

19th Irish European Law Forum

Europe's Economic and Monetary Union 25 Years After the Creation – A Workshop



UCD Sutherland
School of Law

Irish European Law Forum

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European Research Centre for
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Jean Monnet Chair in
European
Constitutional and
Economic Law

*UCD Sutherland School of Law
Monday 29 May 2017*

19th UCD Irish European Law Forum



Europe's Economic and Monetary Union 25 Years After the Creation - A Workshop

Date & Time: Monday, 29 May 2017, 9am-6.30pm

Venue: Sutherland School of Law, University College Dublin

**Co-hosted by the Jean Monnet Chair in European Constitutional and Economic Law
and the European Research Centre for Economic and Financial Governance**

PROGRAMME

8.00 onwards	Registration
8.45-9.00	Welcome Address
9.00-10.15	The Budgetary Rules of the Eurozone <u>Chair:</u> Professor Stefaan Van den Boagert <u>Speakers:</u> Professor Fabian Amtenbrink Mr. Jean-Paul Keppenne Dr. Francesco Costamagna
10.15-11.30	The Role of Financial Stability in the Eurozone: the Banking Union <u>Chair:</u> Professor Blánaid Clarke <u>Speakers:</u> Professor Niamh Moloney Professor Takis Tridimas Mr. Pierre Schlosser

11.30-12.00	Coffee Break
12.00-13.15	<p>Democracy and the Eurozone</p> <p><u>Chair:</u> Professor Fabian Amtenbrink</p> <p><u>Speakers:</u></p> <p>Professor Deirdre Curtin</p> <p>Professor Gavin Barrett</p> <p>Professor Ben Crum</p>
13.15-14.15	Lunch
14.15-15.30	<p>Courts and the Currency:</p> <p><u>Chair:</u> Professor Imelda Maher</p> <p><u>Speakers:</u></p> <p>Professor Christian Joerges</p> <p>Professor Hans-Georg Kamann</p> <p>Mr. Vestert Borger</p>
15.30-16.45	<p>The Monetary Policy of the Eurozone: the Role of the ECB in the Crisis and Beyond</p> <p><u>Chair:</u> Professor Patrick Honohan</p> <p><u>Speakers:</u></p> <p>Professor Stefania Baroncelli</p> <p>Dr. Thomas Beukers</p> <p>Mr. Marijn van der Sluis</p>
16.45-17.15	Coffee Break

17.15-18.30

The Future of the Eurozone

Chair: Mr Alan Dukes

Speakers:

Professor Federico Fabbrini

Mr. Menelaos Markakis



Jean Monnet Chair in European Constitutional and Economic Law



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(Supported by the Sutherland School of Law Seed Funding Scheme)

About the Speakers

Prof. Fabian Amtenbrink

Fabian Amtenbrink is Vice Dean and professor at the Erasmus School of Law of the Erasmus University Rotterdam, where he holds the Chair of European Union Law. Since 2009 he is also visiting Professor at the College of Europe in Bruges, where he teaches the course 'EMU, Financial Market Regulation and Supervision'. Moreover, he is Scientific Director of the European Research Centre for Economic and Financial Governance, a joint research initiative instigated by researchers from the Leiden University, Delft University of Technology and Erasmus University Rotterdam (<http://euro-cefg.eu>).



His research and international publications focus on constitutional and institutional aspects of European Union law, as well as legal issues of (European) economic and monetary integration. Professor Amtenbrink, who studied law at the Freie Universität of Berlin (Germany) and is fully qualified to practice law, holds a Dutch doctorate in law (PhD) on the democratic accountability of the ECB. He serves on the editorial board of the European Law Review and the Netherlands Yearbook for International Law, as well as being a principle editor of the Nijhoff Studies in EU Law Series (Brill). In 2014 he was the General Rapporteur on Economic and Monetary Union at the XXVI FIDE congress in Copenhagen. For further information, please visit <http://professoramtenbrink.eu/>

