

# Annual Report 2018

Research programme

'Behavioural Approaches to Contract and Tort:  
Relevance for Policymaking'

# Behavioural Approaches to Contract and Tort: Relevancy for Policymaking

Annual report 2018



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# 1. Key Facts of 2018

- On Tuesday, 22 May 2018, Koen Swinnen delivered his inaugural lecture for the TPR Chair on 'Eigendom van data? Reculer pour mieux sauter' at North-West University, South Africa.
- On 28 June 2018, the EMLE programme was once again selected as an Erasmus Mundus Joint Master Degree programme by the EC. EMLE was selected for the fourth time in a row for this prestigious programme. This implies that EMLE will be able to offer scholarships from the start of Erasmus Mundus in 2004 until September 2022 without interruption. The EMLE programme is most likely the only master programme receiving EM recognition for so long. For the years 2018-2022 a total of 68 scholarships for students are available, in addition to scholarships for Visiting Scholars.
- On 10 July 2018, the seminar Innovating International Business Courts: A European Outlook was held at the Erasmus School of Law. It was the first major event within the ERC consolidator project 'Building EU Civil Justice', organized by Xandra Kramer and her team (Erlis Themeli, Alexandre Biard, Jos Hoevenaars Emma van Gelder and Georgia Antonopoulou).
- On Friday, 28 September 2018, Prof. Roger Van den Bergh held his valedictory lecture to discuss the Roundabouts of European Law and Economics.
- On 19 and 20 November 2018, the Challenge Accepted! Exploring Pathways to Civil Justice in Europe event was held at Erasmus School of Law. It was the second major event within the ERC consolidator project 'Building EU Civil Justice'.
- Ten PhD students defended their thesis.
- Six scholars visited BACT.
- In 2018, nine BACT seminars took place.

## 2. Behavioural Approaches to Contract and Tort

### The Research Programme

The **Behavioural Approaches to Contract and Tort: Relevance for Policymaking (BACT)** research programme started in 2008.

The aim of the programme is to explicate what expectations related to human behaviour are embedded in legal instruments, in what ways these expectations are met or not met, and how behavioural insights can be incorporated in ameliorating legal instruments.

The overarching research question of the programme is how individual and/or group behaviour is affected by legal rules. The legal rules can pertain to contract and tort, as well as combined public and private legal instruments.

The central research question is addressed through different legal and behavioural approaches, primarily focusing on empirical and policy-relevant research. Some of the behavioural approaches aim to test the tenability of presumptions of human behaviour underlying legal instruments. Other behavioural approaches use assumptions on human behaviour in order to predict how parties behave in legal settings.

The methodological approach of the research programme is interdisciplinary, and the research team includes legal scholars specialising in contract, tort, property and corporate law, and civil procedure, as well as scholars specialising in law and economics, and sociology or psychology of law. For a full description of the research programme, please visit [www.eur.nl/esl/bact](http://www.eur.nl/esl/bact).

### Organisation of BACT

#### **Directors**

Since 2013, professors Peter Mascini and Michael Faure lead the programme. Since 2015, associate professor Pieter Desmet complements the team of directors, as does professor Siewert Lindenbergh since 2016. Together with Marianne Breijer, they are responsible for management and strategic decision-making.

#### **Coordinator BACT Research Excellence Initiative (REI)**

The EUR Research Excellence Initiative project 'Shifting from Welfare to Social Investment States: Privatisation of Work-Related Risk Control' started in 2015. This interdisciplinary project brings together researchers from ESL and ESSB to provide a multidisciplinary perspective on the project's theme. Michael Faure, Peter Mascini and Romke van der Veen lead the programme. As the coordinator of this project, Chris Reinders Folmer is tasked with progress reports and organising meetings and symposia.

### Secretarial support team

In 2018, the secretarial support team consisted of Sanne Nordbjorn, Ipek Ören (as of February 2018), Aimée Streenstra Toussaint (until February 2018) and Femke Ruitenbeek-Bart. The BACT support team is responsible for compiling the newsletters and the annual reports, and they announce and facilitate the BACT meetings and seminars.

The BACT secretariat can be reached via [info.bact@law.eur.nl](mailto:info.bact@law.eur.nl) or by telephone at (+31) (0)10 408 2360.

### BACT seminars

In BACT seminars, researchers from both BACT as well as from other institutions and universities present their work and ideas to BACT's interdisciplinary group of researchers as well as other interested scholars.

### BACT's connection to other institutes

BACT started in 2008 as a collaborative initiative between the Rotterdam Institute of Private Law and the Rotterdam Institute of Law and Economics. From its inception, the programme was composed of civil lawyers and lawyer-economists. Since then, the programme has broadened its scope by recruiting empirical scholars with psychological and sociological backgrounds as well.

Established in 2000, the Rotterdam Institute of Law and Economics (RILE) is set to carry out the task of promoting and furthering the development of Law and Economics both throughout the Netherlands and worldwide. A comprehensive training programme is offered to scholars ranging from undergraduate level to specialised teaching and the option of PhD studies. Furthermore, RILE aims to promulgate academic discourse on Law and Economics through organising conferences and workshops and through publications in books and leading journals. Currently, areas of study cover both Old Law and Economics (competition law and economic regulation) and New Law and Economics (constitutional law, contract law, tort law, insurance law and corporate law). Besides the analysis of rules of substantive law, there is also a focus on methodological problems of Law and Economics.

The European Doctorate in Law and Economics (EDLE) is one of the largest doctorate programmes in the field of Law and Economics. It is a joint doctorate programme involving four leading European universities: the Universities of Bologna, Hamburg, Rotterdam and Haifa. The stipend-based programme aims at addressing a new class of outstanding PhD researchers from all over the world. Prof. Michael Faure is managing director of the programme.

The RILE is also the leading partner in the European Master in Law and Economics (EMLE) programme, a consortium of well-known partner universities from across Europe and the world. In addition to RILE, the EMLE consortium includes the University of Aix-Marseille III, the University of Pompeu Fabra Barcelona (since 2018), the University of Bologna (until 2018), the University of Ghent, Haifa University, Hamburg University, the Indira Gandhi Institute of Development Research Mumbai, LUMSA University Rome, the University of Vienna and the Warsaw School of

Economics. The programme prepares economists and lawyers for an academic career in an important research field, or for positions of responsibility in government, research organisations, and international law and consulting firms. Professor Alessio Paccas was Director and Erasmus Mundus coordinator of the EMLE programme until 30 September 2018. Starting from 1 October 2018, Wicher Schreuders is the Erasmus Mundus coordinator. He was the Interim Director in October and November 2018 as well. Professor Louis Visscher is the current Director since 1 December 2018.

The Rotterdam Institute of Private Law (RIPL) is committed to in-depth research performed by researchers from Erasmus School of Law in the broad field of private law. The Institute fosters the research programme BACT as well as ESL's 'Lex Mercatoria'. The Institute's Board consists of professors Siewert Lindenbergh (chair of Civil Law), Kid Schwarz (chair of Commercial Law), and Filip De Ly (chair of International Private and Comparative Private Law). The research input of the Institute is represented by staff members of the entire ESL Department of Private Law.

The Erasmus China Law Centre (ECLC) is part of Erasmus School of Law. Erasmus School of Law has been engaged in a number of research and educational activities with Chinese law schools and other institutions for many years. In order to further structuralise and strengthen these relations, the Erasmus China Law Centre expands the capacity of teaching and research on Chinese law, increases our competitiveness in initiating Chinese law-related projects, and strengthens the advisory work to the government and business community. The Board consists of professors Fabian Amtenbrink, Michael Faure and Yuwen Li. Professor Yuwen Li is director of the ECLC.

# 3. People

## BACT researchers in 2018

### Professors

Prof. R.J. Van den Bergh	<i>Chair of Law and Economics (until 28 September)</i>
Prof. C.W. Engel	<i>Erasmus Chair for Experimental Legal Studies</i>
Prof. L.F.H. Enneking	<i>Special Chair on the Legal Aspects of International Corporate Social Responsibility</i>
Prof. M.G. Faure	<i>Chair of Comparative Private Law and Economics</i>
Prof. K. Heine	<i>Chair of Law and Economics</i>
Prof. J.M. Klick	<i>Erasmus Chair of Empirical Legal Studies</i>
Prof. X.E. Kramer	<i>Chair of European Civil Procedure</i>
Prof. P.C. Leyens	<i>Chair of Empirical Legal Studies</i>
Prof. S.D. Lindenbergh	<i>Chair of Private Law</i>
Prof. P. Mascini	<i>Chair of Empirical Legal Studies</i>
Prof. S. Oded	<i>Chair of Corporate Compliance and Enforcement</i>
Prof. A.M. Paccès	<i>Chair of Law and Finance (until 1 October)</i>
Prof. N.J. Philipsen	<i>Chair of Shifts in Private and Public Regulation</i>
Prof. J.J. Rachlinski	<i>Erasmus Chair of Empirical Legal Studies</i>
Prof. H.N. Schelhaas	<i>Chair of Private Law</i>
Prof. M.W. Scheltema	<i>Chair of Enforcement Issues in Private Law</i>
Prof. R.J. Van den Bergh	<i>Chair of Law and Economics (until 28 September, since then emiritus)</i>
Prof. L.T. Visscher	<i>Chair of Legal Economic Analysis of Tort and Damages</i>
Prof. K. Broekhuizen	<i>Chair Law and Regulation of Financial Markets (as of June 2018)</i>
Prof. C.A. Schwarz	<i>Chair of Company Law (as of June 2018)</i>

### Associate Professors

Dr. P.T.M. Desmet  
Dr. A.M.I.B. Vandenberghe  
Dr. R. Westrik

### Assistant Professors

Dr. P.D.N. Camesasca  
Dr. E. Kantorowicz – Reznichenko (as of 1 June 2018)  
Dr. K.K.E.C.T. Swinnen  
Dr. A. Onțanu



## Postdocs

Dr. A.P.G.C.F. Biard

Dr. J. Hoevenaars

Dr. E. Kantorowicz – Reznichenko (until 1 June 2018)

Dr. C.P. Reinders Folmer

Dr. E. Themeli

## BACT PhD candidates in 2018

Georgia Antonopoulou (RIPL)	<i>International Commercial Courts. A study on the London Commercial Court, the Netherlands Commercial Court and the German Chambers for International Commercial Disputes</i>
Paul Aubrecht (EDLE)	<i>The Arbitrability of Tort Claims: A Comparative Law and Economics Analysis</i>
Stephen Billion (EDLE)	<i>Regulating Retirement Savings: An Evolutionary Psychology Approach</i>
Maria Fernanda Caporale Madi (EDLE)	<i>Challenges for antitrust policy in Brazil: a comparative study of vertical agreements</i>
Lucas Chacha (EDLE)	<i>Measuring enforcement shock impact on deterring corruption in Brazil</i>
Yong-Fu Chang (EDLE)	<i>Constitutional Environmental Protection and Its Implementation: A Law and Economics Analysis</i>
Elena Demidova (EDLE/EM)	<i>Takeover Regulation in Developing Economies: The case of Russia</i>
Evelien Engelhard (RIPL)	<i>Improvement initiatives to the personal injury claims process in different jurisdictions. A search for success factors</i>
Jan Essink (EDLE)	<i>The Law &amp; Economics of European Asylum and External Border Policy</i>
Ayman Fouda (EDLE)	<i>The Diffusion of Innovation in Healthcare: Economic and Regulatory Perspectives</i>
Emma van Gelder (RIPL)	<i>Online dispute resolution (ODR) against the background of access to justice</i>
Marnix Hebly (RIPL)	<i>The Assessment of Damages and the Effect of Time</i>
Martin Holderied (EDLE)	<i>Interest Theories on the Regulation of Sharing Economy Markets</i>
Ifrah Jameel (EDLE)	<i>The Impact of Capital Regulation on Bank Involvement in Securitized Banking</i>
Mrinmayi Katdare (EDLE)	<i>Precautionary Principle – Redundant or Misunderstood?</i>

Chih-Ching Lan (EDLE)	<i>A Law and Economics Analysis of Policy Instruments to Prevent Deforestation and Forest Degradation in the Tropic</i>
Li Shu (EDLE/CSC)	<i>Law and Economic Analysis of 3D Printing: Perspectives from Intellectual Property and Product Safety</i>
Wanli Ma (ECLC)	<i>Building Legitimacy through Resolving Controversies over Jurisdiction in Investor-State Arbitration</i>
Edoardo Martino (EDLE)	<i>Law and Economics of Bail-in and the Corporate Governance of Banks</i>
Tomasz Mielniczuk (EDLE/EM)	<i>Agency problems and solutions in anti-cartel enforcement</i>
Cintia Bezerra de Melo Pereira Nunes (EDLE/EM)	<i>Administered Contracts for Petroleum Extraction in Brazil</i>
Alina Onțanu (RIPL)	<i>Cross-Border Debt Recovery in the EU. A Comparative and Empirical Study</i>
Sarah van Os (RIPL)	<i>Diversity in Justice? A Comparative, Interdisciplinary and Empirical Study into Legal Culture</i>
Shivans Rajput (EDLE/EM)	<i>Maximum Retail Price – A Law and Economics Analysis</i>
Priskila P. Penasthika (RIPL)	<i>The challenges in applying choice of law clauses in international commercial contracts: The study of Indonesia</i>
Kuang-Jung Peng (EDLE)	<i>Law and Economic Analysis of Financial Technology</i>
Renny Reyes (EDLE)	<i>Regulatory Governance Cycle: The proposal for Latin-American Countries</i>
Joé Rieff (EDLE/EM)	<i>Increased Fiscal Coordination between European Member States: A necessity to further market integration?</i>
Femke Ruitenbeek-Bart (RIPL)	<i>But what about the tortfeasor? Understanding the missing link in relational restoration of personal injury victims</i>
Aster Schreuder (RIPL)	<i>The normative aspects of the assessment of damages</i>
Heleen Tiemersma (RIPL)	<i>The potential of the financial sector to contribute to realizing human rights; how can financial institutions expand and exercise their leverage on corporate clients and business partners?</i>
Erlis Themeli (RIPL)	<i>The Great Race of Courts, Civil Justice System Competition in the European Union</i>

Ilja Tillema (RIPL)	<i>Third-party Funding of Mass Litigation</i>
Josje de Vogel (RIPL)	<i>'Private services-based mobility and Consumer Protection</i>
Xiao Xun (ECLC)	<i>Director's Duties and Liabilities in Corporate Law in China</i>
Yayun Shen (ECLC)	<i>A Joint Use of Legal and Policy Instrument to Promote GB compliance</i>
Liam Wells (EDLE)	<i>"Risk, Cultural Cognition, and the Regulation of Pharmaceuticals: Explaining differences in social regulation across the United States and the European Union using cultural cognition theory."</i>
Nan Yu (EDLE/EM)	<i>Mandatory Dividend Regulations in the Stock Market: A Comparative Law and Economics Analysis</i>
Anran Zhang (ECLC)	<i>Legal Status of Controlled Entities in International Investment Arbitration</i>
Jinyue Zhang (ECLC)	<i>The Application of Law in Cross-Border Issuing and Trading of Securities between Europe and China</i>

## Other EDLE PhD candidates

- Maria Teresa Bartalena (EDLE, Hamburg) (until November 2018), *"Insolvency proceedings: negotiated solution or court control?"*
- Danny Blaustein (EDLE/EM, Bologna), *Corporate Governance of Start-ups*
- Mulugeta Asefa Bogale (EDLE, Hamburg), *Labor Regulation, Informality and Economic Growth in SSA: An Empirical Analysis*
- Kan-Hsueh Chiang (EDLE, Haifa), *Does Information Cost lead to Medical Moral Hazard?- Evidence from Taiwan National Health Insurance*
- Salvini Datta (EDLE, Bologna), *Ex ante regulation and ex post liability in the pharmaceutical industry*
- Maria De Campos (EDLE, Hamburg) *Nudging – Long-term effectiveness and viability*
- Mostafa El Far (EDLE, Hamburg), *International Investment Law and Domestic Legislations in MENA region: Egypt, Jordan and Morocco*
- Thiago Fauvrelle (EDLE, Hamburg), *The Law and Economics of Judicial Performance: An empirical approach*
- Chiara Natalie Focacci (EDLE, Bologna), *Do Active Labour Market Policies Work?*
- Elena Ghibbellini (EDLE, Bologna), *Bank Crises Resolution Rules: What Impact on the Structure of the EU Banking Market?*
- Damiano Giacometti (EDLE, Bologna), *Essays on the Law and Economics of Credence Goods Markets*
- Laurenz Goldhahn (EDLE, Hamburg), *The Effects of Regulating Executive Compensation on Corporate Social Responsibility*
- Dirk Heine (EDLE/EM, Hamburg), *The general role of the Finance Ministry in environmental policy: Optimal institutional setup for environmental fiscal*

