

ELPIS Annual Meeting, 2016

Lisbon

2 - 4 June

- Minute -

Date: Friday, June 3, 2016

Time: 9:40 a.m.

Location: Scientific Board Room

Present:

Harald Eberhard	Austria	Wirtschaftsuniversität Wien
Claudio Brandão	Brazil	Faculdade de Damas de Instrução Cristã
Luciana Browne	Brazil	Faculdade de Damas de Instrução Cristã
Ute Weinmann	France	Université de Cergy-Pontoise
Marine Toullier	France	Université de Rouen
Sophie de Pradier	France	Université de Rouen
Armelle Renaut-Couteau	France	Université du Havre
Bernd Oppermann	Germany	Gottfried Wilhelm Leibniz Universität Hannover
Apalagaki Charoula	Greece	Aristotle University of Thessaloniki
Akos Udovecz	Hungary	ELTE University
Sigrún Á Heygum Ólafsdóttir	Iceland	University of Iceland
Michele Comènale	Italy	Università degli studi di Sassari
Rosanna Ortu	Italy	Università degli studi di Sassari
Dovile Gailiute	Lithuania	Mykolas Romeris University
Astrid van Dort	Netherlands	University of Groningen

Manon Siemerink	Netherlands	University of Groningen
Elisabeth Reien	Norway	Universitetet i Oslo
Isabel Graes	Portugal	Faculdade de Direito da Universidade de Lisboa
José Ferreira Gomes	Portugal	Faculdade de Direito da Universidade de Lisboa
Miguel Raimundo	Portugal	Faculdade de Direito da Universidade de Lisboa
Nuno Cunha Rodrigues	Portugal	Faculdade de Direito da Universidade de Lisboa
Pedro Barbas Homem	Portugal	Faculdade de Direito da Universidade de Lisboa
Pedro Pais de Vasconcelos	Portugal	Faculdade de Direito da Universidade de Lisboa
Rui Guerra da Fonseca	Portugal	Faculdade de Direito da Universidade de Lisboa
Rute Saraiva	Portugal	Faculdade de Direito da Universidade de Lisboa
Sílvia Alves	Portugal	Faculdade de Direito da Universidade de Lisboa
Vasco Pereira da Silva	Portugal	Faculdade de Direito da Universidade de Lisboa
Catarina Tourais	Portugal	Universidade Católica Portuguesa
Gonçalo Matias	Portugal	Universidade Católica Portuguesa
Slavomir Rudenko	Slovakia	Pan European University (PEVE)
Francisco Balaguer Callejón	Spain	Universidad de Granada
Fernando Galindo Ayuda	Spain	Universidad de Zaragoza
Gerhard Fiolka	Switzerland	Université de Fribourg, Universität Freiburg Miséricorde
Arndt Künnecke	Turkey	MEF University Istanbul
Begum Bulak	Turkey	Yeditepe University

I – Opening

Professor Vasco Pereira da Silva, coordinator of ELPIS Network started the meeting by welcoming all the participants, expressing his gratitude and appreciation towards all the Universities representatives in the meeting. The professor underlined the importance of the work developed in the ELPIS network and its role in engaging all the participants in a pro-european and democratic spirit.

II – Presentations

- **Professor José Duarte Nogueira, Chairman of the Scientific Board**

The professor praised the importance of FDUL hosting the meeting, drawing the professor's attention to the fact that the University of Lisbon, School of Law is a place of respect and freedom.

- **Professor José Ferreira Gomes, member of Erasmus and International Relations Office's Board | "The Internationalization at the University of Lisbon School of Law"**

The professor gave a brief presentation about the school of law addressing the effort that have been made towards the promotion of internationalization.

- **Professor Guilherme d'Oliveira Martins, Secretary of State for Infrastructures | Former member of the Erasmus Office**

The professor offered an insight into the Portugal's investments and infrastructures, giving a quick overview in public-private partnerships, funding sources and negotiation within the context of the European Union.

- **Professor Pedro Barbas Homem, former director of the Centre for Judicial Studies | "New Challenges to Law Teaching and Learning in Europe"**

The professor urged the need for a change in the development of a new dimension in European legal jobs, such judges and magistrates. The professor also reinforced the need to foster dialogue between the universities and the judicial system in order to raise an European awareness of the legal system. In his presentation, Professor Pedro Barbas

Homem enhanced the idea of creating an European way of selecting judges and prosecutors, throughout the creation of an Erasmus programme for judges.

