

# Annual Report 2021

Research programme

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

# Behavioural Approaches to Contract and Tort: Relevancy for Policymaking

Annual Report 2021

# Table of Contents

<b>Table of Contents</b>	<b>2</b>
<b>1. Announcement of the final annual BACT report</b>	<b>3</b>
<b>2. Key Facts of 2021</b>	<b>5</b>
<b>3. Behavioural Approaches to Contract and Tort</b>	<b>6</b>
The Research Programme	6
Organisation of BACT	6
BACT's connection to other institutes	7
<b>4. People</b>	<b>9</b>
BACT researchers in 2021	9
BACT PhD candidates in 2021	11
Other EDLE PhD candidates	12
<b>5. Output and Activities</b>	<b>14</b>
News	14
Events	18
BACT research seminars and guest lectures	21
PhD Defences	21
Awards, Distinctions and Other Evidence of Reputation	23
Scientific publications	25
Valorization	34



# 1. Announcement of the final annual BACT report

Dear Members and Friends of the BACT program,

The BACT research program started in 2008 as a collaboration between the Rotterdam Institute of Private Law (RIPL) and the Rotterdam Institute of Law and Economics (RILE) and has over the past years been extremely successful in acquiring funds enabling us to nominate excellent professors to chairs and create an active research community. We very much enjoyed the cooperative spirit between on the one hand the private lawyers and on the other hand the economists and social scientists to engage in interactive academic discussions.

In the beginning of 2020 Erasmus School of Law (ESL) formally ended all research programs. BACT, however, continued precisely since we experienced that there was a large added value in the collaboration within the program. However, in the past two years, a lot has happened which also has consequences for research management within ESL. On the one hand an important part of the research is now dedicated to research taking place within the so-called Sectorplan. Within that framework also two centers have been created, one focusing on public-private partnerships; the other on empirical legal studies within the Erasmus Center for Empirical Legal Studies (ECELS). Moreover, since the beginning of this year, the faculty decided to move to a different structure of the traditional sections by bringing together scholars within new departments. Most of us will participate in the department Law & Business, but there are also some who may move to Law, Society & Crime or Law & Markets.

As a result, the research collaboration will now much stronger take place on the one hand within the new departments and on the other hand within the centers created through the Sectorplan. It is for that reason that we, the management of BACT, thought it would be good to formally bring the BACT research program to an end as research collaboration can now also take place within other networks. Continuing BACT might even hinder the creation of new research networks, whereas we, the researchers within BACT, of course wish to collaborate in the new initiatives in a constructive manner.

Consequently, this is BACT's last annual report. Of course, we would like to express our gratitude to you, the members of the BACT community, for having collaborated actively and loyally during many years to the program with publications, activities, other forms of output and especially your contribution to the various activities. A special word of thanks goes to Ilja Tillema, Marnix Hebly, Evelien Engelhard, Femke Ruitenbeek-Bart and Sarah van Os who conscientiously helped organize events and drafted the BACT Newsletter and the yearly reports. We are also grateful to Marianne Breijer, who actively supported the BACT management team, inter alia by drafting the reports of our meetings, organizing the seminars, other activities and countless other things.

We consider that bringing an end to BACT should be seen as opening possibilities for new ways of collaboration within ESL, partially with members that belonged to BACT, but also with others. The many new initiatives taking place within ESL are exciting and provide interesting opportunities for future collaboration.



Thanking you once more for your support to BACT and wishing you all well, we remain.

The BACT management team

Marianne Breijer

Pieter Desmet

Michael Faure

Siewert Lindenbergh

Peter Mascini

Franziska Weber

## 2. Key Facts of 2021

- Pieter Desmet, Kasper Jansen, Elena Kantorowicz-Reznichenko, Peter Mascini & Franziska Weber were (re)appointed as Professor at the Erasmus School of Law.
- Harriet Schelhaas was appointed as Dean of the Erasmus School of Law.
- Ten PhD students defended their thesis.
- Seminars and conferences have been organized on a range of topics such as Ethical Artificial Intelligence, EU Civil Justice, and Crime and Computational Methods

# 3. 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 was 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 was 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 was addressed through different legal and behavioural approaches, primarily focusing on empirical and policy-relevant research. Some of the behavioural approaches aimed to test the tenability of presumptions of human behaviour underlying legal instruments. Other behavioural approaches used assumptions on human behaviour in order to predict how parties behave in legal settings.

The methodological approach of the research programme was interdisciplinary, and the research team included 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.

After successfully creating an active research community for thirteen years, the programme was officially discontinued in December 2021. The new interdisciplinary research environment of Erasmus School of Law will consist of the Erasmus Centre of Empirical Legal Studies and the research programme Rebalancing Public & Private Interests, as well as the research initiative Dynamics of Inclusive Prosperity.

## Organisation of BACT

### Directors

The programme was led by professors Peter Mascini and Michael Faure since 2013. The team of directors was complemented by professor Pieter Desmet since 2015, professor Siewert Lindenberg since 2016 and professor Franziska Weber since 2020. Together with Marianne Breijer, they were responsible for management and strategic decision-making.

### Secretarial support

In 2021, secretarial support (e.g. compiling the newsletters and the annual report) was provided by Femke Ruitenbeek-Bart and Sarah van Os.

### BACT seminars

In BACT seminars, researchers from both BACT as well as from other institutions and universities presented 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.

The **Rotterdam Institute of Private Law (RIPL)** was committed to in-depth research performed by researchers from Erasmus School of Law in the broad field of private law. The Institute fostered the research programme BACT as well as ESL's Lex Mercatoria. The Institute's Board consisted 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 was represented by staff members of the entire ESL Department of Private Law.

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 Traditional 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 challenges 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 the Universities of Bologna, Hamburg, Rotterdam and (since 2019) Rennes1. The stipend-based programme aims at addressing a new class of outstanding PhD researchers from all over the world. The Rotterdam team consists of Michael Faure (managing director of the programme), Elena Kantorowicz-Reznichenko (academic coordinator and confidential counsellor) and Marianne Breijer (programme coordinator).

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 Aix-Marseille University, the University of Pompeu Fabra Barcelona, 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 positions of responsibility in government, research organisations, and international law and consulting firms. Wicher Schreuders is the Erasmus Mundus coordinator. Professor Louis Visscher is the current Director, Dr. Ilva Putzier the general manager and Klaudyna Mikolajczyk the Program Management Assistant.

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.

From 2022 onwards, the new interdisciplinary research environment of Erasmus School of Law will consist of the Erasmus Centre of Empirical Legal Studies and the research programme Rebalancing Public & Private Interests, as well as the research initiative Dynamics of Inclusive Prosperity.

The **Erasmus Centre of Empirical Legal Studies (ECELS)** is the home of empirical legal research at Erasmus School of Law and provides support and opportunities for empirical legal studies. ECELS is embedded within the nation-wide sectoral plan for legal science and is working in close collaboration with the Netherlands Academy of Empirical Legal Studies. The goal of ECELS is to complement and build bridges between empirical legal studies and traditional legal research, to build a thriving empirical legal studies community at Erasmus School of Law and to stimulate and support interdisciplinary empirical legal studies collaborations. The management team consist of professor Elena Kantorowicz-Reznichenko, professor Pieter Desmet, professor Peter Mascini and Dr. Chiara Natalie Focacci.

**Rebalancing Public & Private Interests** is a cross-disciplinary research centre of Erasmus School of Law that studies the interaction between public and private interests and public and private actors in the context of contemporary societal challenges like globalisation, digitisation and privatisation and crises like those of the environment and public health. The research centre is a cooperation between scholars of Erasmus School of Law and the Faculty of Law of the University of Groningen and also cooperates with the Erasmus Center of Empirical Legal Studies. Professors Lieselot Bisschop and René Repasi are co-chairs of the research centre.

Finally, the research initiative **Dynamics of Inclusive Prosperity** is a multidisciplinary partnership between scholars from Erasmus School of Law, Rotterdam School of Management and the Erasmus School of Philosophy. It focuses on enabling as many people as possible to benefit from increasing prosperity, whilst minimising the negative consequences. Increased prosperity requires constant coordination of the changing needs and values of governments, businesses, citizens and entrepreneurs. The academic director of the initiative is professor Martin de Jong.

# 4. People

## BACT researchers in 2021

### Professors

Prof. P.T.M. Desmet	<i>Chair of Quantitative Empirical Legal Studies</i>
Prof. C.W. Engel	<i>Chair of 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. P.H.B.F. Franses	<i>Chair of Applied Econometrics and chair of Marketing Research</i>
Prof. K. Heine	<i>Chair of Law and Economics</i>
Prof. K.J.O. Jansen	<i>Chair of European Liability Law</i>
Prof. Martin de Jong	<i>Chair of Dynamics of Inclusive Prosperity</i>
Prof. E. Kantorowicz-Reznichenko	<i>Chair of Quantitative Empirical Legal Studies</i>
Prof. J.M. Klick	<i>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. N.J. Philipsen	<i>Chair of Shifts in Private and Public Regulation</i>
Prof. J.J. Rachlinski	<i>Chair of Empirical Legal Studies</i>
Prof. H.N. Schelhaas	<i>Chair of Private Law</i>
Prof. M.W. Scheltema	<i>Chair of Private Law</i>
Prof. L.T. Visscher	<i>Chair of Legal Economic Analysis of Tort and Damages</i>
Prof. F. Weber	<i>Chair in Law and Economics</i>



**Associate Professors****Assistant Professors**

Dr. A. Onțanu (until 1 September 2021)

Dr. A. Quintavalla

**Postdocs**

Dr. A. Dori

C.N. Focacci

Dr. J. Hoevenaars

Dr. B. Kas

Dr. B.F.H. Nieuwesteeg

Dr. E. Themeli

C. Ucin

## BACT PhD candidates in 2021

Georgia Antonopoulou	International Commercial Courts. A study on the London Commercial Court, the Netherlands Commercial Court and the German Chambers for International Commercial Disputes
Paul Aubrecht	The Arbitrability of Tort Claims: A Comparative Law and Economics Analysis
Allen Bargfrede	The Economics of Modern Music Law: a New Model
Renzo Bloemink	Law and Economics of the Property Law System
Anne Brekoo	The Law and Economics of Cooperative Counterterrorism: What Role for Efficiency and Effectiveness when One Man's Terrorist is Another Man's Freedom Fighter?
Philipp Anton Burri	The Law and Economics of Third-Party Funding of Collective Redress
Lucas Alves Chacha	Analysing Brazilian Anti-Corruption Enforcements
Yong-Fu Chang	Constitutional Environmental Protection and Its Implementation: A Law and Economics Analysis
Adrian Cordina	Affordable Access to Justice in Europe; a Law and Economics Approach to Third Party Funding in Litigation
Hongwei Dang	Reforming the Investor-State Dispute Settlement System from the Perspective of Sustainable Development
Esra Demir	Data Governance of Genetic Codes
Jan Essink	The Dublin system and the development of EU asylum and Schengen crises: structural problems and solutions
Candice Foot	Creating a Smart Multilevel Regulatory Mix to Enable Sustainability and Human Rights in Business
Emma van Gelder	Online dispute resolution (ODR) against the background of access to justice
Melissa de Groot	Compensation for costs of care: challenges at the interface of civil liability law and the public health care system
Adrianus van Heusden	New Law and Economics of Consumer Law: Taking the Real Face of Marketing Seriously
Martin Holderied	Interest Theories on the Regulation of Sharing Economy Markets
Mrinmayi Katdare	Precautionary Principle – How does political discretion influence its implementation?
Tristan Kik	Competition Law in the Data Economy
Anna Kovács	The behavioral determinants of collective action on climate change
Shu Li	Law and Economic Analysis of 3D Printing: Perspectives from product safety
Cintia Bezerra de Melo Pereira Nunes	Administered Contracts for Petroleum Extraction in Brazil
Sarah van Os	Diversity in Justice? A Comparative, Interdisciplinary and Empirical Study into Legal Culture
Priskila P. Penasthika	The challenges in applying choice of law clauses in international commercial contracts: The study of Indonesia
Kuan-Jung Peng	Law and Economic Analysis of Financial Technology

