



ELI

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2017

**Activity
Report**



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Foreword

It is a privilege to write this foreword in my capacity as the new European Law Institute (ELI) President and to close the year with an update of the activities and events which the ELI has embarked on over the last 12 months.

For those that are new to the ELI, catalysing the formation of a vigorous European legal community is our declared mission. A vigorous European legal community that is determined to improve European law and to enhance the role which Europe plays globally, while remaining fully committed to collaboration with colleagues from other continents, is vital to Europe's future. We strongly believe that lawyers from all vocational backgrounds and legal traditions will, together, make Europe an ever more inspiring place for legal thought.

The ELI's goals are ambitious and the tasks expected of the newly elected Executive Committee are enormous. I for one am particularly honoured and indebted to my predecessor, Diana Wallis, for handing over a thriving organisation which has seen its membership figures increase steadily over the years and its project portfolio evolve to accommodate pressing legal topics deserving of thorough assessments and (re-)evaluations.

Despite its successes, much work lies ahead for the ELI; work which the new ELI Executive Committee is keen to embark on and which I hope to update you on in the 2018 Activity Report.

For now, however, we take a retrospective look at the ELI's achievements in 2017 in facilitating the formation of a vigorous European legal community and in particular at how lawyers from various vocational backgrounds and legal traditions have come together in a spirit of collaboration to improve European law through the ELI's primary contribution, its projects.

In addition to projects, this report will showcase the various other fora and platforms in the ELI's toolbox for encouraging practice-relevant discourse including the ELI's conferences, Hubs and SIGs.

Please allow me to take this opportunity to invite you to drive the future success of the ELI by actively contributing your expertise and dedication to bettering our laws across Europe.



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Christiane Wendehorst
ELI President



The ELI in Brief



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About the ELI

The ELI is an independent non-profit organisation established to initiate, conduct and facilitate research, make recommendations and provide practical guidance in the field of European legal development with a goal of enhancing European legal integration. The Institute was inspired by the activities of the American Law Institute (ALI), founded in 1923.

Among the ELI's core tasks are:

- to evaluate and stimulate the development of EU law, legal policy, and practice, and in particular make proposals for the further development of the *acquis* and for the enhancement of EU law implementation by the Member States;
- to identify and analyse legal developments in areas within the competence of Member States which are relevant at EU level
- to study EU approaches regarding international law and enhance the role EU law could play globally, for instance in drafting international instruments or model rules;
- to conduct and facilitate pan-European research, in particular to draft, evaluate or improve principles and rules which are common to the European legal systems; and
- to provide a forum, for discussion and co-operation, of jurists irrespective of their vocation or occupation, *inter alia* academics, judges, lawyers and other legal professionals, who take an active interest in European legal development and together represent a broad range of legal traditions.



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The ELI Secretariat

Since 2011, the Secretariat of the ELI was hosted by the University of Vienna (Austria). The main tasks of the Secretariat are to coordinate the ELI's day-to-day projects and activities, organise events, support ELI bodies in fulfilling their tasks and liaise with the ELI's current and potential members. In 2017, the Secretariat was composed of the following:



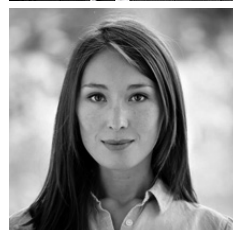
Vanessa Wilcox
Secretary General
since May 2017



Ines Foidl
Senior Officer
since September 2015



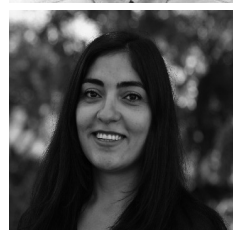
Dadi Olafsson
Project Officer
August 2015 - May 2017



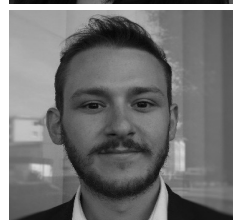
Ala Šabanović
Project Officer
since September 2015



