20 – 23 July 2014

1st IAPL-MPI Post-Doctoral Summer School on European and Comparative Procedural Law

Program
Sunday 20th July

17.00 Reception

18.00 Introduction to the Summer School (Chair: Prof. Marcel Storme)
by Prof. Burkhard Hess, Executive Director of the MPI Luxembourg

Presentation of participants

Inaugural lecture
by Prof. Loic Cadiet, President of the IAPL

20.30 Dinner

Monday 21st July

9.00 Legislative perspectives (Chair: Prof. Peter Gottwald)
  • R. Magnus: Time for a Meeting of the Generations: Is There a Need for a New Uniform
    Recognition and Enforcement Regulation?
    Discussant: E. Kajkowska
  • E. Vandensande: A critical Review of Procedural Rulemaking in the European Union
    Discussant: P. Ortolani

10.30 Coffee break

10.45 Legislative perspectives (continuation)
  • A. Fabbri: “New” Sources Of Civil Procedural Law: Procedural Autonomy
    Discussant: A.C. Fornage
  • M. Gradi: The Right of Access to Information and the Disclosure Duty of the Parties
    in Civil Litigation
    Discussant: P. Rylski

12.15 Lunch

13.30 Arbitration and ADR (Chair: Prof. Neil H. Andrews)
  • P. Ortolani: The Recast Brussels I Regulation and Arbitration
    Discussant: G. Vallar
  • S. Spasova: Cooperation between State Courts and Arbitral Tribunals
    Discussant: F. Mailhé

15.00 Coffee break

15.15 Arbitration and ADR (continuation)
  • E. Kajkowska: Enforceability of Multi-Tier Dispute Resolution Clauses in Comparative Perspective
    Discussant: S. Karameros
  • G. Fanelli: Italian Mediation within the European Framework
    Discussant: M. Otero-Crespo

16.45 Break

17.00 Arbitration and ADR (continuation)
  • N. Alenkina: Interaction between Litigation Procedures of State and Non State Courts:
    The Case of Aksakal Courts in Kyrgyzstan
    Discussant: Z. Cao

19.30 Dinner
Tuesday 22nd July

9.00 Comparative procedural law (Chair: Prof. Eduardo Oteiza)
• A.C. Fornage: Swiss Law on Unfair Competition and Collective Interests: A Swiss Perspective
  Discussant: N. Alenkina
• M. Otero-Crespo: The Collective Redress Phenomenon in The European Context: The Spanish Case
  Discussant: B. Armeli

10.30 Coffee break

10.45 Comparative procedural law (continuation)
• Z. Cao: Does Non Liquet Status Exist in Civil System of Proof in China?
  Discussant: E. Vandensande
• S. Karameros: The Legal Presumption as A Legislative Tool in National and European Legislation
  Discussant: A. Fabbi

12.15 Lunch

13.30 Fundamental and general principles (Chair: Prof. Remo Caponi)
• B. Armeli: The Service of Summons in Accordance with EU Law and the Case of
  The Defendant not Entering an Appearance in light of the Fundamental Right to a Fair Hearing
  Discussant: S. Spasova
• P. Rylski: Non-Litigious Proceedings - Comparative View - Criteria for Allocation Civil Cases to
  Non-Litigious Proceedings in European Countries
  Discussant: M. Gradi

16.00 Visit of the European Court of Justice

19.30 Dinner

Wednesday 23rd July

9.00 European procedural law (Chair: Prof. Rolf Stürner)
• P. Paradela Aréan: Liability for Defective Medical Products: International Jurisdiction
  under the Brussels I Regulation
  Discussant: G. Fanelli
• G. Vallar: Insolvency of Cross-Border Banking Groups: A Private International Law Perspective
  Discussant: P. Paradela Aréan

10.30 Coffee break

10.45 European procedural law (continuation)
• F. Mailhé: Securing Jurisdictional Issues in Europe
  Discussant: R. Magnus

12.00 Closing remarks
  by Prof. Burkhard Hess and Prof. Loic Cadiet