Introduction

I am delighted to present the Annual Report of the Oxford Institute of European and Comparative Law (IECL) for the academic year 2012-13. It seems that the report gets longer every year, surely a good sign, given that it is the major record of our activities. These are listed in greater detail in the following pages, but I would like to highlight a few of them in the introduction.

In March, one of our main research projects came to an end after more than three years work. It analysed the interaction of a (potential) optional European instrument establishing a uniform legal framework for cross-border contracts. The project involved some 40 scholars from the UK and Germany and was organized in collaboration with Professor Gerhard Dannemann from the Berlin Humboldt University. It received a substantial grant from the Arts and Humanities Council and the Deutsche Forschungsgemeinschaft. The findings were published with Oxford University Press: Gerhard Dannemann and Stefan Vogenauer (eds), The Common European Sales Law in Context: Interactions with English and German Law (2013).

At the same time, no less than three volumes assembling the contributions to previous IECL conferences saw the light of day in early 2013. Sybe de Vries, Ulf Bernitz and Stephen Weatherill edited The Protection of Fundamental Rights in the EU After Lisbon. Katja Ziegler and Peter M Huber were responsible for Current Problems in the Protection of Human Rights. Dorota Leczykiewicz and – again! - Stephen Weatherill edited The Involvement of EU Law in Private Law Relationships. All the volumes were published in the Institute’s by now well-established series ‘Studies of the Oxford Institute of European and Comparative Law’ with Hart Publishing.

Moreover, we continued to run the Faculty’s EU Law and Comparative Law Discussion Groups that brought in a great number of external and internal speakers to address topical issues. We also organized the usual raft of conferences, workshops and symposia on topics including “Current Issues in the Law of Arbitration: French, British and European Perspectives” to “Why Competition Law?” (I had always wondered), “Innovation, Choice and Competition Policy” in our annual series on “Trends in Retail Competition: Private Labels, Brands and Competition Policy”, “Antitrust Enforcement” and the UNIDROIT Principles of International Commercial Contracts 2010.

Our new collaboration with the Stockholm Centre of Commercial Law and the Law Faculty of the University of Stockholm was launched with a one-day conference at Christ Church before the beginning of Michaelmas. In Hilary we held a seminar aiming to introduce junior researchers in financial markets law from Stockholm to Oxford scholars with similar interests and vice versa.
The Oxford French Law Moot is now in its sixth year. Twelve teams from all over Europe came to the IECL in March to moot a case based on French law and in the French language before a panel of French judges. The team from University College London carried the day.

As the AHRC-funded programme came to an end, Dr Caroline Harvey, who had been employed on the grant for two years, left the Institute. At the same time, the fixed-term contracts of Dr Katja Ziegler (Brost Lecturer in German and EU Law) and Dr Georg Ringe (DAAD Lecturer in German and EU Law) expired. We were very sorry to lose them all but were delighted to seeing them all going off to excellent positions (Freshfields Frankfurt office, the University of Leicester and the Copenhagen Business School, respectively).

We welcomed Dr Konstanze von Papp as the new Brost Career Development Fellow. She joined us from Allen & Overy in London. Dr Andreas von Goldbeck-Stier, the new DAAD Lecturer, moved from the Hamburg Max Planck Institute for Comparative and Private International Law. They were both introduced with a short piece in the last issue of the Faculty’s Law News. Both are experts in international commercial arbitration and will, among other things, establish a new BCL course in this field.

Another arrival from the Hamburg Max Planck, Dr Jan Peter Schmidt, left all too soon and handed over to the new Max Planck Fellow, Juan Carlos Dastis, who will spend the customary year at the IECL. He is joined by Dr David Langlet from the University of Stockholm, our second Stockholm Centre Oxford Fellow, funded by the Stockholm Centre for Commercial Law. David is an expert in European environmental law and will work on reconciling the scramble for mineral resources and the imperative of sustainability in the trade law regime. He replaced Dr Gustaf Sjöberg, a banking lawyer, who returns to Stockholm after a year at Oxford. Dr Michal Bobek, our Volkswagen State of the State Fellow, finalized his book with Oxford University Press and moved on to become a professor at the Collège d’Europe in Bruges.

In October 2013 we were joined by Dr Rodrigo Momberg Uribe from the Universidad Austral de Chile. He holds a new position as a Career Development Fellow in Comparative Law for three years. Finally, we look forward to welcoming Professor Marie Goré from the University of Paris II (Panthéon-Assas) as our 2014 French Visiting Fellow. This new programme was established in 2013, with Professor Philippe Stoffel-Munck as the first French Visiting Fellow. It will enable professors from Paris I (Panthéon-Sorbonne) and Paris II (Panthéon-Assas) to spend a month at Oxford in order to pursue their research and establish links with the Oxford Faculty.

