



# ARE THE EU MEMBER STATES STILL SOVEREIGN STATES UNDER INTERNATIONAL LAW?

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## European Papers – Jean Monnet Network Conference

Sapienza University of Rome  
Law School | Department of Legal and Economic Studies

Rome, 15-16 December 2022

# ARE THE EU MEMBER STATES STILL SOVEREIGN STATES UNDER INTERNATIONAL LAW?

**Thursday, 15 December 2022**

10.30-11.00 – Welcome address

**Session I (11.00-13.30)**

***The Process of European Integration:  
A Permanent Challenge to the Doctrine of Sovereignty?***

Chair: Ségolène Barbou des Places (University Paris 1 Panthéon-Sorbonne)

*State Sovereignty and Supranational Integration*

Bardo Faßbender (University of St. Gallen)

*Supranational Integration and State Sovereignty*

Ramses Wessel (University of Groningen) and Federico Casolari (University of Bologna)

*The Equality of the Member States in EU External Action*

Christine Kaddous (University of Geneva)

*Sovereignty Regained? United Kingdom after Brexit*

Adam Łazowski (University of Westminster)

*Lunch break*

**Session II (15.00-18.00)**

***Domaine réservé of the Member States and the Limits from EU Law***

Chair: Emanuele Cimiotta (Sapienza University of Rome)

*National Identity and Domestic Jurisdiction: Two Overlapping Notions?*

Jan Wouters (KU Leuven)

*How EU Law Integrates Constitutional Limits*

Gareth Davies (VU Amsterdam)

*National Security, the Limits of National Powers and the Principle of Limited Competence*

Panos Koutrakos (City University of London)

*How to Tango? The Contradictory Nature of the Public Order and National Security Exemption within the Schengen Area*

Mariana Mykyliuk (University of Salzburg)

*The Fight against Harmful Tax Competition in the EU: A Limit to National Sovereignty?*

Gabriella Perotto (Bocconi University)

**Friday, 16 December 2022**

**Session III (9.00-11.00)**

***The EU, the Member States and International Law Making***

Chair: Maria Irene Papa (Sapienza University of Rome)

*The EU, Member States and International Law Making: A Customary Law Perspective*

Christina Binder (Bundeswehr University Munich)

*The EU's Contribution to the Development of the Law of the Treaties*

Jed Odermatt (City University of London)

*Cooperation between the EU and its Member States in International Law Making as a Means to Promote Human Rights Law Reforms in Third States: The Case of China*

David Garciandía Igal (University of Oxford)

*Responsibility of EU Member States under International Law in their inter se Relations:*

*Is there still Room for that?*

Tamás Molnár (EU Agency for Fundamental Rights)

*Coffee break*

## Session IV (11.30-13.30)

### ***The Implementation of International Law Through the Action of the EU and the Member States***

Chair: Juan Santos Vara (University of Salamanca)

*Statehood beyond Membership: Emancipation of EU Member States through International Law*  
Nicolas Levrat (University of Geneva) and Yuliya Kaspiarovich (University of Groningen)

*The EU Global Human Rights Sanctions Regime: Sovereignty and Jurisdiction in the Face of New  
International Law Enforcement Tools*  
Charlotte Beaucillon (University of Lille)

*Organised Hypocrisy? Commitment and Circumvention of the Human Rights of Migrants  
and Refugees at the External Borders of the European Union*  
Daniel Thym (University of Konstanz)

*Is the Norm Enshrined in Article 60 VCLT Applicable within the EU in Cases of a Systemic Violation  
of the Principles Constituting the Axiological Foundations of the Union?*  
Marcin Górski (University of Łódź)

*Lunch break*

## Session V (15.00-17.30)

### ***The EU, the Member States and the International Use of Force***

Chair: Alessandra Gianelli (Sapienza University of Rome)

*Game Changer? Revisiting 'Qualified Neutrality' in Light of the EU's Response to the War in Ukraine*  
Alexandra Hofer (Utrecht University)

*EU's Mutual Defence Clause Revisited: Neutrality and Collective Defence in the Shadow  
of New Challenges*  
Maria Varaki (King's College London)

*EU Support to Belligerent Third States: In its own Name or on behalf of its Member States?*  
Aurora Rasi (Sapienza University of Rome)

*The EU and Crisis Management: Myth or Reality?*  
Nicola Napolitano (Unitelma Sapienza University of Rome)

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Only registered participants can attend the Conference that is free of charge. Please, fill in the [Registration Form](#) by 4 December 2022.  
For further information, please visit the [Conference webpage](#) or contact the Secretariat at [events@europeanpapers.eu](mailto:events@europeanpapers.eu).

**Scientific Committee:** Enzo Cannizzaro (Sapienza University of Rome), Marco Fisicaro (Unitelma Sapienza University of Rome), Nicola Napolitano (Unitelma Sapienza University of Rome), Aurora Rasi (Sapienza University of Rome).