

Annual Report 2020

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

Behavioural Approaches to Contract and Tort: Relevancy for Policymaking

Annual report 2020

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1. Key Facts of 2020

- In February 2020 Xandra Kramer was awarded a Vici grant by the Netherlands Organisation for Scientific Research (NWO), to further develop her innovative line of research in the area of civil justice and to consolidate her research group in the coming five years. The project title is: *'Affordable access to justice: towards sustainable cost and funding mechanisms for civil litigation in Europe'*. The project started in December 2020.
- In January 2020 the kick-off conference "*The Roundabouts of Digital Governance*" of the Jean Monnet Centre of Excellence on Digital Governance (DIGOV) took place.
- In November 2020 the Conference Frontiers in Civil Justice, organized by the ERC team together with Ilja Tillema took place in Rotterdam.
- Five PhD students defended their thesis.

2. Behavioural Approaches to Contract and Tort

The Research Programme

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

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

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

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

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

Organisation of BACT

Directors

Since 2013, professors Peter Mascini and Michael Faure lead the programme. Since 2015, professor (as of 1 January 2021) Pieter Desmet complements the team of directors, as does professor Siewert Lindenbergh since 2016. In 2020 associate professor Franziska Weber joined BACT's management team. Together with Marianne Breijer, they are responsible for management and strategic decision-making.

Secretarial support

In 2020 secretarial support (e.g. compiling the newsletters and the annual report) was provided by Femke Ruitenbeek-Bart. The BACT secretariat can be reached via info.bact@law.eur.nl.

BACT seminars

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

BACT's connection to other institutes

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

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

The European Doctorate in Law and Economics (EDLE) is one of the largest doctorate programmes in the field of Law and Economics. It is a joint doctorate programme involving the Universities of Bologna, Hamburg and, Rotterdam. In 2019 Rennes1 joined the programme. 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 (since 2018), the University of Ghent, Haifa University, Hamburg University, the Indira Gandhi Institute of Development Research Mumbai, LUMSA University Rome, the University of Vienna and the Warsaw School of Economics. The programme prepares economists and lawyers for an academic career in an important research field, or for positions of responsibility in government, research organisations, and international law and consulting firms. Wicher Schreuders is the Erasmus Mundus coordinator. Professor Louis Visser is the current Director.

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

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

3. People

BACT researchers in 2020

Professors

Prof. P.T.M. Desmet (as of 1 January 2021)	<i>Chair of Quantitative Empirical Legal Studies</i>
Prof. Martin de Jong	<i>Chair of Dynamics of Inclusive Prosperity</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. E. Kantorowicz-Reznichenko (as of 1 January 2021)	<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>

Associate Professors

Dr. K.K.E.C.T. Swinnen (as of September 2020)

Dr. A.M.I.B. Vandenberghe

Dr. F. Weber (as of 1 June 2020)

Dr. R. Westrik

Assistant Professors

Dr. A. Onçanu

Dr. I. Tillema

Dr. M. Hebly

Researcher

Dr. A. Quintavalla (as of June 2020)

Postdocs

Dr. J. Hoevenaars

Dr. B. Kas

Dr. E. Themeli

Dr. B.F.H. Nieuwesteeg

BACT PhD candidates in 2020

Georgia Antonopoulou	<i>International Commercial Courts. A study on the London Commercial Court, the Netherlands Commercial Court and the German Chambers for International Commercial Disputes</i>
Paul Aubrecht	<i>The Arbitrability of Tort Claims: A Comparative Law and Economics Analysis</i>
Allen Bargfrede	<i>The Impact of Second Generation Internet Copyright Laws on Musicians and Songwriters. Do they really economically benefit the creator?</i>
Maria Fernanda Caporale Madi (defended on 29 June 2020)	<i>Regulating Vertical Agreements: A comparative Law & Economics analysis of Brazil and Europe</i>
Lucas Alves Chacha	<i>Analysing Brazilian Anti-Corruption Enforcements</i>
Yong-Fu Chang (until October 2020)	<i>Constitutional Environmental Protection and Its Implementation: A Law and Economics Analysis</i>
Adrian Cordina	<i>Funding and who decides?</i>

Hongwei Dang	<i>Sustainable Investment</i>
Esra Demir (as of September 2020)	<i>Data Governance of Genetic Codes</i>
Jan Essink	<i>The Dublin system and the development of EU asylum and Schengen crises: structural problems and solutions</i>
Emma van Gelder	<i>Online dispute resolution (ODR) against the background of access to justice</i>
Melissa de Groot	<i>Costs of care as a loss: private or public compensation?</i>
Martin Holderied	<i>Interest Theories on the Regulation of Sharing Economy Markets</i>
Mrinmayi Katdare	<i>Precautionary Principle – How does political discretion influence its implementation?</i>
Tristan Klik	<i>Competition Law in the Data Economy</i>
Anna Kovács	<i>The behavioral determinants of collective action on climate change</i>
Shu Li	<i>Law and Economic Analysis of 3D Printing: Perspectives from product safety</i>
Wanli Ma (defended on 31 August 2020)	<i>Reform Investor-State Dispute Resolution from the Perspective of Domestic Courts: Focusing on Adjudication and Judicial Review</i>
Edoardo Martino (defended on 10 September 2020)	<i>Bank Governance and the Bail-in in the EU: A Law & Finance analysis on the role of bail-inable creditors</i>
Cintia Bezerra de Melo Pereira Nunes	<i>Administered Contracts for Petroleum Extraction in Brazil</i>
Sarah van Os	<i>Diversity in Justice? A Comparative, Interdisciplinary and Empirical Study into Legal Culture</i>
Priskila P. Penasthika	<i>The challenges in applying choice of law clauses in international commercial contracts: The study of Indonesia</i>
Kuan-Jung Peng	<i>Law and Economic Analysis of Financial Technology</i>
Kostina Prifti (from September 2020)	<i>Regulation of Autonomous Robots in Healthcare</i>
Alberto Quintavalla (defended on 16 December 2020)	<i>Building a New Water Policy: giving Water its Full Value</i>
Renny Reyes Reyes (defended on 2 October 2020)	<i>Better Regulation in Latin American Countries: A tool for accountability?</i>
Joé Rieff	<i>Increased Fiscal Coordination between European Member States: A necessity to further market integration?</i>
Alexandre Ruggieri Kosbiau	<i>Positive Financial Regulation through Law and Behavioural Economics: the cases of the Euro Zone and the Brazilian Financial System</i>
Femke Ruitenbeek-Bart	<i>And what about the tortfeasor? Understanding the missing link in relational restoration of personal injury victims</i>
Shashank Sharma	<i>Essays on Antitrust Analysis of Multi-sided Platforms</i>
Eduardo Silva de Freitas	<i>Crowdfunding civil justice</i>
Melanie Theisinger	<i>Institutional Inertia and Changing Regulator Preferences in Trade and Investment Regimes</i>

Heleen Tiemersma	<i>The potential of the financial sector to contribute to realizing human rights; how can financial institutions expand and exercise their leverage on corporate clients and business partners</i>
Adrianus van Heusden	<i>The Efficiency Fallacy of Using General Terms and Conditions: A Law and Economics analysis of the battle of forms</i>
Hilde Verweij-Hoogendijk	<i>Liability of parents towards their children</i>
Josje de Vogel	<i>Private services-based mobility and Consumer Protection</i>
Xiao Xun (defended on 19 November 2020)	<i>Director's Duties and Liabilities in Corporate Law in China</i>
Meiqing Wang	<i>Compensation mechanism in ISDS</i>
Yachao Wang	<i>The Enforcement of Investor-State Arbitration Awards against States'</i>
Liam Wells	<i>Transatlantic Regulatory Divergence in Pharmaceuticals: exploring economic and cultural explanations</i>
Nan Yu	<i>Mandatory Dividend Regulations in the Stock Market: A Comparative Law and Economics Analysis</i>
Antonella Zarra	<i>The Law and Economics of Artificial Intelligence</i>
Karol Zdybel	<i>An Economic Analysis of Legal Pluralism</i>
Anran Zhang	<i>Legal Status of Controlled Entities in International Investment Arbitration</i>
Jinyue Zhang	<i>The Application of Law in Cross-Border Issuing and Trading of Securities between Europe and China</i>
Yayi Zhang	<i>Non-public Bribery, Public Enforcement: A Comparative Study of Commercial Bribery among China, the United Kingdom and the United States</i>

Other EDLE PhD candidates

- 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*
- Chiara Natalie Focacci (Bologna), *Essays on Active Labour Market Policies*
- 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*

- Dirk Heine (Hamburg), *Challenges and Solutions to Environmental Tax Reforms* (defended on 9 July 2020)
- Jian Jiang (Haifa), *Vulnerabilities, Cybersecurity and the Role of Law and Regulation herein*
- 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*
- Youssoufa Sy (Rennes1), *Political legislation cycles in a comparative approach.*
- Denard Veshi (Haifa), *Refugee Flow: A Law and Economics approach* (defended on 19 November 2020)
- Karol Zdybel (Hamburg), *An Economic Analysis of Legal Pluralism*
- Antonella Zarra (Hamburg), *The Law and Economics of Artificial Intelligence*

4. Output and Activities

News

DIGOV Kick-off Conference

On 28-30 January 2020 the kick-off conference “The Roundabouts of Digital Governance” of the Jean Monnet Centre of Excellence on Digital Governance (DIGOV) took place. It brought scholars from multiple academic backgrounds and from around the globe to Erasmus University Rotterdam. The conference was joined by participants from business, NGOs and public policy.



Big Data, Artificial Intelligence, Robots, 3D-Printing, the Smart Factory, Autonomous Cars or Chat Bots. These terms are short cuts for the technological and social disruptions with which we are confronted at our workplaces, at home, at school, when we buy something on the internet or if we take part in elections. The new EU Commission under von der Leyen has identified digitalization and digital governance as one of its main priorities

for the upcoming years.

The kick-off conference of DIGOV focused on the perimeter of digital governance. The conference worked on an inventory of the hot-spots of digital governance. Best practices and approaches were identified to get a grip on the challenges of the ongoing digital transformation in Europe and abroad.