Tomasz Dudek
Project Officer
since September 2015



Ayper Deniz
PR Officer
since August 2015



Sebastian Schwamberger
IT Support
since September 2015

ELI Timeline

Founding of the Association for a European Law Institute (ELIA)	March	2010		
Initiative of the Robert Schuman Centre for Advanced Studies of the European University Institute (EUI) in Florence (Italy) to create a European Law Institute	April			
ELIA and EUI representatives meet in Hamburg (Germany)	22–23 June	2011	Decision on founding of the European Law Institute reached in Athens (Greece)	15–16 April
Joint meeting of the ELIA and EUI in Vienna (Austria)	23–24 November		University of Vienna (Austria) wins a tender to host the ELI's Secretariat	31 May
			ELI Inaugural Congress in Paris (France)	1 June
Publication of the ELI Statement on the Case-Overload at the European Court of Human Rights	July	2012	Opening ceremony of the ELI and its Secretariat in Vienna (Austria)	17 November
Publication of the ELI Statement on the Proposal for a Regulation on a Common European Sales Law	September			
ELI Annual Conference and General Assembly Brussels (Belgium)	28–29 September	2013	ELI Annual Conference and General Assembly in Vienna (Austria) (including the first Council elections)	4–6 September
Publication of the ELI Statement Response to the European Commission's Public Consultation on the review of the EU copyright rules	February	2014		
Publication of the first Supplement to the Statement on the Proposal for a Regulation on a Common European Sales Law: Response to the EP Legislative Resolution of 26 February	September			
ELI Annual Conference and General Assembly in Zagreb (Croatia)	24–26 September	2015	Extension of agreement with University of Vienna until 2019	February
Publication of the ELI Statement on Collective Redress and Competition Damages Claims	December		Publication of the second Supplement to the Statement of the ELI on the Proposal for a Regulation on a Common European Sales Law	July
			ELI Annual Conference and General Assembly in Vienna (Austria) (including the second Council elections)	2–4 September
Publication of the ELI Statement on the European Commission's proposed Directive on the Supply of Digital Content to Consumers	September	2016	Publication of the ELI Statement on Collective Redress and Competition Damages Claims	December
ELI Annual Conference and General Assembly Ferrara (Italy)	7–9 September			
		2017	ELI Conference on Digitalisation in Hull (United Kingdom)	30–31 March
			Adoption of the first ELI Instrument Draft Legislative Proposals for the prevention and resolution of conflicts of jurisdiction in criminal matters in the European Union	April
			ELI Annual Conference and General Assembly in Vienna (Austria) (including the third Council elections)	6–8 September
			Publication of the ELI Instrument on Rescue of Business in Insolvency Law	September
			Publication of the ELI Statement on Detention of Asylum Seekers and Irregular Migrants and the Rule of Law	September

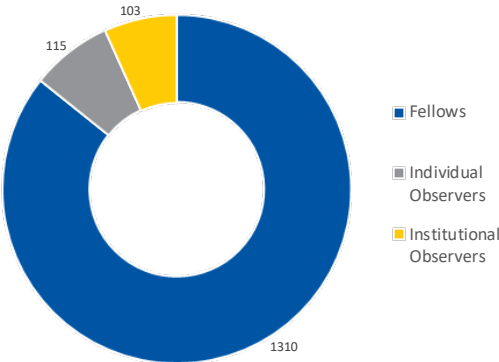
Membership

There are over 1,400 individual members and 100 institutional members of the ELI, representing all branches of law and legal professions. The Institute has three categories of members:

- **Fellows** must be natural persons and must actively engage, by their professional, vocational or scholarly activities, in European legal development. They are internationally renowned legal professionals from academia, the judiciary, various legal professions, governments, legislatures and other sectors, who participate in the Institute’s activities based on their personal and professional convictions and without regard to the interests of any clients or stakeholders.
- **Individual Observers** are natural persons who take an active interest in European le-

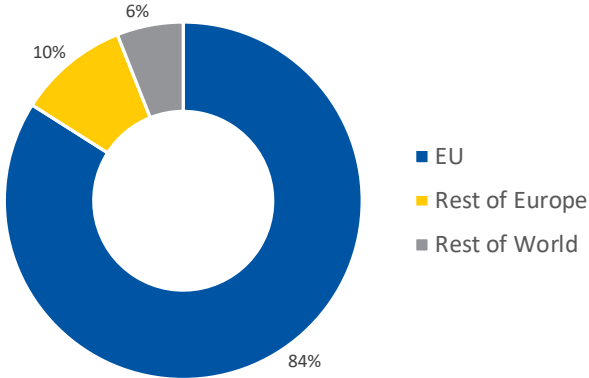
gal development but cannot undertake to speak and vote without regard to the interests of particular stakeholders.

- **Institutional Observers** are legal entities or natural persons representing organisations, institutions or networks, which are actively involved in European legal development.