*policy considering interaction effects with environmental law pursued by other, non-fiscal institutions*

- Gemelee Hiran (EDLE, Bologna), *Non-Tariff Barriers and Regional Integration: A Study on the Strengths and Weaknesses of the ASEAN Economic Blueprint*
- Jian Jiang (EDLE, Haifa), *Vulnerabilities, Cybersecurity and the Role of Law and Regulation herein*
- Bryan Kareem Khan (EDLE, Hamburg), *Optimal Scope of IP Rights for Broadcasting Organizations*
- Francesca Leucci (EDLE, Bologna), *The Law and Economics of Landscape*
- Ekaterine Lomtadze (EDLE, Hamburg), *Constitutionalizing Social Rights: Public Choice Analysis*
- Yoshiki Nakajima (EDLE, Haifa) *Public Choice and Constitutional Law. What legitimizes legal decision making? A Social Choice Theoretic Perspective*
- Evangelia Nissioti (EDLE, Hamburg), *Law and Economics of Mediation*
- Eman Rashwan (EDLE, Hamburg), *The Impact of Political Transformations on Constitutional Reforms after Arab Spring: Case Study of Egypt and Tunisia*
- Carlos Riquelme Ruz (EDLE, Hamburg) *Equalities and inequalities in sovereign debt restructuring. A law and economics perspective*
- Filippo Roda (EDLE, Bologna), *The Economic Analysis of the One-way fee-shifting Rule in Litigation*
- Denard Veshi (EDLE, Haifa), *The European management of refugees' movement*
- Akiva Weiss (EDLE/EM, Hamburg), *Institutional Solutions to Civil War*

## Visitors

### Fatih Deyneli (1 September 2017 – 31 July 2018)



Visiting researcher on the Efficiency of Judiciary:  
Comparative analysis between Turkey and the Netherlands  
Assistant Professor Department of Public Finance  
Faculty of Economics, Pamukkale University, Denizli, Turkey  
(September 2017 - July 2018)

During his visit, he has researched the efficiency of the Dutch legal system. First, he has done a literature search about Dutch judiciary. Subsequently, he has gathered data about efficiency, quality and budget of the judiciary. Furthermore, he discussed his work with several members and he contacted officials at the Dutch Council of the Judiciary.

**Yifat Nahmias (11 January 2018 – 10 April 2018)**



Yifat Nahmias is a Doctoral candidate at Bar-Ilan University, Israel. She received her LL.B. from the Haifa University Faculty of Law and her LL.M. from the George Washington University Law School. Her main research interests include intellectual property, comparative law and economic analysis of law. In this context, her dissertation offers an examination into the efficacy and implications of various legislative interventions that were enacted to provide the author some form of protection in her contractual dealings with an intermediary. The author and the intermediary are typically free to set the terms of their relationship with one another. However, given the pervasiveness of bargaining power asymmetries, resulting in part from the impossibility of determining a work's value up until it has been exploited, the risk exists that intermediaries take advantage of their strong bargaining position. Which means that the author will find it difficult to derive financial benefits from her creations. To this end, although there is no legal mechanism to review the substantive terms of contracts, nor an exhaustive regulation of copyright contracts, a review of copyright laws and other author-centric legislation from around the globe uncovers a range of regulatory instruments that attempt to correct the aforementioned imbalance. While the specific framework, legal tools used, extent of their application and scope of the policy may vary, protecting authors is at the core of these instruments.

**Aveek Chakravarty (1 February 2018 - 31 March 2018)**



Aveek Chakravarty is a Marie Curie Early Stage Researcher and PhD Student under the EU Horizon 2020 network on Transatlantic Trade and Investment Perspectives at the University of Turin. His project is focused on Investor State Dispute Settlement in the transatlantic context. Aveek holds a Bachelor's degree in law from the National Law Institute University, India and an LLM in International Trade Law, Contracts and Dispute Resolution from the University of Turin. Prior to joining the PhD programme, he practised as an advocate before the Gauhati and Delhi High Courts in India. He was an arbitration assistant to Justice (Dr.) M K Sharma, retired judge of the Supreme Court of India. Aveek's primary research interests include arbitration, international trade and investment law. He has also previously written on topical issues regarding government policymaking and legislation.

**Thi Minh Hang Hoang (February 2018 – April 2018)**



Hang Thi Minh Hoang is a PhD Candidate in the Legal Studies Program, curriculum in International Law and Economics, at Bocconi University, Milan (Italy). Her doctoral research revolves on interactions among multiple preferential trade agreements. Her main research interests include international trade law, trade agreements, services trade and financial law.

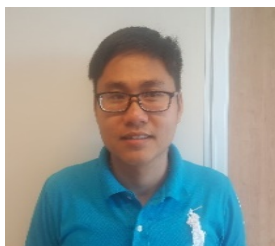


### Mitja Kovac (1 April 2018 – 1 July 2018)



Mitja Kovac was born in 1976, graduated law “cum laude” at the University of Ljubljana, Faculty of Law (Slovenia). He gained his LL.M. and PhD in the field of comparative contract law and economics at Utrecht University, Faculty of Law, Economics and Governance (The Netherlands). In 2006 he became also a member of the Economic Impact Group within the CoPECL Network of Excellence (European DCFR project). He was a visiting research fellow at the British Institute of International and Comparative Law in London (UK) and at Washington University School of Law in St. Louis (USA). Currently he is an associate professor at the University of Ljubljana, Faculty of Economics, Department of economic theory and policy (Slovenia), a visiting professor at the Erasmus University Rotterdam (The Netherlands), at University of Ghent (Belgium), at the ISM University of Management and Economics in Vilnius (Lithuania), and at University of Vienna (Austria). He is visiting research fellow at the Erasmus University Rotterdam, Faculty of Law (The Netherlands) and at the University of Turin Faculty of Law (Italy). He publishes in the fields of law and economics, comparative contract law and economics, new institutional economics, consumer protection, contract theory and competition law and economics.

### Khuong Duy Dinh (April – July 2018)



Khuong-Duy Dinh is a Ph.D. student in Legal Studies (curriculum International Law and Economics) at Bocconi University (Milan, Italy) since 2015. His research project discusses new perspectives of rules of origin for services in international trade. He received a bachelor degree in International Economics from Foreign Trade University (Hanoi, Vietnam) and a master's degree in International Law and Economics from the World Trade Institute, University of Bern (Bern, Switzerland). Prior to his PhD, he used to teach several courses on international trade at Foreign Trade University. He is now a consultant at the International Trade Center (Geneva, Switzerland). His fields of research and publications cover international trade law and policy, customs law and international trade transactions.

## 4. Output and Activities

### News

#### Project leader code of conduct for the treatment of occupational diseases

On 15 January 2018, the Ministry of Social Affairs and Employment gave the green light to the Personal Injury Council (De Letselschade Raad) for the development of a code of conduct for the treatment of occupational diseases. From a legal point of view, these cases are considered highly complex, especially when it comes to the issue of causation. They therefore appear to be more time consuming than other personal injury cases. Furthermore, employees generally experience a high threshold when it comes to reporting an occupational disease and claiming compensation, because they often do not want to compromise their relationship with their employer. The envisioned code of conduct aims at streamlining the process for handling occupational disease cases.

The Personal Injury Council has called on the Erasmus School of Law to take the lead in this project. Professor Siewert Lindenberg was the project leader. In the first stage of the project, he was assisted by Melissa de Groot LLM, who, until recently, worked as a lecturer at the Department of Private Law. Marnix Hebly will join the project at a later stage, once his PhD thesis is finished.

#### Research visit to the United States

In January and February 2018, Evelien Engelhard visited the United States to do research on the 'Michigan Model' as part of her PhD research. The 'Michigan Model' is a pre-suit settlement model that was introduced by the University of Michigan Health System in 2001 to try to resolve medical malpractice claims outside the courts. Interviews were conducted with both claimant and defendant lawyers, academics and representatives from the University of Michigan Health System.

#### Department of Private Law visits Carlos III University in Madrid



On 2 February 2018, during a four day visit to the beautiful city of Madrid, the department of Private Law at Erasmus School of Law visited the Private Law Department of Carlos III University. Organised by Professor Pedro del Olmo and Tammo Wallinga, both departments joined in a symposium in which their educational and research activities were presented. On behalf of ESL, Siewert Lindenberg gave an outline of the educational programme. Professor Del Olmo presented the educational programme of Carlos III University. Several members of both departments then presented research projects that are currently being conducted.

For ESL, Femke Ruitenbeek-Bart, Ilja Tillema and Erlis Themeli presented their PhD projects. Erlis also outlined the ERC Consolidator project 'Building EU civil justice: challenges of procedural innovations - bridging access to justice'. During the symposium, it became clear that there are several overlapping themes with regard to educational aspects and research projects that could lead to future collaboration.



### Access to Justice across the Atlantic and Best Practices Panel

On 22-23 February 2018, Xandra Kramer and Jos Hoevenaars participated in the second annual Self-Represented Litigation Network Conference in San Francisco. They co-hosted a panel on determining best practices and the intersection of research methodologies, and presented the ERC project '**Building EU Civil Justice**' to a broad American audience of members of the SRLN network. The panel, co-hosted by Renee Danser (Deputy Director of the SRLN network), Erika Rickard (Associate Director of Field Research, Access to Justice Lab, Harvard Law School) and Jamie Gamble (Program Director, National Center for Access to Justice) focused on the US 'Justice Index'. This included an interactive discussion on pros, cons and complementarities of approaches to determining and measuring best practices regarding access to justice, as well as approaches to Access to justice across the Atlantic.

### From Common Rules to Best Practices in European Civil Procedure Conference

On 25 and 26 February 2018, the international conference 'From Common Rules to Best Practices in European Civil Procedure' took place in Rotterdam, organised by Xandra Kramer and Burkhard Hess (director of the Max Planck Institute for Procedural Law, Luxembourg). This event concluded Xandra Kramer's NWO Vidi project and also paved the way for preparing for the new ERC project. The book including the proceedings of the conference was published at the end of 2017: B. Hess and X.E. Kramer, *From Common Rules to Best Practices in European, Nomos/Hart Publishing 2017*. It is an impressive collection of 21 papers by EU representatives, renowned academics and practitioners from around Europe and the US on EU harmonisation and judicial cooperation, procedural innovation and e-justice, alternative dispute resolution and best practices in judicial cooperation.

### Koen Swinnen's inaugural lecture at North-West University, South Africa

From 27 March to 3 June 2018, Koen Swinnen has held the prestigious Zuid-Afrika TPR Wisselleerstoel 2017-2018 at the North-West University in Potchefstroom. He has cooperated closely with Prof. Wian Erlank, who acted as host to the chair, to conduct research in the fields of property law and data. The results of this research were presented to the public on 22 May, when Koen delivered the inaugural lecture '*Eigendom van data? Reculer pour mieux sauter*'.

In his inaugural lecture, he set the course for future research on property law and data by presenting five guidelines or recommendations.

Among other things, these recommendations touch upon the very core of the research topic: what is, applied to data, property (and ownership) and what is data? For instance, are we really talking about property and ownership, in the sense of the



most absolute and comprehensive powers one can have with regard to a thing, or are we rather talking about intellectual property or something in between or perhaps some sort of *sui generis* right in data? And do we consider 'data' as the possible object of property law or rather digital data, data files or perhaps data carriers? In his inaugural lecture, Koen made clear that cooperating closely with computer scientists will be key to the success of future research and that the focus of the research should not be on the economic impact of introducing ownership of data exclusively. Purely legal (including property law) arguments and effects must also be taken into account.

### SMART project workshop

On 27 and 28 March 2018, Liesbeth Enneking, Martijn Scheltema and Jeroen Veldman (Cass University, London) organised a two-day workshop under the European Union-funded SMART project at Erasmus University Rotterdam. During this workshop different perspectives were provided on Dutch policies on responsible business conduct. The discussion topics included OECD National Contact Points, competition law, effectiveness of multi-stakeholder initiatives, corporate governance, the Dutch International Responsible Business Agreements, liability, other Dutch policy initiatives, international investment law and public procurement. The workshop was opened by Jan-Peter Balkenende and chaired by Liesbeth Enneking on the first day and by Martijn Scheltema on the second day. Martijn Scheltema gave a presentation on effectiveness of multi-stakeholder initiatives on the first day and Liesbeth Enneking gave a presentation on liability cases in connection with responsible business conduct on the second day. Jeroen Veldman delivered the concluding remarks.



### ISA conference

On 4 April 2018, Martijn Scheltema co-organised and presented at a panel on the distribution of power through (standard-setting) multi-stakeholder initiatives advancing human rights, labour conditions and environmental compliance at the annual ISA (International Studies Association) conference in San Francisco. The conference was well-attended by approximately 6,000 participants. His presentation addressed ways of enforcement of standards by multi-stakeholder initiatives and the effectiveness of these various means (through membership schemes, contracts (mainly certification) and referral in legislation. To date all these means seem to lack the effectiveness needed to meaningfully advance human rights and labour condition compliance beyond the (unsatisfactory) current level. This indicates that fundamental reform seems to be required.



## Erasmus Early-Career Scholars Conference

On 11, 12 and 13 April 2018, the PhD in Law Association Rotterdam (PILAR) organised the first Erasmus Early-Career Scholars Conference. The Conference is a joint project involving Erasmus School of Law, Rotterdam School of Management and the Faculty of Philosophy as part of the 'Dynamics of Inclusive Prosperity Erasmus Initiative', and it is also supported by Erasmus Trustfonds.

The BACT researchers involved in this project are Alberto Quintavalla, Marta Kotacz and Maria Fernanda Caporale Madi.

The theme of the Conference was anchored in public and private responsibilities regarding new business models. As one of the examples of these business models, disruptive innovations received special attention in the panels devoted to innovations and the role of regulation coming from states or transnational bodies. The invited keynote speakers were Jonathan Klick (Erasmus School of Law & University of Pennsylvania Law School), Katharina Pistor (Columbia Law School) and Mirian Kennet (Green Economics Institute and Oxford University).

## Seminar – Experiments at the Crossroads of Law and Economics

On 17 May 2018, the joint (ESL-ESE) biannual workshop on Experiments at the Crossroads of Law and Economics took place. It was organised by Prof. Robert Dur (ESE), Dr Elena Kantorowicz-Reznichenko, and Prof. Christoph Engel (both ESL). The workshop included a presentation of a variety of empirical papers on topics such as the effectiveness of electronic monitoring, the costs of regret, trust and delegated promises, and was followed by a discussion. The speakers, Olivier Marie (ESE), Stephen Billion (ESL), Chen Li (ESE), and Sven Höppner (Ghent University), included both economists and lawyers, making the workshop truly interdisciplinary.

## Ucall conference 'Legal but potentially lethal product and services'

On 18 May 2018, Louis Visscher was one of the keynote speakers at the conference on the legal battle against lawful products or services that are potentially threatening to human health, organised by the Utrecht Centre for Accountability and Liability Law (UCALL).

Sugar, tobacco, sun cream, recycled cardboard, artificial grass, mobile phones, computer games and the Internet are just some examples of products and services that are lawful, but at the same time, potentially harmful to human health. Other circumstances can also endanger human health, for example climate change and unhealthy air. Cancer, obesity, addiction, premature death from dehydration or air pollution and other threats also pose a risk. The aim of this year's UCALL Congress is to investigate these potential dangers to society and how to manage them.

The congress approached these issues from a multidimensional perspective. What should be the role of tort law, administrative law, criminal law, European law and public international law? How are they interrelated? What do external insights like law & economics, philosophy and psychology teach us? And what is or should be the role of the legislator, the inspectors and the judiciary in this battle? This multidimensional approach was reflected in a keynote session with speakers from tort law, administrative law and law & economics.