Another important personnel matter concerns the co-ordination of our highly successful ‘Law with Law Studies in Europe’ degree (internally known as ‘Course 2’), a four-year programme that runs along our ordinary three-year BA in Jurisprudence and enables students to spend one year at one of our European partner universities. In the summer, Professor John Cartwright stepped down from being Academic Director of Undergraduate Exchanges, a post he had held, with a short interruption, for more than a decade and which he had filled so efficiently that it went almost unnoticed that Course 2 is the biggest undergraduate exchange in the university and that the Course 2 students tend to achieve the best finals results among the Law undergraduates. We are all tremendously grateful to John for his sterling work. He will be replaced by Nick Barber.

As usual, I am delighted to add a few further notes of thanks. At the IECL we are fortunate to have the support of many individuals and institutions that enable us to offer a range of events and activities that contribute to the strength of the Oxford Law Faculty. First among them is our major benefactor, Clifford Chance LLP, which supports the organization of Course 2 and our conference programme. Linklaters LLP supports the University’s chair in comparative law, Gide LLP sponsors the French Law moot and the DAAD funds the DAAD Lecturer. The Wallenberg Foundation supported the Oxford Stockholm Wallenberg Venture in European Law for the past 10 years. As their funding expires, we are delighted that the
Torsten Söderbergs Stiftelse and the Ragnar Söderbergs Stiftelse have stepped in to enable the continuation of the activities pursued by the Venture. We are extremely grateful to all of our benefactors.

Looking ahead, we expect another eventful academic year. The Law Faculty recently decided to establish new undergraduate exchange programmes with a university in China and another university in the Far East. The negotiations will begin in the coming months, and Course 2 will soon be much more than ‘Law with Law Studies in Europe’. Watch this space.

Stefan Vogenauer
Linklaters Professor of Comparative Law and Director of the Institute
October 2013
Academic Staff

Professor Ulf Bernitz, Research Fellow, co-ordinates the Oxford-Stockholm Collaboration
Dr Michal Bobek, Anglo-German Fellow, funded by the Volkswagen Foundation (to December 2012)
Professor John Cartwright, Academic Director of Undergraduate Exchange Programmes
Professor Ariel Ezrachi, heads the Centre for Competition Law and Policy (CCLP)
Dr Andreas von Goldbeck-Stier, DAAD Lecturer in German and EU Law
Dr Geneviève Helleringer, Leverhulme Trust Early Career Fellow
Dr Javier Oliva, Lecturer in Spanish Law
Dr Konstanze von Papp, Erich Brost Career Development Fellow in German and EU Law
Mr Nello Pasquini, Linklaters Teaching Fellow for Italian Law
Dr Jan Peter Schmidt, Max Planck Fellow for 2012-13
Dr Gustaf Sjöberg, Stockholm Centre Oxford Fellow for 2012-13
Professor Stefan Vogenauer, Linklaters Professor of Comparative Law, Director
Professor Stephen Weatherill, Jacques Delors Professor of European Law, Deputy Director

Associated Research Fellows

Professor Hugh Beale, University of Warwick
Professor Michal Bobek, College of Europe (from February 2013)
Professor Anthony Bradley, Emeritus Professor of Constitutional Law at Edinburgh University
Dr Alexandra Braun, Fellow of Lady Margaret Hall, Oxford
Dr Eric Descheemaeker, University of Edinburgh
Professor Gerhard Dannemann, Centre For British Studies, Humboldt University, Berlin
Dr Dorota Leczykiewicz, Leverhulme Trust Early Career Fellow
Dr Justine Pila, Fellow of St Catherine’s College, Oxford
Professor Wolf-Georg Ringe, Copenhagen Business School and Oxford Law Faculty
Professor Simon Whittaker, Fellow of St John’s College, Oxford and Professor of European Comparative Law

Administrator

Ms Jenny Dix
Law with Law Studies in Europe and the European Student Exchange Programme

The Institute continues to be responsible for the Faculty’s four-year BA in ‘Law with Law Studies in Europe’. This essentially is a variant on the regular Oxford law degree that includes an extra year spent at one of Oxford’s partner universities abroad. It is thus also frequently called ‘Law Course 2’.

The following options are on offer:

- Law and French Law with 15 students per year going to the University of Paris Panthéon-Assas;
- Law and German Law with 12 students going to either Bonn, Konstanz, Munich or Regensburg;
- Law and Italian Law with two students going to Siena;
- Law and Spanish Law with two students going to the University of Pompeu Fabra in Barcelona;
- Law and European Law with four students going to Leiden in the Netherlands.

The Institute administers the programme, including the provision of preparatory teaching in foreign law and languages and keeping constant contact with the academic directors and the administrators of the exchange programmes in our partner universities.

Within this framework, the Institute also provides a focus and support network for the students coming to Oxford from our partner universities under the exchange agreements. These students are registered for a one-year programme suitable to their level of study, normally the Diploma in Legal Studies.

With 35 incoming and 35 outgoing students per year, Course 2 is the biggest undergraduate exchange programme in the University. Overall, Course 2 remains one of the success stories of the Institute. Its graduates are highly sought after by big law firms which appreciate their linguistic skills, their experience abroad and the teaching they receive in Oxford.

