3rd IAPL-MPI Post-Doctoral Summer School on European and Comparative Procedural Law

Privatizing Dispute Resolution and its Limits

Luxembourg, 1-4 July 2018
Programme

Sunday, 1 July 2018

17:00 Welcome Coffee

17:30 Introduction to the Summer School

Welcome Address
by Professor Burkhard Hess, Director of the MPI Luxembourg and Professor Loïc Cadet, President of the IAPL

Presentation of the Participants

Inaugural Lecture
by Professor Burkhard Hess, Director of the MPI

19:30 Dinner

Directors: Professor Loïc Cadet, Professor Burkhard Hess
Scientific Organisation: Professor Marta Requejo Isidro
Scientific backup support: Ms. Stavroula Angoura
Monday, 2 July 2018

10:00  Different Paths to Dispute Resolution in Europe

*Chair: Professor Burkhard Hess*

- Professor Stefan Voet: Dispute Resolution in Europe: New Avenues and Plea for an Integrated Approach
- Mr. Juan Antonio Andino López: A Glance to the Future of Dispute Resolution: Collaborative Laywers in Europe and Legal Attorney-Client Privilege in Subsequent Judicial Proceedings

11:50 Coffee Break

12:20  ADR, the Wider Picture: Settlements in Dispute Resolution

*Chair: Professor Astrid Stadler*

- Ms. Dorcas Quek Anderson: Supporting Party Autonomy in the Enforcement of Mediated Settlements Agreements - A Brave New World or Unchartered Territory?
- Mr. Paul Rolland: A Right to an Amicable Settlement and Equal Access to Amicable Dispute Resolution Mechanisms

13:30 Lunch
14:45  Privatizing Dispute Resolution: The Case of Public Interest Litigation  
Chair: Professor Marta Requejo Isidro

- Ms. Alexia Pato: The Collective Private Enforcement of Data Protection Rights in the EU
- Mr. Yuji Yasunaga: The Role of the Japanese Court in Civil Litigations: Seeking to Protect the Public Interest

15:55  Visit of the MPI Library

16:35 Coffee Break

17:05  Privatizing Dispute Resolution: The Case of Public Interest Litigation  
Chair: Professor Diego Fernández Arroyo

- Professor George Kodek: Arbitration and European Union Law

(End approx. 17:45)

19:00 Dinner
Tuesday, 3 July 2018

09:30  Investment Arbitration
Chair: Professor Janet Walker

- Ms. Margie-Lys Jaime: A New Framework for Improving the Investor-State Dispute Settlement System
- Ms. Marta Cichomska: Competing Jurisdictions: Domestic Courts v. Investment Tribunals–How to Manage Parallel Claims?
- Mr. Fengua Li: Privatizing Dispute Resolution: International IP Agreements as a Gateway to Trigger Investor-State Arbitration

11:15  Coffee Break

11:45  International Commercial Arbitration
Chair: Professor Diego Fernández Arroyo

- Professor Franco Ferrari: The Limits to Party Autonomy in International Commercial Arbitration

12:25  ADR: Standards of Fairness and Values
Chair: Professor Stefaan Voet

- Ms. Caroline Daniels: Alternative Dispute Resolution for European Consumers: A Question of Access to and Standards of Justice

13:35  Lunch
14:35  Third Party Funding in Dispute Resolution
Chair: Professor Franco Ferrari

- Professor Astrid Stadler: Third Party Funding of Mass Litigation in Germany
- Mr. Vassiliki Marazopoulou: Private International Law Issues to Third Party Funding in International Commercial Arbitration
- Ms. Rebecca Kahn: A Proposal for Mandatory Disclosure of Third Party Funding in International Investment Arbitration

16:25  Coffee break

16:55  International Commercial Arbitration
Chair: Professor Diego Fernández Arroyo

- Professor Janet Walker: International Commercial Arbitration in the Era of Transparency

(End approx. 17:35)

19:00 Dinner
Wednesday, 4 July 2018

10:00 ADR, the Wider Perspective. Comparative Law Aspects
Chair: Professor Loïc Cadiet

• Mr. Alexandre Biard: Monitoring Consumer ADR in the EU: Empirical Insights
• Ms. Chrysoula Michailidou: Procedural and Substantial Issues of Mandatory Mediation and its Limits in Cross-Border Cases. The Example of Greek Legislation
• Mr. Wannes Vandenbussche: Introducing ‘Apology Legislation’ in Civil Law Systems

11:45 Coffee break

12:15 Privatizing Dispute Resolution, at What Price?
Chair: Professor Loïc Cadiet

• Professor Diego Fernández Arroyo: Nothing is for Free: The Prices to Pay for “Arbitrabilizing” Legal Disputes

12:55 Closing Remarks
by Professor Loïc Cadiet

13:20 Lunch and Goodbye
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