## Research visit to England and Wales

In April and May 2018, Evelien Engelhard visited England and Wales for her research. During this research visit, interviews on the 'Pre-Action Protocols' for personal injury cases and the 'Rehabilitation Code' were conducted as part of her PhD research. The Pre-Action Protocols are codes of conduct on the behaviour of parties pre-issue of proceedings in order to simplify and speed up the process of resolving these claims, while the Rehabilitation Code provides guidelines on how to implement rehabilitation for claimants as soon as possible. Interviews were conducted with both claimant and defendant lawyers, academics, insurers and case managers. A grant was received for this research visit from the Talent Fund.



## Alina Onțanu appointed member of Expert Group on Modernisation of Judicial Cooperation in Civil and Commercial Matters



Alina Onțanu was appointed member of the European Commission Expert Group on Modernisation of Judicial Cooperation in Civil and Commercial Matters.

The expert group comprises twenty academics and practitioners from different Member States and was established to provide advice and assistance to the European Commission in the preparation of a legislative proposal amending the text of the Service Regulation (Regulation (EC) No 1393/2007) and the Evidence Regulation (Regulation (EC) No 1206/2001). The first meeting of the working group took place in Brussels on 8 and 9 January and addressed various aspects related to the application of the two regulations (e.g. scope of the Service Regulation, aftermath of Alder Case, electronic service, concept of 'extrajudicial documents', concepts of 'taking of evidence' and 'court', judges' discretionary powers to determine the relevant means of evidence, hearing a person resident abroad, appointing an expert). Amendments of the present provision as well as new rules were presented and discussed by the members of the Expert Group.

Several working meetings followed in March and April 2018. At the end of this process, the European Commission aims to put forward a legislative proposal that will enhance judicial cooperation and improve the present provisions of the two regulations.

## ERC team chaired at A2J conference at UCL and court visit London

From 11 June till 13 June, Xandra, Erlis, Georgia and Emma (researchers within the ECR consolidator project 'Building EU Civil Justice') attended the UCL International Conference on Access to Justice and Legal Services in London, hosted by the Centre for Empirical Legal Studies. Participants included international researchers, policy makers and legal service professionals coming from countries spanning the globe, ranging from Brazil and the USA to Australia and Norway.

Xandra chaired two sessions. The first was on litigants in person, including those from the UK and the US, on how to support litigants in person and about pro se litigation in US federal courts. The second one was on 'Legal aid eligibility', including presentations on the assessment of the merits of the case in legal aid under ECHR case law and a comparative analysis on eligibility criteria. Erlis chaired a session on

'Profession'. The panel included presentations on a pilot for specialist legal aid panels in Taiwan, and on an economic analysis of the benefits of early legal advice. The panels led to evolving discussions and insights on how other countries worldwide deal with access to justice issues and provided the opportunity to enter into dialogue on recent developments and innovations. The ERC team gained much inspiration and made interesting connections to build further on the EU civil justice project. The team also made use of their stay to visit the Royal Courts, where they had a very fruitful meeting with Sir Ryder (Senior President of Tribunals) to aid our empirical research in England.

### **Seminar Innovating International Business Courts: A European Outlook**

On 10 July 2018, the seminar Innovating International Business Courts: A European Outlook was held at Erasmus School of Law. It was the first major event within the ERC consolidator project 'Building EU Civil Justice', organised by the ERC researchers Xandra Kramer, Erlis Themeli, Alexandre Biard, Jos Hoevenaars Emma van Gelder and Georgia Antonopoulou.

In total, five speakers and seven panellists from the Netherlands, England, France, Germany and Belgium discussed their existing and recently established international commercial courts or initiatives to establish such a court or court chamber. The debates revolved around the need to establish such courts for international business, the court's design and procedural innovations, using English as the court language, the challenges for the judicial system, and the (potential) competitiveness of these courts. These topics were also discussed against the backdrop of the UK's exit from the EU, along with the need for collaboration in Europe. The approximately 100 participants from almost twenty European countries and countries outside Europe (including China, South Korea, Iran, and the United States), included judges, practicing lawyers, academics, policy makers and business representatives. They all actively took part in the discussions and these discussions continued during the drinks afterwards where four selected PhD candidates presented their poster on a topic relating to international commercial courts.

### **Annual PEOPIIL conference (Paris)**

On 6, 7 and 8 September 2018, Marnix Hebly and Femke Ruitenbeek attended the Annual Conference of the Pan European Organization of Personal Injury Lawyers (PEOPIL). PEOPIIL is an organisation aiming to improve and promote judicial co-operation and mutual knowledge of legal and judicial systems of European jurisdictions in the field of personal injury law.

Under the overarching theme *'Personal Injury - Challenges Ahead'*, lectures were held on a variety of topics such as the new Ministry for Victims in France, legal and psychosocial care and support for the victims of terrorism, injuries in competitive sports, the negative impact of personal injury on sexual life as head of claim and bereavement damages in relation to pain and suffering across Europe (the latter theme was chaired by Cees van Dam, Professor of International Business and Human Rights at the Rotterdam School of Management, EUR). The conference offered various opportunities for those present from countries around the world – lawyers as well as scientists – to exchange experiences and ideas.

## **'Wet Affectieschade' symposium**

As of 1 January 2019, after a legislative process that lasted for more than a decade, the 'Wet Affectieschade' will come into force. This law entitles relatives of personal injury victims to financial compensation for bereavement damages relating to pain or suffering. To mark this memorable moment, Erasmus School of Law and Vrije Universiteit Amsterdam jointly organised the symposium '*De wet Affectieschade*', which took place in The Hague on 20 September 2018.

Liselotte van Hoppe of the Ministry of Justice and Security presented an outline of the pros and cons of the legislative process. Furthermore, lectures were given by professor Siewert Lindenbergh (ESL) and professor Arno Akkermans (VU). Victor Jammers, director of Slachtofferhulp Nederland, and Marjoleine van der Zwan, Personenschade Instituut van Verzekeraars, also shed light on the Wet Affectieschade. The symposium was chaired by professor Cees van Dam.

## **Symposium and Roger Van den Bergh's valedictory lecture**

On Friday, 28 September 2018, Prof. Roger Van den Bergh held his valedictory lecture to discuss the Roundabouts of European Law and Economics.

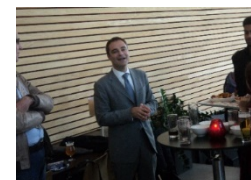
In his valedictory lecture 'The Roundabouts of European Law and Economics', Prof. Roger Van den Bergh critically reflects upon three decades of research in European Law and Economics. He discusses the difficult reception of economic analysis of law in the 1980s and 1990s, the spectacular growth of Law and Economics in both academia and policy circles at the turn of the millennium, and the recent impact of behavioural economics on policy-making. Examples from different areas of law illustrate major insights of Law and Economics: the economic approach to competition law, the adverse effects of consumer protection and the current institutional crisis of the European Union (euro crisis, Brexit).

Prior to the valedictory lecture, a symposium was organised in honour of Prof. Roger Van den Bergh, with contributions from Dr Jan Kees Winters, 'Competition and Regulation in Practice', Prof. (emeritus) Anthony Ogus, 'Brexit, Scholarship and Utopia', Prof. Roberto Pardolesi, 'The Trouble with Abuse of Dominance' and Prof. (emeritus) Boudewijn Bouckaert, 'The Early Years of Law and Economics in Europe'.



## **Prof. Alessio Paces appointed full professor of Law & Finance at the University of Amsterdam**

After twelve years of professorship by special appointment at Erasmus School of Law and in particular as EMLE Director since 2014, Prof. Alessio Paces has been appointed full professor of Law & Finance at the University of Amsterdam starting 1 October 2018.



## **Xandra Kramer moderator at Austrian Council Presidency Private International Law meeting**

On 1 October 2018, Xandra Kramer moderated a meeting on the Role of the European Union in Private International Law, organised by the Austrian EU Council Presidency at the Austrian Embassy in The Hague. The speakers were Christophe Bernasconi, Secretary General of the Hague Conference on Private International

Law, and Robert Fucik, Director of the Department for International Family Law of the Federal Ministry of Justice of Austria. The goal of this meeting was to raise awareness on the importance of private international law in the European Union. The discussion focused on the global perspective and the role of The Hague Conference on Private International Law, the achievements of European Private International Law and the dialogue between the Hague Conference and the EU.

### **Martijn Scheltema moderator and speaker at multiple business human rights sessions during the IBA annual conference**

8-9 October 2018: Martijn Scheltema moderated multiple business human rights sessions at the 2018 annual conference of the International Bar Association in Rome. The first session on Monday 8 October discussed the legislative developments in the field which are increasingly emerging in European countries as well as in the US. The panel featured the former UK Anti-Slavery Commissioner who used to supervise the UK Modern Slavery Act. These legislative developments increasingly require attention from lawyers both in and outside enterprises. However, it became clear that a few lawyers are already up to speed in this area. The second session on 9 October dealt with sexual harassment. This is an escalating issue in the Western world as reflected by the #Metoo movement, and it is also frequently found (and sometimes accepted) in supply chains in developing countries. The third panel focussed on artificial intelligence (AI) and human rights. The potential of AI has a high impact on human rights, not only in terms of privacy, but also for example, when it comes to physical integrity, self-determination, and the right to meaningful human contact. The panel discussed possible avenues to deal with these challenges. Proposals included embedding human rights compliance tools in AI and self-regulation. Martijn additionally co-organised two sessions. One of them was about impact investment and the presentation of the IBA general M&A due diligence guidance, which includes a chapter on business human rights due diligence co-authored by Martijn.

### **Presentation of WRR study 'Compensation for Victims of Disasters in Belgium, France, Germany and the Netherlands'**

On 10 October 2018, Michael Faure presented the study *Compensation for Victims of Disasters in Belgium, France, Germany and the Netherlands*, to The Netherlands Scientific Council for Government Policy (Wetenschappelijk Raad voor het Regeringsbeleid, WRR). Véronique Bruggeman and Michael Faure evaluate financial compensation for victims of natural and industrial disasters in the Netherlands, Belgium, Germany and France. Although disasters have always taken place, the way that they are handled differs between countries. Whereas some countries have structural statutory regulations in place for the financial compensation of victims, others work with ad hoc provisions. A previous international comparison in 2006 showed that the situation in the Netherlands was lagging behind other countries in a number of areas. Bruggeman and Faure are investigating to what extent this situation has now changed.



## **BACT annual staff seminar**

On 11 October 2018, ten BACT staff members participated in a seminar in which they received comments on their own work. Each paper was read and commented on by two participants. A discussant first started off by briefly introducing the paper before giving his/her comments on the paper in question. This was followed by the comments of the second discussant. The ten papers were discussed in two sessions which were attended by all participants. The seminar enabled participants to get to know each other's work better and to receive constructive feedback on their work. After the seminar, the discussion continued during a dinner in a restaurant appropriately named 'The Spirit'.

## **Big Think on Justice**

Xandra Kramer was invited to participate in the Big Think on Justice, organised by the Knowledge Platform Security & Rule of Law, the Dutch Ministry of Foreign Affairs, and The Pathfinders' Task Force on Justice, which took place in the Hague on 15 November 2018. This meeting gathered justice experts from civil society and justice institutions to provide input for a 2019 Task Force report aiming to improve access to justice for all at a global scale. She contributed to the session on Innovating and Investing in Justice. This session focused on the solutions that people need, strengthening local delivery, system innovation and overcoming institutional barriers.

## **Challenge Accepted! Exploring Pathways to Civil Justice in Europe**

On 19 and 20 November 2018, the Challenge Accepted! Exploring Pathways to Civil Justice in Europe event was held at Erasmus School of Law. It was the second major event within the ERC consolidator project 'Building EU Civil Justice'. Featuring keynote addresses from Ruth de Bock (Advocate General of the Dutch Supreme Court) and Judith Resnik (Yale Law School, USA) and four panels with a total of 17 speakers from the Netherlands, UK, Italy, Canada, France, Germany and Belgium, the conference covered many issues surrounding civil justice innovations. The issues included specialisation of courts and judges, self-representation and the future of lawyers, the transformation of civil justice through the use of Artificial Intelligence (AI), and the practice of ADR/ODR schemes in different European countries.

With a wide range of backgrounds among the panellists and participants, the conference managed to capture current and future issues in the ongoing transformation of civil justice around the world. During the conference, discussions were held on a variety of issues: the conundrum of the ethical use of AI in adjudication, the general reduction in subsidised legal aid and the changing and often diminishing role for lawyers, the seemingly ever-expanding options for out-of-court and online dispute resolution schemes, and the current establishment of specialised international business courts. The discussions made clear just how timely such questions about the current and future state of civil justice are.

Approximately 100 participants, including judges, practicing lawyers, academics, policy-makers and business representatives, actively took part in the discussions. These discussions continued during drinks and lunch, with four selected PhD candidates presenting their poster on a topic relating to civil justice issues.

Papers authored by the speakers and panellists will be published in an edited volume in 2019.



The seminar was organised by Erasmus University Rotterdam's Erasmus School of Law ('Building EU Civil Justice' ERC project), with funding from the European Research Council.

### A&V Symposium 'Erkenning van Aansprakelijkheid... en Verzekering!'

The department of Private Law and the department of Commercial & Company Law co-hosted the symposium "*Erkenning van Aansprakelijkheid... en Verzekering!*" on 4 December 2018, to celebrate the 10<sup>th</sup> anniversary of the Aansprakelijkheid en Verzekering master's programme. Chaired by Mop van Tiggele-van der Velde (ESL), four speakers shared their thoughts on acknowledgement of liability and its relation to insurance. Ton Hartlief (Advocate General of the Dutch Supreme Court and professor at Maastricht University) addressed the question of the legal nature of acknowledgement of liability. Johan Legemaate (professor at the University of Amsterdam) spoke about recent developments in medical liability law. Femke Ruitenbeek-Bart (ESL) approached the topic from the perspective of the person held liable for personal injury, and Siewert Lindenbergh (ESL) closed the afternoon programme with a lecture on acknowledgement of liability in the context of occupational diseases.



The symposium was attended by nearly 200 people, including students, alumni and partner organisations of the A&V master's programme, along with many other legal professionals.

### Book project 'People, Planet, Privaatrecht'

Each year, the department of Private Law publishes a volume in which a number of selected students from the Private Law and the A&V master's programmes write their master's theses in the form of chapters dealing with different aspects of a common theme. In 2018, the common theme was the role that private law mechanisms can play in preventing and remedying corporate violations of human rights and the environment in global value chains. Martijn Scheltema (ESL), Ilja Tillema (ESL) and Liesbeth Enneking (ESL) supervised the students and edited the volume. The book, titled 'People, Planet, Privaatrecht' was released in mid-December and was well-received by both private law scholars and business and human rights experts around the Netherlands.



## BACT research seminars and guest lectures

In 2018, the following speakers held a seminar within our group:

Date	Speaker	Topic
25 Jan	Goran Dominioni	<i>Trust interactions between national and European institutions</i>
22 Feb	Paul Verbruggen	<i>The Constitutionalization of Private Regulators: Understanding the Role of Private Law</i>
15 March	Alexandre Biard	<i>Monitoring Consumer ADR Quality in the EU – A Critical Perspective</i>
26 April	Michel Vols	<i>Evictions, European Law and the Destabilisation of Property Law</i>
17 May	Gijs van Dijck	<i>Does Non-Monetary Relief Prevent Tort Victims from Claiming Damages?</i>
21 June	Peter van Wijck	<i>Cartel damages claims, leniency and deterrence</i>
13 September	Koen Swinnen	<i>Ownership of Data? Reculer pour mieux sauter</i>
25 October	Benjamin van Rooij	<i>Toxic Corporate Culture</i>
21 November	Christine Parker	<i>Labelling for Sustainable, Healthy, Fair Food Systems? A critical Evaluation of the Democratic Governance Capacity of Political Consumerism</i>

## PhD Defences

### **Shaheen Naseer (EDLE), 26 January 2018**

*The Policy Choices of Bureaucrats: An institutional analysis*

Promoters: Prof. K.Heine and Prof. J. Schnellenbach

### **Yixin Xu (ECLC), 23 February 2018**

*An Institutional Design for Sustainable Foreign Forest Carbon Projects in Developing Countries*

Promoters: Prof. M.G. Faure and Prof. Y. Li

### **Goran Dominioni (EDLE), 9 March 2018**

*Accuracy, Gender and Race in Tort Trials: A (behavioral) law and economics perspective*

Promoters: Prof. L.T. Visscher and Dr. P.T.M. Desmet

### **Erlis Themeli (RIPL), 23 March 2018**

*The Great Race of Courts, Civil Justice System Competition in the European Union*

Promoters: Prof. X.E. Kramer

### **Bernold Nieuwesteeg (EDLE), 25 June 2018**

*The Law and Economics of Cyber Security*

Promoters: Prof. L.T. Visscher and Dr. C. (Kees) van Noortwijk

### **Xufeng Jia (EDLE), 25 June 2018**

*Do Home Country Institutions Matter in Cross-border Mergers and Acquisitions? – The case of China*

Promoters: Prof. W. Drobretz and Prof. M.G. Faure

### **Orlin Yalnazov (EDLE), 25 June 2018**

*Essays on Precedent and Statute*

Promoters: Prof. F. Faust, Prof. M.G. Faure and Dr. E. Kantorowicz-Reznichenko

### **Cheng Bian (ECLE), 15 November 2018**

*Comparative Study on National Security Review Systems Regarding Foreign Capital Mergers and Acquisitions in China, USA and EU*

Promoters: Prof. M.G. Faure and Prof. Y. Li

### **Maximiliano Marzetti (EDLE), 22 November 2018**

*The Law and Economics of the 'Domaine Public Payant'*

Promoters: Prof. M.G. Faure and Prof. K. Heine

### **Ritchelle Alburo (EDLE), 22 November 2018**

*Ownership Choice, Contracts and Regulation: Forestalling ownership irrelevance – A Law and Economics perspective*

Promoters: Prof. R. Orsini and Prof. R. Van den Bergh

## Awards, Distinctions and Other Evidence of Reputation

### Personal

#### Goran Dominioni

- January – February 2018: Visiting Scholar at University of Copenhagen, Faculty of Law.
- Dominioni G., Heine D. and Martinez Romera B., Regional Carbon Pricing for International Maritime Transport: Challenges and Opportunities for Sub-Global Geographical Coverage, World Bank Policy Research Working Papers WPS8319, 2018).