A detailed report on Course 2 for 2012-2013 was submitted to the Law Board for its meeting in June 2013 and can be viewed on the Law Faculty intranet.
Publications

(a) Books


Hugh Beale, *Chitty on Contracts*, 31st edn (General Editor, and responsible for chapters 5-7, 26 and 43 (part)) (London: Sweet & Maxwell, 2012)


Michal Bobek et al (eds), *Dvacet let Evropské úmluvy v ČR a na Slovensku* (Praha: CH Beck, 2013)


Wolf-Georg Ringe, Stefan Vogenauer (with Volker Triebel, Martin Illmer and Katja Ziegler), *Englisches Handels- und Wirtschaftsrecht*, 3rd edn (Frankfurt/Main: Verlag Recht und Wirtschaft, 2012) [English Commercial and Business Law]


(b) Articles


Ulf Bernitz, ‘Horizontal Effects of Private Rights Vested by Union Law on Damages to be Paid by Another Private Party: the Laval Case as Model’, in S de Vries, U Bernitz and S Weatherill (eds), Protection of Fundamental Rights in the EU After Lisbon (supra) 139-153

Michal Bobek, ‘A Fourth in the Court: Why are there Advocates-General in the Court of Justice?’ (2012) 14 Cambridge Yearbook of European Legal Studies 529-561


Gerhard Dannemann, ‘Choice of CESL and Conflict of Laws’, in G Dannemann and S Vogenauer (eds), The Common European Sales Law in Context: Interactions with English and German Law (supra) 21-81

Gerhard Dannemann, ‘The CESL as Optional Sales Law: Interactions with English and German Law’, in G Dannemann and S Vogenauer (eds), The Common European Sales Law in Context: Interactions with English and German Law (supra) 708-731

Gerhard Dannemann, ‘Schavanzenzertisches Weltbild’, Der Tagesspiegel, 3 March 2013


Eric Descheemaeker, ‘De la structure de la responsabilité: réflexions comparatistes autour de Torts and Rights’ (2013) 65 Revue internationale de droit comparé 51-74

Eric Descheemaeker and Helen Scott, ‘Iniuria and the Common Law’, in E Descheemaeker and H Scott (eds), Iniuria and the Common Law (supra) 67-95

Eric Descheemaeker, ‘Solatium and Injury to Feelings: Roman Law, English Law and Modern Tort Theory’, in E Descheemaeker and H Scott (eds), Iniuria and the Common Law (supra) 67-95

Eric Descheemaeker, ‘Quasi-contrats et enrichissement injustifié en droit français’ (2013) 112 Revue trimestrielle de droit civil 1-26


Ariel Ezrachi (with H Qaqaya), ‘UNCTAD’s Collaborative Information Platform’ [2012] 4 Concurrences Journal 204-207


Ariel Ezrachi (with Mark Williams), ‘Buyer Cartels and Purchase Price Fixing - A Review of the Analysis of Joint-Buyer-Power in China and Hong Kong’ [2013] The Institute of Law, Chinese Academy of Social Sciences (CASS)


Geneviève Helleringer, ‘La culture juridique française en matière de loyauté commerciale’ (2012) 2 Revue trimestrielle de droit européen 510-512


Geneviève Helleringer, ‘Avec quelle force le collier de la directive vente enserre-t-il la liberté contractuelle?’ (2013) 2 Revue trimestrielle de droit européen 489-493


Dorota Leczykiewicz, ‘The Constitutional Dimension of Private Law Liability Rules in the EU’, in D Leczykiewicz and S Weatherill (eds), The Involvement of EU Law in Private Law Relationships (supra) 199-222


Justine Pila, ‘Copyright and Internet Browsing’ (2012) 128 Law Quarterly Review 204–208 (case note)


Wolf-Georg Ringe, ’Der Nacherfüllungsanspruch im Kaufrecht’ (2012) 65 Neue Juristische Wochenschrift 3393-3398 ['Place of performance for the right to cure in sales contracts']


Jan Peter Schmidt, 'Über privatrechtliche Folgen des Schachbetrugs' (2013) KARL - Das kulturelle Schachmagazin 52-54

Jan Peter Schmidt (with Tilman Quarch and Ivens H Hübert), 'Arbeitsrecht in Deutschland und Brasilien – Bericht zur XXXI. Jahrestagung der DBJV in Weimar' (2013) Mitteilungen der Deutsch-Brasilianischen Juristenvereinigung 5-15


Jan Peter Schmidt, 'Vida e obra de Pontes de Miranda a partir de uma perspectiva alemã – com especial referência à tricotomia “existência, validade e eficácia do negócio jurídico”’ (forthcoming 2014) Livro em Homenagem a Pontes de Miranda


Stefan Vogenauer, 'Elaborare il diritto europeo dei contratti’ (2012) Contratto e impresa/Europa 125-156 [Drafting European Contract Law]


Stefan Vogenauer, ‘Drafting and Interpretation of a European Contract Law Instrument’, in G Dannemann and S Vogenauer (eds), The Common European Sales Law in Context: Interactions with English and German Law (supra) 82-119


