

The Rule of Law Under Threat: Eroding Institutions in the Member States and European Remedies

(as of September 15th, 2022)

Universität Erfurt
Jean Monnet Chair
20-21 October 2022

Senatssaal, building MG1
Nordhäuser Straße 63
99089 Erfurt

In recent years, the rule of law has plunged into a crisis by developments in different EU member states at the legislative, the executive, and the judicial level. The conference aims to examine the constitutional bases and common traditions of the rule of law. Building on that, it will look into worrying developments such as the systematic backsliding of the rule of law in the so-called “illiberal constitutionalism” as well as political influence on the recruitment and election of judges and threats to judicial independence. The conference will also deal with potential remedies that especially the EU has at hands, both as regards legal and political instruments.

Thursday, 20 October 2022

- 12.00 **Registration and Welcome Coffee**
- 13.00 **Welcome Address and Introduction**
Prof. Dr. Herm.-Josef Blanke
University of Erfurt
- 13.15 **The Rule of Law as a Fundamental Value of the Council of Europe, the European Union, and in the Constitutional Traditions Common to the Member States**
Prof. Dr. Theodore Konstadinides
University of Essex
- 14.00 **Illiberal Constitutionalism: Systematic Backsliding of the Rule of Law in the Triangle between Legislature, Government and Judiciary**
Prof. Dr. Gábor Halmai
European University Institute
- 14.45 **Coffee Break**
- 15.15 **Political Strategies to Overcome the Decline of International and European Rule of Law**
Dr. Raphael Bossong
German Institute for International and Security Affairs (SWP)
- 16.00 **Are Judges Politicians in Robes? Comparative Aspects of the Recruitment and Election of Judges**
Prof. Dr. Piotr Mikuli
Jagiellonian University and University of Sheffield
- 16.45 **Comment from a historical perspective**
Dr. Ned Richardson-Little
University of Erfurt

Friday, 21 October 2022

- 9.00 **Undermining Judicial Independence as a Rule of Law Problem**
Prof. Dr. Aida Torres Pérez
Pompeu Fabra University
- 9.45 **Les juridictions supranationales européennes et la crise de l'Etat de droit**
Prof. Dr. Jean-Christophe Barbato
Ecole de Droit de la Sorbonne
- 10.30 **Coffee Break**
- 11.00 **Questioning the Primacy of Union Law by National Constitutional Courts**
Dr. Udo Bux
European Parliament
- 11.45 **The Toolbox of the European Institutions to Ensure Compliance with the Rule of Law. Article 7 TEU, Rule of Law Dialogue, Budgetary Conditionality**
Dr. Jonathan Bauerschmidt
Council of the European Union
- Comment on “Transformative Constitutionalism”**
Prof. Dr. Michael Riegner
University of Erfurt
- 12.45 **Closing Remarks**
Prof. Dr. Herm.-Josef Blanke
University of Erfurt

(programme may be subject to changes)



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