The ELI’s steadily growing membership spans the globe. Members in 2017 stemmed from the following jurisdictions:

- A**
Albania
Argentina
Australia
Austria
- B**
Belgium
Bosnia and Herzegovina
Brazil
Bulgaria
- C**
Canada
China
Colombia
Croatia
Cuba
Cyprus
Czech Republic
- D**
Denmark
- E**
Estonia
- F**
Finland
France
- G**
Germany
Greece
- H**
Hungary
- I**
Iran
Iraq
Ireland
Israel
Italy
- J**
Japan
- L**
Latvia
Lithuania
Luxembourg
- M**
Macedonia
Malta
Mexico
Moldova
- N**
Netherlands
New Zealand
Norway
- P**
Peru
Poland
Portugal
- R**
Romania
Russia
- S**
Serbia
Slovakia
Slovenia
South Africa
Spain
Sweden
Switzerland
- T**
Turkey
- U**
Ukraine
United Kingdom
Uruguay
USA



New Institutional Observers in 2017

The ELI is proud to partner with several EU institutions and international organisations, courts, law firms, professional associations and academic and other observers. Five new Institutional Observers joined the European Law Institute in 2017:

Austrian Data Protection Authority

The Austrian Data Protection authority (*Datenschutzbehörde*) is an independent governmental authority charged with data protection in Austria. The authority is consulted prior to the issuance of federal laws which directly concern essential questions of data protection, as well as federal ordinances issued on the basis of federal law or directly related to other essential questions of data protection.



European Union Agency for Fundamental Rights (FRA)

The European Union Agency for Fundamental Rights (FRA) is the EU's centre of fundamental rights expertise. It is one of the EU's decentralised agencies and is an independent EU body, funded by the Union's budget. Among other things, the Agency helps to ensure that the fundamental rights of people living in the EU are protected and provides independent, evidence-based assistance and expertise on fundamental rights to EU institutions and Member States.



Faculty of Advocates (the Scottish Bar)

The Faculty of Advocates is the professional body to which all Advocates in Scotland belong. Its history dates back to the sixteenth century. The Faculty is responsible for: (a) prescribing the criteria and procedure for admission to the public office of Advocate and for removal from that office; and (b) regulating the professional practice, conduct, and discipline of Advocates.



The Faculty of International Legal Relations at the National University 'Odessa Law Academy'

Founded in 1997, the Faculty of International Legal Relations at the National University 'Odessa Law Academy' consists of 734 students, from 13 countries and offers degrees in both public and private international law.



Université catholique de Louvain (UCL) - Institut pour la recherche interdisciplinaire en sciences juridiques (JUR-I)

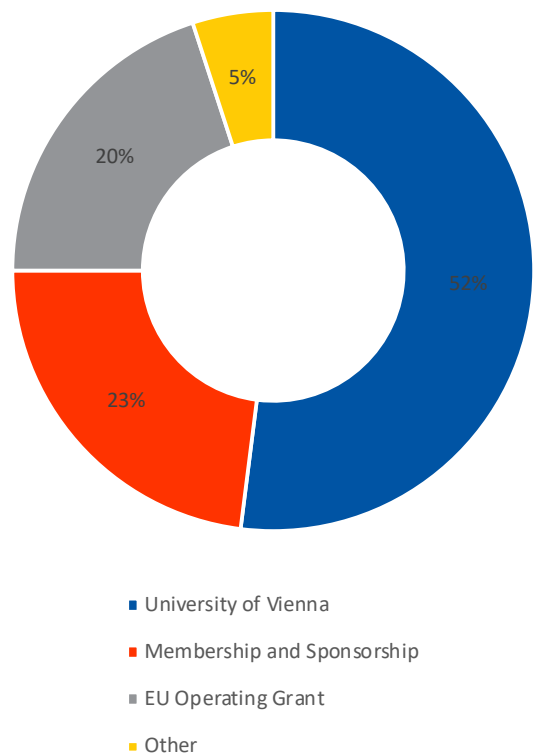
The Centre Jean Renauld was created in 1978 as part of the Catholic University of Louvain (Belgium). It is aimed at scientific research on different subjects concerning companies. It specialises in the critical assessment of Belgian and European corporate and finance law and analyses the purpose, the structures- and the financing models of companies.



Funding Sources

The main sources of income for the ELI in 2017 were as follows:

- **The current Framework Cooperation Agreement** between the University of Vienna and the ELI runs from 2015 until September 2019, guaranteeing that the ELI Secretariat will be hosted for another four-year term. With its long and rich history, the University of Vienna has developed into one of the largest universities in Europe, and also one of the most renowned.
- **Membership fees** of Individual and Institutional members.
- **The 2017 Operating Grant** awarded within the three-year partnership agreement with the DG Justice Programme for the period 2015–2017.
- **Other:** the ELI also benefits from other sources of funding including project funding (from the Fritz Thyssen Stiftung in respect of the Principles for a Data Economy project) and funding from the city of Vienna.