On Tuesday afternoon, 28 January, the conference was opened by Rutger Engels, Rector Magnificus of Erasmus University Rotterdam, followed by a keynote lecture of Christoph Engel (Erasmus School of Law and Director Max Planck Institute on Collective Goods, Bonn) on Judicial Tech. In his keynote speech Christoph Engel was concerned with the question that judges can surely benefit from computer generated input, in particular if legal doctrine conditions judicial decisions on predictions. Yet, this requires that judges adequately process computer advice. Experimental evidence cast doubt on this. Typical court cases are ill-defined. Human intuition is surprisingly good at nonetheless making meaningful choices. The keynote presented a recent experiment supporting this claim.



On Wednesday, 29 January, the leading theme was ‘The scope of proper digital government: Fading intrajurisdictional boundaries between public and private governance?’. In three panels two presentations were given. Panel 1 focused on ‘New technologies and their disruptive impact on economic integration’ (by Klaus Heine, Erasmus University Rotterdam, and Wouter Verheyen, University of Antwerp). Panel 2 discussed ‘E-government – liquid democracy and tight administration’ (by Oren Perez and Ittai Bar-Siman-Tov, both Bar-Ilan University), whereas Panel 3 dealt with ‘Teaching digital governance – blending the digital curriculum’ (by Farshida Zafar and Kris Stabel, both Erasmus University Rotterdam). Each



presentation was followed by a plenary discussion, which continued during the conference dinner that evening.

On Thursday, 30 January, the leading theme was 'Data on the flight: Is there still a jurisdiction for the digital? In the morning two further panels took place. Panel 4 discussed 'Digital Platforms: Competition and Regulation' (by Pinar Akman, University of Leeds, and Ayelet Sela, Bar-Ilan University). Panel 5 focused on 'Data all over the place; but who is responsible?' (by Evert Stamhuis, Erasmus University Rotterdam) and Freek Bomhof, TNO - Netherlands Organisation for Applied Scientific Research).

Finally, in a Roundtable on "Mapping digital governance – Intra and cross jurisdictional challenges for law and policy making in the EU and beyond" with Sara Kemppainen (I4ADA), Anna Keuning (Erasmus School of Law), Patrick Spigt (Haarlem Municipality), Christoph Steck (Telefónica), Bart Vrancken (De Volksbank), Hub Zwart (Erasmus School of Philosophy) moderated by Gerrit Schipper (Erasmus Centre for Data Analytics).

The three day conference was closed by the Dean of Erasmus School of Law, Suzan Stoter.

This conference was made possible with the financial contribution of the Erasmus+ programme of the European Union, Erasmus School of Law (ESL), the Erasmus Initiative Dynamics of Inclusive Prosperity (DoIP) and the research programme Behavioural Approaches to Contract and Tort (BACT).

The kick-off meeting was only the start of a three year programme financed by the European Commission. DIGOV asks which rules and norms are needed to enable Big Data and Artificial Intelligence to fully support our individual and societal interests. To that aim DIGOV organizes international conferences, workshops, a visiting scholar program, policy consultations and builds up an open teaching platform.



Digital Governance (DIGOV) is the name of the Jean Monnet Centre of Excellence that has been awarded by the European Commission to Erasmus School of Law, in conjunction with the Centre for Business Law and Practice of the Law School of the University of Leeds (UK) and the Law School of Bar-Ilan University (Israel). Centres of Excellence are awarded to outstanding research groups that have a visible societal impact and do cutting-edge research on an international scale.

Franziska Weber joins the BACT MT

Since 1st June 2020 Franziska Weber is Associate Professor in Law and Economics at the Rotterdam Institute of Law & Economics. Right after her appointment she also joined the management team of BACT. Before her return to ESL, she was a junior professor for Civil Law and Law & Economics at the University of Hamburg (2013-2020). Her background is originally in European and Comparative Law. After engaging with Law&Economics during her Master studies in Maastricht, she subsequently started with the EDLE- Program at the Universities of Rotterdam, Bologna and Hamburg to research optimal mixes in consumer law enforcement. She recently finished another interdisciplinary book on antitrust damage quantification comparing German, Dutch and Spanish law. Further research interests include behavioural law and economics and data law. She is eligible to the German and Spanish bar.



BACT opening seminar

On 16 September we kicked off a new BACT season with our BACT opening seminar. The seven new BACT PhDs pitched their research project and Martijn Scheltema announced the appointment of a Chinese and a South-African PhD. After the new members introduced themselves and their research topic, we had our first BACT seminar of the new academic year. Anna Rita Germani, Aggregate professor of International Economics at Sapienza University in Rome presented a paper titled *Does Money Laundering Affect Environmental Crime? A Case Study on Italian Regions*.

The paper empirically examines the determinants of environmental crime in Italy in a panel of Italian regions over the period 2006-2016 with a particular focus on the role of money laundering, controlling for corruption and extortion. In line with the law and economics literature, socio-economic, enforcement and crime-deterrence characteristics are considered. The results show the importance of disentangling the inter-dependency between environmental crimes, money laundering and corruption. The implications of our findings for future policy options are also discussed.

Conference on Covid-19 and civil justice

On 15 May 2020, Xandra Kramer participated in an online conference dedicated to Covid-related litigation and judicial and legislative responses. The conference was organised with Catherine Piché (University of Montréal) and 18 speakers from different countries around the globe participated in this online event. Xandra discussed the closing down of the courts in the Netherlands on the 17th of March resulting from the lock-down. After this date, only urgent and written proceedings continued. A new temporary act was put in place to regulate distance hearings and other temporary measures concerning the operation of the courts and the online submission of documents. As of 11th of May, the courts re-opened, however with limitations to physical oral hearings and exclusion of the general public. Following an interview with the president of the Rotterdam district court, she also discussed how the corona crisis has led to boosting technology and innovation and a pragmatic approach of Dutch courts in this respect.

Alternative 3rd year presentations & EDLE seminar series

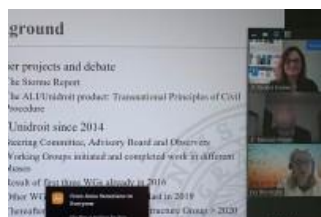
Due to corona, the EDLE Joint Seminar 'The Future of Law and Economics' that was supposed to take place in Maastricht end of March, was cancelled last minute. For the 3rd year EDLE PhDs this traditionally is the last official presentation in the regular EDLE trajectory. On 15 May, an alternative online seminar was organized where all 3rd year EDLEs presented:

- Carlos Riquelme "General Principles of Domestic Law Applicable to Sovereign Debt Restructuring. Part Two"
- Jan Essink "The economic effects of hosting asylum seekers: its drivers, an indication and implications for a smart asylum system"
- Chiara Natalie Focacci "Why Do Unemployed People Avoid Participation in Training? An Experiment for Policy Making"
- Paul Aubrecht "'Since it costs a lot to win and even more to lose'; Implications for competition law from the use of arbitration for tort claims and the possibility of collusion to subvert due care standards"
- Laurenz Goldhahn "Beyond Shareholder Value: Lessons from the Financial Sector"
- Liam Wells "Risk, Culture, and the Regulation of Pharmaceuticals – Further explaining differences in social regulation across the United States and the European Union using cultural theory"

It was one of the first digital gatherings with participants from all of the partner universities in the audience. This also gave rise to the idea of a follow up. Because normally the EDLE 2nd year seminar series is concluded with the Joint Seminar 'The Future of Law and Economics' end of March. This year, due to corona, everything came to a sudden halt. Not only the seminar series, but also the spontaneous discussions during lunch, coffee breaks and other moments. Therefore, we continued in a broader setting with 'EDLE seminars – the sequel': all (EDLE) PhDs from all years were invited to participate and, on a voluntary basis, to present their work. This didn't have to be a 'conference ready' paper presentation, but also work in progress could be presented, where during the plenary discussion the presenter received feedback from the audience on the things (s)he is struggling with or doubting about. Lucas Chacha, Evangelia Nissioti, Francesca Leucci, Mrinmayi Katdare, Salvini Datta and Martin Holderied presented in the weekly seminars that followed.

The weekly online seminars met a need to keep in touch with each other, even though the EDLEs were literally scattered all over the world as most went back to their home country. A bit of a challenge to find a reasonable time that fitted all, and an applause for Paul Aubrecht (back in the USA) who had to get up very early each week to join the seminars. And even when the summer holidays started, the seminar series spontaneously continued with presentations by senior EDLEs Jan Essink and Chiara Focacci and even an alumnus, Goran Dominioni.

Webinar ELI-Unidroit Model European Rules of Civil Procedure



On 6 November 2020, the ERC group organized a small scale webinar on the occasion of adoption of the ELI-Unidroit Model Rules and the upcoming kick-off of the Vici project related to our ERC project on Affordable Access to Justice: The ELI-Unidroit Model European Rules of Civil Procedure: soft law shaping the future of European Civil Procedure?

Xandra Kramer presented on the creation, main principles and future prospects of the Model Rules. Eva Storskrubb (University of Uppsala) discussed the Cost rules, in the drafting of which she was closely involved being one of the co-reporters. Masood Ahmed (University of Leicester) viewed the rules on cost, management and ADR from the English perspective. Despite the small set up and short notice, over 60 people participated in the webinar and the discussion.

Conference Frontiers in Civil Justice

On 16 and 17 November 2020 the Conference Frontiers in Civil Justice took place. The conference was organized by the ERC team together with Ilja Tillema in Rotterdam.

The conference addressed four key issues in civil justice, which require a deeper and renewed reflection in light of their contribution to facilitating access to justice. Those concern the shaping of the interaction between formal and informal justice (panel I), the digitalization of consumer dispute resolution (panel II), the collectivizing and monetizing of civil litigation (panel III) and justice innovation and frontier developments in civil justice (panel IV). Renowned speakers and selected speakers following a call for papers gave their views during the two-day conference that, although set up previously as a blended event with online as well as live attendance at Erasmus University in Rotterdam, was forced to move fully online due to the tightening of Covid-19 measures in the Netherlands.