#### Marnix Hebly

- In 2018, Marnix Hebly became editorial staff member at *Nederlands Tijdschrift voor Burgerlijk Recht*, Wolters Kluwer.
- As of September 2018, Marnix Hebly is editor of *Jurisprudentie Aansprakelijkheid*, Sdu.

#### Siewert Lindenberg

- In 2018, Siewert Lindenberg became editorial staff member at *Nederlands Tijdschrift voor Burgerlijk Recht*, Wolters Kluwer.

#### Alina Onțanu

- Nominated member of the Expert Group on Modernisation of Judicial Cooperation in Civil and Commercial Matters established by the European Commission for the revision of Regulation (EC) 1393/2007 on service of documents and Regulation (EC) 1206/2001 on taking of evidence.

#### Femke Ruitenbeek-Bart

- In 2018, Femke Ruitenbeek-Bart became editor at *Tijdschrift voor Vergoeding Personenschade*, Boom Juridisch.

#### Erlis Themeli

- 12 January 2018: Grant Award 'Erasmus Inclusive Prosperity' € 9500. Roundtable project on the use of Artificial Intelligence in decision making.

## Grant Applications and Funding – Awarded

### Personal

#### Maria Fernanda Caporale Madi

- Price Winner of the EGSL Call for Ideas 2018 (€ 5.000,-) with the project "*Building the brand "You": How to Get Your PHD Published?*", together with Du Du, Michelle de Vries and Eleonora di Molfetta.

#### Michael Faure and Roger Van den Bergh

- November 2018: together with Yuwen Li and Fabian Amtenbrink, BACT members Michael Faure and Roger Van den Bergh have been awarded Erasmus+ Jean Monnet funding for taking part in establishing the network on 'EU-China Legal and Judicial Cooperation' (EUPLANT). This Network aims to study the interactions between the Chinese legal system and the European Union's (EU) legal system.

**Klaus Heine**

- October 2018: Erasmus+ mobility grant awarded to Prof. Klaus Heine and Prof. Oren Perez (Bar-Ilan University). The award marks another step towards educational and research excellence at the international level.

**Elena Kantorowicz-Reznichenko**

- 2018 Veni application – reached the last stage, high rank (but not awarded).
- 2018 Nomination for the National Postdoc Prize (provided by the Koninklijke Nederlandse Akademie van Wetenschappen - KNAW).
- 2018 Nomination by the Erasmus School of Law for the Erasmus University Rotterdam Research Prize.
- 2018 Grant for the project "Tailoring participatory budgeting for The Hague" (€ 25.000), Central Innovation District Challenge, Municipality of the Hague, in a joint project (as a third party) with Dr. Jaroslaw Kantorowicz, Prof. Madeleine Hosli, and Ramon van der Does (Leiden University); Dr. Scott Cunningham, and Dr. Martijn Warnier (Delft University of Technology).
- 2018 Journal of International Criminal Justice Prize 2017 for best article - "Misidentification of Victims Under International Criminal Law: An Attempted Offence?" [15 JICJ (2017) 291-398] (€ 2,000 in cash, and £ 300 in Oxford University Press book tokens).
- 2018 Best Teacher Award (1st term 2018/2019 EMLE).

**Alina Onțanu**

- 28 August 2018: Veni preproposal application: 'Encoding Justice: Rebooting Access to Justice in Cross-Border Litigation'.
- 30 August 2018: Rubicon grant application: 'Platformisation of Justice: Rebooting Access to Justice in Consumer Cross-Border Dispute Resolution'.

**EMLE**

- 28 June 2018: the EMLE programme was selected again by the EC as an Erasmus Mundus Joint Master Degree programme. The selection of EMLE for this prestigious programme was for the fourth time in a row and is valid for four academic years, until September 2022. This implies, that EMLE will be able to offer scholarships from the start of Erasmus Mundus in 2004 for eighteen years without interruption. The EMLE most likely is the only master programme receiving EM recognition for so long. For the years 2018-2022 a total of 68 scholarships for students are available, next to scholarships for Visiting Scholars.

**Alberto Quintavalla, Marta Katarzyna Kołacz and Maria Fernanda Caporale Madi**

- Erasmus Flagship Initiative (€ 10,000) for the organization of the first Erasmus Early-Career Scholars Conference, held on 11-13 April 2018.
- Erasmus Trustfonds (€ 15,000) for the organization of the first Erasmus Early-Career Scholars Conference, held on 11-13 April 2018.



## Scientific publications<sup>1</sup>

### Georgia Antonopoulou

- G. Antonopoulou, *Defining International Disputes - Reflections on the Netherlands Commercial Court Proposal*, *Nederlands Internationaal Privaatrecht* 2018, issue 4, p. 740-755.

### Alexandre Biard

- A.P.G.C.F. Biard (2018). '*Impact of Directive 2013/11/UE on Consumer ADR: Evidence from France and the UK*', *Journal of Consumer Policy*, November 2018, p. 1-39.
- A.P.G.C.F. Biard (2018). '*Collective redress in the EU: a rainbow behind the clouds?*', *ERA-Forum*, 1-16. doi: 10.1007/s12027-018-0509-4.
- A.P.G.C.F. Biard (2018). '*Monitoring Consumer ADR in the EU - a Critical Perspective*'. *European Review of Private Law*, 2018 (2), 171-196.
- A.P.G.C.F. Biard. *Sale temps pour l'action de groupe...la nécessaire recherche d'outils alternatifs pour résoudre les litiges de masse*, *Revue Lamy de droit civil*, Mars 2018, pp. 21-26.
- E. van Gelder and A.P.G.C.F. Biard (2018). '*The Online Resolution Platform after one Year of Operation: A Work in Progress with Promising Potential*'. *Tijdschrift voor consumentenrecht and handelspraktijken*, 77-82.

### Kleis Broekhuizen

- K.W.H. Broekhuizen, *Loyaliteit en zorgvuldigheid in het financiële recht*, *MvV* 2018, p. 212-223.
- K.W.H. Broekhuizen, *Markten, mensen en zorgvuldigheid*, *Ondernemingsrecht* 2018/77, p. 447-455.
- K.W.H. Broekhuizen, *Cultuur, compliance en klant centraal*, in: M. Jurgens & R. Stijnen, *Compliance in het financieel toezichtrecht*, Deventer: Wolters Kluwer 2018, p. 89-99.

### Maria Fernanda Caporale Madi

- A. Navas, M.F. Madi and V. Bagnoli (2018) '*A aplicação da lei de concorrência em casos do mercado financeiro.*' Anders, E. et.al. 5 anos da Lei de Defesa da Concorrência: gênese, jurisprudência e desafios para o futuro. IBRAC Book Series, 2018.
- A. Navas, M.F. Madi and V. Bagnoli (2018). '*The assumption of cases in the financial market by the Competition Law.*' Anders, E. et.al. Brazilian Competition Law – 5 years. IBRAC Book Series, 2018.
- Madi, M.F. (2018). '*Commercial Agreements in the digital markets and the challenges to antitrust enforcement*'. In Bagnoli, V. (Coord) '*Competition and Innovation*'. Scortecci Editora.
- L. Lima, M.F. Madi (2018). '*Contratos Associativos e os desafios para as políticas de defesa da concorrência*'. In Andreoli and Honda (Coord) '*A Concorrência em Análise*'. Scortecci Editora.

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<sup>1</sup> In this section, we list the main publications in 2018 of our researchers. Professional publications, editorials, and case notes are reported in the category valorization.

### Pieter Desmet

- W.H. van Boom, P.T.M. Desmet and P. Mascini (2018). *'Empirical Legal Research in Action – reflections on methods and their applications'*. Cheltenham, UK: Edward Elgar.
- W.H. van Boom, C.P. Reinders Folmer & P.T.M. Desmet (2018). *Vergelijkende rechtscultuur en aansprakelijkheidsrecht – een verkennend experiment*. *Recht der Werkelijkheid*, 39, 14-29.

### Christoph Engel

- C. Engel (2018). *'Empirical Methods for the Law'*. *Journal of Institutional and Theoretical Economics* 174 p. 5-23.  
(<https://doi.org/10.1628/093245617X15096094637968>).
- C. Engel and S.J. Goerg (2018). *'If the Worst Comes to the Worst. Dictator Giving When Recipients' Endowments are Risky'*. *European Economic Review*, Vol 105, p 51-70.
- C. Engel and W. Güth (2018). *'Modeling a Satisficing Judge'*. *Rationality and Society* 30, p. 220-246.
- C. Engel, A. Klement and K. Weinshall Margel (2018). *Diffusion of Legal Innovations. The Case of Israeli Class Actions*, in: *Journal of Empirical Legal Studies* 15, p. 708-731.
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### Martijn Scheltema

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- L.F.H. Enneking, M.W. Scheltema and I. Tillema (2018). *People, Planet, Privaatrecht*, In: *People, Planet, Privaatrecht. Over de rol van het privaatrecht bij het voorkomen en herstellen van bedrijfsgelateerde mensenrechten- en milieuschendingen in internationale productieketens*, (L.F.H. Enneking e.a. eds.), Boom: The Hague, p. 17-42.

### Kid Schwarz

- C.A. Schwarz (2018). *De Impact van het vennootschappelijk belang (Deel 1)*. TvOB, Tijdschrift voor vennootschapsrecht, rechtspersonenrecht en ondernemingsbestuur, (4), 108-119.
- C.A. Schwarz (2018). *De Impact van het vennootschappelijk belang (Deel II)*. TvOB, Tijdschrift voor vennootschapsrecht, rechtspersonenrecht en ondernemingsbestuur, (5), 134-174.
- C.A. Schwarz (2018). *Reactie op Timmermans op 'Ahold Delhaize en de verlenging van de optie op beschermingsaandelen*. *Ondernemingsrecht*, (135), 772-774.
- C.A. Schwarz (2018). *Ahold Delhaize en de verlenging van de optie op beschermingsaandelen; enkele observaties*. *Ondernemingsrecht*, 2018 (96), 554-558.
- C.A. Schwarz (2018). *De impact van het vennootschappelijk belang: machtsverhoudingen, verantwoordelijkheid en aansprakelijkheid* (Erasmus Law Lectures, deel 45). The Hague: Boom Juridische Uitgevers, 018.
- C.A. Schwarz (2018). Update of commentary to Titel 8, afd.3 Dutch Civil Code (*het openbaar bod*), *Losbladige Rechtspersonen* (pp. 1-22). Deventer: Wolters Kluwer.
- C.A. Schwarz (2018). *Vertegenwoordiging van de stichting (hoofdstuk 10), Vertegenwoordiging van de vereniging, de coöperatie ende onderlinge waarborgmaatschappij (hoofdstuk 11), Het uitkeringsverbod bij de vereniging en de stichting (hoofdstuk 24)*. In C.A. Schwarz & D.F.M.M. Zaman (Eds.), *Handboek Stichting en Vereniging* (Studentedition) (pp. chapters 10, 11 en 24). Zutphen: Uitgeverij Paris.

- C.A. Schwarz (2018). *Vertegenwoordiging bij de Stichting (hoofdstuk 11), Vertegenwoordiging bij de Vereniging (hoofdstuk 12) en Het Uitkeringsverbod bij Stichting en Vereniging (hoofdstuk 28)*. In C.A. Schwarz, J.J.A. Hamers & D.F.M.M. Zaman (Eds.), *Handboek Stichting en Vereniging* (3e revised print) (pp. chapters 11, 12 en 28). Zutphen: Uitgeverij Paris.
- C.A. Schwarz (2018). Update of commentary to Titel 5, Afd.4 Dutch Civil Code (*de algemene vergadering bij de BV*), Losbladige Rechtspersonen (pp. 1-110). Deventer: Wolters Kluwer.

#### Koen Swinnen

- K.K.E.C.T. Swinnen and S. Wynant (2018). *Actiemogelijkheden inzake privaatrechtelijke erfdienstbaarheden* (Bouw- en vastgoedcahiers). Gent: Larcier.
- K.K.E.C.T. Swinnen and V. Sagaert. *Squatting in the low countries*. In Festschrift Prof. A.J. Van der Walt (Juta's Property Law Library) (p. 219-242). Cape Town: JUTA.
- K.K.E.C.T. Swinnen (2018). "Pledge and attachment of data files under Belgian law", in V. Mak V., E.F.T. Tjong Tjin Tai and A. Berlee, *Research Handbook in Data Science and Law*, Cheltenham, Edward Elgar Publishing, p. 108-132.
- K.K.E.C.T. Swinnen (2018). *De inpassing van digitale producten in het Belgisch privaatrecht*, Tijdschrift voor Privaatrecht 3, p. 1021-1100.

#### Erlis Themeli

- E. Thelemi (2018). *'The Great Race of Courts: Civil Justice System Competition in the European Union'*. Eleven International Publishing; 1 edition (23 Mar), ISBN-13: 978-9462368378.

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#### Heleen Tiemersma

- C. van Dam and H. Tiemersma (2018). *'Staatsondernemingen en Mensenrechten'* in NJB 42, p. 3120-3128.
- C. van Dam and H. Tiemersma (2018). *'Mainstreaming Human Rights in Sustainable Business'* in 'Mainstreaming Sustainable Business; 20 Years Business-Society Management, 20 Year Impact?', Stichting Maatschappij en Onderneming (SMO) p. 262-268.

#### Ilja Tillema

- M.L.A. Rijndorp & I. Tillema (2018). *'Over meelifers, gelukzoekers en rechters die problemen maken als partijen die niet hebben. Beschouwingen naar aanleiding van de Fortis/Ageas-schikking'*, MvO, afl. 5 & 6, p. , doi: 10.5553/MvO/ 245231 352 018 00 4506001.
- Tillema (2018). *'Exclusieve en concurrerende belangenbehartigers: balanceren op glad ijs?'*, AA, afl. 6, p. 476-481.
- L.F.H. Enneking, M.W. Scheltema & I. Tillema (2018) (eds.). *People, Planet, Privaatrecht. Over de rol van het privaatrecht bij het voorkomen en herstellen van bedrijfsgerelateerde mensenrechten- en milieuschendingen in internationale productieketens*, The Hague: Boom Juridisch.
- L.F.H. Enneking, M.W. Scheltema and I. Tillema (2018), *'People, Planet, Privaatrecht'*. In: *People, Planet, Privaatrecht. Over de rol van het privaatrecht bij het voorkomen en herstellen van bedrijfsgerelateerde mensenrechten- en milieuschendingen in internationale productieketens* (L.F.H. Enneking e.a. eds.), The Hague: Boom Juridisch, p. 17-42.

