



ASSOCIAZIONE ITALIANA DI DIRITTO COMPARATO
COMITATO NAZIONALE ITALIANO DELLA
ASSOCIATION INTERNATIONALE DES SCIENCES JURIDIQUES

CALL FOR PAPERS:

COMPARATIVE LAW IN TIMES OF EMERGENCIES

**XXVI BIENNIAL COLLOQUIUM OF THE
ITALIAN ASSOCIATION OF COMPARATIVE LAW (AIDC)
UNIVERSITY OF BOLOGNA
20-22 MAY 2021**

DEADLINE JANUARY 7, 2021

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The Italian Association of Comparative Law (AIDC) opens an international Call for Papers on the subject

Comparative law in times of emergencies

The first two decades of this century have been starkly marked by all sorts of emergencies, frequent and repeated: terrorism, financial crisis, natural disasters, migrations, climate change, and lastly the Covid-19 pandemic.

As a consequence of globalization and global geo-politics the effects of these emergencies have increased, requiring interventions at different levels, including legal responses. At the same time this global approach is being frequently challenged by a more locally centered approach to economic and social issues.

The XXVI biennial colloquium of the Italian Association of Comparative Law wishes to investigate the consequences of such emergencies on comparative law, the first being if one can speak of a “comparative law of emergencies” which takes into account and compares the various approaches of legal systems (including obviously that of international and regional institutions) to the novel and unexpected situations.

The following is a list of tentative questions for which the call-for-papers is open:

a) Is there a common notion of “emergency laws”? Or are the differences still significant?

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- b) In democratic countries can one register a significant shift in the constitutional apportionment of powers in order to react effectively to emergencies? Do these changes have a permanent effect on forms of State and of government, and on decentralization (in both directions)?
- c) Is it possible to compare “emergency laws” in democratic countries and in countries under a different constitutional and political regime (e.g. PRC, Russia)? Or at different levels of economic development? Or that have different cultural and religious dimensions?
- d) Are fundamental rights the first “victims” of emergencies? Must one reconsider their catalogue and their resilience?
- e) How do international and regional organizations deal with emergencies and can they be considered a “melting-pot” of comparative solutions?
- f) To what extent have these emergencies limited private autonomy, especially in long term legal relations?
- g) The courts and emergencies: what is a “precedent”?
- h) Do emergencies bring to forefront new political and institutional actors (scientists, security experts, predictive analysts, etc.). How do they operate? What is their interaction with traditional powers?
- i) Private actors in the governance of emergency situations: the role of international finance, “big-tech”, “big-pharma”, etc.
- j) External constraints and circulation of models via emergencies

In the background lies a more general issue: if “emergencies” have become a structural feature of our globalized world, should lawyers (and comparative lawyers) – traditionally “path dependent” and used to norm-alize any occurrence – change their general approach, and get used to rather rapid and widespread modifications of the legal environment, passing from one “emergency” to another.

The Colloquium will be organized in parallel sessions devoted to the general topics outlined above.

I. TO WHOM THE CALL FOR PAPERS IS ADDRESSED

AIDC organizes on a biennial basis a “younger comparatists colloquium” (the last one, in 2020, was held online owing to health restrictions) open to PhD candidates and holders, lecturers, adjunct professors; and the **ordinary biennial colloquium (the present is the 26th), generally open to full and associate professors.**

Therefore, the selection committee **will prefer papers presented by full and associate professors**, although it may make a limited amount of exceptions.

Papers should be in Italian or English, and may be presented in either language.

Simultaneous translation will **not** be provided.



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II. ORGANIZATIONAL ASPECTS

The proposal must be submitted, by e-mail by **January 7, 2021 indicating the general topic on which they wish to present their paper**. Acceptance will be communicated by the end of January. **Within 10 days from acceptance, the participation fee (€ 80) must be paid**. If not, acceptance will be forfeited and the selection committee will move on to other candidates. This requirement is essential in order to avoid that no-show of some rapporteurs preclude the possibility to others to present their papers.

The Colloquium will be organized in plenary opening (Thursday, May 20) and closing (Saturday, May 22) sessions (with invited speakers). And parallel sessions (Friday, May 21 and Saturday, May 22) divided according to topics. It is expected that up to 40 papers will be presented in a time slot not exceeding 20 minutes per speaker, followed by a 10 minutes Q&A session.

Clearly it is not possible to predict, as of today, if and what health restrictions may be in force in May 2021. At any rate the organizers are ready to adapt the Colloquium to the circumstances, ensuring blended (in presence and on-line) sessions, or transforming the various sessions into separated webinars (a formula that has been successfully experimented this year with the Younger Comparative Scholars colloquium).

III. OTHER ASPECTS

The XXVI biennial Colloquium is co-organized with the Law Department of the University of Bologna. The history of Bologna University, the first in Europe, founded in 1088 around its Law Faculty, does not need to be illustrated. It has represented the model for all the other medieval academic institutions. Over the centuries it has maintained standards of international excellence and attracts scholars and students world-wide.

Bologna can be easily reached by all means of transport both private and public. It has an undisputed reputation for hospitality and life-style.



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IV. HOW TO SUBMIT A PROPOSAL

Abstracts should be submitted by e-mail at aidc.bologna2021@gmail.com in a Word format, following this order:

- a) author(s)
- b) affiliation
- c) e-mail address
- d) title of abstract
- e) body of abstract (apx 250 words)

Abstract file should be entitled: Family Name_Last Name.doc

V. PROCEEDINGS

The proceedings of the Colloquium will be published on the “Studies in Law and Social Sciences” open-access Series, published by the Roma TrE-Press, under the auspices of the Law Department.

Authors may also publish their paper on other periodicals, in particular on the on-line periodical “*Comparative Law Review*”, sponsored by AIDC, will devote a special issue to the proceedings of the Colloquium. Papers (in Italian and in English) may also be submitted for publication to “*Diritto pubblico comparato ed europeo*”, to “*Comparazione e diritto civile*” and to the “*Cardozo Electronic Law Bulletin*”, which are among the leading Italian comparative law reviews.