

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 Černič* (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