Prof. Gavin Barrett

Gavin Barrett is a Professor, Jean Monnet Professor of European Constitutional and Economic Law, and Head of Research in the Sutherland Law School, UCD, where he has taught, *inter alia*, the Law of the Eurozone. A barrister, he is the author or editor of several books and studies including *EMU-the Third Stage*, as well as numerous book chapters and articles in, *inter alia*, the Common Market Law Review, the European Law Review, the European Law Journal, the European Constitutional Law Review and the Journal of Legislative Studies.' He has written on reconciling parliamentary democracy and EU membership and on referendums. His book on the evolving role of national parliaments in the EU is about to be published by Manchester University Press. He publishes and appears on legal themes regularly in the media. He has spoken before parliamentary committees in several countries, including Joint Oireachtas Committees on sixteen occasions and the House of Lords EU Affairs Committee twice. His work has been cited in the German Federal Constitutional Court's *Lisbon* decision and in House of Lords reports.



Prof. Stefania Baroncelli

Stefania Baroncelli graduated from the School of Law of the University of Florence, Italy. She consequently specialized in European Union (EU) Law, constitutional law and comparative law obtaining a LL.M. degree from the School of Law, New York University, and discussing a PH.D. thesis at the European University Institute (EUI), Florence. Before becoming full professor at the Free University of Bolzano, Faculty of Economics and Management, she worked as Research Fellow at the European University Institute on a project on the launch of the euro. She also worked as research associate at the Center for the Study of Central Banks, New York University, and pursued an internship at the Institutional Law Division of the European Central Bank (Frankfurt am Main). Her research interests focus on the constitutional dimension of the EU and on the relationship between the EU and Italy, and on the independence of central banks.



She also worked as research associate at the Center for the Study of Central Banks, New York University, and pursued an internship at the Institutional Law Division of the European Central Bank (Frankfurt am Main). Her research interests focus on the constitutional dimension of the EU and on the relationship between the EU and Italy, and on the independence of central banks.

Dr Thomas Beukers

Thomas Beukers is Jean Monnet Fellow at the European University Institute, and a Senior Legal Advisor for the Dutch Ministry of Foreign Affairs, where he works for the Brexit Taskforce. His research interests include the relationship between law and politics, as well as the constitutional law of the European Union. Since Thomas joined the EUI in 2012, his research focuses on the constitutional development of EMU. He is editor of the European Constitutional Law Review.

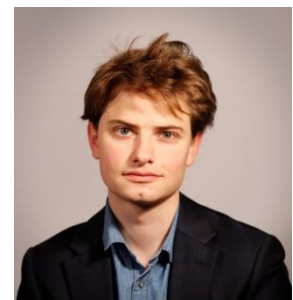


Vestert Borger

Vestert Borger studied Dutch and European law at the European Law School of Maastricht University (2005-2010). During his studies he worked as a student-assistant for prof. dr. Schneider and did an internship at the Dutch Ministry of Foreign Affairs, where he assisted legal counsels of the government in litigation before the Court of Justice.

From 2011 to 2016, Vestert worked as PH.D. Fellow and lecturer at the Europa Institute of Leiden University. In his thesis, which he will defend later this year, he studies the legal changes that have been made to the currency union during the crisis from the perspective of solidarity. In 2013, Vestert was a trainee at the legal service of the European Commission (constitutional team), where he mainly dealt with issues concerning the euro crisis.

Since January 2017 Vestert works as a post-doctoral researcher at the Europa Institute of Leiden University in the context of a joint research initiative with the Erasmus University of Rotterdam and Delft University (EURO-CEFG).



Prof Blanaid Clarke

Blanaid holds the McCann FitzGerald Chair in Corporate Law at Trinity College Dublin. Blanaid's research interests include company law, corporate governance, financial services law and takeover regulation. She is on the editorial boards of the *Journal of Business Law* and *Palmer's Company Law* and was one of the editors of *Legal Studies* (2011-2016). Blanaid is a member of the European Commission Informal Expert Group on Company Law and prior to that was a member of the European Commission's Reflection Group on the Future of EU Company Law. She is a member of the European Model Company Act Group, the European Corporate Governance Institute and the EU's European Securities and Markets Authority Takeover Bids Network. Blanaid was appointed to the board of the Irish Central Bank Commission in 2010 and reappointed in 2013. She is the Irish representative on the OECD Corporate Governance Committee.



