



Max Planck Institute
LUXEMBOURG
for Procedural Law



WORKSHOP

Sociological Perspectives on International Tribunals

Luxembourg, 8th - 9th November 2018

THURSDAY, 8th November 2018

10:00 **Welcome and Greetings**

- Hélène Ruiz Fabri and Moshe Hirsch

10:15 **Underlying Interactions between Tribunals & International Law**

Chair: Sungjoon Cho

- **Hélène Ruiz Fabri:** "Outline of a Sociological Theory of International Procedural Law"
- **Fuad Zarbiyev:** "*Extension du domaine de la lutte: A sociological account of convergence and discord in international case law*"
- **Andrew Lang:** "Global markets, local truths?: 'good regulatory practices' initiatives and the performance of markets in global governance"
- **Geoff Gordon:** "Contradiction & the Court: Heterodox methods for analysis applied to the Iran-US case at the ICJ"

12:00 Lunch

13:30 **Formal and Informal Functions**

Chair: Mikael Madsen

- **Andrea Bianchi:** "International judgments as holy writs"
- **Allan F. Tatham:** "Punching Above its Weight: Extra-forum Practices of the EFTA Court as a Means to Reinforce its International Standing"
- **Thilo Marauhn:** "Contentious Cases in Disguise: ICJ Advisory Opinions as Drivers of Change"
- **Caroline Foster:** "Making Representations: Societal Opinion in International Courts and Tribunals"

15:15 Coffee break

15:45 **Socialization, Identity and Legitimacy**

Chair: Hélène Ruiz Fabri

- **Edouard Fromageau:** "The International Judges and the Others: A Comparative Study of Social Identities of Human Rights Adjudicators"
- **Mikael Madsen:** "Ruling the world: Sociology of the International Judiciary"
- **Joshua Paine:** "The Functions of the WTO's Dispute Settlement Body"
- **Ksenia Polonskaya:** "The Role of Media in Constructing Sociological Legitimacy of International Arbitration in Historical Perspective: The View From the Newspapers"

FRIDAY, 9th November 2018

09:00 **Framing, Interpretation and Cognitive Biases**

Chair: Andrew Lang

- **Ingo Venzke:** "An Extended Critique of International Adjudication [or the Path of International Law in Hindsight]"
- **Moshe Hirsch:** "A New Phase in the Relationship between Investment Tribunals and International Human Rights Law?"
- **Mihreteab Teye:** "Human Rights, the Rule of Law and the East African Court of Justice: Lawyers and the Emergence of a Weak Regional Field"

10:30 Coffee break

11:00 **Judicial Practices and Rituals**

Chair: Ron Levi

- **Ezgi Yildiz:** "Enduring Practices in Changing Circumstances: A Comparison of the European Court of Human Rights and the Inter-American Court of Human Rights"
- **Jeffrey Dunoff & Mark Pollack:** "The Shape of Judgement"
- **Vincent Dalpé:** "The Mass Atrocity Prosecution Ritual"

12:45 Lunch

14:15 **Reconstructing Images and Historical Events**

Chair: Moshe Hirsch

- **Sungjoon Cho & Jürgen Kurtz:** "International Economic Law's Governance Trauma"
- **Hisashi Harata:** "Reconstructing International Commercial Arbitration in the 1920's: Multiple Actors in a Transnational Field"
- **Ron Levi:** "The mass media, international courts and the collective memory of the Holocaust"

16:00 **Concluding Remarks and Farewell**

- Hélène Ruiz Fabri

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