EU Funding 2017

- In 2017, alongside general ELI Secretariat activities, the following were co-funded through the Operating Grant:
- Some projects
 - General running of the ELI Secretariat
 - Some staff members
 - ELI Executive Committee, Council, Senate meetings
 - ELI Annual Conference
 - ELI General Assembly



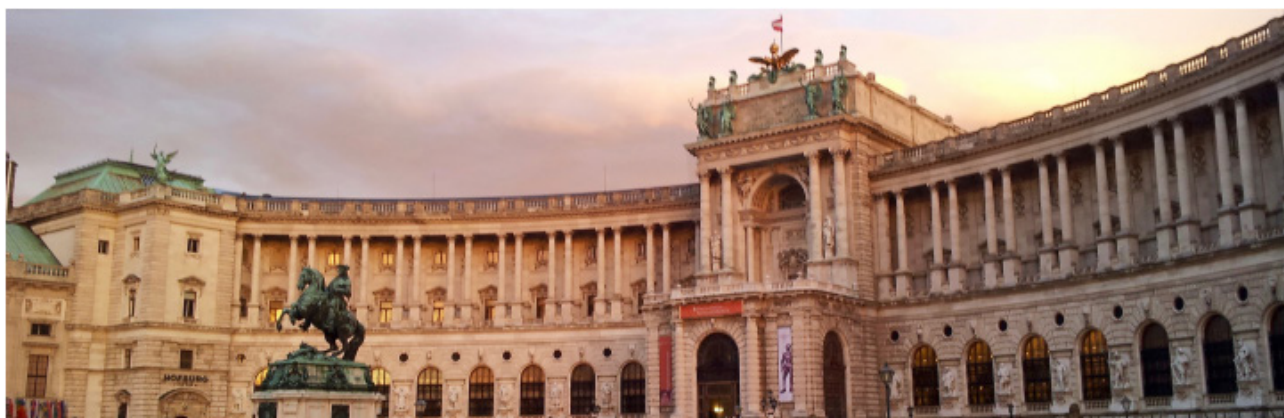


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ELI Annual Conference 2017



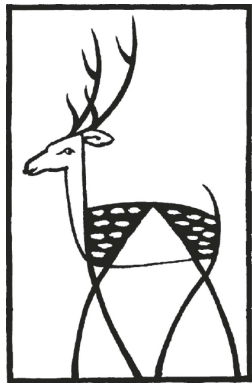
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Annual Conference 2017 Overview

Central of all the ELI's events is its Annual Conference and General Assembly. In 2017, this took place from 6–8 September in Vienna (Austria). This event provided a forum for lively discussions and pulled together over 300 guests from five different continents. The Conference, which was co-organised by the City of Vienna and co-hosted by the University of Vienna, took place at several venues including the Vienna City Hall (Rathaus). A conference brochure can be downloaded [here](#).

The 2017 Annual Conference was opened by the outgoing ELI President, Diana Wallis, who cordially welcomed the many esteemed participants. She was joined by Heinz W Engl, Rector of the University of Vienna (Austria), who gave a historical insight into the ELI to those assembled.

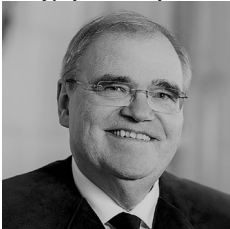
His words were followed by a heartfelt welcome by the Dean of the Law Faculty of the University of Vienna, Paul Oberhammer, who is also actively involved in a number of ELI projects.

The ELI is particularly grateful to the Federal President of the Austrian Republic, Alexander van der Bellen, for [his special message](#) to the ELI's Conference participants. His words were delivered by one of his advisers (and former President of the Austrian Constitutional Court), Ludwig Karl Adamovich.



Keynote Speeches

On the evening of the first day, participants were invited to a reception at the Austrian Ministry of Justice (Palais Trautson), where then Vice-Chancellor and Minister of Justice, Wolfgang Brandstetter, delivered a speech.



Director of the European Union Agency for Fundamental Rights (FRA), Michael O'Flaherty, gave the keynote speech on the second day of the Conference, expressing his approval of FRA's and ELI's closer ties.



Having been inspired by the activities of the ALI, the ELI was especially proud to have secured the former Director of the ALI, currently Professor at Columbia Law School, Lance Liebman, as a speaker at the Gala Dinner at Palais Niederösterreich on day two of the Conference. Lance Liebman shared insights into his decades-long career as a Dean of Columbia Law School as well of his time at the ALI. Among other things, he expressed his admiration for the development of the Institute and wished the ELI the best for the future.



Panel Discussions at the Conference

The Panel discussions took place on all current and prospective ELI projects, further details of which can be found on pages 18–27 below. More details on each panel can be found on [ELI's webpage](#).