### Louis Visscher

- M.G. Faure and L.T. Visscher (2018). '*Rechtseconomie en privaatrecht in de Lage Landen*'. E. Dirix and Jura Falconis (eds.), Interdisciplinariteit in het recht. *Law and ...-bewegingen in het privaatrecht*, Jura Falconis Libri 20, Antwerp: Intersentia, p. 15-39.
- M.G. Faure, L.T. Visscher and F. Weber (2018). '*Smart instrument mixes*' voor de aanpak van legale maar gezondheidsbedreigende producten en diensten - Een rechtseconomische benadering.' A.L.M. Keirse, R.S.B. Kool and R. Ortley (eds.), Ongezonder en (on)geoorloofd. Publiek- en privaatrecht and legale maar gezondheidsbedreigende producten en diensten - (p. 135-167). The Hague: Boom juridisch.
- M.G. Faure, W. Schreuders & L.T. Visscher (ed.) 2018. *Don't Take it Seriously. Essays in Law and Economics in honour of Roger Van den Bergh*. Cambridge: Intersentia..
- M.G. Faure, W. Schreuders & L.T. Visscher (2018). *Introduction*. In M.G. Faure, W. Schreuders & L.T. Visscher (Eds.), *Don't Take it Seriously. Essays in Law and Economics in honour of Roger Van den Bergh* (pp. 1-12). Cambridge: Intersentia.
- M.G. Faure & L.T. Visscher (2018). *Mass Damages in the Netherlands: To Collect or not to Collect, That is the Question*. In M.G. Faure, W. Schreuders & L.T. Visscher (Eds.), *Don't Take it Seriously. Essays in Law and Economics in honour of Roger Van den Bergh* (p. 389-410). Cambridge: Intersentia.
- M.G. Faure, L.T. Visscher & F. Weber (2018). "*Smart instrument mixes*" voor de aanpak van legale maar gezondheidsbedreigende producten en diensten – Een rechtseconomische benadering", in Keirse, A.L.M., Kool, R.S.B. & Ortley, R. (eds.), *Ongezonder en (on)geoorloofd. Publiek- en privaatrecht & legale maar gezondheidsbedreigende producten en diensten*, The Hague, Boom Juridisch, p. 135-167.
- L.T. Visscher, M.G. Faure & F. Weber (2018). *Geoorloofde maar gezondheidsbedreigende producten en diensten: een rechtseconomische visie op regulering en aansprakelijkheid*. Aansprakelijkheid Verzekering en Schade (AV&S), (4), p. 86-91.
- B.F.H. Nieuwesteeg, L.T. Visscher & B.R.J. de Waard (2018). *The Law and Economics of Cyber Insurance Contracts: A Case Study*. European Review of Private Law, p. 371-420.
- L.T. Visscher, J. De Mot & M.G. Faure (2018). *Procesfinanciering door derden - een rechtseconomische bespreking*, In *Procesfinanciering door derden: een oplossing of een probleem?* The Hague: Boom juridisch, 2018, p. 25-39.

### Orlin Yalnazov

- O. Yalnazov (2018). '*Two Types of Legal Uncertainty*.' European Journal of Legal Studies 12, 10 (2), p 11-46.



## Valorization (lectures, presentations, professional publications and contributions to the academic forum)

### Georgia Antonopoulou

- 8 February 2018: Master class for Master Nationaal en Internationaal Procederen (NIP) with E. Themeli: Research on International Commercial Courts.
- 20 February 2018: G. Antonopoulou & E. Themeli: *The domino effect of international commercial courts in Europe – Who's next?* (blog). Conflict of Laws.
- 8 March 2018: G. Antonopoulou, E. Themeli & X.E. Kramer: This one is next: The Netherlands Commercial Court! (blog). Conflict of Laws.
- 9 March 2018: G. Antonopoulou, E. Themeli & X.E. Kramer, Netherlands Commercial Court (NCC) expected to open its doors on 1 July 2018, European Civil Procedure.
- 31 May 2018: Presentation annual review day Erasmus Graduate School of Law, Erasmus University Rotterdam.
- 22 May 2018: Co-couched (with X.E. Kramer, A. Onçanu, E. Themeli, M. Kolacz & P. Penasthika) the Erasmus School of Law team in the PAX Moot Court on Private International Law.
- 1 June 2018: International Chamber of Commerce, Paris & Peace Palace, The Hague.
- 10 July 2018: Co-organised (with ERC team, Max Planck Institute Luxembourg and Montaigne Center for Rule of Law and Administration of Justice, Utrecht University) the conference: 'Innovating International Business Courts: A European Outlook', Erasmus University Rotterdam.
- 29 July – 17 August 2018: Summer School on Private International Law, The Hague Academy of International Law.
- 23 September 2018: E. Themeli, X.E. Kramer & G. Antonopoulou: *International Commercial Courts: Should the EU be next? -EP study building competence in commercial law* (blog). Conflict of Laws.
- 19-20 November 2018: Co-organised (with ERC team) the conference: 'Challenge Accepted! Exploring Pathways to Civil Justice', Erasmus University Rotterdam.
- 11 December 2018: G. Antonopoulou, E. Themeli & X.E. Kramer: *No fake news: the Netherlands Commercial Court proposal approved!* (blog). Conflict of Laws.

### Alexandre Biard

- A.P.G.C.F. Biard & R. Amaro (2018). *National report on collective redress in France. (Extern rapport): Delivering Collective Redress*. New Technologies (by C. Hodges and S. Voet).
- Biard A., 'Policy discussions on ADR/ODR in France : towards greater regulation for the legaltech?', Conflict of Laws, November 2018, <http://conflictoflaws.net/2018/policy-discussions-on-adr-odr-in-france-towards-greater-regulation-for-the-legaltech/>.
- 10 May 2018: presentation of paper entitled '*Promise Kept? Impact of Directive 2013/11/EU on ADR Quality*', within the panel 'comparative perspectives on consumer ADR', at ADR Conference, Leicester University, UK.
- 1-4 July 2018: participated in the 3rd IAPL-MPI Summer School on Privatizing Dispute Resolution at Max Planck Institute Luxembourg.
- September 2018: contribution on France for the study Collective Redress in the Member States of the European Union, European Parliament.

- 10 July 2018: co-organised (with ERC team) the seminar: 'Innovating European Business Courts', Erasmus University Rotterdam.
- 19 and 20 November 2018: co-organised (with ERC team) the conference: "*Challenge Accepted! Exploring Pathways to Civil Justice*", 19-20 November 2018, Erasmus University Rotterdam.
- 27 April 2018: co-organised (with Oxford University, KU Leuven and HEC Paris) the seminar *Legal systems for the 21<sup>st</sup> century: markets and fairness* ([www.hec.edu/Knowledge/Events/Legal-Systems-for-the-21st-Century-Markets-and-Fairness](http://www.hec.edu/Knowledge/Events/Legal-Systems-for-the-21st-Century-Markets-and-Fairness)).
- November 2018: gave a training course for EU judges and prosecutors as part of the programme 'EU consumer protection: the role of the national judge' organised by the *European Judicial Training Network* (EJTN) and ERA in Trier (Germany)

#### **Kleis Broekhuizen**

- Lecture at ZIFO (*Zuidas Instituut voor Financieel recht en Ondernemingsrecht*) on 18 January 2018 on nudging and the duty of care of banks.
- Presentation on the social utility of the financial system and the role of regulation and supervision during the Joint Conference of EURO-CEFG, ECMI, CEPS, Bruegel, University of Warsaw and University of Wrocław "EU Financial Markets: East Meets West" on Friday, 16 November 2018.

#### **Maria Fernanda Caporale Madi**

- February, 2018: participation Conference Women at Competition 2018, Brussels, Belgium.
- 16 February 2018: Presentation "*Antitrust enforcement in Brazil as an Interest-Driven Process*" at the EMLE Mid-term Meeting. Erasmus University Rotterdam.
- 22-23 March 2018: Presentation "*Antitrust enforcement in Brazil as an Interest-Driven Process*" at the 10th Joint Seminar "The Future of Law and Economics". Université Panthéon-Assas Paris.
- April 11-13, 2018: (co)organized Erasmus Early-Career Scholars Conference 'New business models and globalized markets: Rethinking public and private responsibilities', PILAR, Erasmus School of Law, Rotterdam, the Netherlands.
- 20 April 2018: Presentation (Co-author with Julia Lessa) "*Maritime Cabotage vs Maritime Competition Law in Brazil: A legal paradox?*" at The Ninth Maritime Law & Policy International Postgraduate Research Conference 2018. City University of London.
- July 2018: Presenting the paper "*Vertical agreements in online markets and the new regulatory dilemma*" at New York University, US, during the ASCOLA (Academic Society of Competition Law ) Conference 2018.
- July 2018: Participating in a Poster Presentation at New York University, US, during the ASCOLA Conference 2018.
- September 2018: Presenting a workshop on Academic Poster Presentation, at Turin University, during the EU TIP Training Programme.
- September 13, 2018: written peer feedback on paper Shu Li on 'Product Safety in the Era of 3D Printing: A Law and Economics analysis from product liability perspective', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.
- October-December 2018: Lecturer 'Microeconomics' + Tutorials, European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.

### **Goran Dominioni**

- January 2018: OECD-ITF and CPLC Maritime Expert Workshop (invited).
- February 2018: Presentation "*Institutional trust interactions across European countries*" at TRAMEREN Seminar, Copenhagen University, Faculty of Law, Copenhagen.

### **Pieter Desmet**

- 8 February 2018: Column "*Geheime fiscale rulings vergroten het wantrouwen van de burger*" on nrc.nl: <https://www.nrc.nl/nieuws/2018/02/20/geheime-fiscale-rulings-suggereren-ook-meten-met-twee-maten-a1592844>.
- 12 July 2018: Column "*Regels werken ook als ze even niet worden gehandhaafd*" on nrc.nl: <https://www.nrc.nl/nieuws/2018/07/12/regels-werken-ook-als-ze-even-niet-worden-gehandhaafd-a1609762>.
- 13 September 2018: Column "*ING bezweert z'n crisis alleen als het ethiek concreet maakt*" on nrc.nl: <https://www.nrc.nl/nieuws/2018/09/13/ing-bezweert-zn-crisis-alleen-als-het-ethiek-concreet-maakt-a1616436>.
- January-March 2018: Teaching Behavioural Approaches to Private Law, Erasmus University College.
- April-May 2018: Visiting Researcher at the KULeuven, Leuven Institute for Health Policy.
- Promotor of Goran Dominioni (EDLE). Thesis defended on 9 March 2018. Topic: '*Accuracy, Gender and Race in Tort Trials: A (behavioral) law and economics perspective*' (Together with Prof. L.T. Visscher)
- 26 January 2018: Member of the doctoral defense committee of Shaheen Naseer '*The Policy Choices of Bureaucrats: An institutional analysis*'.

### **Evelien Engelhard**

- 17 and 18 May 2018: attended Ius Commune Masterclass in Leuven and presented the preliminary findings of her research.

### **Liesbeth Enneking**

- 9 January 2018: Presentation '*Corporate social responsibility in transnational law and practice*' - Asser Institute Winter Academy.
- January 2018: L.F.H. Enneking and M.W. Scheltema, *Private International Law for Corporate Social Responsibility - Country Report the Netherlands*, International Academy for Comparative Law.
- 27 and 28 March 2018: Co-organizer (with M.W. Scheltema and J. Veldhuis) of the EUR SMART workshop on policy coherence for sustainable trade and development in the Dutch legal and policy framework at Erasmus University Rotterdam.
- 28 March 2018: Lecture '*Mapping out the Dutch legal and policy framework relating to sustainability in global value chains - Dutch case law relating to irresponsible business conduct*' at EUR SMART workshop on policy coherence for sustainable trade and development in the Dutch legal and policy framework, Erasmus University Rotterdam.
- 1 June 2018: Presentation '*Corporate Accountability for Irresponsible Business Conduct in Global Value Chains - Principle versus Pragmatism*' at INFAR (Integrating Normative Approaches to Rule of Law and Human Rights) conference, organised by ESL and ISS (International Institute of Social Studies).
- 14 June 2018: Webinar '*ECCJ Webinar on the Dutch Child Labour Due Diligence Bill*', with Suzan van der Meij (MVO Platform), as part of a series of webinars

- regarding 'Unpacking mandatory Human Rights Due Diligence developments in Europe' organised by Coalition for Corporate Justice (European NGO).
- 23 June 2018: Presentation '*Between entrepreneurial freedom and responsible business conduct - The role of domestic courts in the enforcement of corporate social responsibility in global value chains*', on the Würzburger Europarechtstage, organised by Julius-Maximilians-Universität Würzburg and the Juristische Fakultät Universität Würzburg.
- 5 July 2018: Moderator of breakout session '*Business and human rights*' at Human Rights Policy Course of the Ministry of Foreign Affairs, the Hague.
- 19 September 2018: Co-organizer (with M.W. Scheltema) of closed expert meeting '*IMVO Zorgplichtenonderzoek: 2,5 jaar verder*', The Hague.
- 27 November 2018: L.F.H. Enneking & H. Tiemersma, website for the Erasmus Research Platform on Sustainable Business & Human Rights.
- 29 November 2018: Chair of breakout session '*Corporate Responsibility and Human Rights*' at International Conference Dynamics of Inclusive Prosperity, organized by Erasmus University Rotterdam.
- 11 December 2018: Interview '*Hoe worden we in 2019 wel duurzaam?*', Studio Erasmus Rotterdam.

### Michael Faure

- 26 March 2018: Participant in the round table "*Europe after Brexit*", at the SRA-Benelux Conference in Mol, Belgium.
- 16 April 2018: Lecture "*Protection of the Environment via Property Rights*", for the Foundation Naumann pour la Liberté, Maastricht, the Netherlands.
- 16 April 2018: Lecture "*The contribution of international environmental law to disaster risk reduction*", for the European Law Student Association (ELSA), Maastricht, the Netherlands.
- 11 May 2018: Chair at the Meeting of the Malta Legal Forum, at the Sustainability College in Bruges, Belgium.
- 13 June 2018: Lecture "*Protection of the environment via property rights?*", at the School for Law and Economics of the China University of Political Science and Law in Beijing, China.
- 15 June 2018: Lecture "*Environmental Liability, Economic and European Perspectives*" at the Center for Environmental Law of the China University of Political Sciences and Law in Beijing, China.
- 19 June 2018: Lecture "*Investor-state arbitration: an economic and empirical perspective*", at the Center for Environmental Law of the China University of Political Sciences and Law in Beijing, China.
- 11 September 2018: "*Flemish High Enforcement Council for Spatial Planning and Environment*" at the workshop Umweltstrafrecht-Status Quo und die weitere Entwicklung, at the Bundesamt, Berlin.
- 21 September 2018: Discours "*Les changements climatiques*", Colloque sur "*Le droit et les changements climatiques*", Lomé, Togo.
- 10 October 2018: presentation of study '*Compensation for Victims of Disasters in Belgium, France, Germany and the Netherlands*', The Netherlands Scientific Council for Government Policy (Wetenschappelijk Raad voor Regeringsbeleid), The Hague, the Netherlands.
- 11 October 2018: lecture "*Introducing risk, decision sciences into schools*", at a conference Risk Science and Decisions. Science for Teenagers, at the Lorenz Centre of Leiden University, the Netherlands.

- 11 October 2018: Presentation of paper '*Challenges to the collection of evidence in an overly technological society*' (with Wanli Ma) at the BACT Staff Seminar.
- 12 October 2018: paper presentation "*Private certification matters also for the protection of property rights*", at the Third Annual Conference of the French Law and Economics Association, Nancy, France.
- 14 November 2018: lecture "*Over de programma's en rapporten van de Vlaamse Hoge Handhavingsraad voor Ruimte en Milieu: papier liegt niet*", at the Omgevingscongres 2018 Ruimte voor Handhaving, Brussels, Belgium.

#### **Emma van Gelder**

- 29 January 2018: E.M. van Gelder, Reactie op Nieuwsuur uitzending over e-Court, Kelduidelijk.nl.
- 25 April 2018: E.M. van Gelder & X.E. Kramer, The deadlock in the digitisation of the Dutch judiciary, European Civil Procedure (EUCP).
- 10 May 2018: presentation of paper on '*Private Initiatives Supporting (court) Digitization in the Netherlands: Sparking Controversy!*' at ADR Conference, Leicester University, UK.
- 7 September 2018: Presentation (with E.A. Onțanu): '*A Consumers' Crisis in EU Civil Procedure. Exploring Pathways to Ensure Consumer Access to Justice in the EU Internal Market*', Law in Troubled Times, The Society of Legal Scholars (SLS), 109th Conference, London, United Kingdom.
- 19 and 20 November 2018: Co-organised (with ERC team) the conference: "*Challenge Accepted! Exploring Pathways to Civil Justice*", Erasmus University Rotterdam.