This last presentation launched the debate among ELPIS members:

Professor Marine Toullier, Université de Rouen, France, stated the need to meet the parties – universities and legal professionals – in dialogue, presenting the judges mobility programmes in a positive way.

Professor Apalagaki Charoula, Aristotle University of Thessaloniki, Greece, suggested that bar associations, judges and other legal professionals could be invited to join ELPIS Network in such a way that the network would function as a catalyst of the experience. Professor Vasco enthusiastically welcomed this suggestion, settling that efforts would be done to include new associate members from all domains of legal professions.

Professor Arndt Künnecke, MEF University Istanbul, Turkey, showed some concerns related to the operability of the judges' mobility programme, questioning the combination of practical and academic work.

Professor Pedro Barbas Homem, University of Lisbon School of Law, Portugal, agreed with the remark of Professor Arndt Künnecke, stating that, in fact, the process of creating a common European academy law, based in similar legal procedures was, somehow, tricky. Indeed, the professor expressed that the main difficulty was the language barrier, but, in the end, the integration of judges, the promotion and learning the judicial organization of other European countries would stimulate the feeling and the sharing of European values, approaching, ultimately, the universities and the legal institutions.

Professor Francisco Balaguer Callejón, Universidad de Granada, Spain, noted that the only way to build the idea of an European prosecutor was only a matter of methodology and comparative approach between different legal European systems, stating that this was the only way to build an European integration also in the legal system.

Professor Bernd Oppermann, Gottfried Wilhelm Leibniz Universität Hannover, Germany, provided an insight to Germany's education background and stated that was a great idea to implement a mobility programme for recently graduated students.

Professor Armelle Renault-Couteau, Université du Havre, France, was a little bit more skeptical about the implementation of this project since this plan presupposes an open-minded view. The professor commented that was very difficult to engage France in this project, because the country, nowadays, was not opened to reflection. Even so, Professor Armelle concluded that in the future things would move on although not as fast as it should be.

Professor Pedro Pais de Vasconcelos, University of Lisbon School of Law, Lisbon, wondered if in the future would it be possible to invite foreign professors to give training to judges. The professor focused on the need to train legal professionals in European Law.

Professor Pedro Barbas Homem, confirmed the need for training in emerging and specialized areas such as sports law, asylum law, and in other challenging domains such terrorism. The professor suggested the creation of on-line programmes, podcasted courses, e-learning, so judges could update continually their knowledge.

Last but not the least, Professor Vasco Pereira da Silva made a synthesis of the whole debate, sharing a recent experience with a brazilian student, who was a judge in Brazil. This student did a comparative Ph.D thesis on United Kingdom, France and Germany administrative courts. The professor stated that this kind of research could be the path to create an European common culture and law.

The meeting ended at 11:17 a.m. for the coffee break.

III – Presentations by new Members and Associate Members

After the coffee-break at 11:50 a.m., the meeting restarted with the **presentation by the new members and associate members**.

Professor Vasco Pereira da Silva reminded that there were decisions to be taken and were made for new Associate Members during Louvains' meeting suggestions.

During the meeting, Professor Charoula Apalagaki as well as others that took part on the discussion in Louvain suggested that the ELPIS Network could create partnerships with Judges and Lawyers Associations.

Professor Vasco Pereira da Silva marked, on this regard, that these partnerships already exist and can be found on the ELPIS website — *elpisnetwork.fd.ulisboa.pt*.

Afterwards, the applications that were submitted during and after the meeting in Louvain for new Full and Associate Members of the ELPIS Network were presented, discussed and voted.

The list of applications that were discussed during the meeting is as follows:

- **Five applications for Associate Members:**
 - Faculdade Damas de Instrução Cristã (Brazil);
 - Pontifícia Universidade Católica de Minas Gerais (Brazil);
 - Pontifícia Universidade Católica de Brasília (Brazil);
 - UNIFOR – Universidade de Fortaleza (Brazil);
 - Loyola University of New Orleans (United States of America);

- **Two applications for Full Members: Turkey and Cyprus.**

Professor Vasco Pereira da Silva reminded that two of the Brazilian Universities are already part of the Joint Master Degree. Professor Cláudio Brandão was present at the meeting and was representing both Faculdade de Damas de Instrução Cristã and Pontifícia Católica de Minas Gerais.

