

# Maastricht Centre for European Law

Report 2013



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# Foreword

The Maastricht Centre for European Law (MCEL) is committed to the study of European law from an interdisciplinary, transnational and multilingual perspective. It seeks to foster cooperation between scholars working in the field of European law who are based in Maastricht University and elsewhere.

We are delighted to present the MCEL Annual Report for 2013. This Annual Report highlights the main activities of the Centre that were undertaken in the year 2013. These include numerous research seminars, international conferences and workshops. The year was characterised by the 20<sup>th</sup> anniversary of the entry into force of the Maastricht Treaty. MCEL commemorated this event with a big conference and the publication of a book.

In 2013, four young scholars successfully defended their PhD research and left the Centre, pursuing their careers. At the same time, we welcomed also three new scholars, about whom you will read in this Report.

Moreover, 2013 was a productive year for the delivery of publications and attracting research funding. The Report gives an overview of the many publications by MCEL scholars highlighting the significant contribution MCEL is able to give to the understanding of the European integration process. The various subsidies and awards that were granted to MCEL scholars are a sign of recognition for the work that we do and allow us to continue to do research on a variety of challenges that EU law is faced with today.

We would like to wholeheartedly thank all MCEL scholars for their dedication and hard work, which is reflected in this Report.

## *MCEL Directors*

Bruno de Witte



Ellen Vos



## Events

Closing Conference, **The European and National Constitutional Law (EunaCon)**, 20-22 February 2013, Maastricht

Guest lecture by Prof. J. Zeitlin (University of Amsterdam), **Extending Experimentalist Governance**, 24 April 2013, Maastricht

Guest Lecture by Prof. J. Scott (University College London), **Territorial Extension in EU Law**, 22 May 2013, Maastricht

Jean Monnet Conference, **The Role of Collective Actors in Enforcing European Law**, Hertie School of Governance, 23-24 May 2013, Berlin

Jean Monnet Conference, **Between flexibility and disintegration: The State of EU law today**, 29-31 May 2013, Maastricht

Conference, **Cultural Diversity and International Economic Law**, 20-21 June 2013, Maastricht

Conference, **(II) Legitimate differential treatment**, 27-28 June 2013, Maastricht

Conference, **Citizens' Rights and Economic Crisis**, 20 September 2013, Maastricht

Conference, Series Faculty of Law, **2013 European Year of Citizens**, Maastricht

Conference, **Twenty Years Treaty on European Union: Reflections from Maastricht**, 25 October 2013, Maastricht





Twenty Years Treaty on European Union: Reflections from Maastricht, 25 October 2013



## Research Seminars

23 January 2013, Presentation by **Maartje de Visser**: 'The Opinion of Advocate General Bot in the Melloni case (Case C-399/11), on the relationship between European and national constitutional protection of fundamental rights'

20 March 2013, **Dr. Filomena Chirico** (European Commission, DG Competition) discussed "Recent developments in EU competition law and policy", followed by a presentation given by **Sara Benedi Lahuerta** (University of Leicester and College of Europe) on "The EU Race Directive. A Proposal of Mechanisms to Evaluate its Effectiveness"

19 June 2013, **Christina Eckes** (Associate Professor at the Amsterdam Centre for European Law and Governance, University of Amsterdam) gave a presentation on "EU External Relations after Lisbon: Ambiguity as a Way to Consistency?"

9 October 2013, **Elke Cloots** talked about "National Identity and the European Court of Justice" and **Bruno de Witte** presented "Some Lessons from Pringle"

5 November 2013, **Francesca Galli** presented 'The cross-fertilisation of European and national legal frameworks on data retention for the purpose of investigating and prosecuting serious crime' and **Maja Brkan** talked about 'Melloni, the End of Higher National Fundamental Rights Protection?'

10 December 2013, **Wouter Devroe** discussed "The influence of EU competition law on private law" and **Stelios Charitakis** presented 'Article 114 TFEU as the legal basis for the European Accessibility Act'

## New People



**Maja Brkan** is Assistant Professor at the Department for International and European Law of the Faculty of Law, Maastricht University. She holds an LL.M. from New York University School of Law (2004) and a PhD from University of Ljubljana (2007). Before joining Maastricht University, she worked as a référendaire at the Court of Justice of the EU (2007-2013)



**Elke Cloots** is lecturer in EU law at the Maastricht Centre for European Law. Elke obtained a PhD in law at the University of Leuven (Belgium) in 2013. She holds a Master's degree in law from the University of Leuven (2006) and a post-graduate degree from the University of Oxford (MJur, 2009)



**Sejla Imamovic** is currently preparing a PhD on 'The role of national courts in the new European fundamental rights landscape' (working title) under the supervision of Professor Monica Claes and Professor Petra Foubert (Hasselt University). She holds a BA in Liberal Arts from University College Maastricht and an LL.M. in European Law from Maastricht University.



