

INTEREST GROUP ON
INTERNATIONAL LEGAL THEORY
IGILT

**The Approaches of Liberal and Illiberal Governments to International Law:
A Conference Marking 25 Years since the Collapse of Communist Regimes
in Central and Eastern Europe**

When: 12-13 June 2014

Where: Tallinn, Estonian Academy of Sciences (Address: Kohtu 6)

Organizers: ESIL Interest Group on International Legal Theory (ILTIG); University of Tartu

Program

Thursday, 12 June 2014

9:00-9:30 Welcome addresses

Jaan Ginter (Dean of the Faculty of Law; University of Tartu)

Laurence Boisson de Chazournes (President of ESIL)

John Haskell (IGILT of ESIL; Mississippi College School of Law)

9:30-9:45 Introduction to Substantive Themes of the Conference

Lauri Mälksoo (University of Tartu)

9:45-11:15 Theoretical Approaches I

Iulia Motoc (University of Bucharest; Judge at the ECtHR) “Antiliberalism and International Law”

Fernando Teson (Florida State University), „Liberal and Illiberal Features of International Law“

Maria Varaki (Hebrew University) “The Second Part of the Ideal Theory of John Rawls in ‘The Law of Peoples (transplanted and revisited)’”

Guglielmo Verdirame (King’s College London), „Liberal Traditions and International Law“

Commentator: *José E. Alvarez* (NYU School of Law)

11:15-11:45 Coffee break

11:45-13:15 Theoretical and Empirical Approaches

Oleksandr Merezhko (Kiev National Linguistic University), “Ideology of Liberalism and International Law”

John Haskell (Mississippi College School of Law) and *Boris Mamlyuk* (University of Memphis); “Will the Real Transitory Please Stand Up?”

Martins Paparinskis (University College London) “Il/liberal States and Participation in the Process of International Adjudication”

Commentator: *Rein Müllerson* (University of Tallinn and President of the *Institut de droit international*)

13:15-14:00 Lunch

14:00-15:30 Russia as Case Study I

Gleb Bohush (Moscow State University), “Russia and International Criminal Law”

Bill Bowring (Birkbeck College London) “Russia and International Law: A Critique of the Liberal Critique”

Isobel Roele (Cardiff University) “Illiberal or Incurable? Identifying Public Enemies in the 21st Century”

Commentator: *Anatoly Kapustin* (President of the Russian Association of International Law)

15:30-16:00 Coffee break

16:00-17:30 “The *EJIL* Debate on Whether Liberal States Behave Better in International Law: Where Do We Stand Years Later?”

José E. Alvarez (NYU School of Law); *Anne-Marie-Slaughter* (President of the New America Foundation; via Skype); *Gerry E. Simpson* (University of Melbourne)

Moderator: *Lauri Mälksoo* (University of Tartu)

19:00 Dinner

Friday, 13 June 2014

9:00-10:00 Russia as Case Study (continued)

Anna Dolidze (University of Western Ontario) “International Law and Autocracy’s Response to Transnational Maritime Activism: Arctic Sunrise”

Charlotte Steinorth (Central European University) “Russia, Regime Change, and the Return of History: Asserting the Limits of the Security Council’s Democratizing Mission”

Commentator: *Lauri Mälksoo* (University of Tartu)

10:00-11:00 China as Case Study

Phil Chan (Catholic University Leuven) “A Critique of Western Discourses of International Law and State Sovereignty through Chinese Lenses”

Wim Muller (Chatham House) “International Legal Order and Chinese Approaches to International Law”

Commentator: *Gerry E. Simpson* (University of Melbourne)

11:00-11:30 Coffee break

11:30-13:00 Human Rights and Case Studies from Central and Eastern Europe I

Veronika Bilkova (Prague University) “Symbols of Illiberalism in the World of Liberal States”

Aleksandra Gliszczynska-Grabias (Institute of Legal Studies, Polish Academy of Sciences) and *Anna Śledzińska-Simon* “Homosexual Propaganda” Bans as a Litmus Test for the Acceptance of Liberal and International Human Rights Norms in the Post-Communist States”

Jernej Letnar Čerňič (Graduate School of Government; Slovenia) “A Glass Half Empty? Execution of Judgments of the European Court of Human Rights in Central and Eastern European States”

Commentator: *Lauri Mälksoo* (University of Tartu)

13:00-14:00 Lunch

14:00-15:00 Human Rights and Case Studies from Central and Eastern Europe II

Laura-Maria Craciunean (Sibiu University) “Venice Commission and Romania”

Leonid Tymchenko (Ukraine’s National University of Tax), “Constitutionalism and International Treaties in Ukraine”

Commentator: *Anatoly Kapustin* (President of the Russian Association of International Law)

15:00-16:00 Issues of (II)liberalism in WTO Context

Vladislav Mulyun (Diplomatic Academy, Moscow) “Liberalism in International Trade, Illiberalism in Domestic Economic Governance and Human Rights Protection in the Context of WTO”

Paolo Farah (West Virginia University) “Eurasian Economic Community and WTO”

Commentator: *Pieter Jan Kuijper* (Amsterdam)

16:00-17:00 Wrap-up panel: Towards the Publication of the Symposium Materials in the ‘Baltic Yearbook of International Law’

Laurence Boisson de Chazournes; John Haskell; Lauri Mälksoo

19:00 Dinner