



UNIVERSIDADE  
CATÓLICA PORTUGUESA | FACULDADE  
DE DIREITO  
ESCOLA DE LISBOA



# LL.M. MASTER OF LAWS LAW IN A EUROPEAN AND GLOBAL CONTEXT

LISBON - PORTUGAL

FUNDAÇÃO  
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 **FT** FINANCIAL  
TIMES

Among top LL.Ms in the world:  
Financial Times, Global Legal Education Report

## PROGRAMME DIRECTORS

Joseph H. H. Weiler  
Miguel Poiares Maduro

LL.M.  
MASTER OF LAWS



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*When I applied for this programme I came with high expectations – after all the faculty was constituted by a great number of scholars that had been the authors of several of handbooks and articles I had read during my bachelor programme in Maastricht, the Netherlands. My expectations were exceeded by far. The seminars provided in depth discussions of the challenges different areas of the law are facing nowadays. Each seminar connected with topics of other seminars, providing different pieces of a puzzle to be assembled in the course of the programme. Very special to me was the warm and welcoming environment of Católica which made exchange between students, staff and faculty easy, fruitful and amicable. This is a truly special programme which combines elite education with a comfortable ambiance within which each student can develop his or her own potential.*

**Maria Schmidt-Kessen**  
Graduate from the MAASTRICHT  
UNIVERSITY  
Maastricht, Netherlands



*I tried to find the one word that, by itself, would best describe this LL.M.. “Innovative”, “challenging”, “sophisticated”, “cosmopolitan” – these were some of the adjectives that crossed my mind during that process. All of them convey a certain characteristic of this programme, but none actually does full justice to it. But then I had a sudden epiphany and found the word that succeeds in grasping the effect this programme has on you. The word is “captivating”. This LL.M. attracts and holds you since day one, especially because of the “classroom experience” that it provides. You will soon realize that the student who is inside the classroom – you – does not want to be spoon-fed with concepts and theories. You do not want to be a mere spectator whose opinion is irrelevant. You might care about how many articles your Professors have published and about the Financial Times ranking. These might even be decisive factors for your choice. But let me tell you this: when you are inside the classroom, what you will care about is the experience that you are provided with in that space and during that time. And that is definitely what is most captivating about this LL.M.!*

**Tito Rendas**  
Graduate from the UNIVERSIDADE  
CATÓLICA PORTUGUESA  
Lisboa, Portugal

# LAW IN A EUROPEAN AND GLOBAL CONTEXT

LL.M. Law in a European and Global Context is a very ambitious programme: some of the most outstanding professors from all over the world come to share their visions about the law with our students. The strong leadership and commitment from the programme directors Joseph Weiler and Miguel Maduro provide a consistent and demanding programme, radically new in terms of both pedagogical interactive techniques and in the European and global focus of all teaching. The LL.M. class is composed of bright young law graduates from different continents. Students have joined our program from various European countries, from India, from the United States and from Latin America. They received their first degree in law in a wide variety of schools, such as King's College London, Oxford, Paris II, Stockholm, New Delhi, Leipzig, Maastricht, Vienna, Prishtina or PUC - Rio, as well as from the best law schools in Portugal.

The global market for law graduates requires a growing number of sophisticated and globally educated lawyers, capable of dealing with different jurisdictions and legal sources. This LL.M. will enhance global professional opportunities both in private practice and in international institutions or the public sector. The programme also offers international academic options for our LL.M. students, who can take advantage of the exchange

agreements between Católica and prestigious law schools in the US and in Europe; additionally, students can complete a master's thesis and apply for the International PhD programme.

LL.M. Law in a European and Global Context is offered by the Católica Global School of Law, the new institutional framework of a strategy and of a dream of the Law School at Catholic University of Portugal: to develop a center of transnational teaching and research in Lisbon, bringing together world class faculty and the best students to anticipate the future of legal academia and of legal practice. Created in 2009 by the Rector of the University, CGSL is supported by important foundations, corporations and law firms. This LL.M. programme was recognized by the Gulbenkian Foundation as an Innovative Project in the Educational Domain and is supported by the Luso-American Development Foundation, Linklaters and Miranda Correia Amendoeira e Associados.



**Henrique Sousa Antunes**

Dean, Universidade Católica Portuguesa,  
Lisbon School of Law

**Luís Barreto Xavier**

Director, Católica Global School of Law



*What Católica has offered me is something academically and personally very special, which will remain unforgettable forever and something professional, from which surely I will benefit in the future. The broad international outlook given by prominent world class scholars such as Professors Maduro, Weiler, Verbeke, Boyle is challenging, the everyday hard work demanding. But the enrichment and development – priceless. The cultural diversity among students in the heart of intimate but cosmopolitan Portugal makes it even more exciting. And apart from all that, the wonderful Portuguese population will never let you down. And I have to say that Católica's staff has cheered me up every day. I feel privileged to be a student of the leading LL.M. in the World!*

**Nicole Polotzek**  
Graduate from the THE UNIVERSITY  
OF SILESIA  
Katowice, Poland



*The faculty includes professors from Europe and the US who are leaders in their field of study and provide academic material of the highest calibre for in-depth class discussion. Seminars can be quite intensive and tend to reward people who come well prepared, but the professors are always friendly and welcome questions from students about anything they have trouble understanding. More importantly, however, the classes involve helping students to form their own opinions on a particular issue rather than just spoon-feeding them texts and resources. As far as the personal side of the course goes, Lisbon is a beautiful place to live in: modern but with a relaxed atmosphere. Students are never without something to do in their free time: they can enjoy the nightlife, good food, numerous cultural events, or even just spending the day on one of Lisbon's countless beaches.*

**Bernardo Embry**  
Graduate from the UNIVERSITY OF  
OXFORD  
Oxford, England

# THE PROGRAMME DIRECTORS

## Joseph H. H. Weiler

is University Professor and holder of the Jean Monnet Chair at the New York University (NYU) School of Law. He serves as Chairman of the NYU Global Law School Program and is Director of the Jean Monnet Center for International and Regional Economic Law & Justice. He is also an Honorary Professor at London University and the University of Copenhagen. Prior to his NYU appointment he was the Manley Hudson Professor of Law and Jean Monnet Chair at Harvard University. He is a Fellow of the American Academy of Arts and Sciences. He is a WTO and NAFTA Panel Member. He is a founding editor of the *European Journal of International Law*, of the *European Law Journal* and of the *World Trade Review*. He writes in the fields of International Law, the Law of the European Union, and Comparative Constitutional Law. His recent publications include: *Un'Europa Cristiana: Un saggio esplorativo*, (BUR Saggi, Milano, 2003 - translations into Spanish, Polish, Portuguese, German, Dutch, Slovenian, Hungarian); *The European Court of Justice* (OUP 2001 with G. de Burca); *The EU, the WTO and the NAFTA* (OUP, 2000), *The Constitution of Europe* (CUP, 1998-translated into Spanish, Italian, Slovenian, Serbian, Japanese, Greek, Chinese), and a Novella, *Der Fall Steinmann* (Piper, 2000).



Joseph H. H. Weiler

Jean Monnet Chair - New York University (NYU)



Miguel Poiarses Maduro

European University Institute, Florence

## Miguel Poiarses Maduro

is currently Professor and Director of the Global Governance Programme at the European University Institute and Visiting Professor at Yale Law School. He was Advocate General at the European Court of Justice (October 2003 – October 2009). He has taught at many other institutions in a visiting capacity, including the Centro de Estudios Constitucionales (Madrid), Chicago Law School and London School of Economics. Until October of 2003 he was a Professor at the Law School of the Universidade Nova de Lisboa with whom he still collaborates. He is also an external Professor at the College of Europe. He is a Doctor of Laws by the European University Institute (Florence) and was the first winner of the *Rowe and Maw Prize* and winner of the *Prize Obiettivo Europa* (for the best PhD thesis at the EU). He has been Fulbright Visiting Research Scholar at Harvard Law School. He is Co-Director of the Academy of International Trade Law (Macao). He co-edited with Joseph Weiler the *Special Book Review Issue* of the *European Law Journal*. He is co-editor with Francis Snyder of the *Hart Publishers Series Studies* in European Law and Integration. He belongs to the editorial or advisory board of several law journals, including the *European Law Journal* and the *Common Market Law Review*. He is the author of *We the Court - The European Court of Justice and the European Economic Constitution* (Oxford, Hart Publishing, 1997). He has published articles, in several languages, on issues of EU law, constitutional law, human rights law and international economic law. He has recently published *A Constituição Plural - Constitucionalismo e União Europeia* (Lisboa, Principia, 2006) and his first non-legal book (*Crónicas de um Peixe Fora de Água*, Lisboa, Entrelinhas, 2006). He has been honoured by the President of the Portuguese Republic with the Order of Sant'Iago da Espada for literary, scientific and artistic merit. He has taught courses on EU constitutional and economic law, international trade law, and comparative institutional analysis. He was awarded the *Gulbenkian Science Prize 2010*, in recognition of outstanding work in the field of law.

# WHY LAW IN A EUROPEAN AND GLOBAL CONTEXT?

This is a course like no other offered in Europe. It is not simply one more programme focusing on European and International Law, our aim is to teach Law in a European and Global Context and to do so with a top international faculty and employing new methodologies and pedagogical techniques.

Law is changing. Lawyers increasingly need to operate in the context of a plurality of jurisdictions and legal sources. As a consequence, a growing number of legal actors (in courts as outside courts and even in the legislative process) need to operate in multiple jurisdictions and be comfortable working with different legal sources. At the same time, economic and social integration increases the multinational character of the cases in which lawyers are called in to assist on a daily basis. This has also give rise to an emerging international market for legal services. All this requires a different type of lawyer from the traditional lawyer trained exclusively in a particular domestic legal system. It requires a truly international legal education, where courses are specifically tailored to meet the challenges of this pluralism of legal sources and jurisdictions. This is the purpose of this Master/LLM Degree on Law in a European and Global Context.