Stefan Vogenauer, ‘Zivilprozessuale Folgen subjektiver und objektiver Interpretationslehren: Das Reichsgericht und die Revisibilität der Auslegung von Willenserklärungen’, in A Kiehnle, B Mertens and G Schiemann (eds), Festschrift für Jan Schröder (Tübingen: Mohr Siebeck, 2013) 221-245 [Interpretation of Contracts as a Question of Law or Fact: the Case Law of the German Imperial Court Between Objective and Subjective Approaches to Interpretation]

Stefan Vogenauer, ‘Schlüsselworte in englischen Savigny-Übersetzungen’, in J Rückert and T Duve (eds), Savigny international? (Frankfurt/Main: Vittorio Klostermann, forthcoming) [Key words and passages in English language translations of FC von Savigny’s works]


Stephen Weatherill (with Borja Garcia), ‘Engaging with the EU in Order to Minimize its Impact: Sport and the Negotiation of the Treaty of Lisbon’ (2012) 19 Journal of European Public Policy 238–256


Stephen Weatherill, ‘The Elusive Character of Private Autonomy in EU Law’, in D Leczykiewicz and S Weatherill (eds), The Involvement of EU law in Private Law Relationships (supra) 9-28


Simon Whittaker (with K Riesenhuber) ‘Conceptions of Contract’, in G Dannemann and S Vogenauer (eds), The Common European Sales Law in Context: Interactions with English and German Law (supra) 120–159

(c) Other


Stefan Vogenauer, corresponding editor, Contratto e impresa/Europa (Milan: CEDAM, from 2013)

Stefan Vogenauer, member of advisory board, Rassegna di diritto civile (Naples: Edizioni Scientifiche Italiane, from 2013)

Lectures and Conference Papers

(a) Invited Lectures


Michal Bobek, ‘Does Judge-Made Common Law of Europe Really Work in Practice?’ guest lecture at the Faculty of Law, University of Leuven, 20 May 2013

Michal Bobek, ‘The Importance of Being a Textualist: Interpretation of EU law Revisited’, guest lecture at the Faculty of Law, Vrije Universiteit Amsterdam, 20 September 2013

Anthony Bradley, paper at the launching of The Oxford Handbook of Comparative Constitutional Law, Department of Public Law, Faculty of Jurisprudence, Sapienza University, Rome, 12 October 2012 (published in Rivista italiano per le scienze giuridiche, 2012, part 3, 371 ff)


Anthony Bradley, Course of lectures on Anglo-American constitutional law at the University of Regensburg, 29-31 July 2013


Jan Peter Schmidt, ‘Of True and False Friends: The “Juridical Act” in the DCFR’, University of Glasgow, 21 March 2013


(b) Conference Papers

Michal Bobek, discussant at conference on ‘EU Governance of Global Emergencies’, Royal Flemish Academy of Belgium for Science and the Arts, Brussels, 22 October 2012

Michal Bobek, chair and discussant at conference on ‘Multilevel Aspects of Public Law’, University of Antwerp, Oostende, 18-20 March 2013

Michal Bobek, discussant at the conference on ‘50 Years of Van Gend en Loos’, Court of Justice of the EU, Luxembourg, 13 May 2013

Michal Bobek, speaker at ‘Karlovské právnické dny/Karlsbader Juristentage’, Karlovy Vary, 13-14 June 2013

Michal Bobek, speaker at the conference ‘Československé důchody - bilance poločasu’, Prague, 28 June 2013

Michal Bobek, panel chair at the ‘Congrès ISA/RCSL 2013’, Toulouse, 3 September 2013

Michal Bobek, paper presentation at the workshop on ‘EU Law in the Member States’, St John’s College, Oxford, 13-14 September 2013

Anthony Bradley, contribution to seminar on ‘Security, the State and Human Rights’, Rhodes House, Oxford, for the Centre for Socio-Legal Studies, University of Oxford, 10 July 2013


Gerhard Dannemann, ‘Three Uncertainties in the German Law of Unjustified Enrichment’, conference on ‘Comparative Unjust Enrichment’, McGill University, Montreal, 30 September 2013

Eric Descheemaeker, ‘Legal Rationality as Legal History’, conference of the UK Internationale Vereinigung für Rechts- und Sozialphilosophie, Queen Mary, University of London, 13 April 2013 [keynote address]


Geneviève Helleringer, ‘Conflicts of Interests’, Annual Conference of the Association française de philosophie du droit, September 2013

Geneviève Helleringer, ‘Constituency Directors and Corporate Fiduciary Duties’, conference on ‘Philosophical Foundation of Fiduciary Duties’, De Paul University, Chicago, July 2013


Dorota Leczykiewicz, presentation at the workshop ‘EU Law in the Member States: Viking and Laval’, St John’s College, University of Oxford, 13-14 September 2013


Justine Pila, 'An Expressive Reading of Copyright Law’s Fair Dealing Defences’, conference on 'Copyright and the Public Interest’, University of Trento, 14 May 2013


Stephen Weatherill, ‘Consumer Image’, conference on ‘The Internal Market and the Consumer: Has EU Consumer Law Come of Age?’, University of Leuven, 20 September 2013
Other Staff Activities

Hugh Beale
- Continued membership of the Expert Group convened by the European Commission to prepare a draft Common European Sales Law

