

# European Constitutional Democracy in Peril

## PEOPLE, PRINCIPLES, INSTITUTIONS

Support provided by University of Exeter Law School and ELTE Faculty of Social Sciences  
THE CONVENORS: Catherine Dupré, Kriszta Kovács, Gábor Attila Tóth

### » DAY 1

Thursday  
23 June

#### REGISTRATION, OPENING » 8.50 » ROOM 0.100/C

#### PLENARY I. POLITICAL COMMUNITIES » 9.15 – 10.30 » ROOM 0.100/C

CHAIR: Kriszta Kovács (ELTE)

##### **The End of Empires: the Logic of Federation, and the Challenge of Nation States**

Andrew Arato (The New School, New York)

##### **Forging Identity through Constitutional Means**

Maurice Adams and Michiel Bot (University of Tilburg)

#### PLENARY II. DEMOS AND CONSTITUTIONAL REFORMS » 10.45 – 12.00 » ROOM 0.100/C

CHAIR: Nenad Dimitrijevic (Central European University)

##### **The Problem with the Sovereign's Passions: Understanding, Educating, and Managing the People's Emotions vs Constitutional Reforms**

Karolina Wigura (University of Oxford, University of Warsaw, Kultura Liberalna)

##### **"Pole, Hungarian: Two Brothers" – Reflections on Attempts to Make *de facto* Constitutional Change in Poland**

Adam Bodnar (Ombudsman, Poland)

#### PLENARY III. POPULISM AND AUTHORITARIANISM » 13.00 – 14.15 » ROOM 0.100/C

CHAIR: Cesare Pinelli (Sapienza University of Rome)

##### **Is There Such a Thing as Populist Constitutionalism?**

Jan-Werner Müller (Princeton University)

##### **European Constitutional Ideas and the Rise of Authoritarianism**

Gábor Attila Tóth (EU Project 'Support to the CCM')

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## » DAY 1

Thursday  
23 June

### **PANEL I. THE POPULIST CHALLENGE** » 14.30 – 16.00 » ROOM 0.100/C

CHAIR: Jan-Werner Müller (Princeton University)

**Populism and Constitutional Democracy** | Cesare Pinelli (Sapienza University of Rome)  
**Demos, Accountability and the Constitution** | Maxim Tomoszek (Polacký University, Olomouc)  
**How the EU Can Cope with Populist Regimes?** | Gábor Halmai (European University Institute, Florence)

### **PANEL II. HUMAN RIGHTS MECHANISMS** » 14.30 – 16.00 » ROOM 0.100/A

CHAIR: Rudolf Schnitz Dürer (Venice Commission, Council of Europe)

**Why the British Make us Think Harder – Time for a Reassessment of the ECtHR** | Carla M. Zoethout (University of Amsterdam)  
**Lessons from Strasbourg: ‘European Consensus’ and the Role of Judges in European Constitutional Democracy** | Panos Kapotas (University of Portsmouth) and Vassilis P. Tzevelekos (University of Liverpool)  
**The Scope of the EU Charter of Fundamental Rights in the Member States** | Nóra Chronowski (ELTE)

### **PANEL III. CITIZENS, MIGRANTS, ASYLUM-SEEKERS** » 16.15 – 17.45 » ROOM 0.100/C

CHAIR: Catherine Dupré (University of Exeter)

**Manyfold British Exits: Defining the British Polity in Europe’s Plural Constitutional Order** | Alastair MacIver (European University Institute, Florence)  
**The Discourse of Differences in the EU: Comparative Analysis of Politicization of Refugee Crisis** | Gorkem Atsungur (American Institute of Central Asia)  
**Are Refugees Inside or Outside?** | Attila Szabó (Menedék, Hungarian Association for Migrants)

### **PANEL IV. DIRECT DEMOCRACY** » 16.15 – 17.45 » ROOM 0.100/A

CHAIR: Anna Wessely (ELTE)

**People beyond Initiating European Legislation: Synopsis of the European Citizens’ Initiative from Hungarian and UK Perspectives** | Neliána Rodean (University of Verona)  
**Referendum and Constitutional Changes in Iceland** | Agust Thor Arnason (University of Akureyri)  
**Direct Democracy in Hungary: From Popular Sovereignty to Popular Illusion** | Zoltán Pozsár-Szentmiklósy (ELTE)

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## » DAY 2

Friday  
24 June

### **PANEL V. REGIONAL AND LOCAL TRENDS IN ADJUDICATION** » 9.00 – 10.30 » ROOM 0.100/C

CHAIR: Alexandru Tănase (President, Constitutional Court of Moldova)

**Is it Bad to be a Patriot in a Conflict of National and International Courts: Is there a Difference Between the British, Hungarian and Russian Variants?** Marina Lazareva (North-West Institute, Kutafin Moscow State Law University)

**The Emerging Trends in the Judicial Use of Human Dignity in UK Law**

Daniel Bedford (University of Portsmouth)

**The Constitutional Court of Romania: Guarantor and Guardian of the Participatory Democracy**

Valentina Barbateanu (Constitutional Court of Romania)

### **PANEL VI. COURTS UNDER ATTACK** » 9.00 – 10.30 » ROOM 0.100/A

CHAIR: Angela Julcher (Judge, Austrian Supreme Administrative Court)

**Democratic Discipline? Techniques of Judicial Disempowerment in East Central Europe**

Christian Boulanger (Forum Transregionale Studien, Berlin) and Oliver W. Lembcke (University of Jena)

**A Subservient Court – or Just an Instance of Judicial Deference?**

Ágnes Kovács (University of Debrecen)

**Does Constitutional Review Really Breach the Principle of Separation of Powers?**

Tímea Drinóczi (University of Pécs)

### **CLOSING PLENARY: JUDICIAL PROTECTION OF HUMAN RIGHTS** » 11.00 – 12.30 » ROOM 0.100/C

CHAIR: Gábor Attila Tóth (EU Project 'Support to the CCM')

**Constitutional Justice – an Endangered Species?**

Rudolf Schnutz Dürr (Venice Commission, Council of Europe)

**Constitutional Courts in Question: Judicial Roles and Legitimacy**

Catherine Dupré (University of Exeter)

DISCUSSANT: Andrew Arato (The New School, New York)

[www.tatk.elte.hu/en/democracyconference](http://www.tatk.elte.hu/en/democracyconference) | INFO/REGISTRATION: [katalin.gacs@tatk.elte.hu](mailto:katalin.gacs@tatk.elte.hu)

VENUE: ELTE Lágymányos Campus North Building, Rooms 0.100/C & 0.100/A



**szuverén**  
a liberális demokrácia oldalai