#### **Marnix Hebly**

- 7 February 2018: '*Tort law and the law of damages (introduction)*', Behavioural Approaches to Private Law course, Erasmus University College, Rotterdam. M.R. Hebly and I. Tillema, '*De 'gratis' telefoon die niet gratis was ...en dat toch werd?*', Seminar Privaatrecht in Werking (master course EUR).
- M.R. Hebly, '*Strafrechter wijst 'recordbedrag' aan smartengeld toe. Hof The Hague, ECLI:NL:GHDHA:2018:532*', *Letsel & Schade* 3, p. 45-46.
- Editor of *Letsel & Schade*, Intersentia.

#### **Klaus Heine**

- 18-19 January 2018: organization of Advanced Training Course on Law and Economics of TTIP for the 14 PhD researchers of the Marie Curie TTIP Training Network. Click here for more information. See <https://more.bham.ac.uk/ttip/> for the official ITN TTIP website.
- 14 August 2018: Shaheen Naseer, PhD., presented at the Academy of Management in Chicago the paper "Bureaucratic Identity and the Shape of Public Policy: A Game Theoretic Analysis", co-authored by Klaus Heine.
- 27-31 August 2018: Shaheen Naseer, PhD., presented the paper "Bureaucratic Identity and the Shape of Public Policy: A Game Theoretic Analysis", co-authored by Klaus Heine, at the 33rd annual European Economic Association meeting at the University of Cologne.

### **Jos Hoevenaars**

- 23 February 2018: Presentation 'Access to Justice Across the Atlantic and hosting panel at the Self-Represented Litigation Network' San Francisco, USA.
- As of September 2018, Jos Hoevenaars acts as Peer Reviewed for *Recht der Werkelijkheid*, the Journal for the Dutch Society for the Social-Scientific Study of Law (VSR).
- 21 September 2018: presented paper '*EU Law Mobilisation: Lessons From a Bottom-Up Approach*' at iCourts, University of Copenhagen for the Workshop: Studying EU Law and the European Court of Justice – New Approaches and Methodologies.
- 11 October 2018: Presented paper 'Lawyering Eurolaw: An Empirical Inquiry into the Practice of Litigating Before the European Court of Justice' at annual BACT staff meeting, Erasmus University Rotterdam.
- 19 and 20 November 2018: Co-organised (with ERC team) the conference: "*Challenge Accepted! Exploring Pathways to Civil Justice*", 19-20 November 2018, Erasmus University Rotterdam.
- 20 November: Hosting panel 'Taking Lawyers Out of the Equation' on Self-Representation and the future of the legal profession, Erasmus University Rotterdam.

### **Elena Kantorowicz-Reznichenko**

- 29 January 2018: *Perceived Risk of Terrorism and its Implications for (Counter-Terrorism) Communication Strategies*, Invited Talk, Annual Leiden-Delft-Erasmus Centre for Safety and Security (LDE CSS) Conference, The Hague, the Netherlands.
- 19-22 February 2018 (with continuation in March): Organized the EDLE Empirical Track course - *Advanced Empirical Methods: Research Designs, Theory and Application* (taught by Prof. Jonathan Klick and Dr. Jaroslaw Kantorowicz).

### **Xandra Kramer**

- X.E. Kramer, Celebrating the Life of Professor Marcel Storme (1930-2018): A Cathedral Builder in Praise of Folly, *International Journal of Procedural Law* 2018, p. 224-228.
- 22-23 February 2018: Presentation 'Self-Representation Across the Atlantic' at the second annual Self-Represented Litigation Network Conference, San Francisco, USA.
- 2 March 2018: Presentation at the conference 'How European is European Private International Law: A View from National Court Systems' on 'A View from National Court Systems', Berlin, Germany.
- 8 March 2018: G. Antonopoulou, E. Themeli & X.E. Kramer, This one is next: the Netherlands Commercial Court!, [conflictoflaws.net](http://conflictoflaws.net).
- 9 March 2018: G. Antonopoulou, E. Themeli & X.E. Kramer, Netherlands Commercial Court (NCC) expected to open its doors on 1 July 2018, European Civil Procedure (EUCP).
- 14 March 2018: X.E. Kramer, Update on 'This one is next: the Netherlands Commercial Court!', [conflictoflaws.net](http://conflictoflaws.net).
- 10 April 2018: Presentation at the ELI/Unidroit European Rules of Civil Procedure joint meeting 'Towards Coherence: progress of the structure working group', Rome, Italy.



- 23 April 2018: Presentation at the workshop on 'Grensoverschrijdende inning van schuldvorderingen in de EU (Informed choices in cross-border enforcement)' on 'Inleiding Europese Civiele Procedures, Rotterdam.
- 25 April 2018: E.M. van Gelder & X.E. Kramer, The deadlock in the digitisation of the Dutch judiciary, European Civil Procedure (EUCP).
- 10 May 2018: Presentation at the 'Towards Cyberjustice Workshop', on 'ODR: Advancing Digital Justice in Europe and some lessons from the Netherlands', Bologna, Italy.
- 24 May 2018: Presentation at the expert roundtable 'The use of artificial intelligence in legal decision-making' on 'Online Dispute Resolution – Stepping Stone to Artificial Decision-Making in the Judiciary?', Rotterdam.
- 28 May 2018: Presentation at the Conference 'Harmonization of Civil Procedure in Europe: Prospects for an Integration amidst Disintegration?' on 'ELI-Unidroit European Rules of Civil Procedure: The Quest for a Coherent Model Law for Europe';
- 29 May 2018: Presentation at the Conference 'Harmonization of Civil Procedure in Europe: Prospects for an Integration amidst Disintegration?' on 'Provisional Relief – Towards a Uniform European Approach'.
- 10 July 2018: Introductory speech at the seminar 'Innovating International Business Courts: A European Outlook'.
- 23 August 2018, Presentation at the Expert Meeting on '*The Application of Brussels I (recast) in the Legal Practice of EU Member States*' on '*Brussels I-bis in practice: research methodology and findings*', the Hague, the Netherlands
- 6 September 2018: Presentation at the European Law Institute Annual Conference 2018 on 'The Structure Group's Quest for a Coherent model', Riga, Latvia.
- 23 September 2018: E. Themeli, X.E. Kramer & G. Antonopoulou, International Commercial Courts: Should the EU be next? -EP study building competence in commercial law, conflictolaws.net.
- 28 September: Presentation at the 50<sup>th</sup> Anniversary of the European Law of Civil Procedure on 'The application of the European law of civil procedure in the dialogue between the CJEU and national courts', European Court of Justice, Luxembourg.
- 4 October 2018: Presentation at the European Civil Procedure Conference on 'What Future for the Harmonization of Civil Procedure in Europe?', Milan, Italy.
- 18 October 2018: Presentation at the International Conference on Evidence in the Judicial on 'Challenges of Electronic Taking of Evidence: Old Problems in a New Guise and New Problems in Disguise', Salamanca, Spain.
- 5 November 2018: Presentation 'Globalizing Business Litigation: The Hague Judgments Projects, the EU and National Business Courts' seminar University of Bergen, Norway.
- 19 and 20 November 2018: Introduction and Concluding Remarks at the Conference 'Challenge Accepted: Pathways to Civil Justice in Europe', Rotterdam.
- 27 November 2018: Presentation 'Towards a Coherent Model Law' at the Conference 'From Transnational Principles to European Rules of Civil Procedure', Trier, Germany.
- 11 December 2018: Lecture 'Internationaal privaatrecht Internationale bevoegdheid en toepasselijk recht in de commerciële praktijk', Pels Rijcken, The Hague.
- 11 December 2018: G. Antonopoulou, E. Themeli & X.E. Kramer, *No fake news: the Netherlands Commercial Court proposal approved!*, conflictolaws.net.
- Editor in Chief of *Nederlands Internationaal Privaatrecht*, Wolters Kluwer.

### Patrick Leyens

- January-March 2018: Lecturer 'Corporate Law and Economics', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.
- 15 January 2018: Groups of Companies Doctrine im internationalen Schiedsverfahren, University of Vienna.
- 15 January 2018: Corporate Compliance – The New Paradigm of Directors' Duties and Liabilities, University of Vienna.
- 22-24 March 2018: Sachenrecht an Daten, XV. Travemünder Symposium zur ökonomischen Analyse des Rechts.
- 28 March 2018: Information Intermediation in Capital Marktes, University of Amsterdam.
- 16 May 2018: Sachwalterhaftung nach § 311 Abs. 3 Satz 2 BGB im System des bürgerlich-rechtlichen Vertrauensschutzes, Freie Universität Berlin.
- 16 May 2018: Geschäftsleiterhaftung zwischen Dogmatik, Ökonomik und Empirik, Freie Universität Berlin.
- 29 June 2018: Reform des Corporate Governance Reportings, Universität Hamburg.
- 2 July 2018: Corporate Governance durch Haftung, Universität Wuppertal.
- 7 September 2018: Smart Regulation: Law and Business Research, Karl-Franzens-Universität Graz.
- 15 October 2018: Gemeinsame Berichterstattung zur Corporate Governance durch Vorstand und Aufsichtsrat (§ 289f HGB), Arbeitskreis Corporate Governance Reporting, Frankfurt.
- 21 November 2018: Geschäftsleiterhaftung ohne Grenzen? Universität Bremen.
- 21 November 2018: Gutgläubiger Erwerb an Mobilien nach §§ 930, 933 BGB Universität Bremen.

### Siewert Lindenbergh

- Januari 2018: Interview EenVandaag in het item "Tranen met duiten": hoogte smartengeld stijgt'.
- 2 February 2018: *Facts and figures in law*, lecture at Carlos III university Madrid.
- 8 February 2018: *Werkgeversaansprakelijkheid*, PALA, Erasmus University Rotterdam.
- 23 March 2018: *Evolutie en revolutie bij letselschade-afwikkeling*, lecture at Symposium Personenschade Instituut van Verzekeraars, Apeldoorn the Netherlands.
- 9 April 2018: *Actualiteiten aansprakelijkheidsrecht*, Mastercourse A&V, Rotterdam, the Netherlands.
- 25 April 2018: *Beroeps(?)ziekten, ondergeschoven kinderen in het aansprakelijkheidsrecht*, lecture at kick off-meeting for the project 'Gedragscode Beroepsziekten', SER, The Hague, the Netherlands.
- 16 May 2018: *Actualiteiten aansprakelijkheids- en schadevergoedingsrecht*, Vereniging van Letselschade Advocaten, Dalfsen, the Netherlands.
- 17 May 2018: *Actualiteiten aansprakelijkheids- en schadevergoedingsrecht*, Holla Advocaten, Den Bosch, the Netherlands.
- 5 June 2018: *Vergoeding van tranen met duiten*, lecture at symposium Nysingh Advocaten, Utrecht, the Netherlands.
- 7 June 2018: *Actualiteiten aansprakelijkheidsrecht*, CEES Advocaten, Naaldwijk, the Netherlands.

- 19 June 2018: *Actualiteiten aansprakelijkheidsrecht*, Pels Rijcken & Droogleever Fortuijn Advocaten & Notarissen, The Hague, the Netherlands.
- 25 June 2018, De civiele vordering, voordracht Rechtbank Rotterdam, sector strafrecht.
- 26 June 2018, *Gedragcode afhandeling beroepsziektenclaims*, Presentation of first results of interviews, with Melissa de Groot, De Letselschade Raad, The Hague.
- 5 June 2018: interview NRC regarding the compensation of Chrome victims by the Dutch State.
- 15 June 2018: interview NOS.nl about compensation for a bereaved relative.
- 29 August 2018; participated in brainstorm meeting of Werkgroep affectievergoeding, Personenschade Instituut van Verzekeraars, The Hague
- 6 September 2018: Post Academische Leergang Arbeidsrecht, Werkgeversaansprakelijkheid, Amsterdam.
- 20 September 2018: presentation 'De wet affectieschade in werking', at symposium Wet affectieschade, organised by Erasmus School of Law and Vrije Universiteit Amsterdam, The Hague.
- 2 October 2018: presentation 'Wat gaat de wet affectieschade ons brengen?' at NIVRE-symposium, Erasmus School of Law, Rotterdam.
- 2 October 2018: Lecture at NIVRE symposium: Wat gaat de wet affectieschade ons brengen? Erasmus University Rotterdam.
- 10 October 2018: Consultation at De Letselschade Raad, *Gedragcode afhandeling beroepsziektenclaims*. The Hague.
- 7 November 2018: Lecture at Grotius Opleiding Personenschade 'Schade en schade van derden' Utrecht.
- 21 November 2018: Lecture at Personenschade Instituut van Verzekeraars IPIV), 'Smartengeld voor nabestaanden'. The Hague.
- 4 December 2018: Lecture 'Erkenning van beroepsziekten', at the A&V Symposium "Erkenning van aansprakelijkheid... en verzekering", Erasmus School of Law, Rotterdam.
- 11 December 2018: Lecture 'Affectieschade en shockschade in het strafproces' at LANGZS Symposium, Utrecht.
- Editor in chief of *Verkeersrecht*, ANWB.
- Editor in chief of *Jurisprudentie Aansprakelijkheidsrecht*, Sdu.

### Edoardo Martino

- 18 January 2018: *Risk Reduction and Corporate Governance in Banks: the case for bail-inable creditors' rights*, Edinburgh Postgraduate Law Conference 2018, Edinburgh Law School, Edinburgh, Scotland.
- 31 January 2018: *Creditors incentives and Market Discipline in the new EU framework for recovery and resolution of failing banks*, EGSL Lunch Lecture, Erasmus School of Law, Rotterdam, The Netherlands.
- 27 February 2018: *Market Discipline and the Corporate Governance of Banks: the bail-in beyond unpredictability*, 5th International conference "Corporate Governance, Ownership and Control", University "La Sapienza", Rome, Italy.
- 8 March 2018: presentation on research project 'Law and Economic Analysis of Banks Governance in the Shadow of Bail-in Regulation: A virtuous circle?', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.
- 15 March 2018: written peer feedback on paper Jian Jiang on research project 'Vulnerabilities, Regulation and Cybersecurity', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.

- 22-23 March 2018: participation Joint Seminar 'The Future of Law and Economics', Paris, France.
- 11-13 April 2018: participation in and presentation of working paper: Financial covenants and bail-inable debt. Can the interplay between public regulation and private solutions build financial stability? Erasmus Early-Career Scholars Conference 2018, Erasmus University Rotterdam, the Netherlands.
- April 26, 2018: attending the conference: "Institutions and the Crisis" at the European University Institute.
- 11 May 2018: presentation of working paper: The Bail-in beyond unpredictability, Cardiff Conference, Cardiff Business School, Cardiff, United Kingdom.
- 7 June 2018: presentation of working paper: Financial contracting and bail-inable securities, EBI PhD Workshop. Universidade de Lisboa, Portugal. Building the Banking Union: the challenges ahead.
- 13 September 2018: written peer feedback on paper Shu Li on 'Product Safety in the Era of 3D Printing: A Law and Economics analysis from product liability perspective', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.
- 9 November 2018: presentation on research project 'Law and Economic Analysis of Banks Governance in the Shadow of Bail-in Regulation: A virtuous circle?', EDLE 3rd year seminar, Bologna, Italy.
- 13-15 December 2018: participation in and presentation on 'Bail-inable Securities and Financial Contracting', 14th SIDE/ISLE Conference, Lecce, Italy.