The programme will adopt the approach to teaching that Joseph Weiler has coined as "Total Law™". This represents a bold pedagogical and intellectual break with the traditional ways of teaching Law. The students enrolled in this course will face a huge effort with which most will be unfamiliar: It will demand a sustained level of very high commitment, preparation and engagement. But the rewards will be rich: both in intellectual excitement and professional formation.

Joseph H. H. Weiler  
Miguel Poiares Maduro  
Programme Directors

# THE TOTAL LAW™ APPROACH

Law students tend to classify their seminars and courses as falling between two poles: Law Seminars or Seminars about the Law (Sociology of Law, Law and Politics etc.). The Total Law™ approach sets out to debunk this distinction.

We believe that law can only be fully understood and properly and effectively practiced in its context. Our aim is to make students better, much better, lawyers by explaining how the economic and or the political context shape the legal problem and impacts the thinking about the legal solution. We also want to equip the students to understand the economic and political consequences of different legal outcomes. The discipline is Law. The focus is Law. But the premise is that law cannot be understood, nor practiced professionally and competently without understanding its broader contexts.

Students are also expected to contribute to this total approach. Total Law™ requires Pro-active learning. Most teaching will be interactive, “Socratic” and dialogical. This requires a lot from both Professors and students. This is why Professors were chosen taking into account the need to provide this type of teaching and the students’ engagement is indispensable. Also, this Master requires full and regular attendance and scrupulous preparation ahead of the class of the reading assignments. We cannot accept spectators and free riders. Students cannot go to Theatre School and then, when asked to recite, claim they suffer from Stage Fright. Students cannot come to the study of law, an eminently communicative discipline, and then sit quietly in the back, passively taking notes. Not, at least, in this programme. As a consequence, this programme will be highly demanding but the rewards will be commensurate.

The discipline  
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But the premise  
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*I am a legal graduate student from the United States of America (University of Iowa). I am currently completing the LL.M. “Law in a European and Global Context” at Universidade Católica Portuguesa. My experience with this programme has been wonderful. Católica recruits exceptionally well-known law professors from the around the world to teach in their programmes. The classes are extremely interesting, thought-provoking and students are encouraged to express their opinions. Católica has given me so much more than just an education. I have made new friends from different cultures, gained a new perspective on the law, and become a more well-rounded world citizen as a result of my experiences here.*

**Emily Febles**

Graduate from the UNIVERSITY OF IOWA  
Iowa, USA



*For me, Católica is an embodiment of an institution dedicated to promote excellence by providing drive, encouragement, global overview, facilities and environment conducive for innovation and progress. An example of such an environment is this LL.M. programme. It stands out due to the world renowned stalwart faculty, the innovative intellectually stimulating teaching methodology used, Socratic method of acquiring knowledge, and an emphasis on a complete approach to a subject. My education here is a great milestone in my professional and individual development. The beautiful city of Lisbon with sun, fun and beaches is the icing on the cake!*

**Arpita Gupta**

Graduate from the DELHI UNIVERSITY  
Delhi, India

# STRUCTURE OF THE PROGRAMME

*Please, check our website for updated information*

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## CORE SEMINARS

- The Law of European Integration I and II
- Comparative Private Law
- Comparative Public Law
- Competition Law
- International Trade Law
- Tax Law in a European and Global Context

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## DUALIST SEMINAR

- Two Visions of International Law

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## INTENSIVE SEMINARS

- Comparative Corporate Law
- Comparative and Global Administrative Law
- Comparative Intellectual Property in the Digital Age: an EU - US study
- Constitutional Law Beyond the State
- European Legal Method
- Free Trade and Environmental Protection
- Human Rights Law
- International Arbitration
- International Investment Law
- Philosophy of Free Trade
- Sports Law
- The Economics of the Legal System
- The Political Philosophy of European Contract Law

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## LAW AND CONTEXT SEMINARS

- Comparative Judicial Decision-Making
- Law and Literature
- The Grand Theories of Small Cases

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## CLINICS

- Legal Research
- Legal Writing
- Negotiation

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## Attendance

This LL.M. is a one year full-time programme, running from September to July.

The academic calendar is structured into three terms.

Students must complete a total of 60 ECTS to meet the LL.M. degree requirements.

This will include at least 5 (five) core seminars.

## Semester Abroad

Students are encouraged to take advantage of the exchange agreements with top American and European Law Schools, and attend an additional semester abroad.

## Master's Thesis

Students approved in a Master of Laws Thesis will receive a Master Diploma, according to the Bologna Declaration.

Brazilian students approved in a Master of Laws Thesis will receive a Master Diploma which will be recognized as a "Diploma de Mestrado" in Brazil.

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Students are allowed to enroll in a limited number of courses from the [Advanced LL.M. in International Business Law](#), such as:

- Analytical and Quantitative Methods for Lawyers; Common Law Contracts; Corporate Law and Securities Regulation; IP and Competition Law; Comparative Corporate Taxation.

# CORE SEMINARS

A minimum of 35 ECTS

## The Law of European Integration I and II

Joseph H. H. Weiler [New York University]

Miguel Poiares Maduro [European University Institute]

Damian Chalmers [London School of Economics]

José María de Areilza [Instituto de Empresa]

Karine Caunes [New York University]

Kieran St C Bradley [European Parliament]

Imola Strehö [Sciences Po]

This year-long seminar aims at introducing students to the principal historical, political and economic underpinnings of European Integration as well as at providing them with a deep understanding of core substantive law issues. To this end, we will revisit the founding cases of EU law in a fresh light, making use of the Total Law method, and study the phenomenon of European Integration through its five main facets: The Political, The Law, Community, The Market, and The World.

- 1. The Political** - We will examine issues of balance of powers at the level of both inter-institutional dynamics and relationships between the EU and national political systems through concrete issues of allocation of powers, decision-making processes, including agenda-setting and quasi-legislation, and through theoretical questions of governance, federalism and democracy.
- 2. The Law** - This cluster aspires to provide more than the usual overview of the EU legal order. We will examine the twin pillars of the EU legal order: sovereignty and constitutionalism, and how they have contributed to shaping our understanding of EU's authority and its relationships to both international and national legal systems. We will look at how this has led to some of the central doctrines of EU law such as direct effect, supremacy and subsidiarity, and the specific role and architecture of the Union's judiciary in this context. We will also review how the authority of EU law is complemented by its submission to the rule of law. In this context, one issue of particular importance will be the protection of fundamental rights. The latter are also a particular good example of how a limit to EU powers can, increasingly, become a new EU power.

- 3. Community** - The idea of Community lies at the heart of the European project. This has been made particularly explicit with the establishment both of EU citizenship and the area of freedom, security and justice. EU law therefore provides for citizenship rights for EU nationals as well as governing equal opportunities, immigration and asylum, and criminal justice. It is based on certain conceptions of, and begs questions about identity and boundaries.

- 4. The Market** - In the beginning of European integration was the Market. It is not only the founding but also the most fully-fledged policy field developed at the European level. We will thus focus on a contextual and functional analysis of the free movement rules and their impact on the regulatory and tax policies of the Member States. We will therefore also consider the main forms of regime for governing the single market: mutual accommodation; Union legislation; standardization and pan-Union agencies, and address the tensions between different ideologies and market and non-market considerations such as social justice, environment or public health.

- 5. The World** - This cluster envisages the European Union as a World player. We will look at asymmetries in competencies between different policy fields such as commercial policy and defense policy; the related Union's competence and its power of external representation; their intertwinement with those of the Member States; the Union's foreign policy democratic credentials; the systems of committees, representative processes and institutional relations that allow the Union to build up positions in international organisations and negotiations both in its own right and alongside those of the Member States. We will analyze in more particular detail some of the central international fora where the Union is prominent such as the WTO, the G20 and the Copenhagen Climate Change negotiations.

*Be prepared for a very intensive but rewarding seminar!*

## Comparative Private Law

**Júlio Gomes** [Catholic University of Portugal]

**António Frada** [Catholic University of Portugal]

The purposes of this seminar are twofold.

First, according to mainstream comparative analysis, it will show how legal systems – at least in countries that have attained a certain degree of economic development – face similar problems and achieve similar results with the help of different legal instruments and doctrines. Examples will be provided, such as the treatment of gifts and the gratuitous expenditure of labour or the gratuitous user of someone else's assets and the treatment of loss of chance and pure economic loss. The fluidity of borders between contract, restitution, tort and property will be pointed out with the help of paradigmatic cases such as restitutionary damages or disgorgement of profits. This mainstream convergence thesis does not hold true, however, in several areas of Private Law where differences among national legal systems in the EU are significant. Those differences concerning, for example, pre-contractual duties to inform and the avoidance of contracts for mistake and deceit, will be examined.

The seminar's second purpose is to focus on some examples of the influence of EU Law in Private Law. EU Law has proved to be one of the most influential factors in the development of the Private Law of the Member States, both at the level of substantive and choice-of-law rules. Again examples will be provided respectively of this influence of primary and secondary EU Law namely, in Private International Law, on the selection of the relevant connecting factors to determine the law applicable to both legal and natural persons and, regarding secondary European legislation, in some of the fields, particularly in contract law, where this influence has been more pervasive: individual labour contracts, life insurance and the regime of self-employed commercial agents.