Dr. Francesco Costamagna

Francesco Costamagna is Associate Professor of European Union Law at the Law Department of the University of Turin. He also serves as Vice-Director of the Department, in charge for research activities. He is Affiliate at the Collegio Carlo Alberto. He has been faculty member of the Center for Transnational Legal Studies (Georgetown University).

He holds a Ph.D. in International Economic Law at the “L. Bocconi” University of Milan (Italy). He served as a member of the Italian delegation at the UNCITRAL Working Group II (Arbitration and Conciliation). His research focuses mainly on the relationship between economic integration and social protection systems in the EU legal order. He is the author of a book on the impact of EU internal market law on the organization and provision of social and health services, as well as of articles and book chapters, both in English and Italian, on this and other related topics.



Prof. Ben Crum

Ben Crum is Professor of Political Science at the Vrije Universiteit Amsterdam. He is also the co-dean for research in the board of the VU Faculty of Social Sciences and a co-leader of the European Law & Governance theme at ACCESS EUROPE, the Amsterdam Centre for Contemporary European Studies. Crum's research focusses on the way processes of internationalization – European integration in particular – affect established practices and understandings of democracy and solidarity. He is the author of *Learning from the EU Constitutional Treaty* (Routledge, 2012) and co-editor (with John Erik Fossum) of *Practices of Inter-Parliamentary Coordination in International Politics. The European Union and Beyond* (ECPR Press, 2013). Articles of him have been published in, among others, the *Journal of Common Market Studies*, the *Journal of European Public Policy*, *European Union Politics*, the *European Review of Political Science*, and the *European Law Journal*.



Prof. Deirdre Curtin

Deirdre Curtin is Professor of European Law at the European University Institute in Florence, where she holds a Joint Chair of the Law Department and the Robert Schuman Centre of Advanced Studies. She is also Director of the Centre for Judicial Cooperation. Previously, she directed the Amsterdam Centre for European Law and Governance, which she founded in 2009, and was research leader of several innovative research projects embracing both law and political science. She authored and co-authored a number of scientific monographs published with leading international publishers, including *Executive Power of the European Union* (Oxford University Press 2009) and *The Real World of EU Accountability: What deficit?* (Oxford University Press 2010 with Paul 't Hart and Mark Bovens), and publishes regularly in leading law and political science journals.



Mr Alan Dukes

Alan Dukes has served at various times as Ireland's Minister for Finance, Minister for Agriculture, Minister for Justice, Minister for Transport, Energy and Communications, and Chair of the Joint Oireachtas Committee on Foreign Affairs. He was leader of Fine Gael and Leader of the Opposition from March, 1987 to November 1990 and a member of the Dáil from 1981 to 2002. Among his many roles since leaving politics have been those of Director General of the Institute of International and European Affairs, chairman of the Irish Bank Resolution Corporation and chair of the AgriVision 2015 group which reported in 2005 on a strategy for the development of agriculture and the food industry. He is an Officier de la Legion d'Honneur and a holder of the Commander's Cross of the Order of Merit of the Republic of Poland. He was previously Chief Economist to the Irish Farmers' Association and an advisor in the cabinet of European Commissioner Richard Burke.



Prof. Federico Fabbrini

Federico Fabbrini is Full Professor of EU Law at the School of Law and Government of Dublin City University. He holds a PhD in Law from the European University Institute and held academic positions in the Netherlands and Denmark.

He is the author of 2 monographs with Oxford University Press, including "Economic Governance in Europe" (2016), and the editor of 7 volumes, including "The Law & Politics of Brexit" (2017). He has repeatedly spoken before EU institutions.



Prof. Patrick Honohan

Patrick Honohan was Governor of the Central Bank of Ireland from September 2009 to November 2015. He is an honorary professor of economics at Trinity College Dublin and a nonresident senior fellow at the Peterson Institute for International Economics, Washington, DC.