Michal Bobek
- Judge at the Central and Eastern European Moot Court Competition, Brno, Czech Republic, 26-28 April 2013

Anthony Bradley
- Informal evidence to the Joint Committee on Parliamentary Privilege at Westminster, 22 January 2013

Gerhard Dannemann
- Acted as chief evaluator of the European Tort Law Institute, Austrian Academy of Sciences, Vienna, with a visit in November 2012
- Participated in a discussion panel on German TV Channel Phoenix on 'Great Britain: Europe's difficult partner': [http://www.phoenix.de/content/675608 - 17 April 2013](http://www.phoenix.de/content/675608 - 17 April 2013)

Eric Descheemaeker
- Elected an Associate Member of the International Academy of Comparative Law in 2012

Ariel Ezrachi
- CCLP Antitrust Enforcement Symposium
- GWU Antitrust Enforcement conference
- China 5 Year AML conference
- Peru and Columbia competition agencies’ capacity building programmes
- UNCTAD capacity building programme
- UK Competition Appeal Tribunal and National Judges training programme
- Established the Journal of Antitrust Enforcement
Dorota Leczykiewicz

- Co-convenor of the EU Law Discussion Group: http://www.law.ox.ac.uk/discussion_group/EurLDG

Wolf-Georg Ringe

- Advisor to the European Parliament on questions of European company law as part of a European wide consortium of academics, led by the European Centre for Comparative Commercial & Company Law (C-Law) at the University of Krakow, Poland. Current project: ‘Which initiatives and instruments at EU level could enhance legal certainty in the field of corporate governance?’
- Organised conference on ‘The Eurozone Banking Union – Messiah or Flight of Fancy?’, 11-12 April 2013, Jesus College, Oxford (together with Paul Davies)
- Associate member, Oxford Man Institute of Quantitative Finance

Gustaf Sjöberg

- Member of the Swedish government’s Financial Crisis Committee which delivered a 650 page report on the organisation of the prevention and handling of financial crises
- Member of the board of the Swedish Financial Supervisory Authority which has full responsibility in matters regarding the agency and decides on sanctions
- Organised the Oxford-Stockholm Seminar in March 2013 which aimed at introducing junior researchers in financial markets law from Stockholm to Oxford scholars and junior researchers with similar interests and vice versa

Stefan Vogenauer

- UK Ministry of Justice, ad hoc Expert Committee to provide advice on the European Commission’s proposal for a Common European Sales Law (2012)
**Outside Funding**

*Clifford Chance LLP*, ongoing annual funding for the administration of Course 2

*The German Academic Exchange Service (DAAD)*, ongoing funding for the DAAD Lectureship

*The Wallenberg Foundation*, ongoing funding for the Oxford/Stockholm Association in European Law (Professor Bernitz)

*DFG/AHRC* funded project on ‘The Common Frame of Reference on European contract law in the context of English and German law’, held jointly with the Centre for British Studies, Humboldt University, Berlin (Professor Gerhard Dannemann and Professor Stefan Vogenauer)

*Leverhulme Trust* Early Career Fellowship, ‘Differences in Legal Cultures: a Study on Dispute Clauses as a Form of Private Regulation’ (Dr Geneviève Helleringer)

*John Fell OUP Research Fund*, to support the Leverhulme Early Career Fellowship above

*Volkswagen Foundation*, funding the Anglo-German ‘State of the State’ Postdoctoral Fellowship programme, held jointly with the University of Bremen, the University of Göttingen and the Department of Politics, Oxford

*Gide Loyrette Nouel LLP*, funding for 2013 Oxford French Law Moot

*Stockholm Centre for Commercial Law*, funding to establish the Stockholm Centre Oxford Fellowship

*John Fell Fund* award for project on ‘The European Patent: An Old and Vexing Problem’ (Dr Justine Pila)

*John Fell Fund* award for the project ‘The Image(s) of the “Consumer” in EU Law: Legislation, Free Movement and Competition Law’ (Dr Dorota Leczykiewicz and Professor Stephen Weatherill)

*Alexander von Humboldt Fellowship* for Experienced Researchers, academic year 2013/2014 (Dr Alexandra Braun)

*John Fell Fund* award to conduct a research project on ‘will-substitutes’ (Dr Alexandra Braun)

*Total*, funding for the Arbitration workshop

*Torsten Söderbergs Stiftelse*, funding for the Oxford/Stockholm Association in European Law (Professor Ulf Bernitz)

*Ragnar Söderbergs Stiftelse*, funding for the Oxford/Stockholm Association in European Law (Professor Ulf Bernitz)
Events Organised by the Institute

‘Current Issues in the Law of Arbitration: French, British and European Perspectives’
5-6 October 2012, Brasenose College, Oxford

Organised by: Dr Geneviève Helleringer and Professor Stefan Vogenauer

Funded by: Total and Université Panthéon-Assas (Paris II)

