTITUT INTERNACIONAL DE SOCIOLOGIE JURIDIQUE



Apdo. 28 - 20560 OÑATI
Gipuzkoa – Euskadi
España / Europa

WORKSHOP ON:
**The Rule of Law, Populism and Militant
Democracy in Europe**

Coordinators: **Jernej Letnar Čerňič** (Graduate School of Government and European Studies)
Matej Avbelj (Graduate School of Government and European Studies)

12 – 13 April 2018

Programme

Meeting room: Karl Renner & Achille Loria

Wednesday 11th April 2018

Arrival

21.00 **Welcome reception – Residencia Antia**

Thursday 12th April 2018

09.00-09.15: **Registration** at the IISL office.

09.15-9.30: **Opening of the Workshop:**

- **Professor Vincenzo Ferrari – Welcome to Oñati Institute from the Scientific Director**
- **Leire Kortabarria – A note on publication**
- **Introduction**, Jernej Letnar Čerňič, Matej Avbelj

9.30-11.45: **Panel No. 1: The Rule of Law and the European Union (Moderator: Matej Avbelj)**
Daniel Augenstein, “The return of Nature: The Rule of Law, Modern Politics, and the People as One”
Dimitry Kochenov, “EU Law without the Rule of Law”

12.00-14.15: **Panel No. 2: Populism, Sovereignty and rule of law (Moderator: Jernej Letnar Čerňič)**
Alun Gibbs, “Populism and Parliamentary Sovereignty in the Brexit Referendum: Lessons and Warnings for the Rule of Law”
Ivana Tucak, “The Challenges of the Concept of Sovereignty”
Katarina Vatovec, “Constitutional Courts between Law and Politics”

14.15 **Lunch**

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Thursday 12th April 2018 (continuation)

- 16.00-16.30** **Launch of the Special Issue of the Hague Journal on the Rule of Law on the Constitutional Democracy and the Rule of Law in Central and Eastern Europe**
- 16.30-18.00:** **Panel No. 3: Populism, human rights and rule of law (Moderator: Katarina Vatovec)**
Marko Novak, "Central European with a Post-Socialist Limp: on the Slovene Legal Identity."
Dejan Valentinčič, "Does Slovenia have populist and/or extreme political movements: how to classify them and when do they become unconstitutional?"
- 20.00:** **Dinner at "Hotel Torre Zumeltzezi"** [No. 4 on the map of Oñati] We will meet for dinner in front of Residence at 19:50. The walk to the Restaurant includes a slightly steep slope. Comfortable shoes are recommended. The road is narrow and open to the traffic.

Friday, 13th April 2018

- 09.30-11.45** **Panel No. 4: Popular constitutionalism and the rule of law (moderator Dejan Valentinčič)**
Adam Czarnota, "Populist constitutionalism or constitutional corrections in Central - Eastern Europe?"
Dorota Gozdecka, "Migrants as a non-human mass in visual representations and populist discourses"
Matej Avbelj: "Popular Constitutionalism against Populism."
Katerina Yiannibas, "Rule of Law and Populism in Greece"
- 12.00-14.15** **Panel No. 5: Militant Democracy, Rule of Law and Non-State Actors (moderator: Marko Novak)**
Pietro Faraguna, "Militant Courts and Reluctant Parliaments in the Age of Populism"
Jernej Letnar Čerňič, "The Rise and Fall of the Militant Democracy in the case law of the European Court of Human Rights"
Tara van Ho, "Media as economic actors and the business and human rights approach to populism"
- 14.15** **Lunch**
- 16.00-18.00** **Final findings, recommendations and publication**
All participants
- 18.30** **End of the Workshop**