

Registration and Questions

Registration at:

 alexander.wajnberg@mailbox.tu-dresden.de

Organizer

Technische Universität Dresden
Collaborative Research Centre (SFB)
„Transcendence and Common Sense“
Research Project H - Democracy Between Transcendence
and Common Sense
01062 Dresden

Venue

Technische Universität Dresden
Library of the Collaborative Research Centre 804
Zellescher Weg 17, 01069 Dresden
Raum: BZW A-004, EG 1

Contact

Research Project H
Technische Universität Dresden
Zellescher Weg 17, 01069 Dresden
BZW/A-509

Telefon : +49 351 463-42469

Paradoxes of Constitutionalism

Photo: Alessandro Pinzani

DRESDEN 18. - 20. JULI 2011
WORKSHOP

Paradoxes of Constitutionalism

In this workshop we bring together leading scholars from various international universities and research institutes as well as postdoctoral and doctoral researchers to examine and discuss key ideas of constitutional theory and constitutional law. The central characteristic of modern constitutionalism, that is, to limit but at the same time constitute and found political power seems contradictory, sometimes outright paradoxical. How has this tension between democratic politics and constitutional limitation been addressed in both theory and praxis? What is the role of constitutional courts within a constitutional democracy? And what is the role of constitutions under conditions of globalization and the weakening of state structures?

Monday | 18.07.2011

- 01.00 **Arrival**
- 01.30 **Opening Remarks**
 Prof. Dr. Hans Vorländer (TU Dresden)
 Professor of Political Theory and History of Ideas, Director of the Centre for the Study of Constitutionalism and Democracy, Speaker of the Collaborative Research Center (SFB) 804
- Part I: Constitutional Change and Continuity**
Questions of Theory
Moderation: PD. Dr. Mark Arenhövel (TU Dresden)
- 02.00 Nation-building or Democracy Building: The Role of Constitution-making in Transitions to Democracy
 Solongo Wandan (New School/TU Dresden), Ph.D. Candidate
- 02.15 Discussion
- 03.00 **Coffee Break**
- Case Studies in Constitutional Change and Continuity**
 Moderation: Dr. Rainer Schmidt (Catedra de Martius/DAAD, Universidade de São Paulo)

- 03.30 Between Break and Continuity: The Colombian Constitution-Making Process and the Role of the Supreme Court
 Nicolas Figueora (New School), Ph.D. Candidate
- 03.45 Discussion
- 04.30 Between National Myth and Political Process: The Establishment of Constitutional Order in Poland After 1989
 Maik Herold (TU Dresden), Ph.D. Candidate
- 04.45 Discussion
- 07.30 **Dinner**

Tuesday | 19.07.2011

- Part II: Constitutionalism and the Political Process**
Judicial Politics I: What Constitutional Courts Are
 Moderation: Prof. Dr. Hans Vorländer (TU Dresden)
- 09.00 Constitutional Courts: Neutral Power in Constitutional Democracy
 Prof. Dr. Pasquale Pasquino (NYU/CNRS, Paris)
- 09.15 Constitutional Courts and Democratic Hedging
 Prof. Dr. Samuel Issacharoff (NYU)
- 09.30 Discussion
- 10.30 **Coffee Break**
- Judicial Politics II: Constitutional Courts and Democratic Politics**
 Moderation: Dr. Dietrich Hermann (TU Dresden)
- 11.00 The Role of Constitutional Courts in Consensus Democracies
 Prof. Dr. Patricia Popelier (University of Antwerp)
- 11.15 Particracy and Democratic Representation
 Dr. Emanuel Towfigh (MPI Bonn)
- 11.30 Discussion

- 12.30 **Lunch Break**
- Judicial Politics III: Issues of Constitutional Interpretation**
 Moderation: Dr. Christoph Lundgreen (TU Dresden)
- 02.00 Judicial Balancing and Legislative Margin of Appreciation
 Dr. Niels Petersen (MPI Bonn)
- 02.15 Limits to Constitutional Amendments: The Italian Approach in Comparative Perspective
 Prof. Dr. Marco Olivetti (University of Foggia)
- 02.30 Discussion
- 04.00 Boat Tour on the river Elbe / Guided City Tour
- 07.30 **Dinner**

Wednesday | 20.07.2011

- Part III: Constitutionalism Beyond the State**
 Moderation: Dr. Daniel Schulz (TU Dresden)
- 09.30 Constitutional Legitimacy and External Interests: The Cosmopolitan Turn in Constitutionalism
 Prof. Dr. Matthias Kumm (NYU/WZB Berlin)
- 09.45 Comments
 Dr. Oliviero Angeli (TU Dresden – DFG Projekt “Die Konstitutionalisierung transnationaler Räume”)
 PD. Dr. Mark Arenhövel (TU Dresden)
- 10.45 **Coffee Break**
- 11.00 Closing Lecture
 Dr. Dietrich Hermann (TU Dresden)
 Pluralism and Dialogue in Transnational and National Constitutionalisms