First European Young Lawyers Award

The European Young Lawyers Award was officially launched at the 2016 Annual Conference. Its goal is to provide the young European legal community with a mechanism to propose practical suggestions for the improvement of European law, as a way of giving voice to future European legal experts and to helping the ELI in fulfilling its core mission of improving the quality of European law.

Candidates had to submit a unique and original paper which was not previously published and which dealt with a European legal issue that could be improved.

Winner of the 2017 Award

The ELI wishes to congratulate Evgenia Ralli, the first winner of the ELI Young Lawyers Award, for her thought-provoking paper entitled 'The Principle of Mutual Recognition Based on Mutual Trust and the Respect for Fundamental Rights: The Case of the Framework Decision on the European Arrest Warrant'.

Evgenia Ralli is a promising lawyer who studied at the University of Luxembourg, Ludwig Maximilian University of Munich, the University of Trier and Aristotle University of Thessaloniki. She presented aspects of her excellent paper on 6 September 2017 at the ELI Annual Conference and General Assembly.



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Changes in ELI Bodies

The ELI is a membership-based organisation, consisting out of the following bodies:

General Assembly

The General Assembly is the highest ELI body, composed of all ELI members.

The main functions of the General Assembly are to elect the members of the Council, to approve the accounts and the budget of the Institute, and to approve the results of any ELI projects carried out under the regular procedure. An ordinary meeting of the General Assembly is called every year.

The 2017 General Assembly was held in Vienna (Austria), 6–8 September 2017.

Council

The Council consists of at least seven and a maximum of 60 members, elected by the General Assembly from among the Fellows in a way adequately representing different legal traditions, disciplines and professions, for a term of four years.

The Council is the ELI’s main governing body. The Council may exercise all powers not attributed by law or by the ELI Articles of Association to the General Assembly or to another body of the Association. In particular, the Council is the competent body for the election of the members of the Executive Committee, including the President.

Other functions of Council members include, but are not limited to: the approval of membership applications, deciding which projects the ELI should embark on, the appointment of reporters, members of a project team and Advisory Committee members.

Meetings of the Council

The Council meets at least twice a year but also makes decisions electronically on a regular basis. In 2017, the ELI Council met at the following occasions:

- 31 March–1 April 2017, Hull (UK)
- 6–7 September 2017, Vienna (Austria)

Council Elections

Elections for 30 seats on the Council took place at the ELI’s 2017 General Assembly during the Annual Conference in Vienna.

Newly elected Council members with a mandate until 2021:

- Yannis Avgerinos
- Francesco Avolio
- Elena Bargelli
- Yuri Biondi
- Robert Bray
- Christoph Busch
- Georges Cavalier
- Nikolaos Chatzinikolaou
- Mark Clough
- Mario Comba
- Andra Cotiga-Racah
- Olga Cvejic Jancic
- Nada Dollani
- Anne Birgitte Gammeljord
- Athina Giannakoula
- Laura Guercio
- Paola Iamiceli
- Maria Kaiafa-Gbandi
- Ana Keglevic Steffek
- Miklós Király
- Andries Klip
- Philip Moser
- Damjan Možina
- Pascal Pichonnaz
- Reiner Schulze
- Matthias Storme
- Lord John Thomas
- Verica Trstenjak
- John Vervaele
- Friedrich Graf von Westphalen

Continuing Council members
with a mandate until 2019

- Christian Alunaru
- Josef Azizi
- Christian von Bar
- Hugh Beale
- Maja Brkan
- Remo Caponi
- Marc Clément
- Walter Doralt
- Sjef van Erp
- Johan Gernandt
- Paul Gilligan
- Jiri Hrádek
- Marta Infantino
- Fransisco Javier Jiménez Munoz
- Tatjana Josipović
- Corrado Malberti
- Maarten Meijer
- Katharina Miller
- Denis Philippe
- Meliha Povlakic
- Albert Ruda
- Raffaele Sabato
- Hans Schulte-Nölke
- John Sorabji
- Harry Stamelos
- Diana Wallis
- Christiane Wendehorst
- Marek Wierzbowski
- Bostjan Zalar
- Irina Zlatescu

Ex-Officio Council Members

Up to 10 ex-officio individuals can be offered seats on the Council. In 2017 ex-officio Council members were:

- Ruthven Gemmel, President of the Council of Bars and Law Societies of Europe (CCBE);
- José Manuel García, President of the Council of the Notariats of the European Union (CNUE);
- Jan Moerkerke, President of the European Land Registry Association (ELRA);
- Nuria Diaz Abad, President of the European Network of Councils for the Judiciary (ENCJ);

- Françoise Andrieux, President of the International Union of Judicial Officers (UIHJ); and
- Priit Pikamäe, President of the Network of the Presidents of the Supreme Judicial Courts of the European Union.