## Comparative Public Law

**Daniel Halberstam** [University of Michigan]

**Mattias Kumm** [New York University | Humboldt University, Berlin]

This seminar will examine the theory and practice of federalism and constitutional rights. In the first part, devoted to federalism, our main focus will be on the EU, the United States, and Canada, with additional materials drawn from other jurisdictions as needed. The theoretical principles and practical lessons drawn from the materials will have broad application. The seminar will begin with a case study of two prominent high court decisions enforcing the enumeration of powers in federal systems. We will then step back to examine the theoretical foundations of federalism. After gaining a better theoretical understanding of the purposes of centralization and decentralization in federal systems, we will return to case law. By examining federalism disputes in the areas of environmental law, morality and health legislation, abortion, as well as educational and welfare benefits, we will gain a deeper understanding of federalism itself and of the role of the judiciary in helping to preserve this principle within any given federation. The rights oriented part of the seminar on comparative public law focuses on the basic conceptual, structural and institutional questions related to modern human and constitutional rights practice and its connection to democracy. Examples will be drawn primarily from European and US contexts.

## Competition Law

**Cruz Vilaça** [Católica Global School of Law, Lisbon]

**David J. Gerber** [Chicago-Kent College of Law]

Competition law (called "antitrust law" in the United States) has become an important factor in international economic relations, in international business and in legal practice relating to international business. As economic activity becomes increasingly global, its importance will continue to increase in each of these areas. In this course we will examine competition/antitrust law from a comparative and international perspective. We will look at competition law and competition law experience in the US and Europe, but also in among the newer players

in competition law, including China, Japan, and Korea and examples from Latin America and Africa. We will examine some of the ways in which antitrust systems differ and what the implications of these differences are for international economic policy, international business and international legal practice. The course also investigates competition law on the global level. To what extent do domestic competition laws apply to conduct outside the territory of the state in which they are enacted? What is international antitrust convergence? Why is it so important? What are the prospects for international agreement relating to competition law?

The course materials consist of Prof. Gerber's recent book on the subject, entitled *Global Competition: Law, Markets and Globalization* (Oxford Univ. Press, 2010).

### International Trade Law

**Petros Mavroidis** [Columbia University | Université Neuchâtel]

**Piet Eeckhout** [King's College London]

This seminar is a foundational seminar on substantive international trade law. It focuses on the core principles of WTO law in the fields of goods and services. In the first part of the seminar, we will study the non-discrimination principle, as embodied in Article I GATT (Most-Favoured-Nation principle), Article III GATT (National Treatment) and in the corresponding GATT provisions. These are really constitutional-type principles.

The second part of the seminar will deal with the Agreements on Technical Barriers to Trade (TBT), and on Sanitary and Phytosanitary Measures (SPS). The TBT and the SPS being largely incomplete contracts, the main focus of the seminar will be on the manner in which they have been completed through case-law so far.

### Tax Law in a European and Global Context

**Ana Paula Dourado** [University of Lisbon]

**Rita de La Feria** [University of Oxford]

The first part of this seminar will focus upon direct taxation matters and the current challenges emerging from overlapping taxation of cross-border income. It aims to analyse the existing tension between European Tax Law and International Tax Law through the discussion of the criteria chosen by the European Court of Justice regarding identification of discriminatory/restrictive taxes within the European Union and between Member States and third countries, the relevance of bilateral tax treaties in overcoming or not discriminatory/restrictive domestic tax rules, and accepted justifications of discriminatory/restrictive taxes.

During the second part of the seminar attention will shift to indirect taxation, and namely VAT. The aim is to analyse the main features of the European VAT model, assessing its advantages and disadvantages, in an attempt to first establish what has determined its success around the Globe, and second, through a comparative analysis, to consider whether that success can be harvested in order to overcome some of the less accomplished features of the EU VAT system. During both parts of the seminar particular attention will be given to the emerging commonalities and synergies, which can be established between direct and indirect taxation matters, such as the new principle of prohibition of abuse of law and the relationship between European primary and secondary legislation.

# DUALIST SEMINAR

Two visions of the same issue

## Two Visions of International Law

**Eric A. Posner** [University of Chicago]

This part introduces students to an approach to international law grounded in rational choice theory. It assumes that states act in their rational self-interest and that international law reflects efforts by states to advance their national interest through international cooperation. The approach is contrasted with other theories of international law, and used to analyse several areas of international law, including the UN Charter, human rights, and international adjudication.

**Armin von Bogdandy** [Max Planck Institut for Comparative Public Law and International Law]

This part will place theories about international law within the framework of their fundamental paradigms. This should provide a better understanding of, and a more critical perspective on, the diverse and contrasting positions within international legal scholarship.

I will trace the impressive variety of visions of international law back to two competing paradigms: particularism and universalism. Particularism – from antiquity to structural neorealism and neo-conservative thought – forms the basis of all theories of international law which assert that true public order is only possible within a homogeneous community.

Accordingly, international law can at best provide some containment of disorder. In contrast, universalism – formulated in the stoicrationalistic and Christian tradition and well alive in authors such as Tomuschat and Habermas – underlies all positions which assert that truly public order is in principle possible on a global scale. Also post-modern and system theory approaches to international order will be discussed.

Learning to work  
with the Law  
by learning how  
the Law works  
and not simply  
acquiring more  
legal information.

LL.M. class of 2009-2010 with professor Weiler and the Católica Global School of Law Director, Luís Barreto Xavier.



# INTENSIVE SEMINARS

## Comparative Corporate Law

**Paulo Câmara** [Católica Global School of Law, Lisbon]

This seminar examines comparatively the core concepts and practices of corporate organization, structure and management under American and European Union (primarily UK and German) law and regulations. It begins with a discussion of the evolution of corporate law concepts and practices, economic analysis of business enterprises, and social responsibility. The seminar will focus not only on the emergence of principles of harmonization of corporate law, but also on significant and abiding differences, particularly between the US and the European approaches to corporate goals and objectives, and the scope and nature of corporate regulation. Subjects for detailed discussion will include: fiduciary and due-care duties of directors and officers; "interested" transactions by directors, officers and shareholders; corporate financial structure; corporate formation; and shareholder voting. The seminar will conclude with an extensive discussion of the structuring of small business enterprises, with particular attention to partnerships and close corporations.

## Comparative and Global Administrative Law

**Sabino Cassese** [Italian Constitutional Court]

The purpose of this seminar is to explain how global rules develop alongside global markets.

The course will address the following questions: What is global governance? Is there a private law or a constitutional law framework of global regulation? Are global standards addressed to national governments or to citizens? Is the global administrative process subject to global principles of law? How do national interest groups interact with global regulators? Are global regulators' decisions subject to judicial review? What is the role of transnational relations in the global legal order? Does legal globalization benefit developed countries more than less developed countries? Does the increasing body of global regulation and adjudication produce a universal administrative law or an Americanization of domestic laws?

Both the legal and the political ramifications of the above issues will be considered.

## Comparative Intellectual Property in the Digital Age: an EU – US Study

**James Boyle** [Duke University School of Law]

**Jennifer Jenkins** [Duke University School of Law]

The seminar will explore tensions between intellectual property law and freedom of expression, as well as challenges posed by new technologies, in both the United States and European Union. The seminar will begin with an introduction to different philosophical conceptions of intellectual property and authors' rights in the US and EU. It will then cover case law and legislation in both the US and EU in the quickly evolving area of digital copyright. The class will conclude with an examination of current cases, legislation, and debates, including the controversies surrounding peer-to-peer file sharing, user generated content and "remix", and video sharing sites such as YouTube.

## Constitutional Law Beyond the State

**Neil Walker** [The University of Edinburgh]

This seminar looks at the recent exponential development of constitutional ideas and structures beyond the traditional confines of the nation state. Increasingly we find the development of constitution-like institutions, frameworks and principles, or at least an increased discussion of the prospect of such developments, in supranational (e.g. the EU), global (e.g. United Nations, WTO) and transnational private (e.g. internet regulation) settings. This reflects and tracks the broader movement of economic, political and cultural power from the state to the transnational level. However, the constitutionalization of transnational relations is a highly uneven, conflicted and controversial process. The seminar will examine the main controversies, including the absence of popular sovereignty, citizenship and democratic institutions in transnational constitutions, the significant empowerment of transnational judges and the emphasis upon individual rights as against transnational or global public goods. It will also examine and evaluate different models for conceiving of transnational constitutionalism (e.g. 'top-down' institutional or normative models versus 'bottom-up' pluralist models) as well as examining those positions that are critical of all attempts to frame transnational law in constitutional terms.

## European Legal Method

**Martijn Hesselink** [University of Amsterdam]

In this seminar we will analyse the relationship between European law and legal method. In particular, we will address three main themes. The focus will be mainly on private law.

A first theme will be the distinction between the internal and the external perspectives on law. As a result of European integration, the dividing line between these different perspectives, with their respective appropriate methods, is blurring in two mutually reinforcing ways. First, in the developing multi-level system it is unclear where the external borders of the system lie, in particular the borders between Community law and national law. Second, because of the less formal legal European culture the (formerly) external perspectives, such as the economic perspective, have easier access and play an increasing role as policy considerations. In this workshop we will discuss the main implications of this phenomena. A second theme will be three different ways of looking at European private law and European legal method, i.e. a nationalist, a dualist, and a Europeanist way. In the nationalist perception, the Europeanisation of private law is a process that affects and modifies the national system of private law. The focus is on how to integrate these 'foreign' elements without upsetting the original system. In the Europeanist perception, in contrast, all private law in the European Union forms a single, gradually integrating system. The focus is on the interplay between the different levels of governance and on how the progressive coherence of the whole multi-level system and the gradual convergence of its components can be achieved. Finally, in a dualist perception, on the territory of each Member State there are two systems: a national and a European one. Both systems are complementary and intertwined but nevertheless distinct. In this perception, the focus is, quite naturally, on tracing the exact borderline between the two systems. We will assess the implications of these three different views for the idea of a European legal method.