BACT-researchers publish report on compensation and redress for damage caused by criminal offenses

Marnix Hebly, Siewert Lindenbergh, Louis Visscher and Pieter Desmet were commissioned by the Scientific Research and Documentation Center of the Dutch Ministry of Justice and Security (WODC) to explore which sources of compensation cover damage suffered by crime victims, to what extent financial compensation of crime damage and redress from the offender actually take place, and to what extent public costs are involved.

In recent years, the focus on compensation for victims of criminal offenses has increased. However, there was still insufficient insight into how victims actually (can) get compensation for their damage. Therefore, the aim of the study was to provide insight into the of sources of financial compensation and, more specifically, into the extent to which compensation of the victim and redress from the offender actually take place through those sources. It has also been investigated which public costs are involved. These insights will help shape the future compensation system for victims of criminal offenses.

The report was presented to the House of Representatives by Minister Sander Dekker on 10 November 2020. The report has also been brought to the attention of the temporary advisory board (the 'Donner Commission'), which is investigating the compensation system for victims of criminal offenses and the possibilities of a more balanced system for the future.

Presentation of Guidelines for Handling Work-Related Disease Cases

On Thursday 26 November, the Personal Injury Council (Letselschade Raad) presented Guidelines for Handling work-Related Disease Cases to the State Secretary for Social Affairs and Employment. A few days earlier, the Leidraad was presented to the State Secretary of Social Affairs and Employment Bas van 't Wout.

Occupational illness cases are notoriously tricky, mainly because the connection between work and illness is often difficult to establish. The Guidelines aim to improve the practice of claims handling by stimulating and streamlining cooperation between parties that are professionally involved in work-related disease cases. The common thread in the Guidelines is that the handling of occupational disease claims can be substantially improved if the parties involved in the claim handling process cooperate as much as possible on this matter. This cooperation assumes an attitude of openness and trust and serves the shared interest in clarity, drive and solution-orientations. The step-by-step plan laid down in the guideline offers tools for shaping this collaboration pragmatically and efficiently.

The first phase (2018) of the project consisted of an exploratory study of bottlenecks in practice, as well as an exploration of opportunities for a code of conduct as a solution. This research was carried out by Melissa de Groot and Siewert Lindenbergh. The second phase (2019) consisted of drafting the text of the document by a broadly composed working group (lawyers, damage experts, medical advisors, mediators, etc.), chaired by Siewert Lindenbergh and supervised by Marnix Hebly. This group was monitored by a steering group in which various stakeholders were also represented. In the autumn, the definitive text was finalized, after submission of a draft to the industry for consultation.

Christopher Hodges awarded OBE

Professor Chris Hodges, Centre for Socio-Legal Studies, was awarded an OBE in the New Year Honours for services to Business and Law. He warmly recognises the support over many years of many friends and colleagues, not least his team of research colleagues.

The award recognises many years researching regulatory and dispute resolution systems, and working with officials, judges, ombuds, businesses, consumers and others on reforms aimed at producing outcomes and systems that are ethical, fair, safe, effective and cooperative. Professor Hodges has chaired committees in the pharmacy, medical devices, medicines, consumer law, product safety and liability, housing and opera sectors. He has advised governments, regulators and ombuds across the world. He has sat on committees redesigning regulation of property agents, and served on various boards including of the UK Research Integrity Office.

Professor Hodges is regarded as the leading European expert on consumer dispute resolution, ombuds and ADR, with deep knowledge founded on extensive research, and has advised almost all the UK consumer Ombudsmen. He co-founded the International Network for Delivery of Regulation in 2017 at the invitation of UK government, which has links with experts in regulatory delivery worldwide. His research into public and private enforcement cast doubt on the efficacy of deterrence in most circumstances, and led to the 'no blame' open culture idea of Ethical Business Practice and Regulation. These concepts are now being piloted widely, from financial services to care homes to water pricing. He has held chairs at Oxford and Erasmus Universities, and visiting chairs in China, Australia and Belgium.

Vici project 'Affordable access to justice: towards sustainable cost and funding mechanisms for civil litigation in Europe' begins

December 2020 marked the start of the Vici project of Xandra Kramer. The Vici grant was awarded to her in February 2020 by the Netherlands Organisation for Scientific Research (NWO), to further develop her innovative line of research in the area of civil justice and to consolidate her research group in the coming five years.

Access to justice is a human right guaranteed by the European Human Rights Convention and the EU Charter of Fundamental Rights and is crucial for sustainable economic growth. At the same time, it is the fundamental right that is most often violated. At the heart of effective access to civil justice lies litigation funding and cost management. The Vici project will assess new pathways to civil justice funding and cost schemes, with a view to developing a balanced financing system, thereby securing access to justice in Europe. Xandra Kramer's project will analyze the development of private financing and cost mechanisms in several European jurisdictions and examine them against the background of ensuring access to justice as a fundamental right. This will result in a framework for financing and cost rules that contributes to a sustainable European civil justice system.

The Vici project started in December 2020. The team consists of Dr. Eva Storskrubb, Dr. Carlota Ucin, Adriana Dori LL.M. and Dr. Masood Ahmed (all as of January 2021) and PhD students Eduardo Silva de Freitas LL.M. and Adrian Cordina LL.M. (both as of December 2020).

BACT research seminars and guest lectures

In 2020 the following speakers held a seminar within our group:

Date	Speaker	Topic
23 January	Philip Hans Franses	<i>A Future for Big Data</i>
	Jon Klick	<i>The Effect of Alcohol on Crime: Evidence from Baseball</i>
25 June	Jeff Rachlinski	<i>Judging Autonomous Vehicles</i>
29 October	Chris Reinders Folmer	<i>Compliance with COVID-19 mitigation measures and the processes that sustain it: A longitudinal perspective from the Netherlands and the United States</i>
10 December	Jeroen Luyten	<i>How much does it really cost to develop a new drug?</i>

PhD Defences

Edoardo Martino, 10 September 2020

Bank Governance and the Bail-in the EU: A Law & Finance analysis on the role of bail-inable creditors

Promoters: Prof. A.M. Paccès and Prof. G.W. Ringe

Renny Reyes Reyes, 2 October 2020

Better Regulation in Latin American countries: A tool for accountability?

Promoters: Prof. A. Paccès and Dr. A. Renda

Denard Veshi, 19 October 2020

Refugee Flow: A Law and Economics approach

Promoters: Prof. E. Salzberger and Prof. M. Faure

Xun Xiao, 19 November 2020

Director's Duties and Liabilities in China

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

Alberto Quintavalla, 16 December 2020

Water: Conceptualisations, Regulatory Approaches and Scrutinising EU Water Law

Promoters: Prof. K. Heine and Prof. E. Hey

Awards, Distinctions and Other Evidence of Reputation

Alina Ontanu

- Became editor of European Association of Private International Law Blog (EAPIL Blog).
- Became member of the European Association of Private International Law (EAPIL), the Working Group on the Feasibility of a European Private International Law Act and of the European Law Institute (ELI).

Harriet Schelhaas

- As of 1 May 2020, Harriet Schelhaas is editor-in-chief of *Contracteren*.
- As of 1 May 2020, Harriet Schelhaas is appointed as Vice Dean Bachelor education for Erasmus School of Law (Law, Criminology & Tax Law).

Franziska Weber

- The Centre for Interdisciplinary Research (ZIF, in Bielefeld) has awarded funding to the international and interdisciplinary research group "Economic and legal challenges in the advent of smart products" (led by Mühlheußner/Dawid/Gleiss) to which Franziska is a "Research Fellow". She will participate in its work module II: "Smart products and privacy protection" from 2021-2022.
- Franziska is now an Academic Director of the Erasmus Competition & Regulation institute (ECRI).

Scientific publications¹

Christoph Engel

- C. Engel & R. Hertwig, (Eds) *'Deliberate Ignorance. Choosing Not to Know.'* Cambridge (MIT Press) 2020.
- C. Engel, *'Causality in the Law and in the Social Sciences'*, Editorial Preface, *Journal of Institutional and Theoretical Economics* 2020, 176, 1-213.
- C. Engel, & A. Ockenfels, *'Maverick: Experimentally Testing a Conjecture of the Antitrust Authorities'*. In: Buskens, V., Corten, R. and Snijders, C. (Eds), *Advances in the Sociology of Trust and Cooperation. Liber Amicorum Werner Raub*. Berlin 2020, p. 357-390.
- C. Engel, *'Does Efficiency Trump Legality? The Case of the German Constitutional Court'*. In: Chang, Y-C., *Selection and Decision in Judicial Process Around the World. Empirical Inquiries*. Cambridge 2020, p. 261-286.
- C. Engel, L. Mittone & A. Morreale, *'Tax Morale and Fairness in Conflict. An Experiment'*, *Journal of Economic Psychology* 2020, 81, 102314.
- C. Engel, & M. Kurschilgen, *'The Fragility of a Nudge. The Power of Self-Set Norms to Contain a Social Dilemma'*, *Journal of Economic Psychology* 2020, 81.
- C. Engel & K. Weinshall, *'Manna from Heaven for Judges – Judges' Reaction to a Quasi-Random Reduction in Caseload'*, *Journal of Empirical Legal Studies*, 2020, 17(4), p. 641–897.
- C. Engel, *'Estimating Heterogeneous Reactions to Experimental Treatments'*, *Journal of Economic Behavior and Organization* 2020, 178, p. 124–147.
- C. Engel, S. Timme, A. Glöckner, *'Coherence-based Reasoning and Order Effects in Legal Judgments'*, *Psychology, Public Policy and the Law*, 2020.
- C. Engel, *'Uncertain Judges'*, *Journal of Institutional and Theoretical Economics*, 2020, 176(1), p. 44–47.
- C. Engel, & U. Schweizer, *'Causality in the law and in the social science: 37th International Seminar on the new institutional economics, June 5-8, 2019, Porto, Portugal'*, Editorial preface. *Journal of Institutional and Theoretical Economics (JITE)* 2020, 176(1), p. 1–3.
- C. Engel, *Challenges in the Interdisciplinary Use of Comparative Law'*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/29.
- C. Engel, E. Helland, *'Does the Fundamental Transformation Deter Trade? An Experiment'*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/23.
- C. Engel, *'Rechtswissenschaft als Sozialwissenschaft. Spurensuche im Jahrgang 2019 der ZGR'*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper no. 2020/6.
- C. Engel & R-M. Rahal, *'Justice is in the Eyes of the Beholder – Eye Tracking Evidence on Balancing Normative Concerns in Torts Cases'*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/3.
- O. Bar-Gill & C. Engel, *'Property is Dummy Proof: An Experiment'*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/2.
- C. Engel & K. Weinshall, *'Manna from Heaven for Judges – Judges' Reaction to a Quasi-Random Reduction in Caseload'*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/1.