Kostina Prifti	Regulation of Autonomous Robots in Healthcare
Joé Rieff	Increased Fiscal Coordination between European Member States: A necessity to further market integration?
Alexandre Ruggieri Kosbiau	Positive Financial Regulation through Law and Behavioural Economics: the cases of the Euro Zone and the Brazilian Financial System
Femke Ruitenbeek-Bart	And what about the tortfeasor? Understanding the missing link in relational restoration of personal injury victims
Amber Scheepers	The effect of corporate board gender diversity on compliance with competition law
Shashank Sharma	Essays on Antitrust Analysis of Multi-sided Platforms
Eduardo Silva de Freitas	Crowdfunding civil justice
Melanie Theisinger	Institutional Inertia and Changing Regulator Preferences in Trade and Investment Regimes
Heleen Tiemersma	Fostering Business Respect for Human Rights through Finance; addressing the role of Financial Institutions in preventing company-community conflict in the extractive industries
Hilde Verweij-Hoogendijk	Interfamilial Immunity to Liability? The Role of Tort Law and Insurance in Family Relationships
Josje de Vogel	Sustainable Mobility and Consumer Protection
Meiqing Wang	Compensation mechanism in ISDS
Yachao Wang	The Enforcement of Investor-State Arbitration Awards against States
Liam Wells	Transatlantic Regulatory Divergence in Pharmaceuticals: exploring economic and cultural explanations
Nan Yu	Mandatory Dividend Regulations in the Stock Market: A Comparative Law and Economics Analysis
Anran Zhang	Legal Status of Controlled Entities in International Investment Arbitration
Jinyue Zhang	Externalities Generated by Shadow Banking Activities in the Collective Investment Schemes Market and the Regulatory Response
Yayi Zhang	Anti-foreign Bribery Law Enforcement: Lessons from the United States for China

## Other EDLE PhD candidates

- Emad-Aldin Abdelrahman (Bologna), *Revisiting the Factors Disturbing the Economic Equilibrium in Administrative Contract or: How is it efficient to hinder states from dodging their contract liability*
- Danny Blaustein (Bologna), *Corporate Governance of Start-ups*
- Mulugeta Asefa Bogale (Hamburg), *Labor Regulation, Informality and Economic Growth in SSA: An Empirical Analysis*
- Kan-Hsueh Chiang (Haifa), *Does Information Cost lead to Medical Moral Hazard?- Evidence from Taiwan National Health Insurance*
- Pedro Henrique Christofaro Lopes (Hamburg), *Federalism: a Path to Development?*
- Salvini Datta (Bologna), *Ex ante regulation and ex post liability in the pharmaceutical industry*
- Maria De Campos (Hamburg), *At the Intersection of Behavioural Economics, Nudging and Regulation: Rethinking the process of nudge design for regulation*
- Giorgio Dini (Bologna), *The introduction of EU Product Environmental Footprint labels: experimental economics and law and economics perspectives*



- Ayman Fouda (Bologna), *The Diffusion of Innovation in Healthcare: Economic and Regulatory Perspectives*
- Elena Ghibellini (Bologna), *Bank Crises Resolution Rules: What Impact on the Structure of the EU Banking Market?*
- Damiano Giacometti (Bologna), *Essays on the Law and Economics of Credence Goods Markets*
- Laurenz Goldhahn (Hamburg), *Sustainability and Law: The Role of Executive Pay Regulation for Corporate Social Responsibility*
- Çiçek Gürkan (Hamburg), *The Role of Banks for Corporate Governance*
- Jian Jiang (Haifa), *Vulnerabilities, Cybersecurity and the Role of Law and Regulation herein*
- Nourhan Hassan (Bologna), *The Effect of Proverbs Priming on Risk Taking Behavior*
- Francesca Leucci (Bologna), *Law and Economics of Environmental Damage Assessments*
- Ekaterine Lomtadze (Hamburg), *Constitutionalizing Social Rights: Public Choice Analysis*
- Gabriele Paolini (Hamburg), *Plea bargaining procedures in Civil Law countries*
- Peng Peng (Bologna), *Platform Competition in the Internet Industry*
- Evangelia Nissioti (Hamburg), *Can mediation in civil law systems lead to social and private efficiency gains compared to litigation and negotiation?*
- Eman Muhammad Rashwan (Hamburg), *The Nexus between Transitional Justice and Constitutional Change in Post-Revolution Systems*
- Carlos Riquelme Ruz (Hamburg), *Equalities and inequalities in sovereign debt restructuring. A law and economics perspective*
- Maria Pia Sacco (Bologna), *The Role of Intermediaries in International Corporate Bribery – Efficient Liability Standards from A Law and Economics Perspective*
- Barış Sevük (Bologna), *The Efficiency of Patent Rights – Assessing the efficiency of pharmaceuticals' patent terms*
- Youssoufa Sy (Rennes1), *Political legislation cycles in a comparative approach.*
- Karol Zdybel (Hamburg), *An Economic Analysis of Legal Pluralism*
- Antonella Zarra (Hamburg), *The Law and Economics of Artificial Intelligence*

# 5. Output and Activities

## News

### **The Netherlands Academy for Empirical Legal Studies (ELS) & The Erasmus Center for Empirical Legal Studies (ECELS)**

The Empirical Legal Studies (ELS) Academy was founded by the law schools of Erasmus Universiteit Rotterdam, Leiden University, VU Amsterdam, Utrecht University, and University of Groningen. It serves as a platform that brings together (aspiring) empirical legal scholars from all universities in the Netherlands and beyond. Embodying a national collaboration in the field of empirical legal studies in the context of the sector plan for the legal discipline, the ELS Academy is focused on educating and supporting researchers who are interested in empirically exploring legally relevant questions. The Erasmus Center for Empirical Legal Studies (ECELS) is the home of empirical legal research at Erasmus School of Law and provides support and opportunities for empirical legal studies. ECELS is embedded within the nation-wide sectoral plan for legal science and is working in close collaboration with the Netherlands Academy of Empirical Legal Studies. The aspiration of ECELS is to make Erasmus School of Law an important player in the field of empirical legal studies both at the national and international level. It aims to complement and build bridges between empirical legal studies and traditional legal research, to build a thriving empirical legal studies community at Erasmus School of Law and to stimulate and support interdisciplinary empirical legal studies collaborations. The management team consist of professor Elena Kantorowicz-Reznichenko, professor Pieter Desmet, professor Peter Mascini and Dr. Chiara Natalie Focacci.

### **Massive Open Online Course (MOOC) on Digital Governance**

After months of prepping, scripting, filming, the Massive Open Online Course (MOOC) on Digital Governance went live. Big data, artificial intelligence, machine learning, autonomous cars, chatbots – just a few terms that have become a part of our professional legal and political vocabulary. Emerging technologies and technological advancement have confronted us in our daily practice and will continue to do so in the future. Whether we're buying something online, taking part in an election, or chatting with friends across the globe. Technology is here and it is here to stay. However, as convenience as these new technologies may seem, they also have disruptive effects on society and pose us for legal and political challenges. These challenges are central to the MOOC on digital governance. The course bundles the expertise of the scholars of the Jean Monnet Centre of Excellence on Digital Governance and provides lectures, interviews, studio discussions, assignments and peer reviews for an entertaining and didactically cut-edge journey through the new world of digital governance.

### **Elena Kantorowicz-Reznichenko & Pieter Desmet appointed as professors on the Joint Chair of Quantitative Empirical Legal Studies**

As of 1 January 2021, Elena Kantorowicz-Reznichenko and Pieter Desmet were appointed as Professor on the Joint Chair Quantitative Empirical Legal Studies at Erasmus School of Law. With the establishment of the Joint Chair Quantitative Empirical Legal Studies Erasmus School of Law recognizes the importance of empirical legal studies as a growing sub-discipline within the empirically driven branch of legal science that has benefitted in recent

years from the vast amount of (big) data. It will further strengthen this methodological focus of Erasmus School of Law across the various substantive research and teaching areas, namely also relating to the role of law in safeguarding public and private interests, and complements the already existing chairs Empirical Legal Studies and Experimental Legal Studies at Erasmus School of Law. Vice Dean Research Professor Fabian Amtenbrink is pleased: "The establishment of the Joint Chair in Quantitative Empirical Legal Studies is a wonderful opportunity to reinforce and further embed the already very strong methodological focus of Erasmus School of Law on empirical research as a tool to advance knowledge in the field of law and criminology and to provide policy and law makers with evidence-based solutions to the societal challenges we face as society."

#### **Kasper Jansen appointed as professor of European liability law**



As of 1 January 2021, Kasper Jansen was appointed as professor for one day a week to the personal chair European Liability Law, within the Private Law section at Erasmus School of Law. He combines this position as professor with his main position as member of the Dutch Supreme Court's Research Department. In his research, Kasper focuses on the European dimensions of national

contractual and extra-contractual liability law. European influences have played a role in Dutch liability law for some time. Both European Union Law and European Human Rights influence the main themes of contractual and extra-contractual liability law, such as the definition of liability, damage and causal relationship. A practice-oriented ('impact-driven') approach enables Kasper to seek alliance with the school's research profile Where law meets business and the Behavioural Approaches to Contract and Tort research programme.

#### **Franziska Weber appointed Professor of Law and Economics**

As of 1 August 2021, Franziska Weber was appointed Professor of Law and Economics at Erasmus School of Law. The chair at the Rotterdam Institute of Law and Economics provides the opportunity to approach law from a social and economic perspective and to further connect the fields of law and economics. Weber is an expert in the field of law and economics and has a strong interdisciplinary and international background.



Partly due to her work experience in Germany, Spain, and the Netherlands, she conducts comparative law research within the field of law and economics. Policy relevance with social impact is a recurring theme in all her activities.

#### **Franziska Weber holds the prestigious rotating chair of the Journal of Private Law (TPR)**

In September, Franziska Weber, Professor of Law and Economics at Erasmus School of Law, was appointed as the holder of the rotating chair of the Journal of Private Law 2021-2022. During this period, she will conduct research and provide education at the Catholic University of Leuven. To accept the rotating chair, she will deliver an inaugural speech on 'Private enforcement of European competition law – an overarching analysis of the incentive effect'. She will also provide five lectures on comparative law and economic movements in various

types of cartel damage. "A topic that has been gaining relevance in recent years and that shows how different jurisdictions interact with each other," according to Weber. Furthermore, Weber will research the private enforcement of competition law. Research that fits seamlessly with her Habilitationsschrift, in which Weber, among other things, compared German, Dutch and Spanish competition law. "Civil liability for competition infringements offers a fascinating interaction between competition law, private law and civil procedural law, and of course economic insights," according to Weber. During the TPR rotating chair term, Weber aims to enrich her comparative law analysis with Belgian case law and doctrine insights.

#### **Xandra Kramer elected as Associated Member of the Institut de Droit International**



Xandra Kramer, Professor of Private Law & European Civil Procedure at Erasmus School of Law, was appointed as Associate Member of the Institut De Droit International, IDI (Institute of International Law). Being appointed as Associate of the Institut De Droit International is one of the most prestigious honours for a scholar specialised in international public or civil law. Kramer has been selected based on her expertise in the area of private international law. She will be the sixth delegate of the Netherlands. Xandra Kramer on her election:

"The work of the institute is exciting because it deals with global challenges, including investment and corruption and private international law and human rights." Important current topics that require international legal intervention include climate change and the pandemic, such as the right of access to and the global distribution of vaccinations.