A third theme will be the CFR as a toolbox for judges. The forthcoming instrument on European contract law, be it in the shape of an optional code for cross-border contracts or as an official toolbox for the European

legislator, is likely to have a spill-over effect on adjudication. Judges will have no great difficulty in finding model rules and definitions that might come in handy when dealing with gaps and ambiguities in European private law. However, the question is whether such a role as a toolbox for judges would be legitimate. We will discuss three types of possible legitimisation strategies: the new European methods, traditional methods of legal interpretation, and merely political legitimisation.

## Free Trade and Environmental Protection

**Piet Eeckhout** [King's College London]

This seminar focuses on one of the great challenges for international cooperation in the present age: how to reconcile free trade and free markets with effective environmental protection policies. The seminar will study the law on trade and environment, which can be found in the law of the WTO, in regional law (e.g. the EU and NAFTA), in multilateral environmental agreements, and indeed in general public international law. It will examine the connections between law and policies in this area, and will focus on the contributions made by case-law which seeks to balance free trade and environmental protection. The seminar will further aim to identify a proper theoretical basis for such balancing.

## Human Rights Law

**Samantha Besson** [University of Fribourg]

Human rights are *en vogue*. Not that they are respected more than they ever were, but they have gained the status of a moral, political and legal *lingua franca*. This has had significant repercussions on the place of human rights in national, regional and international legal practice. This is clearly the case in Europe, where human rights protection has become an inescapable but also a contentious feature of European political and legal integration and provides, one may even venture, tangible evidence of European legal pluralism. Human rights are a complex and elusive phenomenon, however. Their moral, legal and socio-political nature makes them difficult to justify and explain in any given legal order. Isolating any one of those dimensions, however, is a serious impoverishment. To make things worse, human rights' overlapping national, European and international legal guarantees

and jurisdictions, and the comparative or transnational constitutional discourse that has gradually built around them often make accounts of human rights fragmented, incomplete and, as a result, even incoherent. This seminar is one of the first of its kind in that it aims at remedying blind spots in traditional human rights teaching. It embraces both theoretical and practical dimensions of human rights at the same time, and chooses an inclusive approach that focuses on their moral, political and legal nature and considers at once the plurality of their legal sources and the various jurisdictions monitoring them.

### International Arbitration

**Jan Dalhuisen** [Miranda Chair in Transnational Financial Law, Católica Global School of Law, Lisbon]

This seminar will deal with the essentials of International Commercial Arbitration, its importance as a modern way of dispute resolution, its organization and incidents, its advantages and disadvantages, the selection and jurisdiction of arbitrators, the proceedings, the decisions and their international recognition and enforcement.

### International Investment Law

**Jürgen Kurtz** [The University of Melbourne]

This seminar looks at the exponential growth in international legal rules governing foreign investment. We will begin by tracing the historical, political and economic causes for the development of a plurality of such rules across custom, bilateral and regional investment treaties. We will then focus on the unique elements of dispute resolution in this field which confer standing on private (foreign) actors against states parties. Finally, we will turn to select key cases to critically evaluate the impact of investment law across a range of institutional and normative values. These encompass implications for environmental regulation, the protection of human rights and systemic engagement with the European legal order.

### Philosophy of Free Trade

**Donald Regan** [University of Michigan]

We are all familiar with economic arguments for and against free trade. In this seminar we will consider instead some moral arguments for, against, and just about trade. Of course, we should not expect that the moral and the economic can be entirely separated, so we will end up talking about both. Possible topics include: Is there a human right to trade? Is there (sometimes) a human right to be protected from the consequences of trade? Is the WTO legitimate? What is an externality? Are laws that restrain imports on the basis of the way they were produced extraterritorial in any objectionable sense, or coercive? Is there any real substance to the notion of international friendship mentioned in treaties of “friendship, commerce, and navigation”? Is there a moral obligation on existing WTO Members to admit new would-be members on reasonable terms? Is the nationality discrimination implicit in protectionism objectionable in the same way as race or sex discrimination? What is “discrimination”? Does the trade system give poor, or small, or developing countries a raw deal? This list is illustrative only, not exclusive.

### Sports Law

**Stephen Weatherill** [University of Oxford]

In its 2004 ruling in *Meca-Medina*, the Court of First Instance (now the General Court) asserted that sport is based on “noble competition”, and it consequently refused to subject anti-doping rules to the control of EU competition law. On appeal, the Court of Justice disagreed. It found instead that the restrictive effects of anti-doping rules on athletes’ freedom must be limited to “what is necessary to ensure the proper conduct of competitive sport”. An excessive penalty would be incompatible with the Treaty. In line with previous rulings such as *Bosman* the Court therefore demanded that sporting practices which exert economic effects must comply with EU law. But what does EU law require? The Treaty does not address the peculiarities of sport. In fact, until December 2009 and the entry into force of the Lisbon Treaty, it never even mentioned sport. Sport is big business: but equally sport is different from many industries (for example, clubs in a league need each

other as opponents, so they are not competitors in the normal sense) and, more broadly, sport is culturally significant. This seminar will explore how the institutions of the EU have shaped a policy on sport amid the growth of sports-based litigation. We are often told that “sport is special”: but what does this really mean as a matter of law?

### The Economics of the Legal System

**Nuno Garoupa** [University of Illinois]

This seminar provides an introduction to the economics of legal system with emphasis on a comparative perspective. Law and economics is by now a dominant methodology in legal theory in the United States. The pace of law and economics in European legal thinking has been somewhat slower but no less influential. This seminar will cover the standard topics of law and economics from the perspective of comparative law and legal institutions.

It starts with a brief introduction to law and economics. The main areas covered by the seminar are property, contracts, torts and litigation. The seminar concludes with recent advances in comparative law and economics, in particular the legal origins literature and the role of the judiciary.

### The Political Philosophy of European Contract Law

**Martijn Hesselink** [University of Amsterdam]

In this course we will explore the possible implications of leading contemporary theories of political philosophy for some of the main questions that the political institutions of the European Union will have to decide on concerning the future of European contract law. In particular, we will address the questions what is the importance of freedom of contract; whether there is a need to protect weaker parties such as consumers; what should be the role for fundamental rights; whether there is a need for democratic legitimacy; and what is the ideal level of governance, national, European, or other. We will submit each of these questions to five leading theories of contemporary political philosophy. Thus, we explore what a utilitarian, liberal-egalitarian, libertarian, communitarian, deliberative/citizenship idea of European contract law

might look like. In this way, leading theories of social justice are linked up to the grand questions of European contract law. Ultimately, an analysis of this kind could lead to a rather comprehensive matrix of the main political positions concerning the principal normative questions of European contract law. It is submitted that a political-philosophical analysis of European contract law along these lines could provide a fuller picture than one-dimensional schemes of left-versus-right, diachronic accounts featuring one leading idea at a time, or space-time analyses in terms of national political traditions.

The aim of the course is to demonstrate the relevance of social justice theories to some of the main issues concerning the future of European contract and, conversely, to indicate the relevance of (European) contract law to political philosophy. In other words, the aim is to show that whether we live in a just society depends, in part, on the contract law that we have, and, conversely, that contractual justice is, at least in part, a matter of social justice. Thus, it is also meant as a response to those who argue that private law is merely a matter of individual (notably commutative) justice.

Within the actual debate on European contract law, sometimes theories of contemporary political philosophy (or more classical ones) are explicitly invoked in order to justify a certain normative position. More often, however, without any explicit claims being made by anyone, there exist in fact structural similarities between discourses. Instances of such congruence will be provided throughout the course.

An important question is whether it is possible and desirable to explain and justify one's concept of European contract law and its future exclusively in terms of one single of these five political ideas of European contract law. The tentative answer in this course is that a pluralist or composite idea of European contract law is more attractive than a monist one.

# LAW AND CONTEXT SEMINARS

## Comparative Judicial Decision-Making

Mitchel Lasser [Cornell University]

This seminar compares the theory of judicial decision-making in the domestic courts of United States and France, and in the supranational courts of Europe (the ECJ and the ECHR). Examining the judicial argumentation of the United States Supreme Court and of the French Cour de cassation, the seminar first reorders the traditional comparative understanding of the difference between French civil law and American common law judicial decision-making. It then uses this analysis to offer a comparative examination of the interpretive practice of the European Court of Justice. The seminar will then study the Article 6 (1) “fair trial” jurisprudence of the ECHR, which is inducing significant shifts in the traditional decision-making practices of, for example, the French, Dutch, Belgian and Portuguese supreme courts. In order to ground the theoretical discussions about these pragmatic issues of judicial practice, we will read classic American texts on the nature of judicial interpretation and decision writing. This will allow us to question the relationship between judicial transparency, deliberation and legitimacy.

## Law and Literature

James Boyle [Duke University]

In this seminar we will be looking at some of the possible relationships between law and literature. The major themes of the class will be 1) depiction of law and lawyers in literature 2) the relationship between the interpretation of legal and literary texts and 3) law in utopia and dystopia. Recurring issues in our discussions will include such questions as, how should interpreting the constitution be similar to or different from reading a novel? Can literature tell us things about the good life and the good society that philosophy or political theory cannot? If so, why? Can there be a type of morality or ethics that is specific to a particular role? Where are the good lawyers in literary works? The books for the seminar (all of which should be read before taking it) are Jean Anouilh's *Antigone*, Margaret Atwood's *The Handmaid's Tale* and Harper Lee's *To Kill a Mockingbird*. In addition two short poems will be distributed electronically to the class's participants.

## The Grand Theories of Small Cases

Miguel Poiares Maduro [European University Institute]

In this seminar we will see how seemingly mostly practical and, even, unimportant cases can hide important theoretical questions. The aim is to show the powerful interaction between theory and the practice of the law and to challenge the traditional division between “legal and political theory” and the “the practice of law”. On the one hand, we will show how even the most practical and technical cases can entail important theoretical decisions. On the other hand, we will see how these practical cases can inform a better theoretical debate. The purpose is twofold: first, to achieve a better practice of law, one which is aware of its theoretical assumptions and informed by theory; second, to discuss different theories in the light of their practical consequences.