From the list of applications submitted, only three out of seven applications submitted were voted. The voting was taken as follows:

- **Admitted as Associate Members:**
 - Faculdade Damas de Instrução Cristã (Brazil);
 - Loyola University of New Orleans (United States of America);
 - Pontifícia Universidade Católica de Minas Gerais (Brazil);

The applications that were not voted during the course of the present meeting were postponed for the next meeting, in which UNIFOR – Universidade de Fortaleza (Brazil) will be present.

Professor Ulas Gunduzler from the Eastern Mediterranean University (EMU), Cyprus, could not be present in this year's meeting, even though the University submitted a Full Member application.

It was remarked by Professor Vasco Pereira da Silva that EMU is very interested in participating actively in ELPIS and that they are very European oriented.

Professor Francisco Balaguer Callejón from the Universidad de Granada, Spain, participated as an observer and expressed the desire of adding Universidad de Granada to the ELPIS Network in the future, if the Universidad Complutense de Madrid, Spain, keeps not coming to the meetings.

The ELFA (European Law Faculties Association) representative was present during the part of the meeting, after some years of absence in the ELPIS Network Meetings.

The creation and relations with ELFA were discussed and Professor Oppermann, Gottfried Wilhelm Leibniz Universität Hannover, Germany, raised some questions regarding ELFA, namely questions regarding fees to be paid.

Professor Vasco Pereira da Silva expressed that the ELFA representative was present in the ELPIS Meeting as a proof of goodwill and that only the Faculties pay fees, that ELPIS as a Network would be charged no fees, with a note for further discussion of the subject in the future.

Afterwards, **the presentations by the members took place**, being made in alphabetical order:

- Brazil, Faculdade de Damas de Instrução Cristã;
- Brazil, Pontíficia Universidade Católica de Minas Gerais;
- Greece, Aristotle University of Thessaloniki;
- Hungary, ELTE University;

- Italy, Università degli Studi di Sassari;
- Lithuania, Mykolas Romeris University;
- Netherlands, University of Groningen;
- Portugal, Universidade Católica Portuguesa
- Slovakia, Pan European University (PEVE);
- Spain, Universidad de Granada;
- Switzerland, Université de Fribourg;
- Turkey, MEF University Istanbul;

Brazil, Faculdade de Damas de Instrução Cristã

Professor Cláudio Brandão, Faculdade de Damas de Instrução Cristã, Brazil, made a presentation on the faculty that has submitted an application for Associate Member. Questions and remarks were made by ELPIS Members Professor Marine Toullier, Professor Slavomir Rudenko, Professor Dovile Gailiute, on the location of the University, if whether the University is prepared to cooperate in the new Erasmus programme, if the University offers English taught courses, if students can get credits, how many international students, if the University has means of teaching more classes in English.

To the questions asked, Professor Cláudio Brandão answered that the University is ready and prepared to cooperate in the new Erasmus programme and on this regard it was stated that Faculdade de Damas de Instrução Cristã is already a partner in the Joint Master's Degree and that the University is ready to receive and send students and offer more courses taught in English, that students can get credits, that there are not many courses taught in English for the time being (only about Mercosul) – two classes in English and one in Spanish – but that the University is prepared to teach more classes in a foreign language, as many Professors have German as a second language.

After the presentation, **the application of Faculdade de Damas de Instrução Cristã was voted by the members present in the meeting, and it was approved.**

Brazil, Pontifícia Universidade Católica de Minas Gerais

The first presentation was followed by **the presentation of another University that applied for Associate Member, Pontifícia Universidade Católica de Minas Gerais, Brazil**, that was also presented by Professor Cláudio Brandão. PUC Minas Gerais is the largest Catholic University in the world with over 70.000 students, of which 8.000 are students from the Faculty of Law. The University offers both Ph.D Programmes and LL.M Programmes. They offer no English taught courses, but will do in the future.

Regarding the presentation, questions and remarks arose from some members. Professor Bernd Oppermann said that Hannover has an indirect connection with the Law Faculty of PUC Minas Gerais because of Brazilian students that are studying in Hannover, and that they are very good students.

After the presentation the application of **Pontifícia Universidade Católica de Minas Gerais was voted by the members present in the meeting, and it was approved by the relative majority.**

USA, Loyola University of New Orleans

The presentation of Loyola University of New Orleans followed, being made by Professor Vasco Pereira da Silva. **Loyola's application was then submitted to a vote and was approved by the vast majority.**

It was the decided that **the new Associate Members will be present in the next ELPIS Network meeting** in Lublin, Poland.