Speakers: Iris Benöhr (Oxford University), Marie-Anne Besançon (Total), Séverine Brejon de Lavergnée (Total), Markus Burgstaller (Hogan Lovells), Daniel Cohen (Université Panthéon-Assas), Gregory Fullelove (Osborne Clarke), Andreas von Goldbeck-Stier (Oxford University), Veronika Korom (Shearman & Sterling), Laurent Leveneur (Université Panthéon-Assas), Guillaume Leyte (Université Panthéon-Assas), Konstanze von Papp (Oxford University), Rupert Reece (Gide Loyrette Nouel), François-Xavier Train (Université Paris Ouest Nanterre La Défense), Philippe Théry (Université Panthéon-Assas), Stefan Vogenauer (Oxford University), Sophie Weber (One Essex Court)

Number of Participants: 19 (by invitation only)

Sixth Oxford French Law Moot
11 March 2013, Law Faculty

Organised by: Dr Geneviève Helleringer and Dr Eric Descheemaeker (Edinburgh University)

Funded by: Gide Loyrette Nouel LLP and supported by the Association Henri Capitant

12 teams from Birmingham, Cambridge (2 teams), Cologne, Complutense Madrid, Florence, King’s College London (2 teams), Oxford (2 teams), University College London and Warwick

14 March 2013, Christ Church

Organised by: Professor Ulf Bernitz and Professor Gustaf Sjöberg

Funded by: The Oxford Stockholm Wallenberg Venture in European Law

Speakers: Presentations were made by doctoral candidates of the University of Stockholm with comments by members of the Oxford Law Faculty

Number of Participants: 20 (invitation only)
31 May 2013, St Catherine’s College, Oxford

Organised by: Professor Ulf Bernitz, Dr Ariel Ezrachi and Mr John Noble (British Brands Group)

Funded by: Bristows

Speakers: Ulf Bernitz (Oxford and Stockholm), Ian Coulter (Coca-Cola Europe), Matthew Bennett (Charles River Associates), Alex Simpson (Asda), Susan Hinchliffe (Arnold & Porter), Koen de Jong (International Private Label Consult), Anand Sharma (Growth Angle), Meltem Bağış Akkaya (Turkish Competition Authority), Alexis Walckiers (Belgian Competition Authority), Hugh Mullan (Office of Fair Trading), Bob Young (European Economics), Andrew McCarthy (British Brands Group), Michael Hutchings OBE

Number of Participants: 88 (mainly by invitation)

Workshop on the UNIDROIT Principles of International Commercial Contracts
7-8 June 2013

Organised by: Professor Stefan Vogenauer

Speakers: Stefan Vogenauer (Oxford University), Ewan McKendrick (Oxford University), Pascal Pichonnaz (University of Fribourg), Sonja Meier (University of Freiburg), Thomas Krebs (Oxford University), Yesim Atamer (Istanbul Bilgi University), Harriët Schelhaas (Stibbe), Solène Rowan (London School of Economics), Gilles Cuniberti (University of Luxembourg), Luke Nottage (University of Sydney), Ross Anderson (University of Glasgow), Tjakie Naudé (University of Cape Town), Isabel Zuloaga Rios (Oxford University), Peter Huber (University of Mainz), Jacques du Plessis (Stellenbosch University)

Numbers of Participants: 15 (invitation only)

The Antitrust Enforcement Symposium 2013
22-23 June 2013, Pembroke College, Oxford

Organised by: Dr Ariel Ezrachi

Funded by: Slaughter and May, RRB Economics, Sidley Austin LLP

Speakers: Alison Jones (King’s College London), Rebecca Williams (Oxford University), Peter Whelan (University of East Anglia), Bill Kovacic (George Washington University), Caron Beaton-Wells (University of Melbourne), Meltem Bağış Akkaya (Turkish Competition Authority), Laurence Idot (Université Panthéon-Assas), Ariel Ezrachi (Oxford University), John Temple Lang (Cleary Gottlieb Steen & Hamilton LLP), Ingeborg Simonsson (Stockholm City Court), Pierre Horna (UNCTAD), Jaime Barahona (Chilean
Competition Agency), Hassan Qaqaya (UNCTAD), Randolph Tritell (Federal Trade Commission), Michal Gal (University of Haifa), Thomas Cheng (University of Hong Kong), Adi Ayal (Bar Ilan University), Robert C Marshall (Penn State University & Bates White LLC), Eleanor M Fox (New York University School of Law), Ali Nikpay (Gibson, Dunn & Crutcher LLP), Amelia Fletcher (University of East Anglia), Alex Chisholm (Chief Executive Designate of the UK Competition and Markets Authority), Simon Bishop (RBB Economics)

Number of Participants: 49

Comparative Workshop on Proportionality
12 July 2013, Brasenose College, Oxford

Organised by: Professor Stefan Vogenauer

Speakers: Susan Kiefel (High Court of Australia), Nicholas Barber (Oxford University), Paul Craig (Oxford University), Paul Yowell (Oxford University)