Understanding  
Law in its context:  
situating law in its  
legal, political and  
social context  
and taking into  
account the  
integration of  
State, EU and  
global legal  
sources of law.

# CLINICS Mandatory

## Legal Research

**Gonçalo Almeida Ribeiro** [S.J.D. Candidate, Harvard University]

The seminar introduces the students to individual academic research in law. We will discuss and study the psychological, intellectual, and material aspects of the process of research; the techniques for locating the relevant sources of information and the fundamentals of computer-based (and especially internet-based) research; the standards of academic correctness, with special reference to the issue of plagiarism; and the panoply of different approaches to the study of law displayed in contemporary legal literature. The seminar adopts a broad conception of legal research that is neither that of conventional black-letter or narrow doctrinal analysis nor that of certain interdisciplinary approaches that tend to colonize law through a different discipline. The focus will be on research that aims to understand one or more of the various different dimensions of law.

## Legal Writing

**Felix Ronkes Agerbeek** [Member of the Legal Service, European Commission]

An effective lawyer must master the art of persuasive legal writing. The ability to write convincingly can be crucial to win a case. The purpose of this seminar is to sharpen that ability, in particular - but not exclusively - with an eye to proceedings before the Court of Justice and the General Court of the European Union. Through practical exercises and real-life examples, you will develop your legal writing skills, from collecting your thoughts and planning your work, to structuring, framing and presenting your argument. Most importantly, you will learn how to tailor your argument to your audience: the judges.

## Negotiation

**Alain Verbeke** [Universities of Leuven, Tilburg and Harvard]

This 12 hours seminar is an introduction to the theory and practice of negotiation. Built around three tensions of negotiation, it draws on the format of the famous Winter Term Negotiation Workshop at Harvard Law School. The first class deals with the tension between distributing value and the creation of value. The second day is focused around the tension between empathy and assertiveness, including active listening. An important dilemma for all lawyers and attorneys is the principal - agent tension, which is discussed the final day. The course offers a balanced mix between theoretical discussions and practical exercises. It is a hands on course, requiring students to prepare readings and cases in advance, and to write three journals, one for every course day. Therefore, students must attend all classes and be on time. The teaching includes Harvard PON case simulations, videos, several actual negotiations by students, individual feedback, collective debriefings and review discussions. This course is an interactive learning experience, a constant process of give and take, not only among the students but also between students and instructor.

LL.M. class of 2010-2011 with Tânia Abreu Godinho, the LL.M. programme assistant.



# FACULTY

We have chosen a remarkable group of scholars, among the most important names in their respective fields of study. But we have also chosen scholars who embrace the approach envisioned in our programme. We will be equally selective with our students.

Alain Verbeke



Daniel Halberstam



Imola Strehö



Ana Paula Dourado



David J. Gerber



James Boyle



António Frada



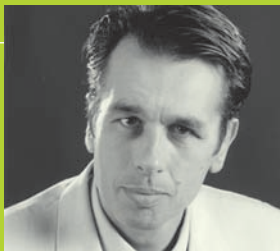
Donald Regan



Jan Dalhuisen



Armin von Bogdandy



Eric A. Posner



Jennifer Jenkins



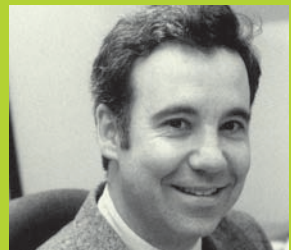
Cruz Vilaça



Felix Ronkes Agerbeek



José Maria de Areilza



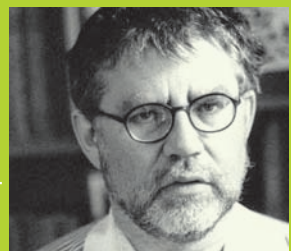
Damian Chalmers



Gonçalo Almeida Ribeiro



Joseph H. H. Weiler



Júlio Gomes



Miguel Poiares  
Maduro



Piet Eeckhout



Jürgen Kurtz



Mitchel Lasser



Rita de La Feria



Karine Caunes



Neil Walker



Sabino Cassese



Kieran St C  
Bradley



Nuno Garoupa



Samantha  
Besson



Martijn W.  
Hesselink



Paulo Câmara



Stephen  
Weatherill



Mattias  
Kumm



Petros  
Mavroidis



**Alain Verbeke** [Universities of Leuven, Tilburg and Harvard]  
**Negotiation**

Alain Verbeke is Full Professor of Law at the Universities of Leuven and Tilburg; Visiting Professor of Law at Harvard Law School. He is Founding Partner of GREENILLE, a boutique firm in international estate planning with attorneys, notaries and tax consultants and offices in Brussels, Antwerp (Belgium), Amsterdam, and Rotterdam (the Netherlands). He is specialized in negotiating and mediating large inheritance and family business conflicts, and regularly acts as an arbitrator in contracts and estate planning cases.

<http://www.law.kuleuven.be/contracts>

**Ana Paula Dourado** [University of Lisbon]  
**Tax Law in a European and Global Context**

Ana Paula Dourado is a Professor of Tax Law and European Tax Law at the School of Law, University of Lisbon and Vice-President of the Institute for Economic, Fiscal and Tax Law (IDEFF). She has been Visiting Professor of European Tax Law in other Universities (Uni. of Leiden, since 2007; Uni. of Florida, 2010; Católica Global School of Law, Lisbon (2009-2010); WU Vienna (Winter Semester 2010-2011)). She has drafted and negotiated the tax reforms in Portuguese speaking countries as an expert at the legal department of the International Monetary Fund (2003-2009). She was a Member of the Centre for Tax Studies at the Ministry of Finance (Portugal) and a delegate for Portugal in working groups for direct tax harmonization at the European Community and in the working group for tax avoidance and evasion at the OECD. She has been organizing and participating in several European and International research projects, courses, conferences and seminars on tax law (European tax law, comparative tax law, international tax law). Founding member of the GREIT. She co-edited *the Acte Clair in Direct Tax Matters* (IBFD) and edited the *Separation of Powers in Tax Law* (EATLP, 2010); she has published several articles and book chapters in European tax law; correspondent for *EC Tax Law*, *H&I*, and several other tax law journals; Member of the editorial board of *Intertax*, *Rev. de Finanças Públicas e Direito Financeiro* and the Academic Committee of the European Association of Tax Law Professors (EATLP).

**António Frada** [Catholic University of Portugal]  
**Comparative Private Law**

António Frada de Sousa graduated from the Law School of the Catholic University of Portugal in 1993. Since then he has been Assistant and then Lecturer at the Law School of the Catholic University in Porto teaching courses and seminars on Property Law, History of the Law, General Theory of the Law of Obligations, Private International Law and EU Law. In 1988 he concluded his Master of Laws degree at the University of Coimbra. He was a Fulbright student at the Law School of the University of Chicago where he obtained the LL.M. degree in 2000. From 2003 to 2007 he was Legal Secretary in

the Chambers of Advocate General Miguel Pórigues Maduro in the Court of Justice of the European Communities. He has been involved in post-graduation and MBA courses, international conferences and research projects in his main areas of interest: Conflict of Laws, EU Law and Private Comparative Law. His research activity focuses presently on the relations between EU Law and Private International Law.

**Armin von Bogdandy** [Max Planck Institut for Comparative Public Law and International Law]  
**Two Visions of International Law**

Armin von Bogdandy is Director at the Max Planck Institute for Comparative Public Law and International Law and Professor of Public Law at the Goethe-Universität, Frankfurt/Main. President of the OECD Nuclear Energy Tribunal. He was member of the German Science Council (Wissenschaftsrat). In June 2008 Prof. Bogdandy received the Berlin-Brandenburgian Academy of Sciences Prize for outstanding scientific achievements in the field of foundations of law and economics, sponsored by the Commerzbank Foundation. Global Law Professor at New York University School of Law in 2005 and 2009. Member of the Scientific Committee of the European Union Agency for Fundamental Rights (2008-2013). He was invited to be the Inaugural Fellow at the Straus Institute for Advanced Study of Law and Justice, New York University, Academic Year 2009/2010.

**Cruz Vilaça** [Católica Global School of Law, Lisbon]  
**Competition Law**

J. L. Cruz Vilaça graduated from Coimbra Law School; LL.M. in Political-Economic Sciences; Docteur in International Economics, Paris I; studied and worked at St. Antony's, University of Oxford, and at Fordham University Law School (New York). Formerly Assistant Professor at Coimbra Law School. Now Visiting Professor at the Law Schools of the Universidade Católica and the Universidade Nova in Lisbon. Former Advocate-General at the ECJ and President of the European Court of First Instance. Former Secretary of State for European Affairs in the Portuguese Government. Attorney at-law, Partner and Head of EU and Competition practice with PLMJ & Associates.

**Damian Chalmers** [London School of Economics]  
**The Law of the European Integration I and II**

Damian Chalmers is Professor in EU law at the London School of Economics and Political Science and Head of its European Institute and the Jean Monnet Centre there. Prior to that he was a lecturer at the University of Liverpool, and was for 4 years on the Management Committee of the AIRE Centre. He has held Visiting Appointments at the College of Europe, Copenhagen, Lund, Helsinki, Michigan, Instituto de Empresa and Fudan (PRC). He was editor of the *European Law Review* and *EU Jurist*. He is the author of (with C. Hadjiemmanuil, G. Monti & A. Tomkins) *European Union Law* (2010, 2<sup>nd</sup> Ed., CUP).