## PhD Defences

**Christian Syrier** ‘Strengthening accountability in the EU: the right of inquiry of the EP’ under the supervision of Luc Verhey and Ellen Vos, 11 April 2013

**Mark Provera** ‘The Detention of Asylum Seekers in Australia and the European Union - A Comparative Analysis’ under the supervision of Hildegard Schneider, 16 May 2013

**Katharina Eisele** ‘The External Dimension of an EU Migration Policy’ under the supervision of Hildegard Schneider, 16 May 2013

**Tina Oršolić Dalessio** ‘Socializing Europe – Solidifying EU Citizenship’ under the supervision of Monica Claes and Miguel Poiares Maduro, 1 July 2013





## Grants & Awards

**Joakim Zander** received the Rabobank prize for his PhD dissertation on the 'Application of the Precautionary Principle in Practice'

**Elise Muir** won a Veni grant from the NWO to support her research project entitled 'Taking European values more seriously: collective enforcement of EU non-economic law' and was additionally awarded the Edmond Hustinx Prize for Science

**Maria Weimer** won a Rubicon grant from the NWO for her project 'Defending European values in the World Trade Organisation? Exploring the relationship between EU food regulation, WTO law, and the social disintegration of markets'

**Lisa Waddington** was part of a consortium that was awarded the contract to run the Academic Network of European Disability Experts (ANED) for 2012-2014

Executive Board of Maastricht University awarded € 1,000,000 to the Maastricht Centre for Citizenship, Migration and Development (MACIMIDE), which was coordinated by **Hildegard Schneider**

**Hildegard Schneider** and **Alexander Hoogenboom** were awarded funding by the Barcelona Centre for International Affairs, Migration Policy Group and the European Union for the project Migrant Integration Policy Index (MIPEX 2015)

**Chris Backes** was awarded a project concerning administrative law funded by the Scientific Research and Documentation Centre of the Dutch Ministry of Justice and a project regarding the Dutch boar policy funded by Interprovinciaal Overleg (association of Dutch provinces)

**René de Groot** was awarded funding by the European Commission's DG Justice, Citizenship and Fundamental Rights for a two-year project 'Involuntary Loss of European Citizenship'

**Saskia Klosse** and **Joan Muyske** were awarded funding by the Network of Social Innovation for the project 'Back to Work'

# Publications

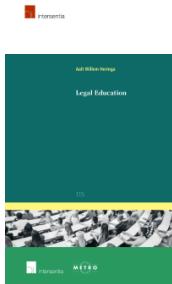
## Books



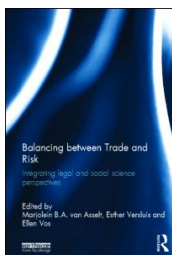
**Eliantonio, M., Backes, Ch.W., Rhee, C.H. van, Spronken, T.N.B.M. & Berlee, A. (2013).** *Standing up for your right(s) in Europe. A comparative study on legal standing (Locus Standi) before the EU and Member States' courts* (Ius Commune Europaeum, 116). Antwerp-Oxford: Intersentia.



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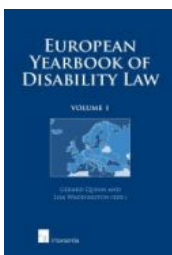
**Heringa, A.W. (2013).** *Legal education* (Ius Commune: European and Comparative Law Series, 115). Antwerpen: Intersentia.



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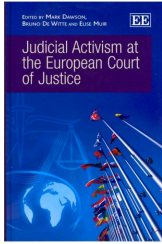


**de Visser, M., & van der Mei, A.P. (Eds.) (2013).** *The Treaty on European Union 1993-2013: Reflections from Maastricht* (Ius Commune Europaeum, 123). Antwerp: Intersentia.



**Waddington, L.B., Quinn, G. & Flynn, E. (Eds.). (2013).** *European Yearbook of Disability Law* (Volume 4). Cambridge, Antwerp, Portland: Intersentia.





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**Büttgen, N. (2013).** EU regulation on employment matters - there ain't no splitting a coin in two. *European Journal of Social Law*, 2, 121-146.

**Charitakis, S. (2013).** An introduction to the disability strategy 2010-2020, with a focus on accessibility. *Ars Aequi*, 1, 28-35.

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**Elia Antonio**, M. & Boymans, Ph. (2013). Europeanisation of legal principles? The influence of the CJEU's case law on the principle of legitimate expectations in the Netherlands and the United Kingdom. *European Public Law*, 715-738.

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**Hoogenboom**, A. (2013). Mobility of students and the financial sustainability of higher education systems in the EU: a union of harmony or irreconcilable differences? *Croatian Yearbook of European Law & Policy*, 9(1), 15-60.

**Hoogenboom**, A. (2013). Turkish nationals and the right to study in the European Union: a progressive interpretation. *European Journal of Migration and Law*, 15(4), 387-412.

**Hoogenboom**, A. (2013). Vrij verkeer van derdelander studenten naar de EU: een mozaïek van rechtsbronnen. *Asiel- en Migrantenrecht*, 4(8), 388-397.

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