Number of Participants: 30

‘EU Law in the Member States’
13-14 September 2013, St John’s College, Oxford

Organised by: Dr Jeremias Prassl

Funded by: St John’s College Research Centre and the Wallenberg Foundation

Speakers: Stephen Weatherill (Oxford University), Mark Freedland (Oxford University), Eva Tscherner (University of Graz), Tatjana Evas (University of Hamburg), Aristea Koukiadaki (Manchester Business School), Edoardo Ales (University of Cassino), Stein Evju (University of Oslo), Leszek Mitrus (University of Krakow), Mia Rönmar (University of Lund), Tonia Novitz (University of Bristol), Phil Syrpis (University of Bristol), Katherine Apps (Littleton Chambers), Anne Davies (Oxford University), Sjoerd Feenstra (European Commission), Alan Bogg (Oxford University), Vilija Velyvyte (Oxford University), Michal Bobek (College of Europe), Nicola Countouris (University College London), Samuel Engblom (Swedish Confederation for Professional Employees), Robert Rebhahn (University of Vienna), Dorota Leczykiewicz (Oxford University), Jeremias Prassl (Oxford University), Ulf Bernitz (Oxford and Stockholm Universities)
In addition to the above, the Institute administers the meetings of the EU Law Discussion Group, the Comparative Law Discussion Group and the Competition Law Special Lectures. The following meetings were held in 2012-13:

**Comparative Law Discussion Group:**

18 October 2012  Philipp Eichenhofer (Max-Planck Institute, Hamburg)  “The Continental Drug”? Abuse of Rights in France and Germany

8 November 2012  Professor Morten Fogt (University of Aarhus)  ‘The Core of the Common European Sales Law (CESL) – Rights, Obligations and Remedies’

22 November 2012  Professor Giesela Rühl (Friedrich-Schiller University of Jena)  ‘Regulatory Competition in Contract Law: Empirical Evidence and Normative Implications’

17 January 2013  Professor Francois du Toit (University of the Western Cape)  ‘Constitutionalism, Public Policy and Discriminatory Testamentary Bequests – a Good Fit Between Common Law and Civil Law in South Africa’s Mixed Jurisdictions?’

7 February 2013  Professor Peter Winship (Southern Methodist University)  ‘A History of the (US) Uniform Commercial Code’


2 May 2013  Dr Jan Peter Schmidt (Max Planck Institute, Hamburg)  ‘Is Commercial Law Special? Past, Present and Future of Commercial Codes in Europe’

**EU Law Discussion Group:**

17 October 2012  Dr Nicolas Croquet (McKenna Long & Aldridge, Brussels)  ‘EU Climate Change Law: a Difficult Relation with Proportionality’

1 November 2012  Dr Ariane Wiedmann (German Federal Ministry of Economics and Technology)  ‘Litigation before the Court of Justice of the European Union from the Perspective of the Federal Republic of Germany’

14 November 2012  Professor Dagmar Schiek (University of Leeds)  ‘Social Ideals and the Court of Justice of the European Union: Approximating an Assessment of Judicial Ideologies across Levels’
21 November 2012  Professor Brian Havel (De Paul University, Chicago and University of Oxford)
‘A Clash of Law and Politics: the EU’s Audacious Self-Appointment as the Global Regulator for Limiting Aviation Carbon Emissions’

23 January 2012  Professor Harm Schepel (University of Kent)
‘Fra.bo and Where to Go: Private Governance, Free Movement of Goods, the Regulation of the Internal Market’

13 February 2013  Dr Mattias Derlén and Dr Johan Lindholm (Umeå University)
‘Identifying the Landmark Cases of the CJEU - Using Network Analysis to Gain New Perspectives’

20 February 2013  Dr Angela Ward (Court of Justice of the EU)
‘The “Individual” in the EU Constitutional Edifice: Person of Stone or Straw’

1 May 2013  Mr Damjan Kukovec (Harvard Law School)
‘A Critique of the Rhetoric of Common Interest in the EU Legal Discourse’

15 May 2013  Professor Graeme Dinwoodie (University of Oxford)
‘Visions of Trade Marks (and of Europe) in European Trade Mark Law’

22 May 2013  Judge Sacha Prechal (Court of Justice of the European Union)
‘Effective Judicial Protection: Protection à la Carte?’

**Competition Law Guest Lectures:**

19 October 2012  Dr Mark Williams (NERA)
‘Antitrust Economics’

1 February 2013  Peter Citron Logan (Lovells International LLP)
‘Dawn Raids and Cartel Investigations’

8 February 2013  Molly Herron and Nick Root (Herbert Smith LLP)
‘Workshop on Vertical Restraints’

15 February 2013  Laurence Popofsky (Orrick, Herrington & Sutcliffe LLP)
‘Unilateral Effects and the European Merger Regulation US Antitrust Law - Vertical Restraints and Resale Price Maintenance’

22 February 2013  Michele Piergiovanni (European Commission)
‘Article 102 TFEU’

26 April 2013  Dr John Temple Lang (Cleary Gottlieb Steen & Hamilton LLP)
‘Article 102 TFEU’
Forthcoming Events in 2013-14

‘Perspectives on the Unitary (EU) Patent System’
4-5 October 2013
Organised by: Dr Justine Pila and Professor Christopher Wadlow (University of East Anglia)