**Daniel Halberstam** [University of Michigan]  
**Comparative Public Law**

Daniel Halberstam is the Eric Stein Collegiate Professor of Law at the University of Michigan, where he is also Director of the European Legal Studies Program. He served as judicial clerk for U.S. Supreme Court Justice David H. Souter and for Judge Patricia M. Wald of the U.S. Court of Appeals for the D.C. Circuit, and as judicial fellow for Judge Peter Jann, Court of Justice of the European Communities. He has also served as attorney-adviser in the Office of Legal Counsel at the U.S. Department of Justice, and as attorney-adviser to Chairman Robert Pitofsky, U.S. Federal Trade Commission. As graduate of Yale Law School, he was articles editor of the *Yale Law Journal* and editor of the *Journal of Law and the Humanities*. Halberstam earned his B.A., *summa cum laude* and *Phi Beta Kappa*, in mathematics from Columbia University. He obtained his Abitur at the Gutenberg-Gymnasium in Wiesbaden, Germany. Halberstam was the Founding Director of the European Commission sponsored EU Center at the University of Michigan and now serves on its advisory board. Halberstam serves on the advisory editorial board of *Cambridge Studies in European Law and Policy* (Cambridge University Press). He lectures widely throughout Europe and holds a position as Professor in the European Legal Studies Department at the College of Europe, Bruges. He will be a fellow at the Wissenschaftskolleg (Institute for Advanced Studies) in Berlin for AY 2009-2010. With an emphasis on constitutional federalism and the separation of powers, his teaching and scholarship focus on European, comparative, and international public law and legal theory.

**David J. Gerber** [Chicago-Kent College of Law]  
**Competition Law**

David J. Gerber is University Distinguished Professor of Law at Chicago-Kent College of Law, Illinois Institute of Technology. He received his B.A. from Trinity College (Conn.), his M.A. from Yale and his J.D. from the University of Chicago. He has been a visiting professor at the law schools of the University of Pennsylvania, Northwestern University and Washington University in the United States as well as on the law faculties in Munich and Freiburg in Germany, Stockholm in Sweden, and the International University College, Turin (Italy). He has also been a visiting fellow at the Woodrow Wilson School of Public and International Affairs at Princeton University, the Max Planck Institute for Research on Collective Goods in Bonn, Germany, and Uppsala University in Sweden, and Meiji University in Japan. Before beginning his teaching career, Professor Gerber practiced law in New York and in Europe. He writes and teaches primarily in the areas of competition law, comparative law, and European Union law. He is a member of the International Academy of Comparative Law, the executive editorial board of the *American Journal of Comparative Law* and, among others, the editorial boards of the *Journal of International Economic Law* and

*Concurrences* (France). In 1998 he published *Law and Competition in Twentieth Century Europe: Protecting Prometheus* (Oxford: Clarendon Press; pbk, 2001). His most recent book is *Global Competition: Law, Competition and Global Markets* (Oxford University Press, 2010).

**Donald Regan** [University of Michigan]  
**Philosophy of Free Trade**

Donald Regan is the William W. Bishop, Jr. Collegiate Professor of Law and Professor of Philosophy in the University of Michigan. Educated at Harvard (mathematics), University of Virginia (law), Oxford (economics), and Michigan (philosophy), he has been at Michigan for his entire career. He has also taught at the University of California at Berkeley, Virginia, and Zagreb. He is a Fellow of the American Academy of Arts and Sciences, and has held fellowships from the Guggenheim Foundation, the National Humanities Center, the National Endowment for the Humanities, and All Souls College, Oxford (Visiting Fellow). He has written on moral, political, and legal philosophy; on United States constitutional law, especially federalism issues; and in recent years on international trade law. His book *Utilitarianism and Co-operation* (1980) was a co-winner of the Franklin J. Matchette Prize of the American Philosophical Association. His singing credits include *La Bohème* (Colline), *Le Nozze di Figaro* (Bartolo), *Lucia di Lammermoor* (Raimondo), and *The Gondoliers* (Duke of Plaza-Toro).

**Eric A. Posner** [University of Chicago]  
**Two Visions of International Law**

Eric Posner is Kirkland and Ellis Professor of Law, University of Chicago. He is author of *The Perils of Global Legalism* (University of Chicago, forthcoming); *Terror in the Balance: Security, Liberty and the Courts* (with Adrian Vermeule) (Oxford, 2007); *New Foundations of Cost-Benefit Analysis* (with Matthew Adler) (Harvard, 2006); *The Limits of International Law* (with Jack Goldsmith) (Oxford, 2005); and *Law and Social Norms* (Harvard, 2000); and editor of *Chicago Lectures in Law and Economics* (Foundation, 2000) and *Cost-Benefit Analysis: Legal, Economic, and Philosophical Perspectives* (with Matthew Adler) (University of Chicago, 2001). He is also an editor of the *Journal of Legal Studies*. He has published articles on bankruptcy law, contract law, international law, cost-benefit analysis, constitutional law and administrative law, and has taught courses on international law, foreign relations law, contracts, employment law, bankruptcy law, secured transactions, and game theory and the law. His current research focuses on international law, foreign relations law, and immigration law.

Felix Ronkes Agerbeek [Member of the Legal Service, European Commission]

#### Legal Writing

Felix Ronkes Agerbeek lives in Brussels, where he works for the Legal Service of the European Commission. As a member of the Legal Service, he represents the Commission in various cases before the Court of Justice and the General Court of the European Union, and he provides legal advice to the Commission and its services in matters of competition law. A former legal secretary (*référénaire*) to Advocate General Póiaros Maduro, he is closely familiar with the inner workings of the European Court of Justice. Before entering the European civil service, he was a lecturer and researcher in the field of EU law at the Europa Instituut of Leyden University in the Netherlands. He published a short monograph on freedom of expression of EU officials.

Gonçalo Almeida Ribeiro [Harvard University]

#### Legal Research

Gonçalo Almeida Ribeiro is an S.J.D. candidate and Clark Byse Fellow at Harvard Law School, where he is writing a dissertation in the fields of private law theory, jurisprudence, and social theory. Prior to his admission to the S.J.D. program he obtained an LL.M. from Harvard Law School and an LL.B. from the School of Law of the Universidade Nova de Lisboa, both with the highest distinction. He has taught seminars on Economic Analysis of Law at the Universidade Católica Portuguesa (Lisbon) and a seminar on Comparative Private Law Theory at the Università degli Studi di Perugia. In 2010 he won the Dean's Award for Excellence in Student Teaching for his work as a Teaching Fellow at the Harvard Kennedy School of Government. He published articles and book chapters in the fields of legal theory, legal anthropology, and law and development. As an undergraduate, he participated in study groups on Southern African political and economic development as a consultant for the Development Studies Centre of the OECD and the Tropical Research Institute.

Imola Strehö [Sciences Po]

#### The Law of the European Integration I and II

Imola Strehö is Associate Professor at Sciences Po, Paris, where she is Deputy Dean of Studies and Program Director of the Master of European Affairs. From 2002 till 2008, she was *référénaire* at the European Court of Justice in Luxembourg. She is a Doctor of Laws by the Law Faculty of the University of Paris 2 (Pantheon-Assas) where she is teaching seminars on the European Judicial System and the Law of the International Market (Institut des Hautes Etudes Internationales). She has also taught EC law at the National University of Singapore and the University of Melbourne. From 2000 to 2002, she was a visiting researcher at Harvard Law School and NYU School of Law where she was the Executive Director of its Jean Monnet Center. She holds a diploma from the College of Europe. She writes in the field of EU law. Her publications include: *Fundamental*

*Principles vs. Fundamental Rights, comment on the ECJ decisions Schmidberger, C-112/00 (2003-2004), and Omega, C-36/02 (2003-2004), also On the ECJ judgment Bidar, C-209/03 (2005), RAE / Law & European Affairs, and Regional Organizations' Judicial System Compared: Is the European Model Transposable and Should It Be? (2004) Review of Asian Pacific Studies.*

James Boyle [Duke University School of Law]

#### Law and Literature

James Boyle is William Neal Reynolds Professor of Law at Duke Law School, founder of the Center for the Study of the Public Domain, and co-founder of Creative Commons. He is the winner of the World Technology Network Award for Law for his work on the public domain and the "second enclosure movement" that threatens it. His most recent book is *The Public Domain: Enclosing the Commons of the Mind* (2008). He writes a regular online column for the *Financial Times' New Economy Policy Forum*.

Jan Dalhuisen [Miranda Chair in Transnational Financial Law, Católica Global School of Law, Lisbon]

#### International Arbitration

Jan Dalhuisen is a leading expert in international commercial and financial law and the occupant of the Miranda Chair in Transnational Financial Law at Católica. He is also Professor at King's College in London and UC Berkeley, and has held important Visiting Professorships in Continental Europe, China and Australia. He is Corresponding Member of the Royal Netherlands Academy of Arts and Sciences and the author of *Dalhuisen on Transnational and Comparative Commercial, Financial and Trade Law*, now in its fourth edition (3 volumes), and earlier of *Dalhuisen on International Insolvency and Bankruptcy* (2 Volumes). Professor Dalhuisen is a graduate of the University of Amsterdam, where he also obtained a PhD, and of UC Berkeley. He is Member of the NY Bar, Fellow of the Chartered Institute of Arbitrators in London, an active international arbitrator, ICSID panel member and former senior in house counsel and investment banker.

Jennifer Jenkins [Duke University School of Law]

#### Comparative Intellectual Property in the Digital Age: an EU – US Study

Jennifer Jenkins is Director of Duke's Center for the Study of the Public Domain and a Senior Lecturing Fellow at Duke Law School, where she teaches courses in Intellectual Property, the Public Domain and Free Speech, Music Copyright and Musical Borrowing, and researches the comparative dynamics of copyright policy in the US and EU. She also leads the Center's "Arts Project" - which analyzes the effects of intellectual property on cultural production. Before coming to Duke, she was a member of the legal team that defended the copyright infringement suit against the publisher of the novel "The Wind Done Gone" (a parodic rejoinder to *Gone with the Wind*.)