#### **Kasper Jansen appointed as editor-in-chief of the Dutch Journal of Civil Law (NTBR)**

As of 1 October 2021, Kasper Jansen, Professor of European Liability Law at Erasmus School of Law, was appointed as editor-in-chief of the Dutch Journal of Civil Law. In the field of civil law, the journal is one of the most prestigious journals in the Netherlands. The editorial board of the journal consists of leading legal scholars and lawyers in the field of civil law. Kasper Jansen on his appointment: "The editorial meetings are always very lively and interesting. We judge the texts blindly, so we don't know who we are rejecting. All areas of civil law are covered which makes the editorial work very varied and challenging. I am looking forward to being able to lead the further development of this beautiful journal as editor-in-chief."

#### **Siewert Lindenberg appointed as Advocate-General at the Dutch Supreme Court**



On 1 November 2021, Siewert Lindenberg was appointed Attorney General at the Supreme Court, civil section, after almost 16 years of full-time employment as a professor of private law at Erasmus School of Law. He will hold a small appointment as professor, in which he will focus mainly on supervising his PhD students. Dean of Erasmus School of Law, Professor Suzan Stoter, on the appointment of Siewert Lindenberg: "The Board

wholeheartedly congratulate Siewert on this honourable appointment. I would like to thank him for the high-quality education and research that he has delivered at Erasmus School of Law for over fifteen years and the academic leadership he has demonstrated in this. I am grateful to Siewert for his crucial contribution to the development of the School in a special period, not only in education and research but certainly also administratively as head of the

private law department, as chair of the Examination Board and as member of various important committees. I am happy that he will continue to be associated with Erasmus School of Law, be it in a part-time position."

### **Martin de Jong publicly accepted his appointment as professor of Dynamics of Inclusive Prosperity with inaugural lecture**

On 12 November 2021, Martin de Jong has publicly accepted his appointment as professor of Dynamics of Inclusive Prosperity at Rotterdam School of Management (RSM) and Erasmus School of Law (ESL) with an inaugural lecture titled 'Inclusive Capitalism: Laying the institutional foundations for inclusive prosperity'. Dynamics of Inclusive Prosperity is the joint research initiative of Erasmus School of Law and Rotterdam School of Management. It involves the desire to enable as many members of society as possible to benefit from sustainable economic growth. The programme covers all activities, mechanisms and processes from the present, past and future that result in this pursuit. As scientific director of the Initiative - under the boards of Erasmus School of Law and Rotterdam School of Management - Prof. De Jong manages the scientific research team, which consists of staff from both the aforementioned faculties and Erasmus School of Philosophy.



### **Peter Mascini reappointed as Professor of Empirical Legal Studies**



As of 1 December 2021, Peter Mascini has been reappointed as Professor of Empirical Legal Studies. This chair offers the opportunity to further reinforce the embedding of empirical legal research within our School. Peter Mascini on his reappointment: "By choosing Empirical Legal Studies (ELS) as a focal point in the sector plan, Erasmus School of Law further strengthens its position as a pioneer in the national ELS-movement. A movement that has gained momentum recently. My reappointment allows me to continue to make meaningful contributions in this regard. My research is mainly focused on the implementation of the law and regulations. Therefore, I look at the role dynamics in the legal field and the legitimacy of so-called neighborhood courts. Additionally, I recently submitted an application for collaborative international research into the role of hidden actors and factors in judicial decision-making. I look forward to reinforce ELS with my sociological research into law in practice."



### Harriet Schelhaas appointed as Dean of the Erasmus School of Law

The Executive Board of Erasmus University Rotterdam has appointed Prof. Mr. Dr. Harriët Schelhaas (1971) as Dean of Erasmus School of Law (ESL). She will hold the position of Dean as of 1 January 2022. Harriët Schelhaas on her appointment: "I am very much looking forward to starting as Dean of Erasmus School of Law. I experience it as a young, not very hierarchical, open and dynamic faculty with a high no-nonsense level, which suits me. We have many students with an immigrant background, which



makes us a good reflection of society and we fulfill a regional function in education. In education and research, we have a lot of contact with practice and, as lawyers, we think along with social problems. Based on the credo 'Where Law Meets Business', I would like to further link the enormous expertise of this faculty to practice and to the EUR Strategy 2024. I look forward to doing this in close cooperation with the other faculties of EUR and feel honored to be able to further shape this as Dean."

## Events

### Joint Seminar 'The Future of Law and Economics'

On 25 & 26 March 2021 the 13th edition of the joint seminar 'The Future of Law and Economics' took place online. Through the years, the title of the seminar remained 'The Future of Law and Economics', symbolising the fact that the PhD candidates constitute the future of law and economics and realising that much of the research they undertake is in fact path-breaking and innovative. While Paris has left the initiative, as of 2021 the University of Aberdeen has joined as new partner university in this collaboration. Making advantage of the online format, this year also welcomed PhDs and staff from Universitat Pompeu Fabra and the L&E Foundation St. Gallen, which resulted in a total number of about 65 participants. The seminar is open to all interested PhD students and researchers affiliated to the organising partner universities (Aberdeen, Rotterdam (and EDLE) and Maastricht) or on invitation and aims to provide a forum to PhD students to present their ongoing PhD research and receive feedback from senior Law and Economics scholars from the other institutions as well as from their peers. In the course of the two-day seminar a total of 15 presentations were given, followed by extensive feedback and a lively discussion.

### DIGOV conference 'Ethical AI: Perspectives on Law, Regulations and Policy'

In a two-day fully online workshop on 29 & 30 March 2021, policies and practice were assessed for their suitability to cope with the social, economic and ethical challenges of the digital transformation through AI and Big Data. The workshop comprised keynote lectures by prominent academicians and politicians as prof. Luciano Floridi (Oxford), prof. Ryan Abbott (Surrey), Axel Voss (MEP) and prof. Ina Ebert (MunichRE). Topics they presented regarded Ethical Auditing of AI, AI and property issues and the impact of AI on the insurance industry. The workshop was complemented by the presentation of a study on AI modeling for regulators by dr. Ayelet Sela and dr. Alon Singer (Bar-Ilan University), as well as a PhD master class and an industry roundtable with presentations by Julie Chauvet (Director EU Public Affairs, Novartis), Elizabeth Crossick (Head of Government Affairs – EU, RELX), prof. Bibi van der Berg (University of Leiden), Jan-Willem Scheijgrond (Vice-President, Global and Public Affairs, Royal Philips) and Daniel Schönberger (Head of Legal Switzerland & Austria, Google Switzerland). The two days were attended by a global audience of academics, public

administrators and business representatives and gave the participants a great opportunity to broaden their networks and to learn about cut-edge theorizing and policy making in the realm of Ethical AI. The conference was organized by Klaus Heine, Evert Stamhuis, Anna Keuning, Marianne Breijer and Sheda Delfan from ESL.

### **Conference 'Digital and Intelligent Europe: EU Citizens and the Challenges of New Technologies'**

On 1 & 2 April 2021, ERC project members Erlis Themeli and Emma van Gelder co-organized the conference 'Digital and Intelligent Europe: EU Citizens and the Challenges of New Technologies for Civil Justice', together with Anna van Duin and Rachel Rietveld (University of Amsterdam). The two-day conference revolved around EU citizens in their search for justice in an increasingly digitized world. Digital technologies can reduce barriers to access to justice by offering more affordable, swifter and simpler solutions. Key notes were delivered by Natali Helberger and Tania Sourdin and the three panels evolved around the topics of digital and intelligent out of court procedure, digital and intelligent justice solutions for supporting the court, and digital and intelligent courts. The conference brought together academics and practitioners from around the world and resulted in vivid discussions and a lot of food for thought.

### **Bi-weekly seminar series EU Civil Justice**

The ERC Building EU Civil Justice team organized a series of six seminars between May and July 2021. The series covered a variety of topics in the field of European civil justice and zoomed in on the key topics the group has been working on over the past four years. These include the privatization and digitalization of civil justice, cross-border judicial co-operation, international business courts, and self-representation. Each session brought together invited speakers and our own researchers. The webinars gathered between 25 to 85 participants from all over the world per session and resulted in lively and fruitful debates, despite the online format. The first seminar, organized by Betül Kas, was dedicated to The Role of Out-of-Court Justice in the European Enforcement Regime, discussing among others the role of Article 47 TFEU and the process of obtaining remedies in the Volkswagen diesel case. During the second seminar, organised by Erlis Themeli, the discussion zoomed in on Modernising European Cross-Border Judicial Collaboration, including an ongoing digitization project of the European Commission, the Dutch participation in e-Codex and digitisation in the context of uniform European procedures. The third seminar was organised by Emma van Gelder, and was dedicated to Digital Constitutionalism and European Digital Policies and discussed remedies in the context of European policies, the role of private platforms and judicial review. The fourth seminar, organized by Jos Hoevenaars, dealt with the topic Representing Future Generations: Private Law aspects of Climate Change Litigation. Making the shift from self-representation under the ERC project to the representation of present and future generations it discussed different aspects of recent climate change litigation, with a focus on the recent Dutch Shell case. The fifth seminar by Georgia Antonopoulou was dedicated to the Arbitralization of Courts, and discussed how recently established international business courts copy features of arbitration and what the limits are. The sixth and last seminar entitled European Civil Justice in Transition: Past, Present & Future, moderated by Xandra Kramer and Alexandre Biard concluded the series. The speakers addressed the upcoming revision of the Brussels I-bis Regulation, digitisation and the development of integrated dispute resolution, trust and quality in civil justice and the future of civil justice.



### **DIGOV workshop 'Artificial Intelligence & Human rights: Friend of foe?'**

On 28 October 2021 the hybrid workshop 'Artificial Intelligence & Human rights: Friend of foe?' took place at Erasmus University Rotterdam. The workshop was organized by prof. dr. Jeroen Temperman and dr. Alberto Quintavalla and is part of a large project concerning interaction between human rights and AI. The project is made possible by the Netherlands Network for Human Rights Research and the Jean Monnet Centre of Excellence on Digital Governance. The workshop was opened by Klaus Heine, Professor of Legal Economics at Erasmus School of Law, with a presentation on 'The Challenges of AI for Human Rights Research'. Afterwards, Evert Stamhuis, professor of Law and Innovation at Erasmus School of Law, presented his current research, 'Transnationality and Locality in AI Ethics', and chaired a panel. Masuma Shahid, assistant professor and PhD candidate in LGBTQ+ Law at Erasmus School of Law, gave a presentation on 'Queering AI: How the use of queer theory could lead to more inclusivity and diversity in AI for the LGBTQ+ community'. Kostina Prifti and Esra Demir, both active as PhD researchers at Erasmus School of Law, were active participants of the workshop. The workshop was a great success and resulted in valuable insights on the future relationship between AI and human rights and the legal and economic foundations to be considered in high-tech development.

### **On the Crossroads of Law and Economics Workshop: Crime and Computational Methods**

On 3 December 2021, the bi-annual Workshop at the Crossroads of Law and Economics took place, this time on the topic of criminal law and criminal justice system, as investigated using computational methods. The workshop was co-organised by Erasmus School of Law and Erasmus School of Economics, with the support of Erasmus Centre of Empirical Legal Studies (ECELS), Behavioural Approaches to Contract and Tort: Relevance for Policymaking (BACT) and Erasmus Centre for Economic and Financial Governance (ECEFG). The ESL team consisted of Elena Kantorowicz-Reznichenko, Christoph Engel and Klaus Heine. Presenters from different fields (law, economics, psychology and others) discussed their work relevant to legal questions and empirical research. Christoph Engel (Erasmus School of Law and Max Planck Institute for Research on Collective Goods) presented on 'Code is Law: How COMPAS Affects the Way the Judiciary Handles the Risk of Recidivism'. Elliott Ash (ETH Zurich) presented on 'A Machine Learning Approach to Analyze and Support Anti-Corruption Policy'. Frederike Zufall (Max Planck Institute for Research on Collective Goods) presented on 'Towards an automated legal assessment of criminal offenses: challenges and findings'. Finally, Daniel Chen (Toulouse School of Economics) presented on 'Training Effective Altruism'. Each presentation was followed up by a stimulating discussion.