His previous career included twelve years on the staff of the World Bank and seven at Ireland's Economic and Social Research Institute. In the 1980s he was Economic Advisor to Taoiseach Garret FitzGerald.

A graduate of University College Dublin, he received his PhD in Economics from the London School of Economics in 1978.



Prof. Christian Joerges

Christian Joerges is Professor of Law and Society at the Hertie School of Governance. His research focuses on economic ordering through law at the national level and on European integration and globalisation. His current projects include the European crisis and transnational trade governance. He is also a Co-Director of the Centre of European Law and Politics at the University of Bremen. Until 2007, he held the Chair for European Economic Law at the European University Institute Florence. He was a Visiting Professor in the Faculty of Legal Science at the University of Trento, the University of Toronto Faculty of Law, the Hauser Global Law School at New York University, Columbia Law School and the Birkbeck College of Law, University of London. He has been a fellow at the Institutes for Advanced Study in Berlin and Wassenaar, NL. In 2009, he was awarded an honorary doctorate from the University of Fribourg.



Prof. Dr. Hans-Georg Kamann

Prof. Dr. Hans-Georg Kamann is an honorary professor for European and International Economic Law at the University of Passau, Director of the Centre of European Law at the University of Passau and an attorney at law and partner in the regulatory and government affairs department of the international law firm WilmerHale in Frankfurt and Brussels. Prof. Kamann's expertise comprises questions of European constitutional law and regulation, European and German competition, state aid and procurement law, as well as WTO and international trade law. Prof. Kamann studied law and economics at the Universities of Passau and Bonn (1988-1994). He received a doctor's degree (Ph.D. in law) in European Union Constitutional Law ("summa cum laude") at the University of Passau (1996). Before entering private practice, he served as a stagiaire with the European Department of the German Federal Ministry of Commerce (1997) and with the European Commission's Legal Service (1998). Prof. Dr. Kamann has lectured on European and international regulation topics at the University of Passau, the University of Saarbrücken, the Frankfurt School of Finance & Management, and the Management Center Innsbruck.



Mr. Jean-Paul Keppenne

Jean-Paul Keppenne is principal legal advisor (director) at the Legal Service of the European Commission where he is in charge of the law of the economic and monetary union, financial instruments and budgetary law. He was visiting professor at various universities in Belgium (UCL, University Saint-Louis) and abroad. His numerous publications focus on State aid law, the internal market as well as legal issues of European economic and monetary union. J.-P. Keppenne studied law and economics at the Catholic University of Louvain-la-Neuve (Belgium) and European law at the University of Amsterdam (Europa Instituut). He served as legal assistant to the president of the European Court of Justice G.C. Rodríguez Iglesias from 1996 to 2003. He started his career at the Belgian banking commission.



Prof Imelda Maher

Imelda Maher is the UCD Sutherland Full Professor of European Law. Her research is concerned with law and governance and she wrote extensively on fiscal governance at the time of the introduction of EMU with her long-standing co-author, Dr. Dermot Hodson. They are currently collaborating on a monograph on treaty ratification in the Member States for Cambridge University Press. She also publishes in competition law. Recent publications include 'The Networked (Agency) Regulation of Competition' in Peter Drahos (eds), *Regulatory Theory: Foundations and Applications* ANU Press, Canberra, 2017 and 'The Challenge of European Competition Network Convergence in the Definition of Harm to Competition' in D. Gerard, M. Merol and B. Meyring (eds), *The Notion of Restriction of Competition* Bruylant, Brussels, 2017. She is 2016-17 President of the Society of Legal Scholars in the UK and Ireland and the Royal Irish Academy Polite Literature and Antiquities Secretary for the Humanities and Social Sciences.



Mr. Menelaos Markakis

Menelaos Markakis has just finished his DPhil at the University of Oxford. The topic of his doctoral thesis was 'Political and Legal Accountability in Economic and Monetary Union'. Menelaos holds degrees from the Universities of Athens (LL.B.) and Oxford (MJur). He has previously worked for the Greek Parliament and practised at DY Law Firm in Athens. He has further held teaching positions at Buckingham and Oxford. Menelaos is now a Researcher at the Erasmus University Rotterdam, where he teaches on the undergraduate and master's programmes. He is further affiliated with the European Research Centre for Economic and Financial Governance (EURO-CEFG) and participates in joint research projects on the legal implications of Brexit.