José María de Areilza [Instituto de Empresa]

### The Law of the European Integration I and II

José M. de Areilza is Professor of European Union Law and holder of the Jean Monnet - IE Chair at IE University, Madrid. Since 2007 he serves as Dean of IE Law School. He received his LL.M. degree and his Doctorate in Juridical Sciences (S.J.D.) degree from Harvard Law School and an M.A. degree from The Fletcher School of Law and Diplomacy. Between 1996-2000 he worked as an Advisor to the Spanish Prime Minister on European and North-American Affairs and in 2002 he advised the Spanish Government Representative to the European Convention. He has published over thirty articles about European law and integration and has directed the books *Internet, una profecía* (2002) and *España y las transformaciones de la Unión Europea* (1998). He is the founder and editor of the weblog for European debate *BlogEuropa.eu*. He is admitted to the New York Bar. He is a Member of the Board of Directors of the Madrid Bar Association and of the newspaper *ABC*, and a Member of the Editorial Board of Grupo Vocento, *Foreign Policy* - Spanish edition, and *Revista Direito GV*, Sao Paulo.

Joseph H. H. Weiler [New York University]

### The Law of the European Integration I and II

Programme Director, see page 7.

Júlio Gomes [Catholic University of Portugal]

### Comparative Private Law

Júlio Gomes is Professor of Private Law in the Catholic University of Portugal (UCP) in Oporto. He studied in UCP (LL.B, Ph.D), Columbia University (LL.M.), University of Coimbra (Master of Laws) and University of Oxford (D.Phil.). His teaching and research fields are Labour Law, Law of Obligations, Contracts and Rights in Rem. He is author and co-author of several books and numerous articles in Portuguese and international legal journals. He is a member of the Advisory Board on *negotiorum gestio* and *Unjust Enrichment* of the Study Group on a European Civil Code chaired by Professor Christian von Bar (Osnabrück) and participant of the Trento Project (Common Core of Private Law in Europe).

Jürgen Kurtz [The University of Melbourne]

### International Investment Law

Jürgen Kurtz is an Associate Professor and Director of the International Investment Law Research Programme of the Institute for International Law and the Humanities at the University of Melbourne, Australia. He has held research fellowships at the Jean Monnet Center for International and Regional Economic Law and Justice at New York University (as an Emile Noël Fellow), the University of Michigan Law School (as Grotius Fellow) and at the Academy of International Law in The Hague. He is the convenor of the General Course on International Investment Law at the Academy of International Trade

and Investment Law in Macau. In 2010, Jürgen joined the Global Faculties of the Centre for Transnational Legal Studies in London, Bocconi University in Milan and was appointed Fernand Braudel Senior Fellow at the European University Institute in Florence.

Karine Caunes [New York University School of Law]

### The Law of the European Integration I and II

Karine Caunes is Jean Monnet Research Fellow within the Center for International and Regional Economic Law & Justice at NYU School of Law. She is the Coordinator of the Total Law program. She holds a Doctorate in Law from the European University Institute (Florence) and is specialized in legal theory and EU law, fields in which she has published several articles. She taught in various academic institutions such as Sciences Po Paris, the European Inter-University Center for Human Rights and Democratization in Venice, the University of Paris Ouest Nanterre La Défense, the University of Ljubljana, and the European University Institute where she was research assistant to Professor Wojciech Sadurski. She was also Visiting Scholar at Columbia University. She participated to various research projects mainly on European industrial relations and social affairs and on the relationship between the European Union and the Member States. She was consultant for the French government during the French presidency of the European Union. Lastly, she was the founding mother of the *European Journal of Legal Studies* and is now Associate Editor of the *European Journal of International Law*.

Kieran St C Bradley [European Parliament]

### The Law of the European Integration I and II

Kieran Bradley is Director for Administrative and Financial Law in the Legal Service of the European Parliament. He has represented Parliament in a number of headline cases before the courts in Luxembourg. He has previously served as a référendaire at the European Court of Justice, and as an administrator with Parliament's Committee on Legal Affairs. In Spring 2000, he was the first "Distinguished Lecturer on European Law" at Harvard Law School, and he has also taught courses on EC/EU law at various other universities and higher level educational institutes, most recently at the Católica Global School of Law in Lisbon, SciencesPo, Paris, the Central European University, Budapest, and the University of Kent in Brussels. In 2003-2004, he served on both groups of legal experts advising on the drafting of the Constitution for Europe. He has published extensively in a number of areas of EC/EU law, particularly on institutional matters.

**Martijn W. Hesselink** [University of Amsterdam]

**European Legal Method**

**The Political Philosophy of European Contract Law**

Martijn W. Hesselink (Delft, 25 May 1968) studied law at the University of Amsterdam and at the Université Panthéon-Assas, Paris. In 1999 he received his doctor's degree *cum laude* from the University of Utrecht. In the same year he became a Professor of Private Law at the University of Amsterdam. In 2006 his chair was converted, at his request, into European Private Law. In the same year he became the Director of the newly founded Centre for the Study of European Contract Law. Professor Hesselink has been a member of several international research groups including the Study Group on a European Civil Code, the Social Justice Group, and the Expert Group on a CFR. He has lectured at several international universities including Roma Tre, Panthéon-Sorbonne, and Sciences Po. Since 2001 he has been an honorary justice at the Court of Appeal in Amsterdam. He has published several books including *The New European Private Law* (2002) and *CFR & Social Justice* (2008).

**Mattias Kumm** [New York University | Humboldt University, Berlin]

**Comparative Public Law**

Mattias Kumm is a Professor of Law at NYU School of Law as well as holding a Professorship on "Rule of Law in the age of Globalization" at the Social Science Research Center and Humboldt University, Berlin. His research focuses on basic conceptual, institutional and doctrinal issues in Global, European and Comparative Public Law. He is known for his work on constitutional pluralism in Europe, the cosmopolitan turn in international law and his contributions to the theory of human and constitutional rights. He joined NYU after studying for his doctorate at Harvard Law School preceded by studies in Law, Philosophy and Political Sciences in Kiel and Paris. He has taught at leading universities worldwide, including Harvard Law School, the Fletcher School of Law and Diplomacy, the Central European University (Budapest), the European University Institute (Florence), the Bucerius Law School (Hamburg) and the National University of Singapore. Professor Kumm is on the editorial board of various journals.

**Miguel Poiares Maduro** [European University Institute]

**The Grand Theories of Small Cases**

**The Law of the European Integration I and II**

Programme Director, see page 7.

**Mitchel Lasser** [Cornell University]

**Comparative Judicial Decision-Making**

Mitchel Lasser is the Jack G. Clarke Professor of Law and Director of Graduate Studies at Cornell Law School and co-directs the Cornell Summer Institute of International and Comparative Law in Paris. He teaches and writes in the areas of comparative law, law of the European Union, comparative constitutional law, and judicial process. Before joining the Cornell faculty in 2004, Professor Lasser was the

Samuel D. Thurman Professor of Law at the University of Utah's S.J. Quinney College of Law. He graduated Phi Beta Kappa from Yale College (1986), received a J.D. from Harvard Law School (1989), an M.A. in French literature (1990) and a Ph.D. in comparative literature (1995) from Yale University. He served as a Fulbright Scholar in France from 1993 to 1994, where he researched the French civil judicial system. While a doctoral student at Yale, he held a Whiting fellowship and an Enders fellowship. Professor Lasser has been a Visiting Professor at the University of Paris-I (Panthéon-Sorbonne) in 2001, 2002 and 2005, the University of Lausanne in 2003 and 2004, the University of Geneva in 2004, and the NYU School of Law and the Institut d'Etudes Politiques de Paris (Sciences Po) in 2006. He held the Fulbright Distinguished Visiting Chair at the Law Department of the European University Institute in Florence, Italy in 2003 and was the Maurice R. Greenberg Visiting Professor at Yale Law School in 2007-2008. His articles have appeared in the *Harvard Law Review*, the *Yale Law Journal*, the *Cornell Law Review*, the *American Journal of Comparative Law*, the *Archives de philosophie du droit*, and the *Revue trimestrielle de droit civil*. His first monograph, *Judicial Deliberations: A Comparative Analysis of Judicial Transparency and Legitimacy*, was published by Oxford University Press in 2004.

**Neil Walker** [The University of Edinburgh]

**Constitutional Law Beyond the State**

Neil Walker holds the Regius Chair of Public Law and the Law of Nature and Nations at the University of Edinburgh. His main area of expertise is constitutional theory. He has published extensively on the constitutional dimension of legal order at sub-state, state, supranational and international levels. He has also published at length on the relationship between security, legal order and political community. He maintains a more general interest in broader questions of legal theory as well as in various substantive dimensions of UK and EU public law. Previously he taught public law at Edinburgh for ten years (1986-1996), was Professor of Legal and Constitutional Theory at the University of Aberdeen (1996-2000), and, most recently, was Professor of European Law at the European University Institute in Florence (2000-2008), where he was also the first Dean of Studies (2002-2005). He has also held various visiting appointments - including Visiting Professor, Department of Philosophy, University of Tilburg, Netherlands (2000); Visiting Professor of Law, Columbia University, New York (2005); Eugene Einaudi Chair of European Studies, Cornell University (2007); Distinguished Visiting Professor of Law, University of Toronto (2007); and Global Professor of Law at New York University (2011). His books include, with Ian Loader, *Civilizing Security* (Cambridge, 2007) and *Policing in a Changing Constitutional Order* (Sweet and Maxwell, 2000); his edited books include, with Jo Shaw and Stephen Tierney, *Europe's Constitutional Mosaic* (Hart, 2011), with Gianluigi Palombella, *Relocating the Rule of Law* (Hart, 2009), with Martin Loughlin, *The Paradox of Constitutionalism* (Oxford, 2007), *Europe's Area of Freedom, Security and Justice* (Oxford, 2004) and *Sovereignty in Transition* (Hart, 2003). He has written

numerous articles in, amongst others, *Constellations*, *German Law Journal*, *Public Law*, *Modern Law Review*, *Ratio Juris*, *International Journal of Constitutional Law*, *European Law Journal*, and the *Oxford Journal of Legal Studies*. He is co-editor of the Oxford University Press monograph series, *Oxford Constitutional Theory*. In 2011, he was awarded the LLD (*Honoris Causa*) from the University of Uppsala.