### **Seminar Series 'Trends and Challenges in Costs and Funding of Civil Justice' - First Seminar**

From December 2021 – June 2022, the team of the Vici project 'Affordable Access to Justice' at Erasmus School of Law organizes an online seminar series dedicated to Trends and Challenges in Costs and Funding of Civil Justice. On 15 December 2021, the series kicked off with a general session addressing several topics of access to justice and costs and funding, including collective redress and costs reforms, and presenting a present a Law & Economics perspective. This first session was combined with the launch of the book *New Pathways to Civil Justice in Europe* that resulted from an earlier conference organized by the ERC project team. Judith Resnik (Yale University), who authored the concluding chapter, among others, discussed the question from which perspective to understand the civil legal system so as to make judgments about whether a system is just or unjust. Ianika Tzankova (Tilburg University) focused on access to justice against the background of trends in global dispute resolution where big players are shaping the future, and the funding of litigation.

John Sorabji (University College London) zoomed in on developments in costs and funding of civil justice, including the move to recoverable fees, the upcoming review of the Jackson costs reform and funding of representative actions. Louis Visscher (Erasmus School of Law) presented a Law & Economics perspective on costs and funding, including rational apathy, risk aversion and agency problems. The seminar was introduced and moderated by Xandra Kramer, PI of the Vici and ERC projects at Erasmus School of Law.

## BACT research seminars and guest lectures

In 2021 the following speakers held a seminar within our group:

Date	Speaker	Topic
11 February 2021	Marco Fabbri	The Effect of Land Titling on Conflicts
18 March 2021	Marnix Hebly	Compensation and redress for damage caused by criminal offences
22 June 2021	Jos Hoevenaars	Between party autonomy and inequality compensation: How subdistrict court judges deal with unrepresented parties
16 September 2021	Peter Koudijs	Shareholder Liability and Bank Failure
21 October 2021	Chiara Focacci	Pay to Quit the Lab
23 November 2021	Eva van der Zee	The Effect of Mandatory Due Diligence Requirements on Corporate Compliance and Multi-Stakeholder Initiatives. Towards a Smart or a Dumb-Mix?
16 December 2021	Joasia Luzak	The Right to Sustainable Consumption

## PhD Defences

### Anran Zhang, 8 January 2021

*Knocking on Arbitrators' Doors: Legal standing of controlled entities in investment treaty arbitration.* Promotors: Prof. Faure & Prof. Li

### Shu Li, 12 February 2021

*The Quest for Product Safety in the Context of 3D Printing: A Law and Economics Analysis.* Promotors: Prof. Heine & Prof. Faure

### Maria de Campos, 26 February 2021

*At the Intersection of Behavioural Economics, Nudging and Regulation: Rethinking the process of nudge design for regulation.* Promotors: Prof. Weber & Prof. Heine.

**Negar Noori, 19 March 2021**

*Policy Transplantation for Smart City Initiative.* Promotors: Prof. de Jong & Prof. Stamhuis

**Elena Ghibellini, 1 April 2021**

*Bank Crisis Management and State Aid in the EU: A comparative Law and Economics Analysis of bank resolution, precautionary recapitalisation and bank liquidation.* Promotors: Prof. Lamandini & Prof. Paces

**Federico Wesselhoeft, 21 May 2021**

*Project Finance Contracts – Strategic analyses for legal institutionalisation.* Promotors: Prof. Leyens & Prof. Faure

**Joé Rieff, 3 June 2021**

*National Identities and Common Policies – A case study of the European Union.* Promotors: Prof. Van den Bergh & Prof. Heine

**Philipp Kirst, 4 June 2021**

*The Impact of the Damages Directive on the Enforcement of EU Competition Law A Law and Economics Analysis.* Promotors: Prof. Van den Bergh & Prof. Visscher

**Ahmed Elshourbagy, 24 June 2021**

*Arbitrator and Arbitral Institutions: Liability and Insurance.* Promotors: Prof. de Ly & Prof. Scheltema

**Maria Pia Sacco, 5 November 2021**

*The Role of Intermediaries in International Corporate Bribery.* Promotors: Prof. Sharon Oded & Prof. Paolo Vanin

**Jian Jiang, 11 November 2021**

*Vulnerabilities, Cybersecurity, and the Role of Law and Regulation herein.* Promotors: Prof. Prof. Salzberger and Prof. Philipsen

## Awards, Distinctions and Other Evidence of Reputation

### Kasper Jansen

- Chief Editor of *Nederlands Tijdschrift voor Burgerlijk Recht* as of 1 October 2021.

### Pieter Desmet

- Appointed as professor on the Joint Chair of Quantitative Empirical Legal Studies per 1 January 2021.

### Liesbeth Enneking

- Appointed as member of the Netherlands National Contact Point for Responsible Business Conduct.

### Elena Kantorowicz-Reznichenko

- Appointed as professor on the Joint Chair of Quantitative Empirical Legal Studies per 1 January 2021.
- Appointed as member of the ELS Research Ethics Review Committee as of 1 January 2021.

### Xandra Kramer

- Elected as Associated Member of the Institut de Droit International.

### Siewert Lindenbergh

- Appointed as member of Chamber for Long-term Personal Injury Claims.
- Appointed as Advocate-General at the Dutch Supreme Court.

### Peter Mascini

- Appointed as member of the supervisory committee *Onderzoek Handhaving in de sociale zekerheid*, Inspectorate Social Affairs and Employment.
- Appointed as Program Director Education of Sociology, Erasmus School of Social and Behavioral Sciences.
- Received grant from Belastingdienst, *Literatuuronderzoek responsiviteit* (€ 29.645).

### Harriet Schelhaas

- Appointed as Dean of the Erasmus School of Law as of 1 January 2022.
- Chief Editor of *Studiereeks Burgerlijk Recht* (together with prof. H.J. Snijders, prof. H.B. Krans, prof. T. Hartlief and prof. Jac. Hijma) as of 1 January 2021.

### Martijn Scheltema

- Appointed as co-coordinator of subworking group 1 of the PDG project of CAHA.
- Appointed as member of the High Level Expert Panel on Sustainable Finance established by the Dutch Banking Association.
- Appointed as chair of the binding dispute resolution mechanism of the Dutch International Responsible Business Conduct Agreement in the natural stone sector (TruStone-agreement).
- Appointed as co-chair of the European Working Group on Model Clauses for Supply Chains (regarding human rights compliance).
- One of the applicants of a NWO grant, together with the UvA regarding the COMCRIM project.

**Koen Swinnen**

- Appointed as member of Young Erasmus Academy as of 1 February 2021.
- Received a CLI Fellowship to develop an online *Tech Legal* module as of 1 January 2021.
- Vice-director of Erasmus Graduate School of Law.
- Member of Community for Innovation Capacity of Lecturers as of 1 April 2021.

**Franziska Weber**

- Appointed as Faculty Diversity Officer ESL as of 1 January 2021.
- Appointed Holder of the rotating chair of the Journal of Private Law (Tijdschrift voor Privaatrecht) 2021-2022 and will be a guest professor at KU Leuven.
- Completed Habilitation procedure at the University of Hamburg on 26 February 2021.

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

### Renzo Bloemink

- R. Bloemink, De zaakafbakening: ratio en werking, *Maandblad voor vermogensrecht* 2021.

### Esra Demir

- K. Heine, R. Wehrens, E. Stamhuis, S. Howe, K. Prifti, & E. Demir, AI en morele oordeelsvorming: van principes naar het vormgeven van ethische AI-praktijken, *Podium voor Bio-ethiek* 2021.

### Pieter Desmet

- P.T.M. Desmet & F. Weber, Infringers' willingness to pay compensation versus fines, *European Journal of Law and Economics* 2021.
- P.T.M. Desmet & C. Engel, People Are Conditional Rule Followers, *Journal of Economic Psychology* 2021.

### Christoph Engel

- C. Engel, The Impact of Behavioral Economics on the Law: Introduction, *Review of Law & Economics* 2021.
- C. Engel, The Proper Scope of Behavioural Law and Economics, in: S. Grundmann & P. Hacker (eds.): *Theories of Choice. The Social Science and the Law of Decision Making*, Oxford 2021, p. 19-36.
- C. Engel & P. van Lange, Social Mindfulness is Normative When Costs are Low, but Rapidly Declines with Increases in Costs, *Judgment and Decision Making* 2021, p. 290-322.
- P.T.M. Desmet & C. Engel, People Are Conditional Rule Followers, *Journal of Economic Psychology* 2021.
- C. Engel, S. Kube & M. Kurschilgen, Managing Expectations. How Selective Information Affects Cooperation and Punishment in Social Dilemma Games, *Journal of Economic Behavior and Organization* 2021, p. 111-136.
- C. Engel & N. Grgić-Hlača, Machine Advice with a Warning about Machine Limitations. Experimentally Testing the Solution Mandated by the Wisconsin Supreme Court, *Journal of Legal Analysis* 2021, p. 284-340.
- E. Zamir, & C. Engel, Sunlight Is the Best Disinfectant – Or Is It? Anonymity as a Means to Enhance Impartiality, *Arizona Law Review* 2021, p. 1063-1087

### Liesbeth Enneking

- L. Enneking, M.R. Hebly & K. Swinnen (eds), *Publiek privaatrecht: Over publieke doelen en belangen in privaatrechtelijke verhoudingen*, Boom Juridisch 2021.

### Michael Faure

- M. Faure, De strafrechtelijke bescherming van duurzaamheid: vergezichten en uitdagingen", *Delikt en Delinkwent* 2021, p. 636-650.
- M. Faure, Economics, in: L. Radjamani & J. Peel (eds), *The Oxford Handbook of International Environmental Law*, Oxford, Oxford University Press 2021, p. 169-182.

---

<sup>1</sup> In this section, we list the main scientific publications of our researchers. Other contributions are reported in the category valorization.

- M. Faure, Challenges and Opportunities, in: J.M. Smits (eds), *Made in Maastricht 1981-2021. Brieven aan jonge juristen bij het veertig jarig bestaan van de Faculteit der Rechtsgeleerdheid van de Universiteit Maastricht*, Den Haag: Boom juridisch 2021, p. 69-74.
- M. Faure, Foreword to Volume X, in: J.W. Della Penna & J. Gupta (eds), *Water Law, Elgar Encyclopedia of Environmental Law, Vol. X*, Cheltenham: Edward Elgar 2021, xv-xvi.
- M. Faure & E. Kantorowicz-Reznichenko (eds.), *Day Fines in Europe: Assessing Income-Based Sanctions in Criminal Justice Systems*, Cambridge University Press 2021.
- M. Faure & E. Kantorowicz-Reznichenko, Comparative Law and Economics Perspective on Day Fines, in: E. Kantorowicz-Reznichenko & M. Faure (eds.), *Day Fines in Europe: Assessing Income-Based Sanctions in Criminal Justice Systems*, Cambridge University Press 2021, p. 366-388.
- M. Faure, L. Visscher & F. Weber, Smart Instrument Mixes to Deal with Legal but Unhealthy Products and Services: An Economic Approach, *European Journal of Risk Regulation* 2021, p. 1-20.
- M. Faure & L. Visscher, A Law and Economics Perspective on the EU Directive on Representative Actions, *Journal of Consumer Policy* 2021, p. 455-482.
- A. Wibisana, M.G. Faure & R. Majory, Error in personam: Confusion in Indonesia's environmental corporate criminal liability. *Criminal Law Forum* 2021, p. 247-284
- D. Heine, E. Hayde & M.G. Faure, Letting Commodity Tax Rates Vary with the Sustainability of Production, in: World Bank Group (eds), *Designing Fiscal Instruments for Sustainable Forests*, The World Bank 2021, p. 145-171.
- Y. Yan & M. Faure, Government interventions in microinsurance: evidence from China, *Geneva Papers on Risk and Insurance: Issues and Practice* 2021, p. 440-467.
- Q. He & M. Faure., Compensation for Victims of Disasters. A Comparative Law and Economic Perspective, *European Journal of Law Reform* 2021, p. 222-241.
- W. Bull & M. Faure, Agents in the Sporting Field: A Law and Economics Perspective, *The International Sports Law Journal* 2021, p. 1-16.
- M. Faure & A. Klip, Landesbericht Niederlande, in: G. Hochmayr, & W. Gropp (eds), *Die Verjährung als Herausforderung für die grenzüberschreitende Zusammenarbeit in Strafsachen. Entwicklung eines Harmonisierungsvorschlags*, Berlin: Nomos, 2021, p. 285-308.
- Y. Shen & M. Faure, Private Standards for the Public Interest? Evidence from Environmental Standardization in China, *RECIEL* 2021, p. 396-408.
- M. Lu & M. Faure, Does the Tiger Have Teeth? A Critical Examination of the Toolbox Approach of Environmental Law Enforcement in China, *RECIEL* 2021, p. 1-14.

