The Division of Competences in the EU Legal Order – a Post-Lisbon Assessment

Day 1 (20.04.2016)

9:45 Registration

10:15 Welcome by Jörg Monar, Rector, College of Europe

10:20 Opening speech

Sacha Garben, Professor, European Legal Studies Department, College of Europe

SESSION 1 10:30 – 12:30

SETTING THE SCENE: CONTEMPORARY REFLECTIONS ON DIVISION OF COMPETENCES BETWEEN THE EU AND THE MEMBER STATES

Chair: Inge Govaere, Director, European Legal Studies Department, College of Europe and Professor, Ghent University

10:30 – 11:00

"Competences in contemporary Europe – Brexit, the Eurocrisis and the immigration crisis"

Christiaan Timmermans, Former Judge, European Court of Justice

11:00 – 11:30

"Federalism and the division of competences - perspectives from the US, DE and the EU"

Robert Schütze, Professor, Durham University

11:30 – 12:30 Round-table discussion

Karen Banks, Deputy Director-General, Legal Service of the European Commission

Francis Jacobs, Former Advocate-General, European Court of Justice

Gregorio Garzón Clariana, Professor, Autonomous University of Barcelona and Former Jurisconsult, European Parliament

Hubert Legal, Director-General, Legal Adviser to the Council

Géraud Sajust de Bergues, Directeur adjoint des affaires juridiques, Ministère des Affaires étrangères et du Développement international, France

12:30 – 13:30 Sandwich Lunch

SESSION 2 13:30 – 15:30

COMPLEMENTARY AND SHARED EU COMPETENCES: ONLY A LIMITED ROLE FOR THE EU?

Chair: Elise Muir, Associate Professor, Maastricht University

13:30 – 13:50

"Member State competences – is there such a thing?"

Bruno de Witte, Professor, European University Institute and Maastricht University

13:50 – 14:10

"The peculiar competence structure of social policy"

Claire Kilpatrick, Professor, European University Institute

14:10 – 14:30

"The internal market as the ultimate EU competence"

Gareth Davies, Professor, University of Amsterdam

14:30 – 15:30 Panel-led discussion

Jean-Paul Jacqué, Former Director, Legal Service of the Council of the EU

Maria-José Martínez, Director, Legal Service of the European Parliament

Ben Smulders, Head of Cabinet, Vice-President Timmermans

15:30 – 16:00 Coffee break

SESSION 3 16:00 – 18:00

EXCLUSIVE EU COMPETENCES: AN UNCONTESTED ROLE FOR EUROPE?

Chair: Sacha Garben, Professor, European Legal Studies Department, College of Europe

16:00 – 16:20

"EMU and ‘EU’ competences"

Michael Waibel, Lecturer, University of Cambridge

16:20 – 16:40

"EU competences – the external dimension"

Marise Cremona, Professor, European University Institute

16:40 – 17:00

"The EU’s exclusive competence in competition law"

Pablo Ibáñez Colomo, Associate Professor, London School of Economics

17:00 – 18:00 Panel-led discussion

Kieran Bradley, Judge, European Court of Justice, Civil Service Tribunal

Jenő Czuczai, Legal Adviser, Legal Service of the Council of the EU

Jonathan Faull, Director-General, European Commission UK Task Force

Damien Gerard, Director, Global Competition Law Center

19:00 – 22:00 Dinner

Day 2 (21.04.2016)

SESSION 4 09:30 – 12:45

SOLVING THE COMPETENCE PROBLEM: TOWARDS A NEW APPROACH TO CONTAINING EU INTEGRATION

Chair: Takis Tridimas, Director, King’s College London

09:30 – 09:50

"Revisiting the Division of Authority between the EU and the Member States: National discretion in EU legislation?"

Ton van den Brink, Associate Professor, Utrecht University

09:50 – 10:10

"Integration through soft law – no competence needed"

Mark Dawson, Professor, Hertie School of Governance

10:10 – 10:30

"Politicisation, democracy and the competence question"

Fritz Scharpf, Emeritus Director, Max Planck Institute for the Study of Societies

10:30 – 10:50 Coffee break

10:50 – 11:20 A fundamental overhaul of the current competence arrangement

Sacha Garben, Professor, European Legal Studies Department, College of Europe

11:20 – 12:45 Round-table discussion

Karen Banks, Deputy Director-General, Legal Service European Commission

Gregorio Garzón Clariana, Professor, Autonomous University of Barcelona and Former Jurisconsult, European Parliament

Hubert Legal, Director-General, Legal Adviser to the Council

Päivi Leino-Sandberg, Adjunct Professor, University of Helsinki

12:45 – 14:00 Sandwich Lunch

END