Executive Committee

The Executive Committee is the ELI’s administrative body, appointed by the Council from among the Council members, consisting of the President, the Vice-President, the Treasurer, and four ordinary members. During the ELI’s 2017 Annual Conference and

Meetings of the Executive Committee

- 29 March 2017, Hull (United Kingdom)
- 9 June 2017, Vienna (Austria)
- 6 September 2017 (Joint Meeting with Senate), Vienna (Austria)
- 3 October 2017, Vienna (Austria)
- 1 November 2017, Vienna (Austria)

General Assembly, the ELI Council, in its new formation, elected a new Executive Committee from among its Fellows.

Former Vice-President of the ELI, Christiane Wendehorst, was elected as President. Sjef van Erp was nominated Vice-President and Denis Philippe took up the role of ELI Treasurer.



Union internationale des huissiers de justice
International Union of Judicial Officers



The Newly Elected ELI Executive Committee



President: Christiane Wendehorst

Professor of Law at the University of Vienna. She is a member of the ALI, the Academia Europea, the Austrian Academy of Sciences, the International Academy of Comparative Law and several international research groups. Wendehorst is one of the Founding Members of the ELI and has previously served as Treasurer and Vice-President.



Vice-President: Sjef van Erp

Professor of civil law and European private law at Maastricht University (Netherlands), where he teaches foundations of *Ius Commune*, comparative, European and Dutch property law. He is also Deputy Justice at the Court of Appeals in 's-Hertogenbosch. He is a member of the ALI. van Erp is one of the ELI's Founding Members.



Treasurer: Denis Philippe

Professor at the University of Louvain (Belgium) and Visiting Professor at the University of Paris Ouest (France). He is a lawyer at the Brussels and Luxembourg Bar and managing partner of Philippe & Partners. He is one of the ELI's Founding Members.



Anne Birgitte Gammeljord

Birgitte Gammeljord is a practising Danish Supreme Court lawyer. She is an assistant lawyer in insolvency matters at the Maritime and Commercial Court in Denmark. She previously served on the Disciplinary Committee of the Danish Bar and Law Society and as a member of the Council of the Danish Bar and Law Society. She was President of the CCBE in 2009 and has been a member of the ELI Council and its Membership Committee since 2012.



Raffaele Sabato

Justice at the Italian Supreme Court of Cassation. He was appointed as a judge in 1991. He also published and lectured widely on issues in civil, international and EU law, procedural law, mediation and judicial ethics. As an expert of the Council of Europe, he has taken part in initiatives aimed at promoting reforms in legal systems. Sabato has served as member of the Consultative Council of European Judges since its start in 2000, having been its Chair for two years. He has been a member of the ELI Council since 2015.



Hans Schulte-Nölke

Professor of Law and Legal History at the European Legal Studies Institute at the University of Osnabrück (Germany) and Professor of Law at the Radboud University Nijmegen (The Netherlands). He is the author of several books and of a large number of articles in several European journals. He regularly advises committees of the European and the German parliaments as well as national ministries and international organisations. He was also elected to the Academia Europaea in 2016 and is one of the ELI's Founding Members.



Lord John Thomas

Practising barrister in England and Wales until 1996, a Judge of the High Court and Court of Appeal of England and Wales (1996–2013) and then Lord Chief Justice of England and Wales (2013–2017). He was President of the ENCJ (2008–2010). He is Chairman of the Welsh Government's Commission on Justice in Wales, Chairman of the UK Financial Markets Law Committee, Chancellor of Aberystwyth University (from January 2018), an Honorary Fellow of Trinity Hall, Cambridge and a Fellow of the Universities of Bangor, Cardiff and Swansea. He is one of ELI's Founding Members.

Senate

The Senate is a body of persons each of whom has an outstanding reputation, ready to give advice and, where necessary, to settle disputes.

In 2017, Irmgard Griss, former Speaker of the Senate, reneged that role to Reinhard Zimmermann. Griss is now Deputy Speaker.

Members of the Senate

- Sabino Cassese
- Irmgard Griss (Deputy Speaker)
- Arthur Hartkamp
- Francis Jacobs
- Lord Jonathan Mance
- Jean-Marc Sauvé
- Vassilios Skouris
- Eddy Wymeersch
- Reinhard Zimmermann (Speaker)

Further details can be found on our [website](#).