#### Chiara Natalie Focacci

- C.N. Focacci & V. Kirov, Regional entrepreneurial ecosystems: Technological transformation, digitalisation and the longer term, *Local Economy* 2021, p. 56-74.
- C.N. Focacci, Technological unemployment, robotisation, and green deal: A story of unstable spillovers in China and South Korea (2008-2018), *Technology in Society* 2021.

#### Philip Hans Franses

- P.H. Franses, *Kwantitatief inzicht voor juristen*, Boom Juridisch 2021.
- P.H. Franses, *Quantitative Insights for Lawyers*, Eleven International Publishing 2021.
- M. Kiygi-Calli, P.H. Franses & M. Weverbergh, Forecasting time-varying arrivals. Impact of direct response advertising on call center performance, *Journal of Business Research* 2021, p. 227-240.



### Emma de Gelder

- E.M. van Gelder & A. van Duin, In de schaduw van het recht: over PayPal's Resolution Centre en kwaliteitsstandaarden voor cODR op online platforms, in: P.T.J. Wolters, R.M. Hermans, A. Janssen & P. Ortolani (eds), *Digitalisering en conflictoplossing*, Wolters Kluwer 2021.

### Marnix Hebly

- L. Enneking, M.R. Hebly & K. Swinnen (eds), *Publiek privaatrecht: Over publieke doelen en belangen in privaatrechtelijke verhoudingen*, Boom Juridisch 2021.
- M.R. Hebly, Compensatie voor beroepsziekten: tijden van verandering, *AV&S* 2021, p. 1-3.
- M.R. Hebly, Ontwikkelingen schadevergoeding: vaststelling van vermogensschade, *Weekblad voor Privaatrecht, Notariaat en Registratie* 2021.
- C.F. Manders, W.T. Nuninga, A.M. Overheul & M.R. Hebly, Schadevergoeding in de schijnwerpers. Voordrachten tijdens de voorjaarsvergadering van de Vereniging voor Burgerlijk Recht, *Nederlands Tijdschrift voor Burgerlijk Recht (NTBR)* 2021.

### Klaus Heine

- K. Heine, R. Wehrens, E. Stamhuis, S. Howe, K. Prifti, & E. Demir, AI en morele oordeelsvorming: van principes naar het vormgeven van ethische AI-praktijken, *Podium voor Bio-ethiek* 2021.
- Y. Goyal & K. Heine, Why do informal markets remain informal: the role of tacit knowledge in an Indian footwear cluster, *Journal of Evolutionary Economics* 2021.

### Jos Hoevenaars

- J. Hoevenaars & X.E. Kramer, Improving Access to Information in European Civil Justice: A Mission (Im)Possible?, in: J. van Hein & T. Kruger (eds), *Informed Choices in Cross-Border Enforcement*, Cambridge: Intersentia, p. 503-525.
- J. Hoevenaars & J. Krommendijk, Black box in Luxembourg: the bewildering experience of national court judges and lawyers in the context of the preliminary ruling procedure, *European Law Review* 2021, p. 61-80.
- J. Hoevenaars & B. Kas, Conference Report: 'Frontiers in Civil Justice', 16 and 17 November 2020, Erasmus University Rotterdam, *European Review of Private Law* 2021, p. 143-155.
- A. Biard, J. Hoevenaars, X. Kramer & E. Themeli, *New Pathways to Civil Justice in Europe*, Springer 2021.
- A. Biard, J. Hoevenaars, X. Kramer & E. Themeli, Introduction: The Future of Access to Justice – Beyond Science Fiction, in: A. Biard, J. Hoevenaars, X. Kramer & E. Themeli (eds), *New Pathways to Civil Justice in Europe*, Springer 2021, p. 1-20.
- J. Hoevenaars, Tussen partijautonomie en -ongelijkheidscompensatie: hoe kantonrechters omgaan met niet-vertegenwoordigde partijen, *Recht der Werkelijkheid* 2021, p. 16-40.

### Kasper Jansen

- K.J.O. Jansen, Book Review of D.A. van der Kooij, Relativiteit, causaliteit en toerekening van schade (2019), *Journal of European Tort Law* 2021, p. 199-204.

## Martin de Jong

- M. de Jong, Inclusive capitalism, *Global Public Policy and Governance* 2021, p. 1-16.
- Y. Song, M. de Jong & D. Stead, Bypassing institutional barriers: New types of transit-oriented development in China, *Cities* 2021.
- W. Ma, M. de Jong, T. Hoppe & M. de Bruijne, From city promotion via city marketing to city branding: Examining urban strategies in 23 Chinese cities, *Cities* 2021.
- D. Schraven, S. Joss & M. de Jong, Past, present, future: Engagement with sustainable urban development through 35 city labels in the scientific literature 1990–2019, *Journal of Cleaner Production* 2021.
- W. Ma, M. de Jong, M. de Bruijne & R. Mu, Mix and match: Configuring different types of policy instruments to develop successful low carbon cities in China, *Journal of Cleaner Production* 2021.
- L. Mora, M. Deakin, X. Zhang, M. Batty, M. de Jong, P. Santi & F.P. Appio, Assembling sustainable smart city transitions: An interdisciplinary theoretical perspective, *Journal of Urban Technology* 2021, p. 1-27.
- N. Noori, M. de Jong, M. Janssen, D. Schraven & T. Hoppe, Input-output modeling for smart city development, *Journal of Urban Technology* 2021, p. 71-92.
- D. Liang, M. de Jong, D. Schraven & L. Wang, Mapping key features and dimensions of the inclusive city: A systematic bibliometric analysis and literature study, *International Journal of Sustainable Development & World Ecology* 2021, p. 1-20.
- Y. Li, A. Taeihagh, M. de Jong & A. Klinke, Toward a commonly shared public policy perspective for analyzing risk coping strategies, *Risk Analysis* 2021, p. 519-532.
- S. Philipsen, E.F. Stamhuis & M. de Jong, Legal enclaves as a test environment for innovative products: Toward legally resilient experimentation policies, *Regulation & Governance* 2021.
- E. Van Bueren, Y. Chen, A. Ersoy, M. de Jong & B. Wang, Unravelling Decision-Making Processes on Location Choices for High-Speed Railway Stations in China: A Comparison of Shenzhen, Lanzhou and Jingmen, *Planning Theory & Practice* 2021, p. 1-22.
- F. K. Zisopoulos, D.F.J. Schraven, & M. de Jong, How robust is the circular economy in Europe? An ascendancy analysis with Eurostat data between 2010 and 2018, *Resources, Conservation and Recycling* 2021.
- T. van der Voorn & M. de Jong, Cope or Perish? Managing Tipping Points in Developing Coping Strategies for Emergency Response during the First Wave of the COVID-19 Outbreak in Europe, *COVID* 2021, p. 39-70.
- W. Ma, R. Mu & M. de Jong, How do political features influence the co-production of government projects? A case study of a medium-sized Chinese city, *Sustainability* 2021.
- Y. Jia, M. de Jong & H. Lu, Drawing lessons from eco-city to eco-port development in China: A policy perspective, in: W. Ravesteijn (ed), *Out of China: Responsible Port Innovation along the 21st Century Maritime Silk Road*, WIT Press 2021, p. 71-86.

## Elena Kantorowicz-Reznichenko

- E. Kantorowicz-Reznichenko & J. Kantorowicz, To Follow or Not To Follow The Herd? Transparency and Social Norm Nudges, *Kyklos* 2021, p. 362-277.
- E. Kantorowicz-Reznichenko & L. Wells, Nudges and Compliance, in: D. Sokol & B. van Rooij (eds), *Handbook of Compliance*, Cambridge University Press 2021, p. 551-568.
- M. Faure & E. Kantorowicz-Reznichenko (eds.), *Day Fines in Europe: Assessing Income-Based Sanctions in Criminal Justice Systems*, Cambridge University Press 2021.
- E. Kantorowicz-Reznichenko, Theoretical Perspectives on Day Fines, in: E. Kantorowicz-Reznichenko & M. Faure (eds.), *Day Fines in Europe: Assessing Income-Based Sanctions in Criminal Justice Systems*, Cambridge University Press 2021, p. 8-23.
- M. Faure & E. Kantorowicz-Reznichenko, Comparative Law and Economics Perspective on Day Fines, in: E. Kantorowicz-Reznichenko & M. Faure (eds.), *Day Fines in Europe: Assessing Income-Based Sanctions in Criminal Justice Systems*, Cambridge University Press 2021, p. 366-388.

- Tierney et al, A creative destruction approach to replication: Implicit work and sex morality across cultures, *Journal of Experimental Social Psychology* 2021.
- E. Kantorowicz-Reznichenko, Computational Methods for Legal Analysis: The Way Forward?, *Erasmus Law Review* 2021.

### **Betül Kas**

- J. Hoevenaars & B. Kas, Conference Report: 'Frontiers in Civil Justice', 16 and 17 November 2020, Erasmus University Rotterdam, *European Review of Private Law* 2021, p. 143-155.

### **Xandra Kramer**

- J. Hoevenaars & X.E. Kramer, Improving Access to Information in European Civil Justice: A Mission (Im)Possible?, in: J. van Hein & T. Kruger (eds), *Informed Choices in Cross-Border Enforcement*, Cambridge: Intersentia, p. 503-525.
- A. Biard, J. Hoevenaars, X. Kramer & E. Themeli, *New Pathways to Civil Justice in Europe*, Springer 2021.
- A. Biard, J. Hoevenaars, X. Kramer & E. Themeli, Introduction: The Future of Access to Justice – Beyond Science Fiction, in: A. Biard, J. Hoevenaars, X. Kramer & E. Themeli (eds), *New Pathways to Civil Justice in Europe*, Springer 2021, p. 1-20.
- X. Kramer & I.N. Tzankova, From Injunction and Settlement to Action: Collective Redress and Funding in the Netherlands, in: A. Uzelac & S. Voet (eds), *Class Actions in Europe: Holy Grail or a Wrong Trail?*, Springer 2021, p. 97-130.

### **Patrick Leyens**

- P.C. Leyens, Funktionen und Entwicklungschancen der CSR-Berichterstattung, in: P.C. Leyens, I. Eisenberger & R. Niemann (eds), *Smart Regulation: Vertrag, Unternehmung und Markt*, Tübingen: Mohr Siebeck 2021.
- P.C. Leyens, I. Eisenberger & R. Niemann (eds), *Smart Regulation: Vertrag, Unternehmung und Markt*, Tübingen: Mohr Siebeck 2021.
- P.C. Leyens, § 343-382 HGB (Handelsgeschäfte: Allgemeine Vorschriften und Handelskauf), in: A. Baumbach et al (eds), *Handelsgesetzbuch, Beck'scher Kurzkommentar*, München 2021, s. 1519-1706.
- P.C. Leyens, '§ 29 WpHG (Zuständigkeit im Sinne der der Verordnung (EG) Nr. 1060/2009), in: C.H. Seibt et al (eds), *Beck'scher Online-Kommentar Wertpapierhandelsrecht*, München 2021.
- P.C. Leyens, Art. 1-35a Verordnung (EG) Nr. 1060/2009 des Europäischen Parlaments und des Rates vom 16. September 2009 über Ratingagenturen, in: C.H. Seibt et al (eds), *Beck'scher Online-Kommentar Wertpapierhandelsrecht*, München 2021.

