

Online Workshop:
**“Horizontal clauses in EU law:
Normative implications, implementation and potential for policy mainstreaming”**

AGENDA **Friday, 8 October 2021**
11:00-16:00 (EEST)

11:00 – 11:05 **Welcome and introduction**

Evangelia Psychogiopoulou, Senior Research Fellow, Hellenic Foundation for European and Foreign Policy (ELIAMEP)

11.05 – 12.10

Panel I

Chair:

Rachael Craufurd Smith, Reader in EU law, University of Edinburgh

Mainstreaming clauses in the EU’s decision-making process:

Legal duty or afterthought?

Bruno de Witte, Professor of EU Law, University of Maastricht; European University Institute

Art. 7 TFEU, supremacy of EU law and the principle of conferral of powers

Antonis Metaxas, Associate Professor of EU Law, National and Kapodistrian University of Athens

Mainstreaming clauses and their treatment by the CJEU

Evangelia Psychogiopoulou, Senior Research Fellow, Hellenic Foundation for European and Foreign Policy

Feedback and questions

12:10 – 13:15

Panel II

Chair:

Bruno de Witte, Professor of EU Law, University of Maastricht; European University Institute

Articles 8 and 10 TFEU: Are the equality mainstreaming clauses still an empty vessel?

Elise Muir, Professor of EU law, KU Leuven; **Victor Davio**, PhD candidate, KU Leuven; **Lucia van der Meulen**, PhD candidate

Between hope and fear: The creation of a more inclusive EU Single Market through Article 9 TFEU

Sybe de Vries, Professor of Public Economic Law, Europa Institute, Utrecht University

Article 168(1) TFEU in a pandemic world

Tamara Hervey, Jean Monnet Professor of EU Law, City University

Feedback and questions

13:15 – 13:40

Break

13:40 – 14:45

Panel III

Chair:

Sybe de Vries, Professor of Public Economic Law, Europa Institute, Utrecht University

The integration principle (Article 11 TFEU): Evolution and regulative context also in the light of new developments

Vasiliki Karageorgou, Assistant Professor of European Administrative Law, Panteion University of Social and Political Sciences

Does consumer protection need policy mainstreaming in the EU?

Dorota Leczykiewicz, Associate Professor of Law, University of Oxford

Article 167(4) TFEU: Mainstreaming, subsidiarity and cultural rights

Rachael Craufurd Smith, Reader in EU law, University of Edinburgh

Feedback and questions

14:45 – 15:50

Panel IV

Chair:

Stella Ladi, Associate Professor, Panteion University; Senior Lecturer, Queen Mary University; Research Fellow, Hellenic Foundation for European and Foreign Policy

The mainstreaming of development cooperation in other EU policies

Mauro Gatti, Assistant Professor of EU Law, University of Bologna

Taking stock of Article 13 TFEU in EU agriculture: A Trough Half Empty or a Trough Half Full?

Diane Ryland, Post-doctoral researcher, University of Leeds

EU fundamental rights mainstreaming in the context of the conditionality governing financial assistance provided to Eurozone members in distress

Manolis Perakis, Assistant Professor of EU Law, National and Kapodistrian University of Athens

Feedback and questions

15:50 – 16:00

Final remarks

Evangelia Psychogiopoulou, Senior Research Fellow, Hellenic Foundation for European and Foreign Policy (ELIAMEP)

List of biographical notes

Rachael Craufurd Smith is a Reader at the University of Edinburgh specialising in media law and the regulation of culture, with a particular interest in the intersection of domestic and European Union law in these fields. She studied at Hertford College, Oxford, and Trinity Hall, Cambridge, before completing her doctorate at the European University Institute in Florence on comparative media law. Recent work in the field of culture includes a commentary on Article 22 of the European Union Charter of Fundamental Rights for the forthcoming edition of Peers, Hervey, Kenner and Ward, *The EU Charter of Fundamental Rights* (Hart) and a chapter on European approaches to the protection of cultural heritage in Francioni & Vrdoljak, *Oxford Handbook of International Cultural Heritage Law* (Oxford, 2020).

Victor Davio is a doctoral researcher at KU Leuven since 2020 for the ERC-funded project RESHUFFLE. His research project focuses on the influence of EU fundamental rights standards on the case law of the European Court of Human Rights. He is also a teaching and research assistant in constitutional law at the University Saint-Louis Brussels. He obtained a Master's degree in law at KU Leuven (*magna cum laude*) (2018). During his studies, he spent a semester at the University of Edinburgh as part of a student exchange programme. He completed his studies with an LL.M. in EU law at the College of Europe in Bruges (2019). He was awarded the Rafael Sanz Rodriguez Memorial Prize for the best thesis in the Law Department of the College of Europe. His areas of interest include EU constitutional law, fundamental rights, EU judicial protection law and legal theory.