Prof. Niamh Moloney

Niamh Moloney is Professor of Financial Markets Law at the London School of Economics and Political Science and has published widely in EU financial market regulation (including *EU Securities and Financial Markets Regulation*, 3 edition, Oxford University Press, 2014). She is on the editorial board of a number of leading journals, including the *European Law Review*, and is an Editor of the *Oxford Handbook of Financial Regulation*. Niamh has been a Visiting Professor at a number of institutions internationally, including recently Columbia Law School New York and Bocconi Law School Milan and is a Fellow (Household Finance) of Centre for Financial Studies, Frankfurt. Niamh's external activities include her regular contributions to Parliamentary hearings on financial regulation matters, acting a Special Adviser to the UK House of Lords Committee 2015 inquiry into the EU's response to the financial crisis, membership of the stakeholder group of the European Securities and Markets Authority (2011-2016), and chairmanship of the Central Bank of Ireland Consumer Advisory Group.



Pierre Schlosser

Pierre Schlosser currently acts as the scientific coordinator of the Florence School of Banking and Finance, an executive education platform for financial stability experts which forms part of the Robert Schuman Centre at the European University Institute. Pierre holds a Ph.D in political and social sciences (European University Institute, Florence, 2016), a postgraduate master degree in EU economic studies (College of Europe, Bruges, 2008) and a master's degree in economic governance (Sciences Po Paris, 2007). Pierre Schlosser's main research interests encompass fiscal surveillance, financial stability and banking resolution. Previously, Pierre worked for 5 years for EURELECTRIC, the Brussels-based European energy industry association. Prior to that, he worked as a *stagiaire* in the European Commission's DG ECFIN, where he wrote a master-thesis on the Stability and Growth Pact.



Takis Tridimas

Takis Tridimas is Professor of European Law at the Dickson Poon School of Law, King's College London and Director of the Centre of European Law. He is also the Nancy A. Patterson Distinguished Faculty Scholar and Professor at Pennsylvania State University and a Barrister in Matrix Chambers. His interests include the constitutional law of the EU, judicial protection, banking and financial law, and comparative law. He is the author of numerous publications, including the *FIDE General Report on Banking Union* (Kluwer, 2016), *The ECJ and the National Courts: Dialogue, Cooperation, and Instability* in A.M. Arnall and D. Chalmers (Eds), *Oxford Handbook of European Union Law* (Oxford, 2015, 403-430); H.W. Micklitz and T. Tridimas (Eds), *Risk and EU Law*, (Edward Elgar, 2015); and *The General Principles of EU Law* (Oxford, 2nd Ed, 2006).



Prof. Stefaan Van den Bogaert

Stefaan Van den Bogaert is professor of European Law and director of the Europa Institute at Leiden University Law School in the Netherlands. He is co-founder and research fellow of EUROCEFG, the European Research Centre for Economic and Financial Governance set up between the Universities of Leiden, Delft and Rotterdam. He is also visiting professor of European Sports Law at the University of Brussels (VUB) in Belgium and a member of the editorial committee of the Common Market Law Review.



Van den Bogaert taught the first MOOC on EU law on the Coursera platform which attracted more than 48,000 students globally. His main research interests are EU internal market law, EU competition law, EMU and sports law. He frequently advises European institutions, national authorities as well as private parties on these issues.

Prof. Marijn van der Sluis

Since September 2016, I am Lecturer in European Union Law at Erasmus School of Law at Erasmus University Rotterdam. I am currently also finishing my doctoral thesis at the European University Institute (EUI) in Florence, Italy, under the supervision of Prof. De Witte. The title of my thesis is "In Law We Trust: the Role of EU Constitutional Law in European Monetary Integration". In my thesis, I take a long-term perspective on monetary integration in order to answer the question why it matters that the euro is a constitutional currency. Other topics that I have worked on are freedom of information and data protection (the *Schrems* decision).