¹ In this section, we list the main publications in 2019 of our researchers. Professional publications, editorials, and case notes are reported in the category valorization.

Liesbeth Enneking

- L.F.H. Enneking, I. Giesen, A. Schaap, C. Ryngaert, F. Kristen & L. Roorda (Eds.). *Accountability, International Business Operations, and the Law* (Globalization: Law and Policy). London: Routledge 2020.
- I. Giesen, L.F.H. Enneking, F. Kristen, L. Roorda, C. Ryngaert & A. Schaap, *Introduction*, In *Accountability, International Business Organizations, and the Law* (Globalization: Law and Policy), London: Routledge 2020, p. 3-17.
- C. Ryngaert, I. Giesen, L. Roorda, L.F.H. Enneking, F. Kristen & A. Schaap, *Accountability, International Business Operations, and the Law - The Way Forward*, In *Accountability, International Business Operations, and the Law*, London: Routledge 2020, p. 281-296.
- L.F.H. Enneking & M.W. Scheltema, *The Netherlands*, In C. Kessedjian and H. Cantu Rivera (Eds.), *Private International Law Aspects of Corporate Social Responsibility*. Cham: Springer 2020, p. 529-553.

Michael Faure

- M. Jiang & M.G. Faure, '*Risk-sharing in the context of fishery mutual insurance: Learning from China*', *Marine Policy* 2020/121.
- Y. Shen & M.G. Faure, *Green building in China*. *International Environmental Agreements: Politics Law and Economics* 2020, p. 1-17.
- F. Blanc & M.G. Faure, '*Smart enforcement in the EU*', *Journal of Risk Research*, 2020, 23, p. 1-19.
- D. Heine, M.G. Faure & G. Dominioni, '*The polluter-pays principle in climate change law: An economic appraisal*', *Climate Law*, 2020, 10(1), p. 94-115.
- G. Xu & M.G. Faure, '*A theoretical framework for understanding financial distortions: With special application to China*', *North-Carolina Journal of International Law*, 2020, 45(3), p. 709-776.
- M.G. Faure, T. Hartlief & G. van Maanen, '*Compensation funds in the Netherlands*', in: T. Vanswevelt, & B. Weyts (Eds), *Compensation fund in comparative perspective*, Intersentia 2020, p. 67-87.
- B.F.H. Nieuwesteeg, L.T. Visscher, M.G. Faure & N. Brouwer, '*Contractuele aansprakelijkheid voor digitale onveiligheid in B2B relaties*', *AV&S* 2020/22, p. 129-135.
- M.G. Faure, '*Die Effectivität des Umweltrechts im Zeichen des Klimawandels*', *Zeitschrift für Umweltrecht* 2020, 31(3), p. 141-150.
- M.G. Faure, '*Environmental criminal liability: The long and winding road towards an effective environmental criminal law system in the EU*', in: M. Peeters, & M. Eliantonio, (Eds), *Research handbook on EU environmental law*, Edward Elgar Publishing. *Research handbooks in European law* 2020, p. 248-263.
- M.G. Faure & Y. Shen, '*Environmental liability as a tool to promote sustainability*', in: B. Akkermans, & G. van Dijck (Eds), *Sustainability and Private Law*, Eleven International publishing 2020, *Maastricht Law Series Vol. 13*, p. 79-115.
- M.G. Faure & W. Ma, '*China, the EU and international investment law: Reforming investor-state dispute settlement*', in: Y. Li, T. Qi & C. Bian (Eds). *Oxon/New York: Routledge* 2020, p.124-138 (*The Rule of Law in China and Comparative Perspectives*).
- M.G. Faure & W. Ma, '*Investor-state arbitration: Economic and empirical perspectives*', *Michigan Journal of International Law* 2020, Vol. 41, 1, p. 1-61.
- J. De Mot & M.G. Faure, '*Liability for politicians: an economic perspective, Politikerhaftung. The liability of politicians*', in: Koziol, H. (Ed). *Vienna: Jan Sramek Verlag* 2020, p. 389-416.
- M.G. Faure & N. Philipsen, '*The legitimacy of standardisation as a regulatory technique: A cross-disciplinary and multi-level analysis*', *Eliantonio, M. & Cauffman, C. (Eds). Edward Elgar Publishing* 2020, p. 156-178.

- M.G. Faure, 'Essays in honour of Helmut Koziol', Karner, E., Magnus, U., Spier, J. & Widmer, P. (Eds). Vienna: Jan Sramek Verlag 2020, p. 35-46.
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- M. Lu & M.G. Faure, "Shifts in Compensation for Environmental Damage: Reflections on China's New Soil Pollution Law", Asia Pacific Journal of Environmental Law, 2020, Vol. 23(2), p. 136-159.
- M.G. Faure, "Milieurecht", in: C. Bijleveld, A. Akkermans, M. Masch, B. Marseille & Smit, M. (red.), Nederlandse Encyclopedie Empirical Legal Studies, Den Haag, Boom Juridisch, 2020, p. 611-642.
- M.G. Faure, "The Export of Ecological Civilization: Reflections from Law and Economics and Law and Development", Sustainability, 2020, Vol. 12 (10409), p. 1-19.
- N.J. Philipsen & M.G. Faure, "The Role of Private Insurance in Governing Work-Related Risks: A Law and Economics Perspective", Journal of Social Policy Research, 2020, Vol. 66(3), p. 285-316.
- M.G. Faure, "The role of liability in climate change litigation", in Karner, E., Magnus, U., Spier, J. & Widmer, P. (eds.), Essays in Honour of Helmut Koziol, Vienna, Jan Sramek Verlag, 2020, p. 35-46.
- M.G. Faure, "Foreword to Volume VIII", in: K.R. Richards & J. Van Zeven (eds.), Policy Instruments in Environmental Law, Elgar Encyclopedia of Environmental Law, Cheltenham, Edward Elgar, Vol. VIII, 2020, p. xii-xiii.

Philip Hans Franses

- P.H.B.F. Franses & M. Welz, *Does More Expert Adjustment Associate with Less Accurate Professional Forecasts?*, Journal of Risk Finance 2020, 13 (3), p. 1-7. doi: [10.3390/jrfm13030044](https://doi.org/10.3390/jrfm13030044).
- P.H.B.F. Franses & T. Wiemann, *Intertemporal Similarity of Economic Time Series: An Application of Dynamic Time Wrapping*, Computational Economics 2020, nr. 56, p. 59-75.
- P.H.B.F. Franses & M.F.O. Welz, *The Cash Use of the Malaysian Ringgit: Can it Be More Efficient?*, Annual Review of Financial Economics 2020, 15 (1), p. 1-5.
- P.H.B.F. Franses, *Correcting the January Optimism Effect*, Journal of Forecasting 2020, nr. 39, p. 927-933.
- G. van Hengel & P.H.B.F. Franses, *Forecasting Social Conflicts in Africa Using an Epidemic Type Aftershock Sequence Model*, Journal of Forecasting 2020, nr. 2, p. 284-308.
- C.L. Deijen, A. Borah, G.J. Tellis & P.H.B.F. Franses, *Big Data Analysis of Volatility Spillovers of Brands across Social Media and Stock Markets*, Industrial Marketing Management 2020, nr. 88, p. 465-484.

Marnix Hebly

- M.R. Hebly, 'Over vaststelling van zaakschade' NTBR 2020 (1), p. 4-14
- M.R. Hebly & S.D. Lindenbergh, *Compensatie van misdrijschade: veel beweging, voldoende inzicht en visie?*, TVP 2020 (1), p. 20-24. doi: [10.5553/TVP/138820662020023001004](https://doi.org/10.5553/TVP/138820662020023001004).
- A.C.W. Pijls and M.R. Hebly. *Schadevaststelling bij aantasting van de winstcapaciteit van een vennootschap als gevolg van wanprestatie*, AV&S 2020 (3), p. 1-11.
- M.R. Hebly, *De factor tijd bij vaststelling van oteigenings schade en planschade. Overheid en aansprakelijkheid* 2020 (2), p. 25-43.
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Tweehuysen & S.E. Bartels (Eds.), *Verjaring* (Serie Onderneming en Recht, 120), Deventer: Wolters Kluwer 2020, p. 91-113.

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Jos Hoevenaars

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- X.E. Kramer & J. Hoevenaars, 'European Civil Procedure and the Dialogue between National Courts and the European Court of Justice', in B. Hess and K. Lenaerts (eds.), *The Fiftieth Anniversary of the European Law of Civil Procedure*, Nomos 2020, p. 175-201.
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Martin de Jong

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- H. Lu, L. Sun & M. de Jong, 'The Impact of Public and Private Partnerships on the Liveability of Eco-Cities in China's Pearl River Delta', in C. van Montfort & A. Michels (eds): *Partnerships for Livable Cities*, Palgrave Macmillan 2020, p. 81-99.
- 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* 2020, p. 1-27.
- W. Yang, W. Veeneman, M. de Jong & Y. Song, 'Integrated transport management: Lessons from a Chinese city', *Research in Transportation Economics* 2020, 83, 100918.
- W. Ma, M. de Jong, M. de Bruijne & D. Schraven, 'Economic city branding and stakeholder involvement in China: Attempt of a medium-sized city to trigger industrial transformation', *Cities* 2020, 105, 102754.
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- N. Noori, M. de Jong & T. Hoppe, 'Towards an integrated framework to measure smart city readiness: the case of Iranian cities', *Smart Cities* 2020, 3 (3), p. 676-704.
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- X. Ma, M. de Jong, B. Sun & X. Bao, 'Nouveauté or Cliché? Assessment on island ecological vulnerability to Tourism: Application to Zhoushan, China, *Ecological Indicators* 2020, 113, 106247.
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Elena Kantorowicz-Reznichenko

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Xandra Kramer

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Patrick Leyens

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 - P. Leyens, 'Corporate Governance – Zur nationalen und internationalen Diskussion', in: Klaus J. Hopt, Jens-Hinrich Binder, Hans-Joachim Böcking, Hrsg., Handbuch Corporate Governance von Banken und Versicherungen, 2. Aufl., München (C.H. Beck/Vahlen) 2020, 1-35, zusammen mit Klaus J. Hopt.