Speakers: David Kitchin (Court of Appeal), Alison Brimelow (former Comptroller of Patents and President of the European Patent Office), Justine Pila (Oxford University), Christopher Wadlow (University of East Anglia), Stefan Enchelmaier (Oxford University), Marleen van Kerckhove (Arnold & Porter LLP), Rochelle Dreyfuss (New York University), Paul Torremans (Nottingham University), Georg von Graevenitz (University of East Anglia), Bruno van Pottelsbergh (Solvay Brussels School Economics and Management), Tuomas Mylly (University of Turku), Steve Peers (University of Essex), Angelos Dimopoulos (Queen Mary London), Stefan Luginbühl (European Patents Office), Willem Hoyng (Hoyng Monegier LLP/University of Tilburg), Alan Johnson (Bristows LLP)

Seventh Oxford French Law Moot
17 March 2013, Law Faculty
Organised by: Dr Geneviève Helleringer

‘The Image(s) of the “Consumer” in EU Law: Legislation, Free Movement and Competition Law’
27-28 March 2014, St Anne’s College
Organised by: Dr Dorota Leczykiewicz and Professor Stephen Weatherill

Speakers: Albertina Albors-Llorens (University of Cambridge), Hugh Beale (University of Warwick), Daniela Caruso (Boston University), Gareth Davies (VU University Amsterdam), Graeme Dinwoodie (University of Oxford), Dev Gangjee (London School of Economics), Stefan Grundmann (Humboldt University and European University Institute), Chris Hodges (University of Oxford), Geraint Howells (University of Manchester), Angus Johnston (University of Oxford), Alison Jones (King’s College London), Vanessa Mak (Tilburg University), Hans Micklitz (European University Institute), Lucinda Miller (University College London), Iain Ramsay (University of Kent), Norbert Reich (University of Bremen), Christian Twigg-Flesner (University of Hull).

‘Lord Hoffmann and the Law’
25-26 April 2014
Organised by: Dr Justine Pila and Mr Paul S Davies
Will include papers by 20 Oxford Law Faculty members in eight sessions chaired by members of the bench and bar
‘The EU Charter and Neighbouring Issues’
9 May 2014, Jesus College

Organised by: Professor Stephen Weatherill, Professor Sybe de Vries (University of Utrecht) and Professor Ulf Bernitz

‘Trends in Retail Competition: Private Labels, Brands and Competition Policy’, 10th Symposium on Competition Amongst Retailers and Suppliers
13 June 2014, St Catherine’s College, Oxford

Organised by: Professor Ulf Bernitz, Dr Ariel Ezrachi and Mr John Noble (British Brands Group)
**Visitors to the Institute**

The Institute hosted the following academic visitors in 2012-2013:

<table>
<thead>
<tr>
<th>Name</th>
<th>University/Institution</th>
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<tbody>
<tr>
<td>Professor Gerardo Caffera</td>
<td>Universidad de la Republica, Uruguay</td>
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<td>Professor Pablo Carballo-Calero</td>
<td>University of Vigo</td>
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<td>Professor Carlo Casonato</td>
<td>University of Trento</td>
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<td>Dr Alberto de Franceschi</td>
<td>University of Ferrara</td>
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<td>Professor Laura García Gutiérrez</td>
<td>Autónoma University of Madrid</td>
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<td>Professor Manuel Gutan</td>
<td>Lucian Blaga University of Sibiu</td>
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<td>Professor Monica Herranz</td>
<td>National Distance University of Madrid</td>
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<td>Professor Rüdiger Krause</td>
<td>University of Göttingen</td>
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<td>Professor Barbara Marchetti</td>
<td>University of Trento</td>
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<td>Professor Alfonso Martinez-Echevarria</td>
<td>CEU San Pablo University</td>
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<tr>
<td>Annick Masselot</td>
<td>University of Canterbury New Zealand</td>
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<td>Professor Markus Möstl</td>
<td>Bayreuth University</td>
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<td>Professor Masami Mukaida</td>
<td>Komazawa University</td>
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<td>Dr Janwillem Oosterhuis</td>
<td>University of Maastricht</td>
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<td>Professor Oreste Pollicino</td>
<td>Bocconi University</td>
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<td>Dr Elena Radevich</td>
<td>Tomsk State University</td>
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<td>Professor Eberhard Schmidt-Assmann</td>
<td>University of Heidelberg</td>
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<td>Professor Philippe Stoffel-Munck</td>
<td>University of Paris I Panthéon-Sorbonne</td>
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<td>Dr Ferenc Szilágyi</td>
<td>Pázmány Péter Catholic University</td>
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<td>Professor François du Toit</td>
<td>University of the Western Cape</td>
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<tr>
<td>Anna Wallerman</td>
<td>University of Göteborg</td>
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<tr>
<td>Professor Reinhard Zimmermann</td>
<td>Max Planck Institute, Hamburg</td>
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Members of the Advisory Council

Professor Guido Alpa
Professor Sir Frank Berman QC
Mr Christopher Bright
The Conseiller Culturel, French Embassy
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The Honourable Mr Justice Cranston
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