Turkey, MEF University Istanbul

The application presented by Turkey was discussed. It was mentioned that Turkey is a problem because they applied, but did not mention if for Full Member or Associate Member, and have said nothing so far.

Professor Bernd Oppermann suggested that the discussion and voting of the Turkey application should be postponed for next year's meeting, until some representative appears.

Professor Arndt Künnecke expressed that negotiations with Turkey depend on the person in charge and said to be skeptical about accepting a partner that is not present.

Professor Vasco Pereira da Silva said that there is a Plan B for the “Turkish situation”, as the ELFA representative is from Yeditepe University and that this University is very European oriented and is very engaged in becoming a Full Member.

Professor Charoula Apalagaki expressed that in Turkey they are very interested in European Law and that interest is reflected on the changes that have been made to Turkey’s national legislation.

The presentations of the other members continued:

Professor Charoula Apalagaki, Aristotle University of Thessaloniki, Greece, presented the University, stating the University offers both English and German classes and that it has its own Erasmus Office.

Professor Akos Udovecz, Elte University, Hungary, made a small presentation as a new member.

Professor Michele Comènale, Università degli Studi di Sassari, Italy, stated that the University was only admitted last year but is fully engaged in the ELPIS activities.

Professor Dovile Gailiute, Mykolas Romeris University, Lithuania, remarked that there are some difficulties regarding the national legislation and also that the University is not only an ELPIS Member but also an associated member of the Joint Master Degree and that the University wants to become a Full Member.

Professor Manon Siemerink, University of Groningen, Netherlands, focused the need of new contacts and expansion of the network and partnerships.

Professor Catarina Tourais, Universidade Católica Portuguesa, expressed that internationalization is very important for the University.

Professor Slavomir Rudenki, Pan European University (PEVE), Slovakia, stated that PEVE is an active and committed member with good partnerships with several ELPIS members and that it is looking for new possible partnerships.

Professor Francisco Balaguer Callejón, Universidad de Granada, Spain, remarked that his presence in the present meeting is as an individual and that on his return to the University he will express the will of a future collaboration of the University with ELPIS, which he is certain the University will approve, and that during the next year the University will submit the application so that it can be discussed and voted during the next ELPIS meeting.

Professor Gerhard Fiolka, Université de Fribourg, Switzerland, expressed that exchange students is a top priority for the University, even though not entirely in the Erasmus+ frame and that strongly doubts that the practical exchange of students might be affected on a political level.

Professor Arndt Künnecke, MEF University Istanbul, Turkey, remarked that, as a private member, being present in these meetings is very positive and very fruitful for establishing contacts, both during the formal and informal meetings.

The meeting ended at 1:05 p.m., for the lunch break.

IV – Presentations by new Members and Associate Members

The meeting restarted at 2.45 p.m., after the Lunch Break.

Professor Fernando Galindo, Universidad de Zaragoza, Spain, made a presentation on “Erasmus+ and Cloud Computing”.

The Professor was invited to the CLOE Project that was presented to the European Committee in April 2016. If it is approved the Project will be launched next year, and an invitation was made to all Member of ELPIS to participate in it.

Regarding the CLOE Project, Professor Fernando Galindo focused mainly on the second scenario which is the mobility of students (Erasmus+). This project was presented under the European Union Call Horizon 2020 and its main objective is to provide cloud services to public administration sectors (like Universities, for instance). The CLOE Project offers solutions to the problems that public administration has been facing regarding mobility issues.

This project has two different scenarios: one, handling registration flows; second, mobility of students in the Erasmus+ programme.

Regarding the second scenario, there are three different activities: innovative services offered by SME's for and to the students; innovative services offered by the stakeholder's institutions to both students and professors; innovative services on key aspects of educational quality.

At the present time Italy, Spain and Greece are partners in the CLOE Project.

After the presentation a period of Q&A followed. Questions were made by Professor Slavomir Rudenko, Professor Charoula Apalagaki, Professor Vasco Pereira da Silva, Professor Michele Comènale, regarding the temporal implementation of the project, the approval of the project, if the focus is to fight the current lack of harmonization, if the project was presented by private enterprises that came to the faculties or the other way around, whom is going to manage the cloud and the question of refugees.