Siewert Lindenbergh

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Wanli Ma

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Edoardo Martino

- E.D. Martino, 'Bail-in Beyond Unpredictability. Market Discipline and the Corporate Governance of Banks', *European Business Organization Law Review* 2020, 21 (3), 789-828. doi: <https://doi.org/10.1007/s40804-020-00188-7>.

Peter Mascini

- C.P. Reinders Folmer, P. Mascini & R.J. van der Veen (2020). *Evaluating social investment in disability policy impact of measures for activation, support, and facilitation on employment of disabled persons in 22 european countries*, *Social Policy and Administration* 2020, p. 1-21 (doi: 10.1111/spol.12579).
- F. Deyneli & P. Mascini, *Utility maximizing judges and judicial assistants: Testing rational choice theory in 22 EU countries*, *International Journal For Court Administration*, 11 (2), 1-15. doi: <https://doi.org/10.36745/ijca.361>.
- N.L. Holvast. & P. Mascini, *Is the Judge or the Clerk Making the Decision? Measuring the Influence of Judicial Assistants via an Experimental Survey among Dutch District Court Judges*, *International Journal For Court Administration*, 11 (2), 1-19. doi: <https://doi.org/10.36745/ijca.358>.
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- J.S. Nan, D.G.J. Grimmelikhuijzen, C.L. van der Vis, P.A.M. Mevis, P. Mascini & V.K. Boer, *En plein public, Praktijk en jurisprudentie bij openlijke geweldpleging tegen functionarissen met een publieke taak*, Den Haag: Boom Juridisch.

Bernold Nieuwesteeg

- B.F.H. Nieuwesteeg, L.T. Visscher, M.G. Faure & N.M. Brouwer, *Contractuele aansprakelijkheid voor digitale onveiligheid in B2B relaties*, *AV&S* 2020/22, p. 129-135.

Kees van Noortwijk

- H.M. Gubby, J.H.A.M. Klaus & C. van Noortwijk, *Intellectual Property and the Protection of Apps in the European Union*, *European Journal of Law and Technology (EJLT)* 2020, 11 (3).

Sharon Oded

- S. Oded, *'Multi-Jurisdictional Anti-Corruption Enforcement: Time for a Global Approach'*, *Journal of Law and Policy* 2020/28, afl. 2, p. 510-563.
- S. Oded, *'The DOJ's Anti-Piling On Policy: time to reflect?'*, in: T. Søreide & A. Makinwa (red.), *Negotiated Settlements in Bribery Cases*, Glos: Edward Elgar Publishing Limited 2020, p. 228-258.

Alina Onțanu

- E.A. Onțanu, *'Encoding Justice: the Quest for Facilitating Access to Justice by e-Handling of Cross-Border Litigation. The Example of the European Uniform Procedures'*, in: B Hess, K Lenaerts & V Richard (Eds.), *The 50th Anniversary of the European Law of Civil Procedure (Studies of the Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law, 22*. Baden-Baden, Germany: Hart-Nomos 2020, p. 473-505.
- E.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*, Intersentia, 2020, p. 483-502.
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Priskila Penasthika

- P.P. Penasthika, H. Harlan, A.A. Stefanus, F. Sukmana & Y.I. Pattopang., *Buku Panduan WNI di Belanda mengenai Perkawinan Campuran* (Handbook on Mixed Marriage for Indonesian Citizens in the Netherlands) published by The Embassy of the Republic of Indonesia in the Kingdom of the Netherlands, 2020.

Niels Philipsen

- L. Wang, X. Wang, F.N. Piro & N. Philipsen, *The effect of competitive public funding on scientific output: A comparison between China and the EU*, in: *Research Evaluation*. p. 1-13.
- M.G. Faure & N. Philipsen, 'Standardisation from a law and economics perspective The legitimacy of standardisation as a regulatory technique: A cross-disciplinary and multi-level analysis', in: M. Eliantonio & C. Cauffman (Eds.), *The legitimacy of standardisation as a regulatory technique: A cross-disciplinary and multi-level analysis* (p. 156-178). Cheltenham: Edward Elgar Publishing 2020 (doi: <https://doi.org/10.4337/9781789902952.00013>)
- M.G. Faure & N. Philipsen, 'The legitimacy of standardisation as a regulatory technique: A cross-disciplinary and multi-level analysis', Eliantonio, M. & Cauffman, C. (Eds). Edward Elgar Publishing 2020, p. 156-178.
- N.J. Philipsen & M.G. Faure, "The Role of Private Insurance in Governing Work-Related Risks: A Law and Economics Perspective", *Journal of Social Policy Research*, 2020, Vol. 66(3), 285-316.
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Femke Ruitenbeek-Bart

- S.D. Lindenbergh, F.M. Ruitenbeek-Bart & I. Tillema (red.), *Belangenrijk burgerlijk recht*, (Jonge Meesters). Den Haag: Boom Juridische uitgevers 2020.
- S.D. Lindenbergh, F.M. Ruitenbeek-Bart & I. Tillema, *Belangenrijk burgerlijk recht*, Den Haag: Boom Juridische uitgevers 2020, p. 9-15.

Harriet Schelhaas

- H.N. Schelhaas & J.H.M. Spanjaard., *Contract en Corona*. Nederlands Juristenblad (NJB), 2020, 14, p. 956-969.
- H.N. Schelhaas & J.H.M. Spanjaard, *Zorgt een kwijtingsbeding inderdaad voor het definitief kwijtraken van vorderingsrechten?*, *Contracteren* 2020, 1, p. 20-26.
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- H.N. Schelhaas, *Verjaring van rentevorderingen en andere periodieke betalingen op grond van art. 3:308: hoe de opeisbaarheid als beginpunt tot een aantal dogmatische vragen leidt*, in: D.F.H. Stein, V. Tweehuysen & S.E. Bartels (Eds.), *Verjaring*, Deventer: Wolters Kluwer 2020, p. 67-89.
- H.N. Schelhaas & S. Taekema, *The Outlines of Dutch Private Law. In S. Taekema (Ed.), Understanding Dutch Law*, Den Haag: Boom Juridische Uitgevers 2020, p. 199-230.
- H.N. Schelhaas, 'A *lex mercatoria* of remedies for breach of contract?', in: Andrew Hutchison & Franziska Myburgh (eds), *Research Handbook on International Commercial Contracts*, Edward Elgar Publishing 2020, p 57-86.

Martijn Scheltema

- M.W. Scheltema & W. De Boer, *Human rights provisions in general corporate lending*, *Onderneming en Financiering* 2020-1, p. 67-90.

- L.F.H. Enneking & M.W. Scheltema (2020). *The Netherlands* In C. Kessedjian and H. Cantu Rivera (Eds.), *Private International Law Aspects of Corporate Social Responsibility*. Cham: Springer.
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- M.W. Scheltema, *'Multi-stakeholder Initiatives in the Business and Human Rights Arena'*, in: Rae Lindsay and Roger Martella (eds.), *Corporate Social Responsibility – Sustainable Business, Environmental, Social and Governance Frameworks for the 21st Century*, Alphen aan den Rijn: WoltersKluwer 2020, p. 535-554.
- M.W. Scheltema, *The Dutch International Responsible Business Conduct Agreements: Effective Initiatives?*, *Erasmus Law Review* 4 (2019; published in 2020).
- M.W. Scheltema, *Koop van zaken uit verre landen: hoe om te gaan met contractuele ketens?*, In: C. Breedveld-de Voogd e.a. red., *Sluittijd, reflecties op het werk van Jaap Hijma*, WoltersKluwer:Deventer 2020, p. 315-326.
- M.W. Scheltema, *OESO due diligence en klimaat: een goede en praktisch hanteerbare combinatie?*, Chris Backes e.a. (red.), in: 2030: Het juridische instrumentarium voor mitigatie van klimaatverandering, energietransitie en adaptatie in Nederland, Boomjuridisch:Den Haag 2020, p. 97-114.

Ilja Tillema

- I. Tillema, *Schikken in onzekerheid*, Tijdschrift voor de procespraktijk (TvPP) 2020, po. 163-170.
- S.D. Lindenbergh, F.M. Ruitenbeek-Bart & I. Tillema (red.), *Belangenrijk burgerlijk recht*, (Jonge Meesters). Den Haag: Boom Juridische uitgevers 2020.
- S.D. Lindenbergh, F.M. Ruitenbeek-Bart & I. Tillema, *Belangenrijk burgerlijk recht*, Den Haag: Boom Juridische uitgevers 2020, p. 9-15.

Koen Swinnen

- K.K.E.C.T. Swinnen, *Horizontale natrekking bij ondergrondse gangen*, Maandblad voor vermogensrecht 2020-2, p. 53-62.
- K.K.E.C.T. Swinnen, *'Ownership' of data? Four recommendations for future research*, *Journal of Law, Property, and Society* 2020, 139-177.

