



Seminar

**Interfaces between International and National Legal Orders:
An International Rule of Law Perspective**

14 & 15 March 2013

Venue

[West-Indisch Huis](#)

Herenmarkt 99
1013 EC Amsterdam

Hotel

[NH Carlton Hotel](#)

Vijzelstraat 4
1017 HK Amsterdam

This Seminar is organised by the *Amsterdam Center for International Law* (ACIL) of the Faculty of Law, University of Amsterdam and sponsored by the Hague Institute for the Internationalisation of Law (Hiil). It is part of the ACIL research project 'The Internationalisation of Rule of Law', funded by Hiil.



PROGRAMME

Day 1: Thursday 14 March 2013

08:45-09:15 Arrival and registration

09:15-10:00 **Introductory Discussions**

André Nollkaemper

Introductory Remarks on the Interfaces

Machiko Kanetake

The Interfaces between the National and International Rule of Law: A Framework Paper

I. The Development of the International Rule of Law through National Practices

1. The Place of Domestic Judicial and Non-Judicial Practices in the Development of the International Rule of Law

Chair: Janne Nijman / Discussant: Rosanne van Alebeek

10:00-11:00

Rene Urueña

Domestic Non-Judicial Institutions and the International Rule of Law

Veronika Fikfak

Judicial Strategies and their Impact on the Development of the International Rule of Law

11:00-11:30

Break

11:30-12:30

Ingrid Wuerth

Human Rights & Sovereignty, Jurisdiction & Immunity

Mateja Steinbrück Platiše

The Challenge to Immunities of International Organizations by Domestic Courts

12:30-13:30

Lunch

2. The Role of National Contestations in the Critical Revision of the International Rule of Law

Chair: Bas Schotel / Discussant: Ingo Venzke

13:30-14:30

Antje Wiener

Constitutionalisation and Contestation in the Global Realm

Prabhash Ranjan

National Contestation of International Investment Law Regime: 'Strengthening' Not 'Undermining' International Rule of Law

14:30-14:45

Break

3. The Treatment of National Practices before International Courts and Tribunals

Chair: Tarci Gazzini / Discussant: Hege Elisabeth Kjos

14:45-15:45

Birgit Peters

The Rule of Law Effect of National Dialogues with Strasbourg

Shai Dothan

What Emerges from Emerging Consensus

15:45-16:00

Break

16:00-17:00

Jonathan Ketcheson

Domestic Law Issues before International Tribunals: Deference to Domestic Decision Makers?

Shotaro Hamamoto

The Protection of Legitimate Expectations of Investors: Virtues and Limits of the Comparative Public Law Approach

17:00-18:00

Drinks

19:00-22:00

Dinner

Day 2: Friday 15 March 2013

09:30-10:00 Arrival

II. Universality, Certainty and Diversity in the International Rule of Law

4. The Negotiation of National Diversity and Universal Standards

Chair: Leonard Besselink

Discussants: Vincent Vleugel and Cassandra Steer

10:00-11:00

Andrew Legg

Universal Human Rights, the Margin of Appreciation and the Rule of Law

Ekaterina Yahyaoui Krivenko

Revisiting the Reservations Dialogue: Negotiating Diversity while Preserving Universality through Human Rights Law

11:00-11.30

Break

11:30-12.30

Yvonne Donders

Compelling Diversity? Cultural Rights and the Cultural Dimension of Human Rights

Ji Li

Interactions between Domestic Social Norms and International Law over Trade Dispute Resolution

12:30-13:30

Lunch

5. The Reconsidering the Nature of the Interfaces between the National and International Rule of Law

Chair: Catherine Brölmann / Discussant: Elaine Fahey

13:30-14:30

Jennifer Easterday

Peace Agreements: An Interface between National and International Rule of Law in Post-Conflict Settings

Stephan Schill

The Interface between International and National Law as Division of Labor: The Case of International Energy Relations

14:30-14.45

Break

14:45-15:45

Concluding Discussions

André Nollkaemper, Theresa Reinold and Michael Zürn

LIST OF PARTICIPANTS

Speakers

1. **Yvonne Donders**
Professor of International Human Rights Law and Cultural Diversity, Amsterdam Center for International Law
2. **Shai Dothan**
Postdoctoral Fellow and Adjunct Professor, Faculty of Law, Hebrew University of Jerusalem
3. **Jennifer Easterday**
PhD Researcher, Grotius Centre for International Studies, University of Leiden
4. **Veronika Fikfak**
Fellow and Lecturer, University of Cambridge
5. **Shotaro Hamamoto**
Professor, Faculty of Law, Kyoto University
6. **Machiko Kanetake**
Postdoctoral Researcher, Amsterdam Center for International Law
7. **Jonathan Ketcheson**
Associate, Hogan Lowells
8. **Andrew Legg**
Essex Court Chambers
9. **Ji Li**
Assistant Professor, Rutgers Law School
10. **André Nollkaemper**
Professor of Public International Law, Amsterdam Center for International Law
11. **Birgit Peters**
Lecturer & Post-Doctoral Fellow, Research Centre for European Environmental Law, Faculty of Law, University of Bremen
12. **Prabhash Ranjan**
Associate Professor, National Law University (India)
13. **Stephan Schill**
Senior Research Fellow, Max Planck Institute for Comparative Public Law and International Law
14. **Mateja Steinbrück Platiše**
Marie Curie Fellow, Max Planck Institute for Comparative Public Law and International Law
15. **Rene Uruña**
Associate Professor and Director of the International Law Program, Universidad de Los Andes (Colombia)
16. **Antje Wiener**
Professor, University of Hamburg
17. **Ingrid Wuerth**
Professor and Director, Vanderbilt University School of Law
18. **Ekaterina Yahyaoui Krivenko**
Lecturer and LL.M. Programme Director, Irish Centre for Human Rights

Chairs & Discussants

1. **Rosanne van Alebeek**
Assistant Professor, Amsterdam Center for International Law
2. **Leonard Besselink**
Professor of Constitutional Law, Faculty of Law, University of Amsterdam
3. **Catherine Brölmann**
Associate Professor, Amsterdam Center for International Law
4. **Elaine Fahey**
Postdoctoral Researcher, Amsterdam Centre for European Law and Governance
5. **Tarci Gazzini**
Associate Professor, Faculty of Law, VU University Amsterdam
6. **Hege Elisabeth Kjos**
Postdoctoral Researcher, Amsterdam Center for International Law
7. **Janne Nijman**
Associate Professor, Amsterdam Center for International Law
8. **Theresa Reinold**
Postdoctoral Researcher, Social Science Research Center Berlin
9. **Bas Schotel**
Assistant Professor, Faculty of Law, University of Amsterdam
10. **Cassandra Steer**
PhD Researcher, Amsterdam Center for International Law
11. **Ingo Venzke**
Postdoctoral Researcher, Amsterdam Center for International Law
12. **Vincent Vleugel**
Postdoctoral Researcher, Amsterdam Center for International Law
13. **Michael Zürn**
Professor, Director, Social Science Research Center Berlin

Other Participants

1. **Kristen Boon**
Guest Researcher, Amsterdam Center for International Law
2. **Laura Burgers**
Research master student, University of Amsterdam
3. **Shannon Dobson**
Postdoctoral Researcher, Queen's University Belfast
4. **Vid Prislan**
PhD Researcher, Grotius Centre for International Legal Studies
5. **Huang Yunqin**
Guest Researcher, Amsterdam Center for International Law