Mauro Gatti is Assistant Professor of EU Law at the University of Bologna. Previously, he was lecturer at The Hague University of Applied Sciences, postdoc at the University of Luxembourg and visiting lecturer at the University of Verona and the European Law and Governance School (Athens). He is the author of a monograph on the European External Action Service (Brill, 2016). He was research coordinator for the Annual Report 2017 of the European Parliament Intergroup on Freedom of Religion or Belief and Religious Tolerance and consultant for the 2019 Report on freedom of religion or belief of the German Federal Government. He is also the author of a report for the International Federation of Red Cross and Red Crescent Societies (IFRC) on the application of international disaster law in Italy (2015). His main research interests are EU foreign affairs, Brexit, disaster law and freedom of religion or belief.

Tamara K. Hervey (LLB (Hons) (Glasgow), PhD (Sheffield), Fellow of the Academy of Social Sciences, Principal Fellow of the Higher Education Academy, Honorary Fellow of the Faculty of Public Health) is Jean Monnet Professor of EU Law at the City Law School, City University, London. One of the first to the field, Hervey has been researching all aspects of EU health law since the 1990s. She also publishes in comparative health law, in legal research methodologies and in legal pedagogy. She is author of 18 books and over 150 other publications. Hervey works with a large network of academics across Europe and in North America. Since 2016, she has also been working on the effects of Brexit on health. She has advised a range of European and national entities, including the European Parliament; European Commission; the European Blood Alliance; the Joint Oireachtas Committee on Health, Republic of Ireland; UK House of Commons Health and Social Care Committee; and the House of Lords EU Home Affairs Sub-Committee.

Vasiliki (Vicky) Karageorgou studied Law at the Law School of the Aristotle University of Thessaloniki and then obtained a Master's degree (*Magister Legum*) in Public Law from the University of Cologne. In 2002 she completed successfully her PhD in Environmental Law at the University of Cologne. After her return to Greece, she worked as a Legal Advisor to the Greek Deputy Minister for Environment and as a Consultant to the United Nations Environment Programme-Mediterranean Action Plan (UNEP-MAP). She also worked as a Senior Investigator in the Greek Ombudsman for five years. Since 2010 she teaches European environmental law and policy, international environmental law and policy and international environmental governance in the context of the Mediterranean sea at the Department of International, European and Area Studies of Panteion University of Social and Political Sciences. Her research interests focus on EU and national environmental law in interrelation with international environmental law and specific aspects of EU administrative law (judicial protection, transparency). She is author of three monographs (and one under publication) and she has published extensively in the fields of her expertise in Greek and in English. She is member of the Avosetta Group of the EU Environmental Law Professors and of the Executive Board of the Greek Association of Environmental Law.

Stella Ladi is a Senior Lecturer at Queen Mary University of London and an Associate Professor at Panteion University in Athens. She is Research Fellow at the Hellenic Foundation for European and Foreign Policy (ELIAMEP) and Research Associate at the Hellenic Observatory, LSE. She previously worked as a lecturer at University of Sheffield and University of Exeter. She has also been a research fellow at the Barcelona Institute of International Studies (IBEI). She has acted as a public policy expert at the Ministry of the Interior and the Ministry of the Aegean, Greece. In July 2002 she completed her PhD thesis at the University of York. Her research interests include crisis management, the Eurozone crisis, public policy and public administration reforms, Europeanization, global public policy and transnational administration and the role of experts in public policy. She has published in a variety of leading journals and she is the co-author of *Capitalising on Constraint: Bailout Politics in Eurozone Countries*, Manchester: Manchester University Press (in press) with C. Moury, D. Cardoso and A. Gago.

Dorota Leczykiewicz is Associate Professor of Law at the University of Oxford and a Fellow of St Peter's College. Her research interests focus on comparative law, European private law and EU constitutional law, in particular, EU fundamental rights. She is the co-editor (with Stephen Weatherill) of *The Images of the Consumer in EU Law: Legislation, Free Movement and Competition Law* (Hart Publishing, 2016). Her recent publications include a chapter on the 'Judicial Development of EU Fundamental Rights Law in the Digital Era', in Bernitz, Groussot, Paju and de Vries (eds), *General Principles of EU Law and the EU Digital Order* (2020) and a note on 'The Judgment in Bauer and the Effect of the EU Charter of Fundamental Rights in Horizontal Situations' (2020) 16 *European Review of Contract Law* 323.

Antonis Metaxas is Associate Professor of EU Law at the National and Kapodistrian University of Athens (NKUA). He teaches EU law at NKUA and TU Berlin. He is also visiting professor in various distinguished universities in Greece and abroad. He has completed his doctoral studies in the FU Berlin with 'summa cum laude'. He is regarded as a leading professional and academic in Europe in his field by all independent international Legal Directories (Chambers, Legal 500) and acts as senior legal advisor to a number of governments, regulatory authorities as well as major private and institutional clients. He is author of numerous scientific publications in the fields of EU law, EU constitutional law, EU state aid and energy law.

Lucia van der Meulen is a PhD candidate at the Institute for European Law of KU Leuven. Her research on the decision of national judges to refer preliminary questions on EU fundamental rights is part of the ERC-project RESHUFFLE. Van der Meulen comes from a multidisciplinary background and holds a cum laude bachelor's degree in Liberal Arts and Sciences from University College Maastricht. She has further obtained cum laude master's diplomas in Public International Law and Legal Research at Utrecht University. For her master's thesis on combatting sexism through human rights law, she was awarded the NJCM-Thoolen award for best human rights thesis. She is interested in the development of European human rights law in a broad sense and regularly combines legal research with qualitative empirical methods.