Ann-Sophie Vandenberghe

- A.M.I.B. Vandenberghe e.a., *'Centralized and Decentralized Responses to COVID-19 in Federal Systems: US and EU Comparisons'*, *Law & Economics of COVID-19 Working Paper Series: 3/20201*.
- M. Kovac & A.M.I.B. Vandenberghe, *'Over-regulating, Degradation of the Rule of Law and Implementation of Sustainable Practices'*, in: V. Žabkar and T. Redek (red.), *Challenges on the Path towards Sustainability in Europe*, Bingley: Emerald Publishing Limited, p. 271-295.
- A.M.I.B. Vandenberghe e.a., *'The COVID-19 Pandemic: Collective Action and European Public Policy under Stress'*, *Law & Economics of COVID-19 Working Paper Series: 3/20201*.
- A.M.I.B. Vandenberghe, *'The Law on Unfair Terms in Standard Form Contracts In Europe'*, in: T. Avishalom, K. Mathis (red), *Consumer Law and Economics*, Cham: Springer Nature Switzerland AG, p. 119-131.

Louis Visscher

- L.T. Visscher, *Ongeschikte medische hulpzaken. Rechtseconomische visie op regulering en aansprakelijkheid*, Letsel & Schade 2020-1, p. 11-19.

- B.F.H. Nieuwesteeg, L.T. Visscher, M.G. Faure & N.M. Brouwer, *Contractuele aansprakelijkheid voor digitale onveiligheid in B2B relaties*, AV&S 2020/22, p. 129-135.
- S. Li & L.T. Visscher, Product liability in the context of 3D printing – A Law and Economics Approach, AV&S 2020/16 (3), p. 97-105.
- H.O. Kerkmeester & L.T. Visscher (2020). *Rechtseconomie*. Ars Aequi KwartaalSignaal, 2020 (155), 9173-9174.
- L.T. Visscher, 'Over vaccins en immuniteit tegen aansprakelijkheid', AV&S 2020, p. 211-213.

Franziska Weber

- F. Weber, *Das Verbraucherleitbild des Verbrauchervertragsrechts – im Wandel?*, Verbraucher und Recht 2020, 35 (1), p. 9-15.
- F. Weber, *Verbraucherleitbilder im Spiegel der Verbraucherverhaltensforschung*, Zeitschrift für Rechtspolitik 2020, 53 (4), p. 98-101.
- F. Weber, 'The volume effect in cartel cases—a special challenge for damage quantification?', *Journal of Antitrust Enforcement* 2020, p. 1-21. doi: [10.1093/jaenfo/jnaa056](https://doi.org/10.1093/jaenfo/jnaa056).
- F. Weber, 'Tackling pass-on in cartel cases: a comparative analysis of the interplay between damages law and economic insights', *European Competition Journal* 2020, p. 570-594. doi: 10.1080/17441056.2020.1824722.
- M.G. Faure & F. Weber, 'The optimal enforcement mix in the financial sector – a law and economics perspective', in: O.O. Cherednychenko & M. Andenas (eds.), *Financial Regulation and Civil Liability in European Law*, Cheltenham: Edward Elgar 2020, p. 95-113.

Anran Zhang

- W. Yin & A. Zhang, 'Chinese State-Owned Enterprises in Africa: Always a Black-and-White Role?', *Transnational Dispute Management*, 2020 (6).

Valorization

Lectures, presentations, professional publications and contributions to the academic forum

Georgia Antonopoulou

- 1 February–20 March 2020: research stay as a visiting PhD at the Singapore Management University, Faculty of Law.
- 2 September 2020: co-presentation with Eva Nissioti, *Litigating in Austerity: The Impact of the 2015 Greek Justice Reforms on the Right to a Fair Trial and Economic Efficiency*, Exeter, Graduate Conference, Society of Legal Scholars.

Pieter Desmet

- M.R. Hebly, S.D. Lindenbergh, L.T. Visscher & P.T.M. Desmet, *Compensatie en verhaal van schade door strafbare feiten. Verkenning van bronnen, volumes en publieke kosten*, Den Haag: WODC 2020.
- 15 December 2020: '2020 was een berouwvol jaar. Zelfs de koning en de Sint maakten excuses. Maar hoe zeg je succesvol sorry?', *Interview published in Volkskrant*.

Christoph Engel

- C. Engel & U. Schweizer, *Causality in the law and in the social science: 37th International Seminar on the new institutional economics, June 5-8, 2019, Porto, Portugal, Editorial preface*, Journal of Institutional and Theoretical Economics (JITE) 2020, 176(1), p. 1–3.
- C. Engel, *Challenges in the Interdisciplinary Use of Comparative Law*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/29.
- C. Engel & E. Helland, *Does the Fundamental Transformation Deter Trade? An Experiment*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/23.
- C. Engel, *Rechtswissenschaft als Sozialwissenschaft. Spurensuche im Jahrgang 2019 der ZGR*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper no. 2020/6.
- C. Engel & R-M. Rahal, *Justice is in the Eyes of the Beholder – Eye Tracking Evidence on Balancing Normative Concerns in Torts Cases*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/3.
- O. Bar-Gill & C. Engel, *Property is Dummy Proof: An Experiment*. Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/2.
- C. Engel & K. Weinshall, *Manna from Heaven for Judges – Judges' Reaction to a Quasi-Random Reduction in Caseload*, Bonn: Max Planck Institute for Research on Collective Goods, Discussion Paper 2020/1.

Liesbeth Enneking

- L.F.H. Enneking, W. Bartels, R. Van Tilburg & P. Langereis, *Monitoringsrapport 2 Convenant Verzekeringssector*, The Hague: SER, 2020.

Michael Faure

- B.F.H. Nieuwesteeg, M.G. Faure & L.T. Visscher, *Aansprakelijkheid voor digitale onveiligheid in b2b-relaties*, (Extern rapport): Ministerie van Economische Zaken en Klimaat 2020.
- 3 March 2020: lecture "Civil liability for marine oil pollution", Faculty of Law, Rijksuniversiteit Groningen, Groningen.

- 2 June 2020: lecture "Risk-sharing in the context of fishery mutual insurance in China", at Bucerius School of Law, Hamburg, Germany, via Zoom.
- 23 June 2020: lecture "*The Law and Economics of Federalism*", for the Faculdade de Direito Ambiental da Universidade Federal do Rio de Janeiro (Uni Rio), Brazil, online.
- 26 May 2020: Promotor at PhD Defence A.M.F.Jr. Sally, *Le statut juridique du port autonome d'Abidjan*, Maastricht University.
- 11 June 2020: Promotor at PhD Defence L. Cortat Simonetti Goncalves, '*Legal remedies Against the Plastic Pollution of the Oceans: an analysis of the attempts from public international law and private initiatives to face the plastic soup*', Maastricht University.
- 9 July 2020: Promotor at PhD Defence D. Heine, *Challenges and Solutions to Environmental Tax Reforms. Uitdagingen en oplossingen voor milieugerichte belastinghervormingen*, Erasmus University Rotterdam.
- 10 July 2020: Member PhD Committee at PhD Defence D. Du, *A Comparative Study of the Legislative Designs Concerning Foreign Takeover Bids and Listed Companies: China and the Netherlands. Een vergelijkend onderzoek naar de wetgeving op het gebied van buitenlandse overnamebiedingen van beursgenoteerde ondernemingen: China en Nederland*, Erasmus University Rotterdam.
- 25 August 2020: Member PhD Committee at PhD Defence F. Bisogni, *Information Availability and Data Breaches. Data Breach Notification Law and their Effects*, Delft University of Technology.
- 17 September 2020: lecture "*Zur Reichweite der Umverjährbarkeit. Stellungnahme Niederlande*", at the Conference Die Verjährung als Herausforderung der grenzüberschreitenden Zusammenarbeit in Strafsachen, Europa Universitat Viadrina, Frankfurt (Oder), Germany, online.
- 24 September 2020: joint paper with William Bull, "*Agents in the sporting field: a law and economics perspective*", at the 37th Annual Conference of the European Association of Law and Economics (online).
- 25 September 2020: joint paper with Anna Rita Germani, Niels Philipsen and Angelo Castaldo, "*Does money laundering affect environmental crime? A case study on Italian regions*", at the 37th Annual Conference of the European Association of Law and Economics (online).
- 13 October 2020: lecture "*Civil liability for marine oil pollution – an economic analysis*", at the faculty of law of Dalian Maritime University, China (online).
- 27 October 2020: lecture "*Environmental liability of companies*", at a workshop "Liability of companies for environmental damage", organized by the Committee on Legal Affairs of the European Parliament, Brussels, Belgium (online).
- 30 October 2020: lecture "*The impact of environmental regulation on investment climate*", Public Law and Governance Series no. 27, keynote lecture, at CUPL, Beijing, China (online).
- 3 November 2020: introduction at a book presentation by Gian Marco Solas, *Third Party Funding, Law, Economics and Policy*, Maastricht University Campus Brussels, Belgium (online).
- 5 November 2020: paper presented with An Stas, "*The Flemish High Enforcement Council for Spatial Planning and Environment: The Establishment, the Organisation and the Downfall of a Formalized Enforcement Network within the Flemish Region – 2009/2020*" at the workshop on European Administrative Networks, Copenhagen, Denmark (online).
- 11 November 2020: paper presented with William Bull at the joint MEPLI-METRO seminar "*Agents in the Sporting Field: A Law and Economics Perspective*", Maastricht, the Netherlands (online).
- 19 November 2020: Promotor at PhD Defence D. Veshi, *Refugee Flow: A Law and Economics approach*, Erasmus University Rotterdam.

- 23 November 2020: keynote lecture "The Role of Environmental Law in Developing Countries", at the Annual Conference of the Brazilian Association of Law and Economics (online).
- 19 December 2020: Promotor at PhD Defence X. Xun, *Directors Duties and Liabilities in China*, Erasmus University Rotterdam.

Maria Fernanda Caporale Madi

- 29 June 2020: PhD Defence on 'Regulating Vertical Agreements: A comparative Law & Economics analysis of Brazil and Europe', Erasmus University Rotterdam. Promotores: Prof. Roger Van den Bergh and Prof. Niels Philipsen.

Emma van Gelder

- E.M. van Gelder, K. Hanemaaijer, M. de Groot & J. Hoevenaars, *Ervaringen van Consumenten met Klachtenkompas*. (Extern rapport): Consumentenbond 2020.
- E.M. van Gelder & J. Hoevenaars, 'Conference Report: Challenges Accepted! Exploring Pathways to Civil Justice in Europe, 19&20 November, Erasmus University Rotterdam', *European Review of Private Law* (2020) 3, p. 771-782.

