

Registration and Questions

Registration at:

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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

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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: Prof. 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 Herrmann (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. Mattias 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 Herrmann (TU Dresden)
 Pluralism and Dialogue in Transnational and
 National Constitutionalisms