Professor Fernando Galindo Ayuda answered all the questions: it will take three years to implement the project after it is approved, which is still to come as it was only submitted in April, and it is meant to show the prospects of the European Commission regarding the Erasmus+ Programme, it is a very pragmatic project, with the objective to make registrations more secure, being a project of partnership of private and public institutions (private entities, the Ministry of Education of both Greece and Spain and the University of Zaragoza and other Universities). The law (the respective law) will manage the cloud. There will be some entity in some part of a country that will manage it, but this entity will have to follow the rules at all time, being responsible for deriving from it.

Professor Vasco Pereira da Silva suggested that the Universities could become part of this project and suggested that ELPIS could submit a project in the frame of Horizon 2020, as it is important from an European Point of view and the EU has funds for new projects.

Professor Francisco Balaguer Callejón, Universidad de Granada, Spain, presented a project to European Union that involves countries such as Spain, Italy, Portugal, and other countries.

The aim is to study the European integration from a juridical point of view and in consonance with the European Charter of Rights, seen not only as a juridical instrument but also as a political one. Through it, European citizenship can be integrated in Europe.

This project is focused both on the European public sphere of actuation and on the lack of an horizontal power structure within the EU. The research and goal of this project is to create commentaries on the Charter, an objective that will take three years to achieve.

After the presentation, followed the discussion and a period of Q&A.

Professor Marine Toullier expressed her interest in Professor Francisco Balaguer Callejón's project because the University of Rouen has a group of study/investigation on the European Charter of Rights.

The discussion of projects took place.

IV – Presentation of the ELPIS webpage

Professor Vasco Pereira da Silva showed and guided the members through the ELPIS webpage. Professor Dovile Gailiute suggested that every month a newsletter should be sent to the members with the links of new contents of the ELPIS page, which was accepted. Dr. Eduarda Camilo showed and explained the new Joint Master's Degree website.

The meeting ended at 4:30 p.m., for the coffee break.

V – Best Practices

On the best practices subject, the **Questionnaire 2015/2016 was analyzed and discussed.**

Professor Armelle Renault-Couteau had some doubts and suggestions on if the questionnaire was only for law student numbers and what did "outside the network" mean, suggesting that a total number of law students and ongoing and outgoing should be added, for an exact proportion of figures.

Professor Vasco Pereira da Silva decided that next year the number of European students and non-European students will be added to the questionnaire.

Professor Dovile Gailiute suggested that regarding the questionnaire, a better explanation on what is expected in terms of information to be present by the members should be offered.

On the same subject, Professor Vasco Pereira da Silva asked for more suggestions on the changes of questionnaire's the criteria.

Professor Bernd Oppermann suggested that the questionnaires should be sent sooner to the members in order to be possible to collect more precise and detailed numbers and information.

Professor Arnd Künnecke suggested that someone should be in charge of collecting and presenting the results of the questionnaire in the next ELPIS meeting.

Both Professor Arnd Künnecke and Professor Slavomir Rudenko volunteered to collect and present the said results in the next year meeting.

VI – Next ELPIS Network Meetings (2017 and 2018)

The ELPIS Network Annual Meeting 2017 will take place in Lublin, Poland, by invitation of the Polish Members whom could not stay for the day of the meeting.

Professor Vasco Pereira da Silva asked for suggestions on the dates for the next ELPIS Network Annual Meeting, and consensus was reached for the **beginning of June**. Professor Vasco Pereira da Silva said he would suggest the date to the Polish Partners.

For the ELPIS Network Annual Meeting 2018, Sassary, Italy, was the suggested place, which was accepted by the majority.

On the matter of the date, Professor Michele Comènale suggested that the meeting should take place in June but not on the 2nd of June because it is a National festivity and should take place the week after.

Professor Arnd Künnecke suggested the extension of ELPIS membership to Ukraine as a subject to be discussed during the next ELPIS meeting in Poland. The first contact will be made by the Professor and then will also engage the connection with ELPIS.

Professor Slavomir Rudenko expressed some concern with the enlargement of the ELPIS Network, and questioned about how to limit the ELPIS structure.

Professor Vasco Pereira da Silva ended the meeting with a special thanks to all those involved in the organization of the ELPIS Network Annual Meeting 2016 - Lisbon.

The meeting ended at 5:30 p.m.

The Coordinator of ELPIS Network,



(Professor Vasco Pereira da Silva)