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NOVEMBER
2023

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DECEMBER
2023



Social Sciences

Winter School in Legislative Studies 2023

Parliaments and Constitutional Courts

ORGANISATION

- Chair of Legislative Studies – University of Luxembourg
- Parliamentary Law Institute – Complutense University of Madrid (IDP-UCM)

In collaboration with:

- Chamber of Deputies of the Grand Duchy of Luxembourg
- Congress of Deputies of Spain
- Parliamentary Assembly of the Francophonie
- European Parliament
- Centre for Political and Constitutional Studies of Spain

PROGRAMME




Chaire de recherche
en études parlementaires



Thursday 30 November

Faculty of Law, Complutense University of Madrid

Accès virtuel : <https://meet.google.com/dzn-ntmh-kqf>



09:00 Inauguration and institutional welcome

- **Prof. José María Coello**, Vice-Rector of Institutional Relations and Professor of Constitutional Law, Complutense University of Madrid
- **Prof. Helle Krunke**, President of the International Association of Constitutional Law
- **Prof. María Josefa Ridaura Martínez**, President of the Association of Constitutionnalists of Spain
- **Prof. Anne Levade**, President of the French Association of Constitutional Law) (by videoconference)
- **Prof. Ricardo Alonso García**, Dean of the Faculty of Law, Complutense University of Madrid
- **Prof. Rafael Bustos Gisbert**, Director of the Parliamentary Law Institute, Complutense University of Madrid

09:30 Introduction

- **Prof. Philippe Poirier**, Holder of the Chair of Legislative Studies, University of Luxembourg
- **Prof. Ángel Sánchez Navarro**, Professor of Constitutional Law, IDP-UCM; Temporary secondment lawyer, Constitutional Court of Spain

10:00 - 12:00 1st ROUND TABLE:

Parliaments and Constitutional Courts: Navigating the Democratic Principle and its Legal Limits for Coexistence and Legitimation

- **Moderator** : **Prof. María Josefa Ridaura Martínez**, President of the Association of Constitutionnalists of Spain

10:00 The control of the parliament by the Constitutional Court in Spain

Mr. Juan Carlos Duque Villanueva, Deputy Secretary General, Constitutional Court of Spain, Spain

10:30 The Luxembourg Constitutional Court and the rule of law, democracy and the defence of the law

Mr. Francis Delaporte, Vice-President of the Constitutional Court of the Grand Duchy of Luxembourg, Luxembourg

11:00 The absence of constitutional review in the Netherlands: a predominant position of parliament?

Prof. Hansko Broeksteeg, Professor of Constitutional Law, Radboud University, The Netherlands

11:30 Questions/Debate

12:00 - 12:45 **Coffee break**

12:45 - 14:30 **2nd ROUND TABLE:**

Models of Relationship between Parliaments and Constitutional Courts

• **Moderator: Dr. Sylvia Martí Sánchez**, Lawyer at the Parliament of Spain, Spain

12:45 An Overview of the Relationship Model Between Parliament and Constitutional Court of the Italian Republic

Prof. Laura Baamonde Gómez, Professor of Constitutional Law, Charles III University of Madrid, Spain

13:15 The relationship between the Spanish Parliament and Constitutional Court: key, complex and controversial

Prof. Rosa María Fernández Riveira, Professor of Constitutional Law, Complutense University of Madrid, Spain

13:45 Judicial control of public policies and the dialogue between the branches of government in Argentina

Prof. Alfonso Santiago, Director of the School of Politics, Government, and International Relations, Austral University, Argentina (by videoconference)

14:15 Questions/Debate

14:30 - 16:00 **Lunch break**

16:00 - 18:00 **3rd ROUND TABLE:**

The Dynamic Role of Constitutional Courts in Protecting the Rights of Parliamentarians and Minority Groups

• **Moderator : Prof. Helle Krunke**, President of the International Association of Constitutional Law

16:00 What about the protection of minorities in Canada?

Prof. Stéphanie Chouinard, Associate Professor of Political Science, Queen's University, Canada (by videoconference)

16:30 The protection of minority rights in the Cortes Generales by the Constitutional Court

Mr. Alfonso Cuenca Miranda, Lawyer at the Parliament of Spain; Director of Studies, Analysis and Publications at the Congress of Deputies, Spain

17:00 The Constitutional Court of Colombia and the protection of the rights of parliamentarians

Prof. Humberto Sierra Porto, Judge of the Inter-American Court of Human Rights, Colombia) (by videoconference)

17:30 Questions/Debate

Friday 1 December

Centre for Political and Constitutional Studies, Madrid

Remote access: <https://meet.google.com/eqr-zryi-pcr>



09:30 - 11:30 4th ROUND TABLE:

Oversight of the Law by Constitutional Courts

• **Moderator** : Prof. Rafael Rubio Núñez, Professor of Constitutional Law, Complutense University of Madrid, Spain

09:30 The oversight and protection of the legislator by the Federal Constitutional Court in Germany

Prof. Johann-Christian Pielow, Professor of Public Economic Law, Ruhr University Bochum, Germany

10:00 Judicial Review of Laws by the Turkish Constitutional Court

Prof. Selin Esen, Professor of Constitutional Law, Ankara University, Turkey; First Vice-President of the International Association of Constitutional Law

10:30 Procedure and intensity of legal control by the Spanish, Italian and French constitutional courts

Prof. Carolina Cerda-Guzman, Professor of Constitutional Law, University of Bordeaux, France

11:00 Questions/Debate

11:30 - 12:00 Coffee break

12:00 - 14:00 5th ROUND TABLE :

The Responses of Parliaments and Constitutional Courts to Secessionist Demands

• **Moderator**: Prof. Javier García Roca, Professor of Constitutional Law, Complutense University of Madrid, Spain

12:00 Parliament and the Constitutional Court in the face of secessionist demands in Spain: the cases of the Basque Country and Catalonia

Prof. Josep Maria Castellà Andreu, Professor of Constitutional Law, University of Barcelona, Spain

12:30 The Supreme Court's independence referendum reference decision: Secession within a political constitution?

Dr. Elisenda Casanas Adam, Senior Lecturer in Public Law and Human Rights, University of Edinburgh, United Kingdom) (by videoconference)

13:00 The Reference Re Secession of Quebec: Insurmountable and Unbreachable Barriers

Prof. Benoît Pelletier, Professor of Law, University of Ottawa, Canada (by videoconference)

13:30 Questions/Debate

14:00 Closing remarks

Prof. Pedro González-Trevijano Sánchez, Former President of the Constitutional Court of Spain; Professor of Constitutional Law, Rey Juan Carlos University, Spain

Prof. Mayte Salvador Crespo, Deputy Director of the Centre for Political and Constitutional Studies of Spain

14:30 - 16:00 Lunch break

Registration

Kindly confirm your attendance by registering at:



<https://www.eventbrite.fr/e/billets-ecole-des-etudes-parlementaires-parlements-cours-constitutionnelles-744964357447>

Scientific committee

Prof. Philippe Poirier & Laura Gil-Besada, Chair of Legislative Studies - UL

Prof. Ángel Sánchez Navarro & Prof. Rosa María Fernández Riveira, Parliamentary Law Institute - UCM

Contact

For any questions, please contact:

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