**Nuno Garoupa** [University of Illinois]

### **The Economics of the Legal System**

Nuno Garoupa is Professor of Law, the H. Ross and Helen Workman Research Scholar at the University of Illinois College of Law and the Co-Director of the Illinois Program in Law, Behavior and Social Science. He received his Ph.D. in Economics from the University of York (UK), also holds an LL.M. from the University of London. He has a long established research interest in the economics of law and legal institutions. The results of this research have been published in the top field journals, including *Journal of Legal Studies*, *Journal of Law and Economics*, *American Journal of Comparative Law*, *Oxford Journal of Legal Studies* and *Journal of Empirical Legal Studies*. He has been awarded the Spanish Julian Marias Research Prize (2010).

**Paulo Câmara** [Católica Global School of Law, Lisbon]

### **Comparative Corporate Law**

Paulo Câmara is invited Professor at the Católica Global School of Law, Portuguese Securities Law Institute (IVM), Financial and Tax Law Institute (IDEFF) and Novaforum /Universidade Nova de Lisboa. He is Vice-President of the Public Company Practice and Regulation Subcommittee of the International Bar Association. Paulo Câmara holds a Masters Degree by the University of Lisbon (1997). He publishes and lectures regularly in the fields of Corporate Governance, Securities Law, Banking Law, Company Law and Financial Law and co-ordinates the research group Governance Lab ([www.governance-lab.org](http://www.governance-lab.org)). He is Partner and Head of Financial Law, Capital Markets and Governance Department of Sérvulo & Associados. Previously, he was Director of the International Policy and Regulatory Department (2006-2008) and of the Corporate Finance Department (1998-2006) of the Portuguese Securities Commission (CMVM), member of the Steering Committee of the National Council of Financial Supervisors (2006-2008), member of the European Securities Committee (2006-2008) and member of the OECD Steering Group on Corporate Governance (1998-2008).

**Petros Mavroidis** [Columbia University | Université Neuchâtel]

### **International Trade Law**

Petros C. Mavroidis is Edwin B. Parker Professor of Law at Columbia University School of Law, New York, and Professor of Law at the University of Neuchâtel. He is also Research Fellow at Center of Economic Policy Research and chief co-reporter for the American Law Institute (ALI) project "Principles of International trade: the WTO". His latest publications are *The Law of the WTO* (American Casebook Series, WEST, 2010, with George A. Bermann and Mark Wu), *Trade in Goods*

(Oxford University Press, 2007), *The Genesis of the GATT*, (Cambridge University Press, 2008, with Douglas A. Irwin and Alan O. Sykes).

**Piet Eeckhout** [King's College London]

### **Free Trade and Environmental Protection International Trade Law**

Piet Eeckhout studied law (lic.iur.) and European law (lic.Eur.iur) at the University of Ghent, Belgium, where he also obtained his PhD degree. Before joining King's in 1998 he taught at the University of Ghent and at the University of Brussels (VUB). Between 1994 and 1998 he worked in the chambers of Advocate General Jacobs at the European Court of Justice. Professor Eeckhout is Director of the Centre of European Law, at King's (see [www.kcl.ac.uk/cel](http://www.kcl.ac.uk/cel)). He is co-editor of the *Yearbook of European Law*, and also teaches at the College of Europe, Bruges. He is an associate academic member of Matrix Chambers, London. Professor Eeckhout is a leading authority on EU law and international economic law. He is the author of *EU External Relations Law* (2<sup>nd</sup> ed, OUP 2011). In 2004 he delivered the General Course at the Academy of European Law, Florence, and in 2006 he is General Rapporteur at the biennial FIDE (Federation of European Law Associations) Conference.

**Rita de La Feria** [University of Oxford]

### **Tax Law in an European and Global Context**

Rita de la Feria is a Senior Research Fellow at the Centre for Business Taxation, University of Oxford. She received her law degree from the University of Lisbon, having specialised in Economic Law. She then began her professional career as a tax consultant with Arthur Andersen, working in both their Lisbon and Dublin offices. In 2006, she completed her PhD on EU VAT harmonization at the Law School of the University of Dublin, Trinity College. Prior to joining Oxford University in 2007, Rita de la Feria held lecturing positions on Tax Law and EU Law at both the University of Dublin, Trinity College and Queen's University Belfast. She was a visiting scholar at New York University, Law School in 2008, an ATAX Visiting Research Fellow at the University of New South Wales, Sydney in 2009, and a Visiting Professor at the Law Faculty, University of Lisbon in 2010. She has published widely on tax issues, particularly on European VAT, and presented to academic, practitioner, and tax administration audiences, the latter amongst others within the framework of the European Commission's Fiscalis Programme. Most notably, she is the author of the book *The EU VAT System and the Internal Market* (IBFD, 2009), editor of the loose-leaf *A Handbook of EU VAT Legislation* (Kluwer Law International, 2004), which is updated bi-annually, and co-editor of the compilation on *Prohibition of Abuse of Law: A New General Principle of EU Law?* (Hart Publishing, 2011). She is a member of the editorial board of the *British Tax Review*, a contributing author for *Highlights & Insights on European Taxation*, and a correspondent for *Revista de Finanças Públicas e Direito Fiscal*. Her work is regularly cited by the courts, including the EU Court of Justice.

**Sabino Cassese** [Italian Constitutional Court]

**Comparative and Global Administrative Law**

Sabino Cassese (born 1935) is Judge of the Italian Constitutional Court. Graduated *summa cum laude* in law in 1956, from the University of Pisa, since 1961 he has served as professor of administrative law at the Universities of Urbino, Naples and Rome. He has been a member of many governmental committees and, in 1993-94, he was a member of the Italian Government. He currently teaches History and Theory of the State at the “Scuola Normale Superiore”, in Pisa and Global Regulation at the Master of Public Affairs at Sciences Po, Paris. He taught administrative law at the Faculty of Law of University of Rome “La Sapienza” from 1985 to 2005. He has received a doctor *honoris causa* degree from seven Universities: Aix-en-Provence, Cordoba, Paris II, Castilla-La Mancha, Athens, Macerata, and European University Institute. He was president of the European Group of Public Administration (International Institute of Administrative Sciences) from 1987 to 1991; visiting professor at the NYU Hauser Global Law School (2004 and 2010). In 2006 he founded the Institute for Research on Public Administration (IRPA). His most recent works include: *Il mondo nuovo del diritto* (2008, Laterza), *I tribunali di Babele* (2009, Donzelli), *Il diritto globale* (2009, Einaudi), *Massimo Severo Giannini* (2010, Laterza) and *Il diritto amministrativo: storia e prospettive* (2010, Giuffrè), *Lo Stato fascista* (2010, Il Mulino).

**Samantha Besson** [University of Fribourg]

**Human Rights Law**

Samantha Besson is Chair of Public International Law and European Law at the University of Fribourg (Switzerland) and Co-Director of the European Law Institute of the Universities of Bern, Fribourg and Neuchâtel (Switzerland) (<http://www.unifr.ch/sdipde/professeur>). She holds a degree in Swiss and European Law (University of Fribourg and Vienna), a Magister Juris in European and Comparative Law (University of Oxford), a PhD in Law (University of Fribourg) and a Habilitation in Legal Theory and Comparative, European and International Constitutional Law (University of Bern). Before her appointment at Fribourg, Samantha Besson held research and teaching positions at Columbia (1999-2000), Oxford (2000-2004) and Geneva (2002-2005). In the Fall 2009, she was a visiting professor at Duke Law School teaching an EU Law course and a Human Rights Theory seminar. Currently, she also teaches children’s rights on the IUKB/Fribourg MAS in Children’s Rights and human rights theory on the University of Zürich’s MAS in Applied Ethics. Her publications and research interests lie in European and international law and legal and

political philosophy, and in particular in human rights law and theory. Besides her publications in French, she is the author of the monograph *The Morality of Conflict: Reasonable Disagreement and Law* (Hart Publishing: Oxford, 2005). She co-edited the collections of essays *Deliberative Democracy and its Discontents* (Ashgate: Aldershot, 2006) with José Luis Martí, *Legal Republicanism: National and International Perspectives* (Oxford University Press: Oxford 2009) with José Luis Martí and *The Philosophy of International Law* (Oxford University Press: Oxford, 2010) with John Tasioulas. In 2009, she started writing a monograph on human rights theory.

**Stephen Weatherill** [University of Oxford]

**Sports Law**

Stephen Weatherill is the Jacques Delors Professor of European Law and a Fellow of Somerville College in the University of Oxford. He has written a number of books, papers and journal articles on a wide range of issues arising under EU institutional, constitutional and substantive law, and it is now twenty years since he first wrote on the application of EU law to sport.

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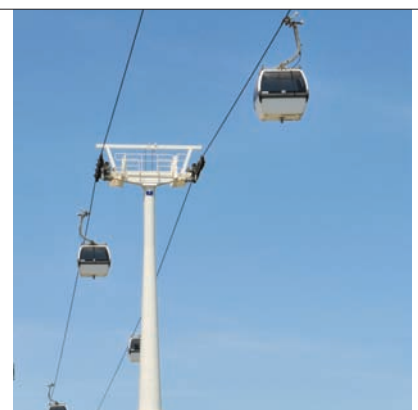
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