#### **Peter Mascini**

- 2 February 2018: Promotor of Irene van Oorschot's dissertation *Ways of Case Making* (Defended 2 February 2018, cum laude).
- 23 February 2018: *In de schaduw van de rechter*. Presentation of research during SSR workshop "Duik in het diepe" (Utrecht).
- External member appointment advisory committee chair Law and Society, University of Amsterdam.
- P. Mascini (2018). *Environmental Governance: From Government to Governance*. VSR-jaarvergadering: Groningen (2018, januari 11 - 2018, januari 11).
- P. Mascini (2018). *Empirical Legal Research in Action. Reflections on Methods and their Applications*. Paper presentation VSR-jaarvergadering: Groningen (2018, januari 11 - 2018, januari 12).
- 13 March 2018: Participated as panellist meeting LEaDing postdoc fellowships, Delft.
- 16 March 2018: Tom de Leeuw *Verscheidenheid in veiligheid: een vergelijkend onderzoek naar perspectieven op veiligheid en lokaal veiligheidsbeleid in Rotterdam en Antwerpen* (member outer PhD committee, ESL/EUR).
- 12 April 2018: Presentation *Cultural policy sociology: a research program*. Rotterdam, Hoogleraarberaad.
- 7 June 2018: Panelist *A Decade of Regulation & Governance: Looking Back, Looking Forward*. LSA conference, Toronto.
- 8 June: Presentation paper (C.G. Van Wingerde & P. Mascini) *Coping with neoliberal inspection policies: A case study of the Dutch Health and Safety Inspectorate*. LSA conference, Toronto.
- 9 June 2018: Presented paper *Rethinking Apology in Tort Litigation: Deficiencies in Comprehensiveness Undermine Remedial Effectiveness*. LSA conference, Toronto.
- 20 June 2018: *Streng zijn of overleg voeren?* Rotterdam, Guest lecture.

- 21 June 2018: Participated as panellist meeting LEaDing postdoc fellowships, Delft.
- 22 June 2018: Co-organisator (with Bert George) for Organization, Bureaucracy and Performance. Research Day DEPAS, Rotterdam.
- 22 June 2018: Presented paper *Judges' use of discretion*. Rotterdam, Research Day DEPAS.
- 28 June 2018: Presented report *De praktijk van toezicht in een neoliberale tijdperk*. Vergadercentrum De Zilveren Vosch, Utrecht, ISZW.
- 5 July 2018: Presented report *De praktijk van toezicht in een neoliberale tijdperk*. Directieraad ISZW, The Hague.
- 10 September 2018: Guest lecture. *In the shadow of the judge: part II*. Rotterdam, Research Skills, Legal Theory.
- 12 September 2018: Guest lecture. *Empirical Legal Research: The Empirical Research Cycle*. Research Methods Session. Torino, EUTiP ATC5: The Law and Economics of EU External Trade.
- 12 September 2018: Research Methods Session. Torino, EUTiP ATC5: The Law and Economics of EU External Trade.
- 27 September 2018: Member of the PhD assessment committee of Abdessamad Bouabid. *De Marokkanenpaniek: Een geïntegreerde morele paniekbenadering van het stigma 'Marokkaan' in Nederland* (outer committee).
- 11 October 2018: Discussant of the paper *'Income-Dependent Punitive Damages'* by Elena Reznichenko and *'The Duty of Lawyers to Serve their Clients' Interests: An economic and psychological account* by Louis Visscher at the BACT Staff Seminar.
- 15 October 2018: C.P. Reinders Folmer, P. Mascini & R.J. Van der Veen, *Evaluating social investment in disability policy: Impact of activation and support on employment chances*, Centrum voor Sociaal Beleid Herman Deleeck (CSB), Antwerp University, Invited presentation.
- 29 October 2018: *The Research Question in Empirical Legal Research*. Rotterdam, RIPL Monday Lunches.
- 15 November 2018: Discussant of the paper *A Positive Analysis of EU Asylum and External Border Policy*, by Jan Essink, EDLE winter seminar series, Erasmus University Rotterdam.
- Editor of *Recht der Werkelijkheid*, Boom Juridisch.
- Member of editorial board of *Erasmus Law Review*.

### **Bernold Nieuwesteeg**

- 12 January 2018: *"Meldplicht datalek kan ook tot publieke onverschilligheid leiden"*, Het Financieel Dagblad.
- 12 January 2018: *"Wij van WC-Eend"* in "Het Financieel Dagblad".
- 24 May 2018: Panel-member *Mind your data. Privacy Event*, Erasmus University Rotterdam.
- May 2018: Interview (together with M. van Eeten, TU Delft) *"Wetenschappers: 'Ga experimenteren met cyberverzekeringen'"*, VNAB Visie, 2018, 1, p 22.
- 29 May 2018: Speaker at NRC live cyberseries, Cyber tech & trends.
- 10 September 2018: Article "Research into the impact of law and economics on cybersecurity is breaking new ground" in CSR (cyber security raad) Magazine ([https://www.cybersecurityraad.nl/binaries/CSR\\_Magazine\\_4\\_def\\_tcm107-352756.pdf](https://www.cybersecurityraad.nl/binaries/CSR_Magazine_4_def_tcm107-352756.pdf)).

- 13 September 2018: discussant for Koen Swinnen's lecture on '*Ownership of data? Reculer pour mieux sauter*', during the BACT Opening Seminar.
- 23 November 2018: blogpost "Bedrijven, maak datalekken gewoon openbaar."

#### **Kees (C.) van Noortwijk**

- 15 March 2018: discussant of paper Jian Jiang on research project 'Vulnerabilities, Regulation and Cybersecurity', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.

#### **Alina Onțanu**

- 4 April 2018: E. Presentation: '*In Search of Certainty for Financial Operations*', In Search of Certainty for Financial Operations, Voluntary Assignment and Contract Subrogation under Private International Law Conference Ferrara, Italy.
- 13 April 2018: Discussant for ICT Panel, Early Career Scholars Conference 'New Business Models and Globalized Markets: Rethinking public and Private Responsibilities', Erasmus School of Law, Rotterdam.
- 8 June 2018: Presentation: '*ESCP in France*', Cross-Border Debt Recovery in the EU. Application of the "second generation" regulations in France and Luxembourg, Luxembourg.
- 16 June 2018: Presentation (with M. Velicogna and F. Contini): '*Comparing Judicial Performance of EU Member States. An Assessment of the European Justice Scoreboard*', 5th Economic Analysis of Litigation Workshop, Hamburg, Germany.
- 22 June 2018: Presentation (with M. Velicogna): '*Legal, material, spatial and temporal dimensions in EU Cross-Border e-Justice procedures*', New Ways of Working (NWW): Rematerializing Organizations in the Digital Age, Amsterdam, The Netherlands.
- 4 July 2018: Presentation: '*Court and out-of-court procedures: in search of a comprehensive framework for consumers access to justice in cross-border litigation*', Privatizing Dispute Resolution and Its Limits, 3rd IAPL-MPI Post-Doctoral Summer School on European and Comparative Procedural Law Luxembourg.
- 23 August 2018: Presentation: '*The Application of Brussels I Bis in the Practice of EU Member States*', Empirical Findings, Expert Meeting on the Application of Brussels I Bis, T.M.C. Asser Instituut, The Hague, The Netherlands.
- 7 September 2018: Presentation (with E. van Gelder): '*A Consumers' Crisis in EU Civil Procedure. Exploring Pathways to Ensure Consumer Access to Justice in the EU Internal Market*', Law in Troubled Times, The Society of Legal Scholars (SLS), 109th Conference, London, United Kingdom.
- 26 September 2018: Presentation, '*Encoding Justice: A Quest for Access to Justice via e-Handling in Cross-Border Litigation. The Example of the European Uniform Procedures*', Current Challenges for EU Cross-Border Litigation in a Changing Procedural Environment Colloquium, Max Planck Institute for procedural Law, Luxembourg.
- 27-28 September 2018: Poster presentation: '*Encoding Justice: A Quest for Access to Justice via e-Handling in Cross-Border Litigation. The Example of the European Uniform Procedures*', The 50th Anniversary of the European Law of Civil Procedure, Court of Justice of the European Union and Max Planck Institute for procedural Law, Luxembourg.
- 11 October 2018: Presentation (with M. Velicogna): '*EU Judicial Procedures and Case Law Databases: What's Going On and What May Lay Ahead?*', Knowledge



of Law in the Big Data Age - Law via the Internet 2018 Conference, Florence, Italy.

- 22 October 2018: Presentation: '*Riconoscimento ed Esecuzione delle Decisioni Transfrontaliere nell'ambito del Regolamento Bruxelles I-bis. Prospettive Teoriche e Pratiche*', Le Regole Europee sulla Competenza Giurisdizionale e il Riconoscimento delle Sentenze, Rovigo, Italy.
- 23 October 2018: Guest lecture, '*European Uniform Procedures. Empowering Citizens and Businesses to Claim and Enforce Their Rights in Cross-Border Litigation*', Private International Law Course Guest Lecture, University of Ferrara Ferrara, Italy.

### **Alessio Paccès**

- 25 and 26 January 2018: Speaker at the Conference "*Law, Conduct and Culture*" of the International Working Group on Corporate Governance of Financial Institutions, Amsterdam.
- 18 April 2018: Procedural and Substantive Review of Related Party Transactions (RPTs)." Seminar at the Amsterdam Centre for Law and Economics.
- PhD Committes (Rotterdam for R.E. Van Lambalgen, State Aids to Banks, promotor H. Vletter, A. van 't Hof, Regulation Household Debt Levels in the EU, promotor F. Amtenbrink, E. Lolkin, De Bezoldiging van Bestuurders, promotor M. Kroeze.
- A.M. Paccès (2018). Shadow Banking in A. Marciano, G. Ramello & G. Battisto (Eds.), *Encyclopedia of Law and Economics*. New York: Springer ([https://doi.org/10.1007/978-1-4614-7883-6\\_717-1](https://doi.org/10.1007/978-1-4614-7883-6_717-1)).
- A.M. Paccès (2018). Procedural and Substantive Review of Related Party Transactions (RPTs): The Case for Non-Controlling Shareholder-Dependent (NCS-Dependent) Directors, (Preprints, ECGI-Law Working, no. 399/2018 (May 2018)): ECGI.
- A.M. Paccès, L. Germain & A. Perényi (2018). *Bookreview Corporate governance: New challenges and opportunities. Corporate Board: Role, Duties and Composition*, 14(1), p. 57-58.
- A.M. Paccès & T.A. Keijzer (2018, June 18). *Loyalty Shares in the Netherlands*. Bruxelles, ECGI Roundtable on Loyalty Shares.
- A.M. Paccès (2018). '*Procedural and Substantive Review of Related Party Transactions (RPTs): The Case for Non-Controlling Shareholder-Dependent (NCS-Dependent) Directors*.' ECGI-Law Working Paper No. 353/2017.

### **Priskila Penasthika**

- 31 January 2018: Presentation: *The challenges in applying the choice of law clause in international commercial contracts in Indonesia*, Maastricht, Foundations of Ius Commune Course.
- 19 March 2018: Lecture: *The Hague Principles on Choice of Law in International Commercial Contracts: Illustration from Asia*. Rotterdam, Lecture of European Private International Law at Erasmus University Rotterdam.
- 29 July – 17 August 2018: three week summer course at the Hague Academy on Private International Law (with Georgia Anonopoulou).
- 12 October 2019: Short Presentation in the PhD Research Seminar of the Maastricht Private Law Lecture, hosted by the Maastricht Department of Private Law.
- 11 December 2018: presentation "*The Mandatory Use of National Language in Indonesia and Belgium: An Obstacle to International Contracting?*" in The Asia

- Pacific Colloquium on Private International Law at Doshisha University, Kyoto – Japan.

### Niels Philipsen

- 2018: Publication peer-review and editorial work, Peer review (journal publication), Economics Bulletin.
- 2018: Publication peer-review and editorial work, Peer review (journal publication) Erasmus Law Review.
- 24 January 2018: Assessment committee chair: PhD examination: Legal Reforms for Economic Development in Africa: How Effective? Maastricht University, the Netherlands.
- 1 February 2018: discussant on presentation Jinyue Zhang on research project 'The Agency Costs of Mutual Funds in China – from a Law and Economics perspective', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.
- 7 February 2018: Assessment committee member: PhD examination: Public-Private Partnership and Sustainable Development in the European Union, Maastricht University, the Netherlands.
- 3 February 2018: Assessment committee member: PhD examination: An Institutional Design for Sustainable Foreign Forest Carbon Projects in Developing Countries, Erasmus School of Law, Rotterdam, the Netherlands.
- 15 March 2018: Participant Thrid Solar Workshop, Maastricht University, the Netherlands.
- 19 March 2018: Speaker in the course 'Law and Economics' coordinated by Prof. S.E. Weishaar, University of Groningen, the Netherlands.
- April 2018: N. Gundt, R. ten Hoopen, L. Meurkens and N.J. Philipsen, *Aansprakelijkheid voor het laten werken met chroom-6: Onderzoeksrapport WP9 als onderdeel van het Gezondheidsonderzoek gebruik gevaarlijke stoffen bij Defensie; POMS, Chroom-6 en CARC* (Liability in Relation to Working with Chrome-6), rapport in opdracht van het RIVM en Ministerie van Defensie.
- 15 May 2018: Lecture and short research visit to the Centre for Business Law and Practice, based at the School of Law of Leeds University, United Kingdom.
- May/June 2018: Master Course 'State Aid and Public Procurement in the EU', Coordinator of the part on State Aid, including economics of State Aid, regional aid and goals of EU State Aid policy, Maastricht University, School of Law, Maastricht, the Netherlands.
- 25 June 2018: Member of the PhD assessment committee of Xufeng Jia, "*Do Home Country Institutions Matter in Cross-border Mergers and Acquisitions? The Case of China*", Erasmus University Rotterdam (reading committee).
- 18 July-25 July 2018: Organiser Summer course 'Law and Economics: Lessons for the Design of Efficient Regulation', China University of Political Science and Law, Beijing, China.
- 14 September 2018: Member of the PhD assessment committee of Yu Yan, "*A Changing Landscape of Road Traffic Liability in China: A View from Law and Economics*", Maastricht University (reading committee).
- 17 September-25 October 2018: Planning group member and teacher of three interactive lectures (1/10, 8/10, 22/10) in the new Master Course 'Law and Economics' at U Hasselt, Belgium.
- 20 September 2018: Invited speaker at Standardisation as regulatory technique in the European integration, US Campus Brussels, Belgium.

- 22 September 2018: Organiser Final TRANSMIC outreach event, Statenzaal of the Faculty of Law of Maastricht, the Netherlands.
- 11 October 2018: Presenting results of the country report on the Netherlands (part with respect to State aid), Nova Univerza, Ljubljana, Slovenia.
- 12 November 2018: Participating in OR organizing an event: Competition Law, China School of Law, Beijing, China.
- 12 November 2018: Lecture held for students of the School of Law and Economics based at China University of Political Science and Law, Beijing, China.
- 22 November 2018: PhD examination: *Ownership Choice, Contracts and Regulation*, Erasmus School of Law, Rotterdam.
- 22 November 2018: PhD examination: *The Law and Economics of the 'Domaine Public Payant': A Case-Study of the Argentinian System*, Erasmus School of Law, Rotterdam.

### **Alberto Quintavalla**

- 2018: Course coordinator 'The Political Economy of European Integration', Erasmus School of Law, Rotterdam, the Netherlands.
- 2018: Course coordinator 'Economic Analysis of European Integration', Erasmus School of Law, Rotterdam, the Netherlands.
- 19 January 2018: presentation of 'Free Trade Agreements have bitten off more than they can chew?'. Edinburgh Postgraduate Law Conference, Edinburgh Law School, Edinburgh, the United Kingdom.
- 23 January 2018: Invited Lecture 'Doctoral Legal Research, 'Research Methods, Erasmus Honours Law College – Onderzoek', Rotterdam, the Netherlands.
- 14 February, 2018: presentation of 'Water(s): Is H2O enough?'. EGSL Lunch Lecture, Erasmus School of Law, Rotterdam, the Netherlands.
- 16 February, 2018: chair at EMLE Midterm Meeting: Public & International Track, Erasmus University Rotterdam, the Netherlands.
- 19 February 2018: Invited Lecture 'Scientific writing', European College of Parma, Parma, Italy.
- 3 March, 2018: presentation 'Water: A Complex Value for a Complex Resource?'. Annual Conference of the Society for Economic Anthropology, Arizona State University, Tempe, USA.
- 22 March 2018: Invited Lecture 'Water as an Energy Source', European College of Parma, Parma, Italy.
- 11-13 April, 2018: (Co-)organized Erasmus Early-Career Scholars Conference 'New business models and globalized markets: Rethinking public and private responsibilities', PILAR, Erasmus School of Law, Rotterdam, the Netherlands.
- 19 May, 2018: presentation of 'Free Trade Agreements: Analysing the problematic allocation of competences between the EU and the Member States and suggesting a way forward'. Radboud Economic Law Conference, Nijmegen, the Netherlands.
- 5 July, 2018: presentation of 'The Nexus Between 'Energy Security' and 'Ecological Security': the Case for an Integrated Policy Framework for Effective Mitigation and Adaptation to Climate Change'. IUCN Academy of Environmental Law, University of Strathclyde, Glasgow, the United Kingdom.