Melissa de Groot

- 3 maart 2020: presentation 'De verhouding tussen twee zorgroutes: het publieke zorgstelsel en het civiele aansprakelijkheidsrecht', module Aansprakelijkheidsrecht Erasmus Honours Law College, Erasmus School of Law, Rotterdam.

Dirk Heine

- 9 July 2020: PhD Defence on 'Challenges and Solutions to Environmental Tax Reforms', Erasmus University Rotterdam. Promoters Prof. Arne Heise, Prof. Michael Faure and co-promotor Dr Emma Aisbett.

Klaus Heine

- 25 February 2020: lecture focussing on 3D printing as an example of disruptive digital technologies and the non-applicability of incumbent product liability law, University of Groningen.
- April 2020: *Why robots should be given legal status and what the coronavirus crisis teaches us about this*, an [interview with Klaus Heine](#), in: Erasmus University News.
- 16 December 2020: promotor at PhD defence 'Water: Conceptualisations, Regulatory Approaches and Scrutinising EU Water Law' (co-promotor prof. dr. E. Hey), Erasmus University Rotterdam.

Marnix Hebly

- M.R. Hebly, S.D. Lindenbergh, L.T. Visscher & P.T.M. Desmet, *Compensatie en verhaal van schade door strafbare feiten. Verkenning van bronnen, volumes en publieke kosten*, Den Haag: WODC 2020.
- M.R. Hebly, Case note for Dutch Supreme Court 21 February 2020, JA 2020-63.
- S.D. Lindenbergh & M.R. Hebly, *Leidraad afwikkeling beroepsziektezaken*, De Letselschade Raad 2020.
- 31 January 2020: *Begroting van personenschade: welke lessen zijn er nog te leren?*, LSA Symposium, Ermelo.
- 21 February 2020: *Welke rol speelt de factor tijd bij de vaststelling van schade?* Online, AboutLaw Podcast voor Juristen.
- 17 April 2020: *Werkgeversaansprakelijkheid*, Online, Postacademische Leergang Arbeidsrecht (PALA).
- 26 November 2020, Presentation *Leidraad Beroepsziekten*, De Letselschade Raad (online).

- 27 November 2020: Chair (together with Ilja Tillema) of Workshop Liability & Insurance lus Commune Conference 2020.

Jos Hoevenaars

- 26 Februari 2020: Interview for *Advocatenblad*: *Hof van Justitie? Ervaring gewenst*.
- J. Hoevenaars & X.E. Kramer, *Mass Litigation in Times of Corona and Developments in the Netherlands*, blog, available: 23 April 2020.
- E.M. van Gelder, K. Haanemaaijer, M. de Groot & J. Hoevenaars, *Ervaringen van Consumenten met Klachtenkompas*. (Extern rapport): Consumentenbond, 2020.
- E.M. van Gelder & J. Hoevenaars, 'Conference Report: Challenges Accepted! Exploring Pathways to Civil Justice in Europe, 19&20 November, Erasmus University Rotterdam', *European Review of Private Law* (2020) 3, p. 771-782.
- J. Hoevenaars, *The Global struggle towards affordable access to justice: Dutch baby steps towards a more open legal market*. (blog). (available: 16 Dec 2020).

Jonathan Klick

- 23 January 2020: guest lecture on 'The Effect of Alcohol on Crime: Evidence from Baseball', Erasmus School of Law, Rotterdam.

Xandra Kramer

- J. Hoevenaars & X.E. Kramer, *Mass Litigation in Times of Corona and Developments in the Netherlands*, blog, available: 23 April 2020.
- P.P. Penasthika & X.E. Kramer (2020). *Choice of Law in International Commercial Contracts*. (podcast). Law Out Loud - Erasmus Graduate School of Law. (available: 6 Oct 2020).
- X.E. Kramer, *Adoption ELI-Unidroit Model European Rules of Civil Procedure*, *conflictoflaws.net*, 2 November 2020.
- 6 November 2020: webinar *The ELI-Unidroit Model European Rules of Civil Procedure: soft law shaping the future of European Civil Procedure?*

Siewert Lindenbergh

- S.D. Lindenbergh & M.R. Hebly, *Leidraad afwikkeling beroepsziektezaken*, De Letselschade Raad 2020.
- M.R. Hebly, S.D. Lindenbergh, L.T. Visscher & P.T.M. Desmet, *Compensatie en verhaal van schade door strafbare feiten. Verkenning van bronnen, volumes en publieke kosten*, Den Haag: WODC 2020.
- 25 and 26 Februari 2020: *Actualiteiten aansprakelijkheids- en schadevergoedingsrecht*, course for Bar Association Aruba, Oranjestad, Aruba.
- 6 May 2020: *Actualiteiten personenschade*, Grotius opleiding personenschade.
- 11 June 2020: Course *Actualiteiten aansprakelijkheidsrecht*, Borsboom & Hamm advocaten, Rotterdam.
- 30 June 2020: Lecture *De vijf belangrijkste arresten van het afgelopen jaar*, WIJ-advocaten, Amsterdam.
- 11 September 2020: PhD Committee Defence L.A.B.M. Wijntjens ("Als ik nu sorry zeg, beken ik dan schuld"), Tilburg University, Tilburg.
- 24 November 2020, *Actualiteiten aansprakelijkheidsrecht*, lecture A&V symposium (online).
- 24 November 2020: chair A&V symposium (online).
- 25 November 2020, *Schade en schade van derden*, Grotius specialisatie opleiding Personenschade (online).
- 26 November 2020, Presentation *Leidraad Beroepsziekten*, De Letselschade Raad (online).

Edoardo Martino

- 10 September 2020: PhD Defence '*Bank Governance and the Bail-in in the EU: A Law & Finance analysis on the role of bail-inable creditors*' (promotors: prof. dr. A.M. Paces and prof. dr. G.W. Ringe), Erasmus University Rotterdam.

Peter Mascini

- 17 January 2020: Presentation of the paper *Explaining judicial assistants' influence on judicial decision-making*, Radboud University at VSR-jaarvergadering, Nijmegen.
- 9 March 2020: *Choosing a research method: The unavoidability of making trade-offs.*, Key note lecture at Ucall heidag, Utrecht.
- 9 September 2020, Guest lecture '*In the shadow of the judge: part II Is the judge or the clerk making the decision?*' Master legal research, ESL.
- 16 September 2020. Presentation seminar '*Discretion from a Legal Perspective. Seminar Law, Democracy and Welfare*', University of Bergen, Norway.
- 13 October 2020: *Digitalisering in de publieke dienstverlening. Reflectie op presentatie Paulien de Winter over vaststelling profiel uitkeringsgerechtigde door elektronische analyse.* Webinar: NISZ.
- 19-20 October 2020: Chairing two sessions about ideas for further research and/or mutual grant applications - *Part I and Part II. Efficiency, quality and legitimacy of employing judicial assistants in courts globally* (Follow-up workshop): Center for Interdisciplinary Research, Bielefeld, Germany.
- 19-20 October 2020: Utility Maximizing Judges and Judicial Assistants: Testing Rational Choice Theory in 22 EU Countries. Efficiency, quality and legitimacy of employing judicial assistants in courts globally (Follow-up workshop).
- J.S. Nan, D.G.J. Grimmelikhuijzen, C.L. van der Vis, m.m.v. P.A.M. Mevis, P. Mascini P & V.K. Boer, *En plein public. Praktijk en jurisprudentie bij openlijke geweldpleging tegen functionarissen met een publieke taak.* WODC, projectnummer: 3104, Den Haag 2020.

Bernold Nieuwesteeg

- B.F.H. Nieuwesteeg, M.G. Faure & L.T. Visscher, *Aansprakelijkheid voor digitale onveiligheid in b2b-relaties*, (Extern rapport): Ministerie van Economische Zaken en Klimaat 2020.

Alina Ontanu

- 21 January 2020: co-presentation with Marco Velicogna '*Can Technology Provide an Answer to Cross-Border Litigation complexity? A Case Study on the e-CODEX Experience*', Digitisation and Private Law, Law and Criminology in the New Digital Era (CT2020), Loyola University, Sevilla, Spain.
- 5 February 2020: *Electronic documents, Service of Documents and Taking of Evidence Abroad*, EJTN Civil Law Project, School of the Judiciary, Ljubljana, Slovenia.
- 21 February 2020: *Access to Justice via e-Handling of Cross-Border Procedures. The Example of the European Uniform Procedures*, Seminar on European Cross-Border Procedures, Erasmus School of Law - Sigmund Freud University, Erasmus University Rotterdam, the Netherlands.
- 31 March 2020: *The European Small Claims Procedure in France & Abroad, Implementation issues and best practices in the ESCP Regulation*, Online Workshop, Small Claims Analysis Net (SCAN), Etablissement d'Enseignement Supérieur Consulaire Hautes Etudes Commerciales de Paris (HEC), France.
- 8 October 2020: Normalising the use of electronic evidence in civil procedure. Exploring ways to bring new forms of technology into a familiar normative path, Technologies of Normalization, Series of Online Seminars organised by Centre for Social Studies (CES) University of Coimbra, National Research Council of Italy and Social Research Policy & Planning (SRPP, Sydney).

Priskila Penasthika

- 23 March 2020: *The Hague Principles on Choice of Law in International Commercial Contracts: Inspirations for Asia and Latin America*, Rotterdam - Erasmus School of Law, Guest Lecture for European Private International Law Course.
- P.P. Penasthika & X.E. Kramer (2020). *Choice of Law in International Commercial Contracts*. (podcast). Law Out Loud - Erasmus Graduate School of Law. (available: 6 Oct 2020).

