



KU LEUVEN

INSTITUTE FOR EUROPEAN LAW



KU LEUVEN

LEUVEN CENTRE FOR PUBLIC LAW

in cooperation with



Kindly Invite You to a
WEB CONFERENCE

The European Convention on Human Rights at 70: Achievements, Challenges and Interactions with Legal Orders

Wednesday 4 November 2020

Registration

[Click here](#) to access the registration page for this event.

Objectives of the conference

Exactly 70 years ago, on 4 November 1950, the Convention for the Protection of Human Rights and Fundamental Freedoms, in short, the European Convention on Human Rights (“ECHR” or “Convention”), was done in Rome. The Convention, developed within the context of the Council of Europe, which had been set up just one year earlier, has been a momentous success. As the Council of Europe gradually expanded, ever more European countries became parties to it and to its steadily increasing number of Protocols. Today, the ECHR is the living law of not less than 47 Council of Europe Member States, enforced by one of the most successful and impactful supranational courts, the European Court of Human Rights (“ECtHR”). However, various challenges currently threaten the enduring success of the Convention.

The Faculty of Law of KU Leuven has always had a strong interest in the Convention. Among its Faculty Members there are, or have been, distinguished Judges at the ECtHR and Members of the European Commission on Human Rights. Moreover, the Faculty has a strong and very lively tradition of studying the

ECHR in its relationship with other legal orders, including national (constitutional) law, the law of the European Union (“EU”), and public international law and its many subfields, including international humanitarian law and migration and refugee law.

This dynamic Faculty tradition has inspired the concept and structure of the present conference. A first panel explores the achievements of, and the challenges for, the ECHR. A second panel inquires into the interactions between the Convention and the national (constitutional) legal orders of the Council of Europe Member States. A third panel examines the relationship between the ECHR and the law of the EU, in particular in light of the planned accession of the EU to the Convention – decreed by Article 6(2) of the Treaty on European Union -, the case-law of the Court of Justice of the European Union, and the follow-up to the latter’s Opinion 2/13. A fourth panel studies the many interactions between the ECHR and other areas of public international law, including migration and refugee law and international humanitarian law. In the middle of the conference, Judge Paul Lemmens of the European Court of Human Rights will give a keynote on whether the European Court is ready for the next 70 years.

Programme

09:30 - 09:45 | Welcome and Introduction to the Conference

Prof. Dr. **Wouter Devroe**, Dean of the Faculty of Law, KU Leuven

Prof. Dr. **Jan Wouters**, Full Professor of International Law, Director, Leuven Centre for Global Governance Studies - Institute for International Law, KU Leuven

09:45 - 11:15 | Panel 1: Achievements of, and Challenges for, the ECHR

Moderator: Prof. Dr. **Koen Lemmens**, Professor of Human Rights Law, KU Leuven

Achievements of, and Challenges for, the ECHR: a Critical Appraisal

Prof. Dr. **Paolo Di Stefani**, Professor in International Human Rights Law, University of Padova

The Past and Future of the Role of Civil Society in the ECHR System

Prof. Dr. **Antoine Buyse**, Full Professor of Human Rights at Utrecht University and Director of the Netherlands Institute of Human Rights (SIM)

Integrating the European Social Charter and the ECHR: a New and Necessary Challenge in the COVID Age?

Prof. Dr. **Jeff Kenner**, Chair of European Law, Human Rights Law Centre, University of Nottingham

Questions and Debate

11:15 - 12:45 | Panel 2: The ECHR and National (Constitutional) Legal Orders

Moderator: Prof. Dr. **Stephan Sottiaux**, KU Leuven

Procedural Rationality in Times of Authoritarian Regimes

Prof. Dr. **Catherine Van de Heyning**, Professor European Fundamental Rights Law, University of Antwerp

The Dialogue between the European Court of Human Rights and Domestic Constitutional Courts: the Belgian Example

Mr. **Willem Verrijdt**, Law Clerk (Referendaris) at the Belgian Constitutional Court, Affiliated researcher at the Leuven Centre for Public Law, KU Leuven

Navigating between Uniform Protection and Respect for National Diversity – The ECtHR's Eternal Struggle

Prof. Dr. **Janneke Gerards**, Professor of Fundamental Rights Law, Utrecht University

Questions and Debate

Lunch Break

13:30 - 14:15 | Keynote: The ECHR and European Court of Human Rights: Ready for the Next 70 Years?

Moderator: Prof. Dr. **Stephan Parmentier**, KU Leuven

Prof. Dr. **Paul Lemmens**, Judge in the European Court of Human Rights, Professor Emeritus KU Leuven

14:15 - 15:45 | Panel 3: The Convention and International Law

Moderator: Prof. Dr. **Gleider Hernández**, Professor of Public International Law, KU Leuven and Open University

The ECHR and Security Council Targeted Sanctions

Dr. **Kushtrim Istrefi**, Assistant Professor of Human Rights Law and Public International Law, Netherlands Institute of Human Rights (SIM), Utrecht University

The European Court of Human Rights and the Attribution Rules of the International Law Commission: Reflections on Some Currently Pending Cases
Prof. Dr. **Marko Milanovic**, Professor of Public International Law, University of Nottingham

The European Court of Human Rights' Margin of Appreciation and Judicial Deference: Some Reflections
Dr. **Andrew Legg**, Barrister, Essex Court Chambers

Climate Change and the European Court of Human Rights: the Portuguese Youth Case
Mr **Gerry Liston**, Legal Officer, Global Legal Action Network

Questions and Debate

16:00 - 17:30 | Panel 4: The Convention and the European Union

Moderator: Prof. Dr. **Elise Muir**, Professor of EU Law, Director of the Institute for European Law, KU Leuven

Litigating Fundamental Rights at the European Court of Human Rights and the Court of Justice of the EU : Some Views From a Practitioner

Ms. **Markella Papadouli**, AIRE Centre's Europe Litigation Coordinator and Lecturer in International and European Refugee Law at London South Bank University

The Principle of Mutual Trust and the European Convention of Human Rights: A Path Towards Harmony?

Dr. **Cécilia Rizcallah**, Visiting professor at the Université Saint-Louis Bruxelles, Lecturer at the Université Libre de Bruxelles and Postdoctoral Researcher at the National Fund for Scientific Research (F.R.S.-FNRS)

The Future of EU Human Rights Law: Is Accession to the ECHR Still Desirable?

Prof. Dr. **Tobias Lock**, Professor of Law at Maynooth University

Questions and Debate

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