Message by the New Speaker of the Senate, Reinhard Zimmermann



On assuming the new role as Speaker of the Senate, Reinhard Zimmermann delivered the following message:

The foundation of the ELI was an arduous process. A conference in Florence (Italy) and the Hamburg Memorandum were important way stations. Ultimately, in April 2010, a statute and a Founding Manifesto were adopted at a meeting in Athens (Greece). In June 2011, the Inaugural Congress took place in Paris (France). The statutory seat of the ELI is Brussels (Belgium), the seat of its Secretariat is Vienna (Austria); and the first President of the ELI was English. All of this reflects the truly European spirit of the ELI.

Today, it can safely be said that the ELI has established itself on the international legal landscape as an important hub of ideas and initiatives. Anyone who took part in the An-

nual Conference and General Assembly in early September 2017 in Vienna could see that.

Membership of the ELI is growing steadily; and even if not all ambitions have been fulfilled as yet, as far as diversity of professions, diversity of disciplines and diversity of legal traditions are concerned, there is cause for optimism for the future. On 7 September 2017, half of the membership of the ELI's Council were either re-elected or newly elected. And immediately afterwards the seven members of the Executive Committee were chosen, with Christiane Wendehorst as the new President of the ELI.

On behalf of the ELI Senate, I would like to wish the new Council and its Executive Committee every success: we look forward to a fruitful co-operation. At the same time, I would sincerely like to thank the outgoing members of both the Council and Executive Committee for their commitment to the cause of the ELI over the past years.

Meeting of the Senate

- 6 September 2017 – Joint Meeting with the Executive Committee, Vienna (Austria)

Arbitral Tribunal

The Arbitral Tribunal settles disputes that may arise between Association members, between Association members and one or several bodies of the Association, or between two or several bodies of the Association, and which concern the question whether or not an act or omission is in conformity with the Articles of Association, Codes of Conduct or Byelaws.

It consists of three members of the Senate who are appointed by the Senate for a three-year term.

Members of the Arbitral Tribunal:

- Arthur Hartkamp
- Lord Jonathan Mance
- Jean-Marc Sauvé

ELI Projects



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An Overview of ELI Projects

Projects are the cornerstone of the ELI’s output. In 2017, the ELI’s portfolio constituted nine current and completed projects, two Feasibility Studies and five prospective projects, a number of which were funded by the EU.

Project teams worked intensively throughout the year. Among other achievements, 2017 saw the adoption of the first ELI Instrument with two further Instrument’s and a Statement’s adoptions following successively.

Current Projects

- From Transnational Principles to European Rules of Civil Procedure (with the International Institute for the Unification of Private Law, UNIDROIT)
- Empowering European Families: Towards More Party Autonomy in European Family and Succession Law
- Draft Model Rules on Online Intermediary Platforms
- Protection of Adults in International Situations
- For a European Approach to R&D Expenses Qualifying for the Common Corporate Tax Base Super Deduction

Feasibility Studies

- Data as an Asset and Tradeable Item in the 21st Century (with ALI)
- Fiduciary Access to Digital Assets (with the Uniform Law Commission, ULC)

Completed Projects

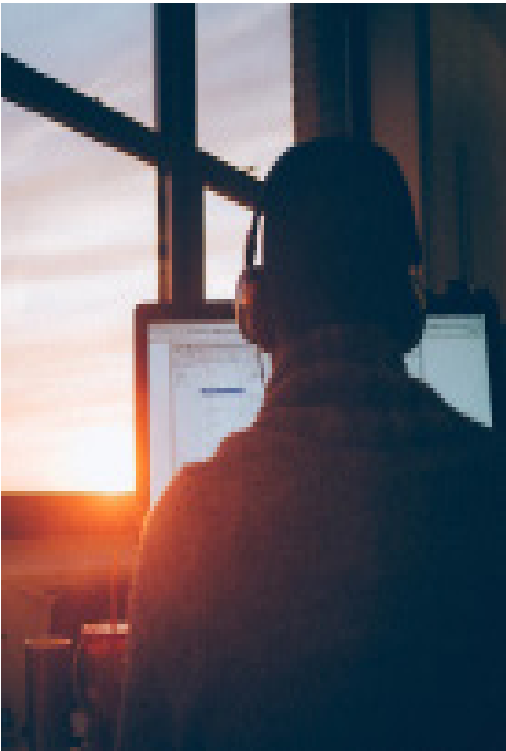
- Prevention and Settlement of Conflicts of Exercise of Jurisdiction in Criminal Law
- Rescue of Business in Insolvency Law
- Detention of Asylum Seekers and Irregular Migrants and the Rule of Law
- The Principled Relationship of Formal and Informal Justice through the Courts and Alternative Dispute Resolution (ADR)