### **Shu Li**

- S. Li, *The Quest for Product Safety in the Context of 3D Printing: A Law and Economics Analysis* (doctoral thesis), Erasmus University Rotterdam, 2021.

### **Siewert Lindenbergh**

- S.D. Lindenbergh, Gedeelde smart, tweemaal vergoeden?, in: M. Sombroek et al (eds), *Cum Suis, vriendenbundel Carel Stolker*, Den Haag: Boom Juridisch 2021, p. 63-69.
- S.D. Lindenbergh, Wat is aansprakelijkheidsrecht?, *NTBR* 2021, p. 111-112.
- S.D. Lindenbergh, case note for Dutch Supreme Court 19 June 2020, *NJ* 2021/15.
- S.D. Lindenbergh, case note for Dutch Supreme Court 19 June 2020, *NJ* 2021/16.
- S.D. Lindenbergh, case note for Dutch Supreme Court 25 September 2020, *NJ* 2021/36.

- S.D. Lindenbergh, case note for Dutch Supreme Court 8 December 2020, *NJ* 2021/65.
- S.D. Lindenbergh, case note for Dutch Supreme Court 8 December 2020, *NJ* 2021/66.
- S.D. Lindenbergh, case note for Dutch Supreme Court 8 December 2020, *NJ* 2021/67.
- S.D. Lindenbergh, case note for Dutch Supreme Court 15 December 2020, *NJ* 2021/68.
- S.D. Lindenbergh, case note for Dutch Supreme Court 29 June 2021, *NJ* 2021/284.
- S.D. Lindenbergh, case note for Dutch Supreme Court 16 July 2021, *NJ* 2021/304.

#### **Peter Mascini**

- P. Mascini, Choosing a strategy in researching family group conferencing: the unavoidability of making trade-offs, in: A. de Roo & R. Jagtenberg (eds), *Family group conference research: Reflections and ways forward*, The Hague: Eleven International Publishing, p. 21-42.
- P. Mascini & N. Doornbos, Roldynamiek binnen juridische professies, *Recht der Werkelijkheid* 2021, p. 3-15.

#### **Bernold Nieuwesteeg**

- E. Eijkelenboom & B. Nieuwesteeg, An analysis of cybersecurity in Dutch annual reports of listed companies, *Computer Law and Security Review* 2021.
- B. Nieuwesteeg, E. Eijkelenboom, & R. Hoogerwaard, De wenselijkheid van transparantie over cyberveiligheid bij beursvennootschappen, *Tijdschrift voor vennootschapsrecht, rechtspersonenrecht en ondernemingsbestuur* 2021, p. 156-163.

#### **Alina Onțanu**

- A. Onțanu, Technological Progress and Alternatives to the cross-border enforcement of small claims, in: J. von Hein & T. Kruger (eds), *Informed Choices in Cross-Border Enforcement*, Cambridge: Intersentia 2021, p. 483-502.
- A. Onțanu, The Netherlands, in: J. von Hein & T. Kruger (eds), *Informed Choices in Cross-Border Enforcement*, Intersentia 2021, p. 303-336.
- A. Onțanu, & M. Velicogna, The challenge of comparing EU member states judicial data, *Onati Socio-Legal Series* 2021, p. 446-480.

#### **Priskila Penasthika**

- P.P. Penasthika, Pilihan Hukum dalam the Hague Principles 2015, *Law Review* 2020, p. 360-390.

#### **Kostina Prifti**

- K. Heine, R. Wehrens, E. Stamhuis, S. Howe, K. Prifti, & E. Demir, AI en morele oordeelsvorming: van principes naar het vormgeven van ethische AI-praktijken, *Podium voor Bio-ethiek* 2021.

#### **Alberto Quintavalla**

- E. Hey & A. Quintavalla, The Role of Environmental and Human Rights in International Water Law, in: J. Dellapenna & J. Gupta (eds), *Edgar Elgar Environmental Law Series. Volume on Water Law*, Edgar Elgar 2021.

#### **Joé Rieff**

- J. Rieff, *National Identities and Common Policies: A case study of the European Union* (doctoral thesis), Erasmus University Rotterdam, 2021.

### Harriët Schelhaas

- H.N. Schelhaas, De uitleg van huurovereenkomsten tussen commerciële partijen, *TvHB* 2021, 2, p. 87-96.
- H.N. Schelhaas, Verleden, heden en toekomst van het Europees contractenrecht, *Ars Aequi* 2021, p. 573-586.
- H.N. Schelhaas, Contractuele vaccinatieplichten, coronaclausules en wijziging van contracten - contractsvrijheid in tijden van corona, *MvV* 2021, p. 195-205.
- H.N. Schelhaas, A lex mercatoria of remedies for breach of contracts?, in: A. Hutchison & F. Myburgh (eds), *Research Handbook on International Commercial Contracts*, Cheltenham: Edgar Elgar Publishing 2021, p. 57-85.
- F.S.M. Ruitinga & H.N. Schelhaas, De Franchisenemer, in: G.W. van der Voet (ed), *Arbeidsrechtelijke themata – Bijzondere arbeidsverhoudingen*, Den Haag: BJU 2021, p. 879-902.
- H.N. Schelhaas & K. Swinnen, Pacta sunt servanda en de WHOA – over de beëindiging en wijziging van contracten, in: C.M. Harmsen et al (eds.), *De WHOA van wet naar recht*, Wolters Kluwer 2021, p. 115-136.
- H. Flechtner & H.N. Schelhaas, Avoidance for Breach of Contract, in: L. Di Matteo et al (eds), *International Sales Law*, Bloomsbury Publishing 2021, p. 612-661.
- H.N. Schelhaas & J.H.M. Spanjaard, Boterzacht criterium met messcherp gevolg - Europees Hof zet streep door de rol van vervangend aanvullend recht na vernietiging van een oneerlijk beding, *MvV* 2021, p. 137-147.
- H.N. Schelhaas & E.H.H. Schelhaas, Boeteclausules in huurovereenkomsten: over de uitleg, matiging en vernietiging van cumulatieve boetes, *ORP* 2021, p. 16-25.

### Martijn Scheltema

- M.W. Scheltema, Access to remedy in transnational development projects: the need for effective and comprehensive remedy ecosystems, *International Journal of Law in Context* 2021, p. 136-144.
- M.W. Scheltema, Arbitrage en business human rights: een passende combinatie?, *Tijdschrift voor Arbitrage* 2021, p. 57-64.
- M.W. Scheltema & E. Brans, Aansprakelijkheid Shell voor klimaatverandering. Een 'carbon major' geconfronteerd met een reductiebevel, *Milieu en Recht* 2021, p. 556-567.
- M.W. Scheltema, Aansprakelijkheid van bedrijven voor mensenrechtenschendingen buiten Nederland, in: M. Sombroek et al (eds), *Cum Suis, Vriendenboek Carel Stolker*, Den Haag: Boom Juridisch 2021, p. 79-89.
- H. de Wulf, M.W. Scheltema et al (eds), *Duurzaam ondernemen en Sustainable transport: Preadviezen Koninklijke Vereeniging Handelsrecht*, Paris: Zutphen 2021.
- M.W. Scheltema, De juridisering van mensenrechten due diligence, in: H. de Wulf, M.W. Scheltema et al (eds), *Duurzaam ondernemen en Sustainable transport: Preadviezen Koninklijke Vereeniging Handelsrecht*, Paris: Zutphen 2021, p. 105-140.

### Koen Swinnen

- K. Swinnen, Erfdienstbaarheden, in: H. Snijders et al (eds), *Het nieuwe goederenrecht*, Intersentia 2021.
- K. Swinnen, Goederen in het nieuwe Belgische goederenrecht. Ook ruimte voor data?, *Nederlands Tijdschrift voor Burgerlijk Recht (NTBR)*, p. 189-194
- H.N. Schelhaas & K. Swinnen, Pacta sunt servanda en de WHOA – over de beëindiging en wijziging van contracten, in: C.M. Harmsen et al (eds.), *De WHOA van wet naar recht*, Wolters Kluwer 2021, p. 115-136.
- L. Enneking, M.R. Hebly & K. Swinnen (eds), *Publiek privaatrecht: Over publieke doelen en belangen in privaatrechtelijke verhoudingen*, Boom Juridisch 2021.

### **Erlis Themeli**

- E. Themeli & S. Philipsen, *AI as the Court: Assessing AI Deployment in Civil Cases*, in: K. Benyekhlef (ed), *AI and Law. A Critical Overview*, Éditions Thémis 2021, p. 213-232.
- A. Biard, J. Hoevenaars, X. Kramer & E. Themeli, *New Pathways to Civil Justice in Europe*, Springer 2021.
- A. Biard, J. Hoevenaars, X. Kramer & E. Themeli, Introduction: The Future of Access to Justice – Beyond Science Fiction, in: A. Biard, J. Hoevenaars, X. Kramer & E. Themeli (eds), *New Pathways to Civil Justice in Europe*, Springer 2021, p. 1-20.

### **Carlota Ucin**

- M.C. Ucin, Cuestiones probatorias en el Litigio de Interés Público. Sobre la prueba de la violación de los derechos sociales (Evidence matters in Public Interest Litigation. On the proof of the violation of social rights), *Revista Ítalo-Española de Derecho Procesal* 2021, p. 125-148.
- M.C. Ucin, Tutela judicial efectiva en litigios estructurales. A propósito de las condiciones de detención en la Provincia de Buenos Aires (Effective judicial protection in structural claims. Apropos the imprisonment conditions in Buenos Aires Province), *Revista Jurisprudencia Argentina* 2021, p. 3-10.

### **Ann-Sophie Vandenberghe**

- A.M.I.B. Vandenberghe, The Law on Unfair Terms in Standard Form Contracts In Europe, in: T. Avishalom & K. Mathis (eds), *Consumer Law and Economics (Economic Analysis of Law in European Legal Scholarship)*, Cham: Springer Nature Switzerland 2021, p. 119-131.

### **Hilde Verweij-Hoogendijk**

- J.H.G. Verweij-Hoogendijk, Smart op smart, *AV&S* 2021, p. 64-68.
- J.H.G. Verweij-Hoogendijk, Liability of parents due to actions which endanger their children, *European Review of Private Law* 2021, p. 425-440.

### **Louis Visscher**

- L. Visscher, Een empirische kanttekening bij de directe verkeersverzekering, *AV&S* 2021, p. 186-192.
- M. Faure, L. Visscher & F. Weber, Smart Instrument Mixes to Deal with Legal but Unhealthy Products and Services: An Economic Approach, *European Journal of Risk Regulation* 2021, p. 1-20.
- M. Faure & L. Visscher, A Law and Economics Perspective on the EU Directive on Representative Actions, *Journal of Consumer Policy* 2021, p. 455-482.

### **Franziska Weber**

- F. Weber, *Der Kartellschaden - Eine rechtsvergleichende und rechtsökonomische Untersuchung unter besonderer Berücksichtigung der Mengeneffekte entlang einer Kartellabsatzkette*, Mohr Siebeck 2021.
- F. Weber, Harmonization: Consumer Protection, in: A. Marciano & G. Battista Ramello (eds), *Encyclopedia of Law and Economics*, Springer 2021, p. 1043-1050.
- T. Eger & F. Weber, Immigration Law, in: A. Marciano & G. Battista Ramello (eds), *Encyclopedia of Law and Economics*, Springer 2021, p. 1098-1106.
- G. Gaudin & F. Weber, Antitrust Damages, Consumer Harm, and Consumer Collective Redress, *Journal of European Competition Law & Practice* 2021, p. 1-10.
- R. Van den Bergh & F. Weber, The German Facebook Saga: Abuse of Dominance or Abuse of Competition Law?, *World Competition* 2021, p. 29-52.

