SUMMER SCHOOL 2016

“ENFORCING ECONOMIC, SOCIAL AND CULTURAL RIGHTS BEFORE INTERNATIONAL AND DOMESTIC COURTS”

DETAILED PROGRAMME

Day 1  Monday, 12th September 2016

14:30  Registration of participants
15:30  Welcome speech and general remarks, PAOLA PUOTI, University “G. d’Annunzio” of Chieti-Pescara

MODULE 1 - ENFORCING ECONOMIC, SOCIAL AND CULTURAL RIGHTS: THE ROLE OF THE JUDGE

16:00  Introductory remarks: ALESSANDRO SERPE, University “G. d’Annunzio” of Chieti-Pescara
16:15  KARIN ÅHMAN, University of Uppsala - Sweden, ESC rights from a Nordic perspective. Legal realism and legal culture: an answer to weak human rights development in the past?

17:00  Coffee break
17:15  RUI GUERRA DA FONSECA, University of Lisbon - Portugal, Is the enforcement of ESC rights changing the face and nature of the judge and judiciary?
18:00  Open discussion
18:30  Conclusive remarks

Day 2  Tuesday, 13th September 2016

MODULE 2 - BREXIT REFERENDUM AFTERMATH: WHAT LESSONS FOR DEMOCRACY, SOVEREIGNTY AND HUMAN RIGHTS

9:30  Introductory remarks: MELANIA D’ANGELOSANTE and MARCELLO SALERNO, University “G. d’Annunzio” of Chieti-Pescara
9:50  KATHRYN WRIGHT, York Law School - UK, Britain Alone?
10:20  STEFANO CIVITARESE, University “G. d’Annunzio” of Chieti-Pescara, Will the UK miss the Charter of Fundamental Rights if it goes?
10:30  Discussant: GIANLUCA BELLOMO, University “G. d’Annunzio” of Chieti-Pescara
11:00  First round of questions and comments
11:15  Coffee break
11:30 Francesco Bilancia, University “G. d’Annunzio” of Chieti-Pescara, British referendum: free movement of European citizens within the single Market and the cost of social rights.
12:00 Discussant: Giampiero Di Plinio, University “G. d’Annunzio” of Chieti-Pescara
12:30 Second round of questions and comments
12:45 Conclusive remarks

13:00 Lunch break

**MODULE 3 - ENFORCING LABOUR RIGHTS IN THE EU ZONE: THE MULTILEVEL COOPERATION BETWEEN COURTS**

14:30 Introductory remarks: Fausta Guarriello, University “G. d’Annunzio” of Chieti-Pescara
14:50 Stefano Giubboni, University of Perugia, Social rights before national and European Courts.
15:40 Discussant: Valerio Speziale, University “G. d’Annunzio” of Chieti-Pescara

16:00 Coffee break

16:15 Planned speeches: Diego Del Biondo, Oscar Genovesi, Milena Impicciatore, Enrico Raimondi, Valeria Zepplili, PhD University “G. d’Annunzio” of Chieti-Pescara
17:00 Round of questions and comments
18:30 Conclusive remarks

Day 3 Wednesday, 14th September 2016

**MODULE 4: BANK CRISIS: THE RIGHTS OF SHAREHOLDERS, CREDITORS AND CLIENTS BEFORE COURTS AND ADMINISTRATIVE AUTHORITIES**

9:30 Introductory remarks: Federico Briolini, University “G. d’Annunzio” of Chieti-Pescara
10:00 Francesco Delfini, University of Milano, A comparison between cause and consideration: Quebec and Louisiana civil codes. The role of cause and the protection of investors in derivatives contracts.

11:30 Coffee break

11:45 Grazia Monia Buta, University “G. d’Annunzio” of Chieti-Pescara, From Bail-out to Bail-in.
12:30 Open discussion

13:00 Lunch break

14:30 Rosaria Romano, University “G. d’Annunzio” of Chieti-Pescara, Financial crisis and State aid.

16:00 Coffee break
Day 4  Thursday, 15th September 2016

MODULE 6. ENFORCING ECONOMIC, SOCIAL AND CULTURAL RIGHTS BEFORE INTERNATIONAL AND REGIONAL COURTS

9:15  Introductory remarks: PAOLA PUOTI, University “G. d’Annunzio” of Chieti-Pescara
9:30  FRANCESCO FRANCIONI, European University Institute, Economic, Social and Cultural Rights and Global Justice.
10:15 BOŠTJAN M. ZUPANČIČ, European Court of Human Rights, Strasbourg, Enforcing ESC Rights before the European Court of Human Rights.

11:00  Coffee break

11:30  PAOLA PUOTI, Balancing the enforcement of Economic, Social and Cultural Rights with the needs of the internal market: the role of the Court of Justice of the EU.
12:00  Open discussion

13:00  Lunch break

14:30  FERDINANDO FRANCESCO, University “G. d’Annunzio” of Chieti-Pescara, Climate change and human rights: the Courts’ contribution.
15:15  Case study presentation: The extension of exclusive rights for the commercial exploitation of publicly-owned maritime: the Italian case of maritime concessions. MARINA FEBO, European Parliament, Strasbourg
15:35  Discussant, ROBERTO LATO, PhD University “G. d’Annunzio” of Chieti-Pescara

16:00  Coffee break

16:30  RICCARDO PAVONI, University of Siena, Environmental Rights before Regional Human Rights Courts.
18:00  Conclusive remarks

Day 5  Friday, 16th September 2016

MODULE 7. THE CONSTRAINTS ON PUBLIC FINANCE AS A RESTRICTION ON JUDICIAL PROTECTION OF RIGHTS. THE CASE OF TAX LAW

9:15  Introductory remarks: LORENZO DEL FEDERICO, University “G. d’Annunzio” of Chieti-Pescara
9:45  ALEXADRE MAITRIOT DE LA MOTTE, University of Paris East Créteil (UPEC) - France, *The France case law in the European scenario.*

10:30  MARC BOURGEOIS, University of Liége - Belgium, *The Belgium Case Law in the European scenario.*

11:15  **Coffee break**

11:45  GIANLUIGI BIZIOLI, University of Bergamo, *The Italian Case Law in the European scenario.*

12:30  Discussants: FABRICE PEZET, University of Paris East Créteil (UPEC) – France and SILVIA GIORGI, University of Trento

12:45  Open discussion

13:00  **Lunch break**

14:30  FRANCESCO MONTANARI, University of Bolzano and STEFANO DORIGO, University of Florence, *Art. 81 of Italian Constitution: the implementation by Italian Supreme Courts.*

15:15  Discussants: SIMONE ARIATTI and CARLA SCAGLIONE, University “G. d’Annunzio” of Chieti-Pescara

15:45  CHRISTIAN CALIFANO, University “Politecnica delle Marche” and PIETRO MASTELLONE, University of Florence, *A comparison between Italian and Brazilian Case Law. The so called Brazilian “Proviso of the Possible” and possible implications in the Italian scenario.*

16:30  **Coffee break**

16:45  Discussants: CATERINA VERRIGNI and SERENA GALEAZZI, University “G. d’Annunzio” of Chieti-Pescara, ISABELLA CUGUSI, University "LUM Jean Monnet" of Bari

17:15  Panel discussion: GIANLUIGI BIZIOLI, MARC BOURGEOIS, LORENZO DEL FEDERICO, ALEXANDRE MAITRIOT DE LA MOTTE

18:00  Concluding Remarks