Elise Muir is Professor of EU Law at KU Leuven. She is the principal investigator of RESHUFFLE, a project funded by a Starting Grant of the European Research Council. It reflects on the constitutional implications of the increasingly powerful role played by the European Union in the field of European fundamental rights law. Before starting at KU Leuven where she currently heads the Department for International and European Law, Muir was a member of the Faculty of Law of Maastricht University and Associate Director of the Maastricht Centre for European Law. While in Maastricht, she completed a research project entitled 'Taking European values more seriously: Collective enforcement of EU non-economic law' (NWO, 2013-2017) as well as a study of the horizontal effects of the EU principle of non-discrimination (Marie Curie Intra-European Fellowship, 2011-2013). Muir's research programme has been awarded the 2012 Edmond Hustinx prize for science.

Manolis Perakis completed his undergraduate studies at the University of Athens (2001) and his post-graduate studies at University College London (LLM, 2002) and the University of Athens (PhD, 2008). In 2003, he served as trainee in the Cabinet of the Greek judge and President of the Court of Justice of the European Union, Prof. Vassilios Skouris. Perakis is currently teaching EU law at the University of Athens as Assistant Professor. His areas of interest are EU institutional and internal market law, EU human rights protection law, EU external relations law, Economic and Monetary Union law, and the case law of the EU's Court of Justice. He is the author of several books and articles, and he has given lectures in the framework of national and international conferences. Perakis also practices law as attorney-at-law. He is a senior associate in a law firm and he is actively involved in public procurement and privatisation transactions, advising mainly on EU and administrative law aspects. He is also involved in numerous ICC and local arbitrations as the Court's assistant.

Evangelia Psychogiopoulou is a Senior Research Fellow at the Hellenic Foundation for European and Foreign Policy (ELIAMEP). She is also a legal counsellor for the Hellenic Ministry of Culture and Sports. Her research focuses on EU law and governance, fundamental rights, judicial dialogue, policy mainstreaming in the EU, law and governance of digital technology in the EU, EU media law and policy and the regulation of culture. She has led research for the EU institutions and she has participated in several collaborative research projects funded by the EU. She is a former Marie Curie Fellow at the Department of International and European Law, Maastricht University. She studied law at the National and Kapodistrian University of Athens. She holds a DEA in EU Law from Paris I University, Panthéon-Sorbonne, and a doctorate in law from the European University Institute. She has written widely on her fields of specialization.

Diane Ryland is a Post-doctoral Researcher at the University of Leeds. Previously, she was a Senior Lecturer in law, specializing in teaching and research in EU constitutional law and EU environmental law at the University of Lincoln (1995-2019). For the period 1998-2006, she contributed a chapter annually to the current survey of the Yearbook on European Environmental Law, Oxford University Press. She was member of a team of international academics undertaking research into the approximation of Poland's laws to EU standards in preparation for Poland's membership of the European Union (1997-2002); and research assistant in the Law School, the University of Hull (1993-1995), where she attained an LL.M. in International Business Law with Distinction (1993, Prize: FW Taylor Fund). Her research interests focus on transnational hybrid animal welfare governance; soft law regulatory regime interaction and corporate/market opportunity in the agri-food chain; animal welfare labelling and communication of credible information to the credence consumer.

Sybe de Vries is full Professor of Public Economic Law at the Europa Institute of Utrecht University. Before that he was full Professor of EU Single Market Law and Fundamental Rights and since 2012 the Jean Monnet Chair. His research and his education focus on EU single market law and the interconnection between EU free movement law and fundamental rights. He was until 2020 the Academic Director of the Utrecht Centre of Global Challenges - UGlobe, which is an international, interdisciplinary platform for research and education, centered around the theme of a contested global order and focusing on conflict & security, human rights, sustainability and development & equity. He was also the coordinator of the FP7 research project 'bEUcitizenship' on European citizenship, which was financed by the European Commission. The bEUcitizen consortium consisted of 26 universities and institutions from the EU and outside. He is currently part of the Management Team of the Utrecht Centre for Regulation and Enforcement in Europe (Renforce - <https://www.uu.nl/en/research/utrecht-centre-for-regulation-and-enforcement-in-europe>). De Vries is a honorary judge at the District Court of Rotterdam. He is also a board member of the Netherlands Association for European Law and of the editorial boards of the Journal for European and Economic Law (SEW) and the Netherlands journal for Human Rights (NTM/NJCM-bulletin).

Bruno de Witte is Professor of EU Law at Maastricht University and part-time professor at the European University Institute (EUI) in Florence. He is co-director of the Maastricht Centre for European Law. Previously, from 2000 to February 2010, he was Professor of EU law at the EUI, and co-director of the Academy of European Law there, and before that, from 1989 to 2000, he was professor at Maastricht University. He studied law at the University of Leuven and the College of Europe and obtained a doctorate at the European University Institute in 1985 on 'The Protection of Linguistic Diversity through Fundamental Rights'.