### Chris Reinders Folmer

- 2018: Course coordination Minor Behavioural Approaches to Private Law, Erasmus University College.
- 30 January 2018: Chris' research on the difference between people's anticipated and actual satisfaction with apologies (with David De Cremer and Madan Pillutla) was discussed in a recent article on apologies in relation to the #metoo discussion, in the UK newspaper */ News* (<https://inews.co.uk/opinion/apologise-guide-larry-nassar-george-hw-bush-kevin-spacey/>).
- 25 February 2018: discussant in BACT seminar by Goran Dominioni.
- 28 February 2018: lecture in the EUC-course Behavioral Approaches to Private Law.
- 22 February 2018: organization of quarterly meeting BACT REI project "*Shifting from Welfare to Social Investment States: Privatization of Work-Related Risk Control*", including a discussion paper.
- February-March 2018: reviewer for *Comprehensive Results in Social Psychology*, a journal that aims to publish interesting research irrespective of the (non)significance of its results, by conducting peer review prior to data collection.
- 1 March 2018: workshop in the EUC course Behavioural Approaches to Private Law at Erasmus University College.
- 14 March 2018: mock trial in the EUC course Behavioural Approaches to Private Law at Erasmus University College.
- 12 April 2018: discussant of the paper "*Patent Aggregation: Definition and Taxonomy Proposal*" by Niccolo Galli, at the Early Career Scholars Conference at Erasmus University Rotterdam.
- 12 April 2018: Discussant of the paper "*Blurred Lines of Responsibility and Accountability: Human Rights Violations in the Context of Mega-Sporting Events*" by Daniela Heerdt, at the Early Career Scholars Conference at Erasmus University Rotterdam.
- 15 May 2018: organisation of quarterly meeting BACT REI project "*Shifting from Welfare to Social Investment States: Privatization of Work-Related Risk Control*".
- 1 June 2018: presented the paper "*The apology mismatch: subjective transgression experience and mismatches in apology content*", at the Conference on Empirical Legal Studies in Europe (CELSE) in Leuven, Belgium.
- 1 June 2018: discussant of the paper "*I Am Sorry (and Therefore Liable): On the Detrimental Effect of Non-Monetary Relief*" by Gijs van Dijck, at the Conference on Empirical Legal Studies in Europe (CELSE) in Leuven, Belgium.
- 11 October 2018: Discussant of the paper "*Challenges to the collection of evidence in an overly technological society*" by Erlis Themeli and '*Challenges to the collection of evidence in an overly technological society*' by Michael Faure and Wanli Ma at the BACT Staff Seminar.
- 15 October 2018: C.P. Reinders Folmer, P. Mascini & R.J. Van der Veen, *Evaluating social investment in disability policy: Impact of activation and support on employment chances*, Centrum voor Sociaal Beleid Herman Deleeck (CSB), Antwerp University, Invited presentation.
- 15 November 2018: Discussant of the paper "Do Active Labour Policies Work? by Chiara Focacci, European Doctorate in Law & Economics (EDLE) winter seminar series, Erasmus University Rotterdam.
- 21 November 2018, Interview on functions and sincerity of apologies, VRT Radio 1. In Sofie's Wereld.

### **Renny Reyes**

- 16 February 2018: Chair of the session "*Markets, Corporations and Regulators Track*" during the EMLE Midterm meeting.
- 23 March 2018: Presentation of the Paper "*Can a Policy Evaluation System Address Regulatory Accountability Issues? The Case of Latin American Countries*" at the Joint Seminar: Future of Law and Economics. Paris, France.
- 18 April 2018: Presentation of the research project "Policy Evaluation Systems and Accountability in Latin American Countries" at the METRO Seminar of Maastricht University. Maastricht, The Netherlands.
- 3 October 2018: participated as panelist on the VII Meeting of the Ibero-American Network of Better Regulation in the Dominican Republic. Presentation: "*Compatibility between Objectives and Better Regulation Strategies: Coordination and Oversight Bodies*".

### **Femke Ruitenbeek-Bart**

- 2 February 2018: Presentation '*But what about the tortfeasor? - The position of the tortfeasor in civil responsibility*' at Symposium with the Private Law Department of the Carlos III University, Madrid (Spain).
- 9 February 2018: Lecture on Dutch supreme court litigation for master *Nationaal en Internationaal Procederen (NIP)*.
- F.M. Ruitenbeek-Bart, Case Note Dutch Supreme Court 28 January 2018, ECLI:NL:HR:2018:108, *JA* 2018, 52.
- F.M. Ruitenbeek-Bart, Case note on: Centraal Tuchtcollege voor de Gezondheidszorg. (2018, March 8), *Letsel & Schade* 2018-2, p.38-43.
- 6 September 2018: Guest lecture '*Verdieping Aansprakelijkheidsrecht*' in Minor 'Dood en Letsel'.
- 9 October 2018: Lecture '*SKGE and claims for damages*', for the Stichting Klachten en Geschillen Eerstelijnszorg, Nieuwegein.
- 4 December 2018: Lecture '*Erkenning in de schaderegelingsdriehoek*', at the A&V Symposium "*Erkenning van aansprakelijkheid... en verzekering*", Erasmus School of Law, Rotterdam.
- 11 December 2018: Lecture '*De zorgplicht van (of voor?) de aansprakelijke partij*', at Pels Rijcken & Droogleever Fortuijn, The Hague.
- F.M. Ruitenbeek-Bart, Case Note Dutch Supreme Court 28 September 2018, ECLI:NL:HR:2018:1806, *JA* 2018, 169.

### **Harriet Schelhaas**

- H.N. Schelhaas, *Een dynamisch verbintenissenrecht?*, NTBR 2018/3, p 69-71.
- 15 January 2018: lecture *Verdieping contractenrecht*, District Court Rotterdam.
- 22 January 2018: lecture '*Inhoud en gevolgen van contracten*', Studiecentrum Rechtspleging.
- 15 February 2018: lecture *Actualiteiten Contractenrecht*, ING Bank, Amsterdam.
- 23 March 2018: member of outer PhD Committee ('grote commissie') of E. Themeli, 'The Great Race of Courts, Civil Justice System Competition in the European Union', Erasmus University Rotterdam.
- 29 March 2018: lecture *Verjaring en verval in het contractenrecht*, Van den Herik advocaten Rotterdam.
- 9 April 2018: lecture *Actualiteiten Contractenrecht*, La Gro advocaten, Alpen aan den Rijn.
- 20 April 2018, lecture *Remedies for breach of contract*, Law Firm School, Utrecht.
- 17 May 2018: lecture *Interpretation of contracts*, Leiden University.

- 10 July 2018: Chair Seminar *Innovating International Business Courts*, University of Rotterdam.
- 22 September 2018: Presentation on *General Conditions for Commercial Parties*, Seminar General Conditions, University of Amsterdam.
- 19 October 2018: lecture *Remedies for breach of contract*, Law Firm School, Nijmegen.
- 25 October 2018: lecture *'Inhoud en gevolgen van contracten'*, Studiecentrum Rechtspleging.
- 12 October 2018, member of outer PhD Committee ('grote commissie') of dr. Antoinette Oudshoorn, 'Grensoverschrijdend bankbeslag op vorderingen', Erasmus University Rotterdam.
- 15 November 2018, member of inner PhD Committee ('leescommissie') of dr. Cheng Bian, 'National Security Review Regimes of Foreign Investment: A comparative study in China, the US and the EU', Erasmus University Rotterdam.
- 19 November 2018, lecture 'Actualiteiten Verbintenissenrecht', Inhouse course for several law firms, Amsterdam.
- 11 December 2018, member expert committee on transfer of claims, Ministry of Justice.
- Editor of *European Review of Private Law*, Kluwer Law International
- Member of editorial board of *Erasmus Law Review*.
- Editor of *Juridisch Tijdschrift Contracteren*, Boom Juridisch.
- Chief Editor of *Groene Serie Verbintenissenrecht*, Kluwer.
- Editor boekenraad *Privaatrecht*, Ars Aequi.
- Editor of *Maandblad voor Vermogensrecht*, Boom Juridisch.

#### **Martijn Scheltema**

- January 2018: L.F.H. Enneking and M.W. Scheltema, *Private International Law for Corporate Social Responsibility - Country Report the Netherlands*, International Academy for Comparative Law.
- L.F.H. Enneking & M. Scheltema (2018). *Private International Law for Corporate Social Responsibility - Country report The Netherlands*.: International Academy for Comparative Law.
- 8-9 October 2018: moderator and speaker in multiple business human rights sessions at IBA Annual Conference, Rome.
- 16 October 2018: presentation at Business Human Rights event at Queen Mary University, London.
- 25 October 2018: lecture on the Urgenda-case and the dispute resolution mechanism of the Dutch Textile agreement, for the Clifford Chance business human rights practice group, London.
- 25 October 2018: attended seminar regarding access to remedy in the Business Human Rights arena organized by Doughty Street Chambers, London.
- 30-31 October 2018: attended meeting of the IBA Working Team on the ILO-IBA project on the Future of Work at the International Labour Organization, Geneva.
- 15 November 2018: member PhD-committee for the defence of Cheng Bian on *National Security Review, Regimes of Foreign Investment*, Erasmus School of Law.
- 26-28 November 2018: attended the UN Forum on Business Human Rights, moderated one session on academic collaboration on the United Nations Guiding Principles on Business Human Rights and presented a IT-project in the palm oil supply chain to advance human rights and environmental compliance, Geneva.



- 29 November 2018: attended an expert meeting organized by the Office of the High Commissioner for Human Rights on the scope a research project on non-state mechanism to address disputes on human rights issues between business and (allegedly) affected people or communities, Geneva.
- 12 December 2018: attended the forum on human rights and sports organized at UNESCO, Paris.

#### **Kid Schwarz**

- 23 March 2018: Inaugural lecture 'De impact van het vennootschappelijk belang', Erasmus University Rotterdam.

#### **Koen Swinnen**

- 13 September 2018: BACT-lecture on '*Ownership of data? Reculer pour mieux sauter*', during the BACT Opening Seminar.

#### **Heleen Tiemersma**

- 3 November 2018: Workshop '*Business & Human Rights*', RSM.
- 14 December 2018: L.F.H. Enneking & H. Tiemersma, Erasmus Research Platform on Sustainable Business & Human Rights.

#### **Ilja Tillema**

- 2 February 2018: Presentation "*Entrepreneurial Mass Litigation*" at Symposium with the Private Law Department of the Carlos III University, Madrid (Spain).
- 26 February 2018: Presentation and workshop '*Claimvehikels: aanjagers van een claimcultuur of bezorgers van toegang tot het recht bij massaschade?*' at Molengraaff Dispuut Symposium 'Claimcultuur'.

#### **Erlis Themeli**

- 2 February 2018: Presentation "*EU civil justice competition and the digitisation of civil procedures*" at Symposium with the Private Law Department of the Carlos III University, Madrid (Spain).
- 8 February 2018: Master class for Master *Nationaal en Internationaal Procederen (NIP)* with Georgia Antonopoulou: Research on International Commercial Courts
- 20 February 2018: Blog post with Georgia Antonopoulou: *The domino effect of international commercial courts in Europe – Who's next?*
- 8 March 2018: G. Antonopoulou, E. Themeli & X.E. Kramer. *This one is next: the Netherlands Commercial Court!*
- E. Themeli, S. Philipsen, G.H. van Oenen & S. Puntoni (2018). The impact of Artificial Intelligence on dispute resolution. Erasmus Inclusive Prosperity Small Grants Scheme: Rotterdam.
- 8 March 2018: G. Antonopoulou, E. Themeli & X. Kramer, *This one is next: the Netherlands Commercial Court!*, [conflictoflaws.net](http://conflictoflaws.net).
- 9 March 2018: G. Antonopoulou, E. Themeli & X.E. Kramer, Netherlands Commercial Court (NCC) expected to open its doors on 1 July 2018, European Civil Procedure.
- 23 September 2018: E. Themeli, X.E. Kramer & G. Antonopoulou. *International Commercial Courts: Should the EU be next? -EP study building competence in commercial law* (blog). Conflict of Laws.
- 11 December 2018: G. Antonopoulou, E. Themeli & X.E. Kramer. *No fake news: the Netherlands Commercial Court proposal approved!* (blog). Conflict of Laws.

### Louis Visscher

- Session in the EMLE Course '*Law and Economics in the Courts*'.
- Two lectures in the EUC-course '*Behavioural Approaches to Private Law*'.
- Lecture '*Economic Analysis of Torts and Damages*', January 17, 2018, Utrecht Honours Law College.
- H.O. Kerkmeester & L.T. Visscher (2018). *Rechtseconomie*. Ars Aequi KwartaalSignaal, 2018 (147), 8657-8658.
- L.T. Visscher (2018). *Op weg naar een inclusief aansprakelijkheidsrecht*. Aansprakelijkheid Verzekering en Schade (AV&S), 2018 (3), 49-51.
- 22 August 2018: Presentation for first year mr.drs.-students at In Duplo Breakfast
- 3 September 2018: Presentation on the mr.drs.-programme at ESE Take-Off
- 13 September 2018: Discussant at EDLE Opening Seminar.
- 14 September 2018: Member of reading committee for the defence of Yu Yan, "*A Changing Landscape of Road Traffic Liability in China: A View from Law and Economics*", Maastricht University.
- 27 September 2018: Double guest lecture for Minor dood & letsel ('*economische analyse van aansprakelijkheid*' and '*economische analyse van schadevergoeding*').
- 4 October 2018: Second supervisor for the defence Jantina Hiemstra's thesis '*De aansprakelijkheid voor ongeschikte medische hulpzaken - Een rechtsvergelijkende en rechtseconomische analyse van de aansprakelijkheid van de hulpverlener jegens de patiënt*'. RUG Groningen.
- 11 October 2018: EMLE-Guest Lecture *Microeconomics - Game Theory*. Erasmus School of Law, Rotterdam.
- 16 November 2018: Guest Lecture '*Economische Analyse van Schadevergoedingsrecht*'. University of Antwerp.
- 22 November 2018: Secretary of reading committee for the defence of Maximiliano Marzetti: '*The Law and Economics of the 'Domaine Public Payant*', EUR.
- 11 December 2018: Lecture '*De mogelijke rol van het gezondheidseconomische concept Quality Adjusted Life Years (QALYs) bij het bepalen van vergoeding voor immateriële schade*' at LANGZS Symposium, Utrecht.

### Liam Wells

- 16 February 2018: participation EMLE Mid Term Meeting, Erasmus University Rotterdam, the Netherlands.
- 19 March 2018: presentation final research proposal, EDLE 1st year seminar, Bologna, Italy.
- 20 March 2018: participation Special Seminar: Barry Weingast, Bologna, Italy.
- 11-13 April 2018: Participation in and presentation of working paper 'Planning for Problems with Air BnB? A legal and economic analysis', Erasmus Early-Career Scholars Conference 2018, Erasmus University Rotterdam, the Netherlands.
- 7 June 2018: presentation introduction chapter, EDLE 1st year seminar, Hamburg, Germany.
- 23-27 July 2018: participation SABE/IAREP Summer School: Experiments, Soletto, Italy.
- September-December 2018: participant Fall Seminar series, Erasmus School of Law, Rotterdam, the Netherlands.
- September-December 2018: participant BACT seminar series, Erasmus University Rotterdam, the Netherlands.

- 15 November 2018: written peer feedback on paper Jan Essink on research project 'The Law and Economics of European Integration of Asylum Policy', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.
- 15 November 2018: written peer feedback on paper Chiara Focacci on research project 'Do Active Labour Market Policies Work?', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.
- 13 December 2018: presentation on research project 'Risk, Cultural Cognition, and the Regulation of Pharmaceuticals: Explaining differences in social regulation across the US and the EU using risk and culture theory', EDLE seminar series, Erasmus School of Law, Rotterdam, the Netherlands.
- 13-15 December 2018: participation in and presentation on 'Pharmaceuticals, Regulation and Regulatory Divergence', 14th SIDE/ISLE Conference, Lecce, Italy.
- October/December 2018: teaching EMLE Introduction to Law tutorials, Erasmus University Rotterdam, the Netherlands.