Niels Philipssen

- March 2017-February 2021: Project manager of ITN Project 'European Intellectual Property Institutes Network - Innovation Society (EIPIN-IS)', March 2017-February 2021.
- 11 June 2020: Assessment committee member PhD Defence Luisa Cortat Simonetti Goncalves on 'Legal Remedies Against the Plastic Pollution of the Oceans', Maastricht University.
- 29 June 2020: Promotor at PhD Defence Maria Fernanda Caporale Madi on 'Regulating Vertical Agreements: A comparative Law & Economics analysis of Brazil and Europe', Erasmus University Rotterdam.
- 11 July 2020: Assessment committee member PhD Defence Du Du on 'A Comparative Study of the Legislative Designs Concerning Foreign Takeover Bids of Listed Companies: China and the Netherlands', Erasmus University Rotterdam.
- September-November 2020: Member of the course planning group Master course 'Law and Economics', University of Hasselt.
- September-November 2020: Course coordinator International course 'Lessons for the Design of Efficient Regulation', China-EU School of Law.
- October-December 2020: Course coordinator Master course 'Law and Economics', Maastricht University.
- 14 October 2020: Member PhD committee Constantijn van Aartsen, "A Journey Into Causes of Corporate Misbehaviour", Maastricht University.
- 19 November 2020: member PhD committee Xun Xiao, "Directors' Duties and Liabilities in China", Erasmus University Rotterdam.

Alberto Quintavalla

- 16 December 2020: PhD defence 'Water: Conceptualisations, Regulatory Approaches and Scrutinising EU Water Law' (promotores: prof. dr. Klaus Heine and prof. dr. Ellen Hey), Erasmus University Rotterdam.

Jeff Rachlinski

- 25 June 2020: *Judging Autonomous Vehicles*, online BACT seminar.

Renny Reyes Reyes

- 2 October 2020: PhD Defence (online) on 'Better Regulation in Latin American countries: A tool for accountability?' (promotores: prof. dr. Alessio Paccès and dr. Andrea Renda), Erasmus University Rotterdam.

Femke Ruitenbeek-Bart

- F.M. Ruitenbeek-Bart, Case note for Gerechtshof Arnhem-Leeuwarden 25 februari 2020, JA 2020/73.

Harriet Schelhaas

- H.N. Schelhaas & J.H.M. Spanjaard. *Het wetsvoorstel franchise: verbeterd, maar nog steeds werk aan de winkel*, Tijdschrift voor de Contractspraktijk 2020/2.3, p. 47-59.

- 27 May 2020: Course *contract law*, SSR.
- 3 June 2020: Cursus *contract law*, SSR.
- 10 June 2020: Online lecture '*Bezieling in het recht*', for Lothgenoten (<https://lothgenoten.nl/digitale-bijeenkomst-met-gast-speker-prof-mr-h-n-schelhaas/>).
- 6 July 2020: presentation at online conference of Erasmus Honours Law College.

Ilja Tillema

- 17 November 2020: The rise of entrepreneurial mass litigation in the Netherlands. Rotterdam, Conference Frontiers in Civil Justice.
- 27 November 2020: Chair (together with Marnix Hebly) of Workshop Liability & Insurance lus Commune Conference 2020.

Martijn Scheltema

- M.W. Scheltema and C.C. Van Dam, *Opties voor afdwingbare IMVO-instrumenten* (External report). The Hague: none [[go to publisher's site](#)], 2020.
- R. McCorquodale & M.W. Scheltema, *Core elements of an EU regulation on mandatory human rights & environmental due diligence*, <https://www.business-humanrights.org/en/expert-contribution-core-elements-of-an-eu-regulation-on-mandatory-human-rights-environmental-due-diligence>.
- 31 January 2020: participated in a meeting of the American Bar Association's project on responsible contracting in supply chains in Washington.
- 7 February 2020: participated in a meeting of Wageningen University in the NWO Smart Governance program on governance of sustainability initiatives.
- 17 February 2020: delivered a presentation for banks on the research project for the Dutch government on legislative options for Human Rights due diligence.
- 18 February 2020: organized, presented and moderated at a stakeholder session on the research project for the Dutch government on legislative options for Human Rights due diligence.
- 18 February 2020: *Opties voor afdwingbare IMVO-instrumenten*. Utrecht, Stakeholder meeting organized by Ministry of Foreign Affairs.
- 19 February 2020: organized, moderated and participated in a meeting with public supervisors on the research project for the Dutch government on legislative options for Human Rights due diligence.
- 20 February 2020: presented at a meeting of the VNO-NCW committee for multinational enterprises on legislative and treaty developments in the business human rights arena.
- 31 March 2020: participated in an expert session organized by the Dutch Social Economic Counsel (SER) on legislative options in the business human rights arena also in connection with the International Responsible Business Conduct Agreements.
- 3 April 2020: participated in a stakeholder consultation on monitoring of human rights due diligence organized by the Ministry of Foreign affairs.
- 28 May 2020 (onwards): participated as foreign expert in 8 sessions of the Supply Chain Transparency Study Committee of the US Uniform Law commission on legislative options regarding human trafficking and human rights due diligence.
- 10 June 2020: participated in a UN consultation on the recovery of stolen assets (through corruption) and human rights on June 10.
- 16 June 2020: participated in a meeting of the American Bar Association's project on responsible contracting in supply chains.
- 26 June 2020: presentation and discussion on responsible business conduct at ING.
- 10 September 2020: presented at a seminar organized by the International Responsible Business Conduct Agreement in the insurance sector on access to remedy in connection with human rights abuse.
- 21-22 September 2020: Participated in the ad hoc working group of the Council of Europe (CAHAI) on artificial intelligence and human rights.

- 24 September 2020: presentation for the global counsel and members of boards of Dutch multinationals on legislative developments in connection with business human rights.
- 30 September 2020: Presentation for legal counsel of companies involved in the negotiation process for an International Responsible Business Conduct (IRBC) Agreement in the Wind Energy sector regarding legislative developments in the field of human rights due diligence and legal consequences of an IRBC agreement on 30 September.
- 1 October 2020: Member of the inner committee of the PhD defence of Qiqi Fu, A Comparative Study of Minority Shareholder Protection in China, the US and the Netherlands, Erasmus University Rotterdam.
- 5 October 2020: Participated in an expert consultation organized by the Office of the UN High Commissioner for Human Rights on challenges regarding access to remedy in connection with human rights abuse caused or contributed to by artificial intelligence (B-Tech project).
- 6 October 2020: Participated in the stakeholder board meeting of the SHERPA project commissioned by the European Commission on ethical challenges of artificial intelligence.
- 5 November 2020: Participated as a panel member in the annual conference of the International Bar Association on arbitration regarding human rights issues. As member of the international group of experts who have developed arbitration rules on business human rights arbitration (The Hague Rules) he has introduced and explained those rules.
- 13 November 2020: Participated in a panel organized by the Asian Arbitration Association, Bridging the divide: International Arbitration and Human Rights, on arbitration and business human rights in which he has focussed on the Hague Rules on Business Human Rights arbitration.
- 17 November 2020: Chaired an expert meeting on the legal implications of the legislative proposal on sustainability initiatives ('Wet duurzaamheidsinitiatieven') organized by the Social Economic Council (SER) and the Ministry of Economic Affairs.
- 19 November 2020: Member of the inner committee of the PhD defence of Xun Xiao, Directors' Duties and Liabilities in China, Erasmus University Rotterdam.
- 15 December 2020: Participated as an observer in the CAHAI ad hoc committee of the Council of Europe on human rights challenges of artificial intelligence.
- 17 December 2020: Presented at a conference organized by NEN on artificial intelligence and ethics.

Louis Visscher

- H.O. Kerkmeester & L.T. Visscher (2020). *Rechtseconomie. Ars Aequi KwartaalSignaal*, 2020 (155), p. 9173-9174.
- B.F.H. Nieuwesteeg, M.G. Faure & L.T. Visscher, *Aansprakelijkheid voor digitale onveiligheid in b2b-relaties*, (Extern rapport): Ministerie van Economische Zaken en Klimaat 2020.
- L.T. Visscher, *Over vaccins en immuniteit tegen aansprakelijkheid*. AV&S 2020, p. 211-213.
- M.R. Hebly, S.D. Lindenbergh, L.T. Visscher & P.T.M. Desmet, *Compensatie en verhaal van schade door strafbare feiten. Verkenning van bronnen, volumes en publieke kosten*, Den Haag: WODC 2020.

Denard Veshi

- 19 November 2020: PhD Defence 'Refugee Flow: A Law and Economics approach Opens external.' (promotores: prof. dr. Michael Faure and prof. dr. Eli Salzberger), Erasmus University Rotterdam.

Josje de Vogel

- 17 September 2020: featured in EGSL Podcast '*Law Out Loud*', together with Johan Vannerom. More info on Law Out Loud ([here](#)); link to podcast ([here](#)).

Franziska Weber

- 23 June 2020: lecture '*Is compensation fine? – Sanction regimes and their effects on deterrence and trust*', within the Bucerius Law School (Hamburg) lecture series "New Frontiers in Law and Economics" (online).
- 25 June 2020: lecture '*Tackling pass-on in cartel cases: a comparative analysis of the interplay between damages law and economics*', ASCOLA conference (online).
- 1 October 2020: Tagung des Arbeitskreises Kartellrecht, Bundeskartellamt, participation upon invitation (online).
- 4 December 2020: Promoter at PhD defence Lukas Böker „*Nudge im Spiegel des allgemeinen Persönlichkeitsrechts*“ (summa cum laude), Hamburg University.
- 9 December 2020: Staffel 2 Folge 13 Gesundheitspolitische Videosprechstunde, Titel: "*Nur ein Schubs in die richtige Richtung*" - *Nudging im Gesundheitswesen*', Friedrich-Naumann-Stiftung.

Xun Xiao

- 19 November 2020: PhD Defence '*Director's Duties and Liabilities in China*' (promotores: prof. dr. Michael Faure and prof. dr. Yuwen Li), Erasmus University Rotterdam.

Anran Zhang

- 13 June 2020: The Role of Chinese Young Scholars in Investor-State Arbitration. Virtual, Invited by Qingdao Center for Global Governance and International Law.
- 11 October 2020: The Youth in International Investment Arbitration. Virtual, Moot Court Training (Southwest University of Political Science and Law).