- G. Klumpe & F. Weber, Same same, but different..., *Neue Zeitschrift für Kartellrecht* 2021, p. 492-495.
- M. Faure, L. Visscher & F. Weber, Smart Instrument Mixes to Deal with Legal but Unhealthy Products and Services: An Economic Approach, *European Journal of Risk Regulation* 2021, p. 1-20.
- P. van Wijck & F. Weber, The abstract presumption of harm in the Damages Directive: overconcern of overcompensation, *European Competition Journal* 2021.
- P.T.M. Desmet & F. Weber, Infringers' willingness to pay compensation versus fines, *European Journal of Law and Economics* 2021.

#### **Liam Wells**

- E. Kantorowicz-Reznichenko & L. Wells, Nudges and Compliance, in: D. Sokol & B. van Rooij (eds), *Handbook of Compliance*, Cambridge University Press 2021, p. 551-568.

#### **Anran Zhang**

- A. Zhang, *Knocking on Arbitrators' Doors: Legal Standing of Controlled Entities in Investment Treaty Arbitration* (doctoral thesis). Erasmus University Rotterdam, 2021.



## Valorization<sup>2</sup>

### Georgia Antonopoulou

- 8 January 2021: Presentation, *How a wide casting of the jurisdictional net influences the caseload of international commercial courts*, Mini Webinar International Commercial Courts and Jurisdiction.

### Adrian Cordina

- A. Cordina, *The Time is Ripe? Proposed Regulation of Third Party Litigation Funding in the European Union* (blog), 25 October 2021.

### Pieter Desmet

- Established the Erasmus Center for Empirical Legal Studies (ECELS) as part of the sector plan (with Elena Kantorowicz-Reznichenko & Peter Mascini).
- Member of the editorial board for the Journal of Trust Research.
- 9 February 2021: 'De empiristen in het recht laten steeds meer van zich horen', Interview in Mr. Magazine
- 30 June 2021: Lecture on Experimental Legal Studies for the Agora 2021 of the Association of Transnational Law Schools (ATLAS).
- 28 October 2021: Co-promotor at PhD Defense of V.D. Koritarov, Erasmus University Rotterdam (RSM).

### Christoph Engel

- C. Engel, *Wettbewerb und Gemeinwohl*, Max Planck Institute for Research on Collective Goods, Discussion Paper 2021.
- C. Engel, *Lucky You: Your Case is Heard by a Seasoned Panel - Panel Effects in the German Constitutional Court*, Max Planck Institute for Research on Collective Goods, Discussion Paper 2021.
- C. Engel, *Crime as Conditional Rule Violation*, Max Planck Institute for Research on Collective Goods, Discussion Paper 2021.
- C. Engel, K. Heine, & S. Naseer, *Religion and Tradition in Conflict. Experimentally Testing the Power of Social Norms to Invalidate Religious Law*, Max Planck Institute for Research on Collective Goods, Discussion Paper 2021.
- 30 September 2021: Presentation, *Religion and Tradition in Conflict*, American Political Science Association.

### Michael Faure

- Y. Yu & M. Faure, *Could Microinsurance Achieve "Jing Shi Ji Min" with Government Interventions? Evidence from China* (blog), 17 February 2021.
- M. Faure & E. Kantorowicz-Reznichenko, *Should the rich pay higher fines?* (blog), 18 June 2021.
- 8 January 2021: Promotor at PhD Defense of A. Zhang, Erasmus University Rotterdam.
- 2 February 2021: Promotor at PhD Defense of A. Firmin Yapo, Maastricht University.
- 3 February 2021 : Member of PhD committee at PhD Defense I. Mulyana, University of Aberdeen.
- 10 Februari 2021: Lecture, *Milieu en rechtseconomie*, Academie voor de wetgever.
- 21 February 2021: Promotor at PhD Defense of S. Li, Erasmus University Rotterdam.
- 26 February 2021: Member of PhD committee at PhD Defense of M. De Campos, Erasmus University Rotterdam.

---

<sup>2</sup> In this section, we list the lectures, presentations, professional publications and other contributions to the academic forum of our researchers.

- 2 March 2021: Lecture, *Civil Liability for Marina Oil Pollution*, Faculty of Law of the University of Groningen.
- 3 March 2021: Lecture, *Effective Financial Compensation for Victims of Disasters*, Airlangga University in Surabaya Indonesia.
- 5 March 2021: Lecture, *Insurance and the antropocene*, Faculty of Law of Tilburg University.
- 12 April 2021: Lecture, *Afhandelen van langlopende letselschadezaken in het buitenland*, Inspiratiewebinar het Verbond van Verzekeraars – Platform Personenschade.
- 22 April 2021: **Interview** with Verbond van Verzekeraars.
- 21 May 2021: Promotor at PhD Defence of Federico Wesselhoeft, Erasmus University Rotterdam.
- 28 May 2021: Paper Presentation, *What Role for Private Certification in the Protection of Fishery Use Rights? A Multiple Case Study of the Marine Stewardship Council*, LSA 2021.

#### **Emma van Gelder**

- 1 & 2 April 2021: Co-organized the conference *Digital and Intelligent Europe: EU Citizens and the Challenges of New Technologies for Civil Justice* (together with Anna van Duin, Rachel Rietveld & Erli Themeli).

#### **Marnix Hebly**

- 18 March 2021: BACT Seminar, *Compensation and redress for damage caused by criminal offences*, Erasmus School of Law.
- 9 April 2021: Presentation, *Schadevaststelling bij aantasting van de winstcapaciteit van een onderneming*, VBR Voorjaarsvergadering.
- 16 June 2021: Chair of the presentation day *Jonge Meesters 2021: Publiek privaatrecht*, Erasmus University Rotterdam.
- 17 June 2021: Presentation, *Bescherming van de particulier via schadevergoedingsrecht*, Voorjaarsbijeenkomst Vereniging voor Aansprakelijkheids- en Schadevergoedingsrecht.
- 5 July 2021: Lecture, *Schadevaststelling en tijd*, Rechtbank Rotterdam.
- 21 September 2021: Webinar, *Schadevaststelling en tijd*, Instituut voor Juridische Opleidingen (lvJO).
- 7 October 2021: Organized the *Themadag Rechtspraak: Smartengeld*.
- 14 October 2021: Presentation, *Schadevaststelling en tijd*, Stadermann Luiten Advocaten.
- 4 November 2021: Presentation, *Employers' liability*, Post Academische Leergang Arbeidsrecht (PALA).

#### **Klaus Heine**

- C. Engel, K. Heine, & S. Naseer, *Religion and Tradition in Conflict. Experimentally Testing the Power of Social Norms to Invalidate Religious Law*, Max Planck Institute for Research on Collective Goods, Discussion Paper 2021.
- 21 February 2021: Promotor at PhD Defense of S. Li, Erasmus University Rotterdam.
- 26 February 2021: Promotor at PhD Defense of M. De Campos, Erasmus University Rotterdam.
- 3 June 2021: Promotor at PhD Defence of J. Rieff, Erasmus University Rotterdam.
- 30 September 2021: Presentation, *Religion and Tradition in Conflict*, American Political Science Association.
- 3 December 2021: Co-organized the *Crime and Computational Methods Workshop*.

### Kasper Jansen

- K. Jansen, Onjuiste overheidsinformatie: vertrouwensbescherming in privaats- en bestuursrecht, *Overheid en aansprakelijkheid* 2021, p. 139-146.
- Member of the PhD Selection Committee for *Public and Private interests: A new balance*, ESL/ECELS.
- 20 August 2021: [Interview with Kluwer Young Professionals](#).
- 21 September 2021: Course, *Cassatietechniek*, Hoge Raad WB Civiel.
- 30 September 2021: Course, *Informatieplichten*, AvdR Leergang Contractenrecht.
- 15 October 2021: Opposition at PhD Defense of E. Gijssels, Utrecht University.
- 2 December 2021: Course, *Verkeersopvattingen*, SSR.
- 16 December 2021: Presentation, *Hoogtepunten A&V in Europa*, A&V Symposium Erasmus School of Law.

### Martin de Jong

- 19 March 2021: Promotor at PhD Defense of N. Noori, Erasmus University Rotterdam.

### Elena Kantorowicz-Reznichenko

- Established the Erasmus Center for Empirical Legal Studies (ECELS) as part of the sector plan (with Pieter Desmet & Peter Mascini).
- M. Faure & E. Kantorowicz-Reznichenko, [Should the rich pay higher fines?](#) (blog), 18 June 2021.
- 3 June 2021: Quoted in newsarticle, [Hoe meer je verdient, hoe hoger de boete: werkt het straks ook zo in Nederland?](#), RTL.
- 9 September 2021: Presentation, *The Price of Creativity: A Conjoint Experiment in Copyrights*, European Association of Law & Economics 38th Annual Conference.
- 3 December 2021: Co-organized the *Crime and Computational Methods Workshop*.
- Invited to consult on day fines to a committee of the Dutch Council of the Judiciary (LOVS).
- Invited as the 2021 Autumn Semester Max Schmidheiny Foundation Visiting Professor of Criminal Law & Economics at St. Gallen University Switzerland.

### Betül Kas

- 6 May 2021: Presentation, *The role of collective ADR by example of the Volkswagen litigation*, EU Civil Justice Seminar Series.

### Xandra Kramer

- X.E. Kramer & E. Pannebakker, [Shell litigation in the Dutch courts – milestones for private international law and the fight against climate change](#) (blog), 26 May 2021.
- 29 January 2021: Lecture & Workshop, *Cross-border enforcement of debts for EU judges*, European Law Academy (Trier) & European Judicial Training Network (EJTN).
- 5 February 2021: Participated in online seminar *The Netherlands: a forum conveniens for collective redress?*, Maastricht University, Tilburg University, the University of Amsterdam, & Open University.

### Patrick Leyens

- P.C. Leyens, Book Review of J. Redenius-Hövermann, *Verhalten im Unternehmensrecht. Über die realverhaltensorientierte Fortentwicklung des Unternehmensrechts anhand ausgewählter Anwendungsbeispiele* (2019), *Zeitschrift für Unternehmens und Gesellschaftsrecht (ZGR)* 2021, p. 616-621.

### Siewert Lindenberg

- J.P.H. Donner, S. van der Aa, J.P.M. Lazeroms, S.D. Lindenberg, A. Pemberton & W.J. Veraart, *Op verhaal komen. Naar een afgewogen, consistent en betaalbaar stelsel voor compensatie van slachtoffers van een strafbaar feit*, Rapport Adviescollege onderzoek stelsel schadevergoeding voor slachtoffers van strafbare feiten, Den Haag 2021
- S.D. Lindenberg, *Cadeau voor de wetenschap?* (blog), 14 April 2021.
- 25 January 2021: Pointer, *Ziek door je werk*, NPO Start.
- 12 February 2021: Member of PhD committee at PhD Defense of S. Li, Erasmus University Rotterdam.
- 12 March 2021: Lecture, Seminar Empirical Legal Studies.
- 19 May 2021: Presentation, *Actualiteiten aansprakelijkheids- en schadevergoedingsrecht*, Vereniging van Letselschade Advocaten.
- 18 June 2021: Presentation, *Werkgeversaansprakelijkheid en RI&O*, Personenschade Instituut van Verzekeraars.
- 23 June 2021: Webinar, Asbest Instituut.
- 24 June 2021: Opposition at PhD Defense of A.F.M. Elshourbagy, Erasmus University Rotterdam.
- 25 June 2021: Opposition at PhD Defense of I. Bax, Erasmus University Rotterdam,
- 30 June 2021: Opposition at PhD Defense of M. Beumer, Leiden University.
- 2 July 2021: Lecture, *Betekenis van het rapport van de Commissie Donner*, Schadefonds Geweldsmisdrijven.
- 15 October 2021: Member of discussion panel on *Verhaal van door de overheid bij haar taakuitoefening gemaakte kosten: wetgever of rechter?*, Platform publiek- en privaatrecht in dialoog.

### Peter Mascini

- Established the Erasmus Center for Empirical Legal Studies (ECELS) as part of the sector plan (with Pieter Desmet & Elena Kantorowicz-Reznichenko).
- P. Mascini, Annoteren van assumpties als lokmiddel voor juristen, *Recht der Werkelijkheid* 2021, p. 111-115.
- P. Mascini & N. Doornbos (eds.), *Roldynamiek binnen juridische professies*, *Recht der Werkelijkheid* 2021.
- February-March 2021: Lecture Series, *Advanced Introduction to ELR*, Erasmus Graduate School of Law.
- 28 May 2021: Paper Presentation, *What Role for Private Certification in the Protection of Fishery Use Rights? A Multiple Case Study of the Marine Stewardship Council*, LSA 2021.
- 24 June-2 July 2021: Organized the *Agora 2021 of the Association of Transnational Law Schools (ATLAS) on Empirical Legal Research*, ESL.
- 24 June 2021. Lecture, *Choosing between research strategies*.
- 29 June 2021. Lecture, *Qualitative legal studies*.
- 18 November 2021: Presentation, *Reform and the Inspection Encounter: How Micro-Practices Compromise Meso-Politics*, NIG Conference 2021.

### Evangelia Nissioti

- 16 June 2021: EDLE Seminar, *The Role of the Participating Lawyer in the Mediation Process*, Erasmus School of Law.

### Kees van Noortwijk

- 8 April 2021: Lecture, Software Protection - Copyright law and Patent law, Rotterdam School of Management.
- 4 June 2021: Lecture, Privacy and Data Governance, Erasmus Q-Intelligence.

- 11 June 2021: Lecture, Privacy and Data Governance, Erasmus Q-Intelligence.
- 18 June 2021: Course, Juridisch Kader AVG, Erasmus Academie.
- 26 November 2021: Course, Juridisch Kader AVG, Erasmus Academie.

#### Alina Onțanu

- A. Onțanu, *Regulation Bla: a standard for free circulation of judgments and mutual trust in the European Union: Report for Romania*, Asser Institute Report 2021.
- 11 January 2021: Workshops, *The European Small Claims Procedure: A Simple Complexity & What Future for Cross-Border Small Claims?*, HEC Paris.

#### Sarah van Os

- 17 February 2021: EGSL Lunch Lecture, *Diversity in Justice: Empirical Study of Legal Culture*, Erasmus School of Law.
- 10 November 2021: EGSL Lunch Lecture, *Diversity in Justice: Empirical Study of Legal Culture – Results*, Erasmus School of Law.

#### Priskila Penasthika

- P. Penasthika, [Indonesia to Accede to the Hague Apostille Convention](#) (blog), 9 March 2021.
- P. Penasthika, [Indonesia deposits its instrument of accession to the HCCH 1961 Apostille Convention](#) (blog), 5 November 2021.
- 25 March 2021: Lecture, *The Hague Principles on Choice of Law in International Commercial Contracts: The Influence*, European Private International Law Course.

#### Niels Philipsen

- N. Philipsen, [The importance of academic collaboration with China](#) (blog), 8 April 2021.
- 8 February 2021: Presentation, *Economische analyse van regulering*, University of Groningen.
- 25-26 March 2021: Chair at the conference *The Future of Law and Economics*.
- 5-16 July 2021: Organized Summer Course *Law and Economics: Lessons for the Design of Efficient Regulation*
- 8 September 2021: Opposition at PhD Defense of M. Vollmer, Maastricht University.
- 24 September 2021: Speaker on *Smart Mixes of Regulation: An Academic Perspective*, 22nd Global Conference on Environmental Taxation, University of Groningen.
- 11 November 2021: Promotor at PhD Defense of J. Jiang, Erasmus University Rotterdam.
- 1 December 2021: Speaker on *The Greening of State Aid under the EU Green Deal*, The Impact of the EU Green Deal on Chinese trade and investment in Europe: Opportunities and challenges Seminar, Maastricht University.
- 8 December 2021: Promotor at PhD Defense of H. Ai, Maastricht University.

#### Alberto Quintavalla

- G. Dominiononi, A. Quintavalla, C. Sottillotta & A. Romano, [Public trust and the intertwined fate of institutions in the Covid-19 pandemic](#) (blog), The Loop – ECPR's Political Science.

#### Femke Ruitenbeek-Bart

- 17 March 2021: EGSL Lunch Lecture, *Relational restoration in personal injury cases*, Erasmus School of Law.

## Harriët Schelhaas

- H.N. Schelhaas, De uitleg van huurovereenkomsten tussen commerciële partijen, *Tijdschrift voor Huurrecht Bedrijfsruimte* 2021, p. 87-96.
- H.N. Schelhaas, Wijziging huurovereenkomst door onvoorziene coronamaatregelen – noot bij Rb Den Haag 21 januari 2021, *JOR* 2021, p. 1192-1204.
- January 2021: Podcast, *Possible privileges for vaccinated persons*, Juridisch Geneuzel.
- 22 April 2021: Presentation, *What is the value of law in an emergency situation like corona?*, Mini-symposium student association Astrea.
- 31 March 2021: Opposition at PhD Defense of K. Everaars, Radboud University, Nijmegen.
- 9 April 2021: Opposition at PhD Defense of D. Op Heij, Tilburg University.
- 13 April 2021: Mini-symposium, *Noodrecht*, EHLC Rotterdam.
- 23 April 2021: Opposition at PhD Defense of S. Tamboer, Universiteit van Amsterdam.
- 30 June 2021: Opposition at PhD Defense of M. Beumer, Universiteit Leiden.
- 29 September 2021: Presentation, *Remedies in het contractenrecht*, Gerechtshof Arnhem/Leeuwarden.
- 8 November 2021: Panel chairman, Midterm review bachelor & master programs Law Faculty, Raboud University Nijmegen.
- 22 November 2021: Course, *Verdieping contractenrecht*, SSR.
- 26 November 2021: Opposition at PhD Defense of B. Schouten, Erasmus University Rotterdam.
- 29 November 2021: Course, *Contract & corona*, Academie voor de Rechtspraak.
- 3 December 2021: Opposition at PhD Defense of T. van Santen, Open University Heerlen.

## Martijn Scheltema

- 8 January 2021: Member of PhD committee at PhD defense of A. Zhang, Erasmus University Rotterdam.
- 17 February 2021: Lecture, *Business Human Rights*, University of Amsterdam.
- 18 March 2021: Participated in expert meeting on public supervision and access to remedy in connection with envisaged legislation in the Netherlands, Dutch Ministry of Foreign Affairs.
- 14 April 2021: Appointed as member of the High Level Expert Panel on Sustainable Finance established by the Dutch Banking Association.
- 14 April 2021: Presented and participated in a panel on legislation regarding living, Circle and Matrix Chambers.
- 15 April 2021: Presented and participated in a panel on human rights due diligence by investors as well as their role in access to remedy, Responsible Investor Netherlands Week 2021.
- 20 April 2021: Participated as expert in a hearing on public supervision and (Dutch or European) human rights due diligence legislation, Social Economic Council (SER).
- 21 April 2021: Lecture, *Business Human Rights*, University of Antwerp.
- 8 June 2021: Presentation, *Shell case regarding liability of oil majors for climate change building on international Human Rights Frameworks*, Rabobank.
- 2 July 2021: Presentation, *Shell case regarding liability of oil majors for climate change building on international Human Rights Frameworks*, ING.
- 31 August 2021: Participated in expert meeting regarding public supervision and enforcement of legislative human rights due diligence requirements, OHCHR and SHIFT.
- 14 September 2021: Presentation, *Shell ruling on climate change and human rights*, International Chamber of Commerce.
- 30 September 2021: Presentation, *Sustainability and human rights*, Dutch Association of Legal counsels (NGB).
- 8 October 2021: Presentation, *Project finance and access to remedy in case of human rights abuse*, EUR Workshop In Good Company.

- 2 November 2021: Presentation, *Shell climate ruling in connection with human rights*, EUMEDION annual conference.
- 13 December 2021: Co-organized and presented at a workshop on access to remedy and the loss of housing, CILC and the Dutch embassy in Indonesia.

#### Koen Swinnen

- 21 February 2021: Member of PhD committee at PhD Defense of S. Li, Erasmus University Rotterdam.
- 15 June 2021: Presentation, *Erfpachtrechten onder het nieuwe boek 3 BW*, VlaNot Seminars (together with Samuel Wynant).

#### Erlis Themeli

- 17-18 February 2021: Presented in panel on *Online Courts During Covid-19 and Beyond*, Bar Ilan University Faculty of Law (together with prof. Schmitz & Adv. Naqui).
- 1 & 2 April 2021: Co-organized the conference *Digital and Intelligent Europe: EU Citizens and the Challenges of New Technologies for Civil Justice* (together with Anna van Duin, Emma van Gelder & Rachel Rietveld).

#### Ann-Sophie Vandenberghe

- 27 January 2021: Lecture, *Arbeidsrecht*, Academie voor de wetgever.

#### Hilde Verweij-Hoogendijk

- 28 April 2021: EGSL Lunch Lecture, *Liability and insurance in the parent-child relationship*, Erasmus School of Law.

#### Louis Visscher

- 6 January 2021: Lecture, *Inleiding in het rechtseconomische denken*, Academie voor de wetgever.
- 13 January 2021: Lecture, *Contractenrecht, onrechtmatigedaadsrecht en schadevergoeding*, Academie voor de wetgever.
- 4 June 2021: Promotor at PhD Defense of P. Kirst, Erasmus University Rotterdam.
- 7 June 2021: Lecture, *Game Theory*, College van Beroep voor het bedrijfsleven.
- H. Kerkmeester & L. Visscher, *Rechtseconomie, Ars Aequi KwartaalSignaal* 2021, p. 9440-9441.

#### Franziska Weber

- F. Weber, *Zeit für Inhalte in puncto Daten, Verbraucher und Recht* 2021, p. 161-162.
- 26 February 2021: Promotor at PhD Defense of M. De Campos, Erasmus University Rotterdam.
- 26 Februari 2021: Completed Habilitation procedure
- 12 March 2021: Presentation, *The German Facebook Saga: Abuse of dominance or abuse of competition?*, Mannheim Centre for Competition and Innovation (Macchi) conference.
- 3 June 2021: Chair of Inner Committee at PhD Defense of J. Rieff, Erasmus University Rotterdam.
- 4 June 2021: Chair of Inner Committee at PhD Defense of P. Kirst, Erasmus University Rotterdam.



- 8 June 2021: Invited to participate in Roundtable on Legal Implications, Online-Verbraucherforschungsforum Nudging in der Verbraucherpolitik, Ministerium für Ländlichen Raum und Verbraucherschutz.
- 17 June 2021: Presentation, *Truck cartel judgment of 12.5.2021 – Amsterdam: outcome*, Competition Litigation Forum.
- 29 June 2021: Lecture, *Lost profit? Lost incentives to sue – ‘law & economics’ challenges regarding cartel damage claims*, Bucerius Law School.
- 4 October 2021: Presentation, *Keep Them Out of It! How Concerns for Others’ Privacy Influence the Willingness to Sell Personal Data*, Conference Economic and Legal Challenges in the Advent of Smart Products at ZIF in Bielefeld.
- 25 November 2021: Presentation, *Keep Them Out of It! How Concerns for Others’ Privacy Influence the Willingness to Sell Personal Data*, Ius Commune Empirical Contract Law Workshop.

#### **Liam Wells**

- 1 July 2021: EDLE Seminar, *Transatlantic Regulation of Pharmacovigilance and Product Liability: Exploring economic and cultural explanations*, Erasmus School of Law.

#### **Antonella Zarra**

- 23 June 2021: EDLE Seminar, *Pandemic-sanctioned AI surveillance: Human rights under the threat of algorithmic injustice in the EU*, Erasmus School of Law.

#### **Anran Zhang**

- A. Zhang & W. Yin '*Chinese State-Owned Enterprises’ Investment in Africa: An Unequivocal Role?*' (blog), 7 January 2021.