Prospective Projects

- Common Constitutional Traditions in Europe
- Business and Human Rights: Access to Justice and Effective Remedies (with FRA)
- Conflict of Laws and Digitalisation
- Internet of Things
- Third Party Funding of Litigation

Other Activities

- The Tools of the Digital Age in the Service of More Accessible Justice (e-CODEX)



Current Projects

From Transnational Principles to European Rules of Civil Procedure

(with UNIDROIT)

Adoption: CD 2014/5
Project Type: Instrument
Project Procedure: Regular
Steering Committee: Remo Caponi, John Sorabji, Rolf Stürner, Anna Veneziano, Diana Wallis

Aims

In 2004, the ALI and UNIDROIT adopted and jointly published the Principles of Transnational Civil Procedure. The aim of the work was to reduce uncertainty for parties litigating in unfamiliar surroundings and to promote fairness in judicial proceedings through the development of a model universal civil procedural code.

The ELI and UNIDROIT cooperation aims at adapting the ALI-UNIDROIT Principles to a European perspective in order to develop European Rules of Civil Procedure.

To facilitate its work, the project consists of a Steering Committee and the following Working Groups: Access to Information and Evidence; Costs; Judgements; Provisional and Protective Measures; Structure; Obligations of Parties, Lawyers and Judges; Parties; Res Judicata and Lis Pendens; Service and Due Notice of Proceedings; and Appeals.



Activities

Judgments Working Group Meeting

21 February 2017, Basel (Switzerland)

Diana Wallis representing the project at the Legal Affairs Committee of the European Parliament

28 February, Brussels (Belgium)

Provisional and Protective Measures Working Group Meeting

3 March 2017, Rotterdam (Netherlands)

Parties Working Group Meeting

3–4 March 2017, Paris (France)

ELI-UNIDROIT Joint Steering Committee Meeting

5–7 April 2017, Rome (Italy)

Parties Working Group Meeting

29–30 June 2017, Budapest (Hungary)

Structure Working Group Meeting

3 July 2017, Paris (France)

Panel at the ELI Annual Conference

7 September 2017, Vienna (Austria)
Presentation of the first consolidated draft

Judgments Working Group Meeting

14–15 September 2017, Rome (Italy)

Res Judicata and Lis Pendens Working Group Meeting

21–23 September 2017, Madrid (Spain)

Obligations of Parties, Lawyers and Judges Working Group Meeting

22–23 September 2017, Pavia (Italy)

Parties Working Group Meeting

15 November 2017, Vienna (Austria)

ELI-UNIDROIT Joint Meeting

16–17 November 2017, Vienna (Austria)
ELI-UNIDROIT project members and advisers convened in Palais Trautson, the Austrian Ministry of Justice, to discuss draft European civil procedure rules developed by various working groups of the project. The welcome address was delivered by members of the Steering

Committee, Diana Wallis (Former ELI President) and Anna Veneziano (then UNIDROIT Secretary-General ad interim). Various presentations from working groups were given as well as on the latest version of the consolidated draft of three sets of rules ('Access to Information and Evidence', 'Provisional and Protective Measures', and 'Service and Due Notice of Proceedings').

Empowering European Families: Towards More Party Autonomy in European Family and Succession Law

Adoption: CD 2015/8
Project Type: Instrument
Project Procedure: Regular
Project Reporters: Katharina Boele-Woelki;
Wendy Schrama; Christiane Wendehorst



Aims

The project is led jointly by Katharina Boele-Woelki (Bucerius Law School and Utrecht University), Wendy Schrama (Utrecht University) and Christiane Wendehorst (University of Vienna). It is co-financed by an action grant

Activities

Second Meeting of Workstream 2
19–20 January 2017, Vienna (Austria)

Working Group Meeting
12–14 March 2017, Vienna (Austria)

Meeting and Workshop
19–20 June 2017, Utrecht (Netherlands)

Presentation of the Developments in the Project at the ELI Annual Conference
8 September 2017, Vienna (Austria)

3rd Meeting of Workstream 3
22–24 October 2017, Utrecht (Netherlands)

under the Justice Programme of the European Union and conducted in cooperation with the ELI as well as with the support of the CNUE.

It aims to reduce the obstacles faced by international families and to facilitate free movement of citizens by providing better certainty and predictability of results and reducing the costs of litigation in matters of family and succession law. It also aims at promoting the use of family mediation in the EU. In particular, the aim is to draft a Toolkit to be used by the legal profession for advising couples. Additionally, draft model agreements on issues such as applicable law, substantive law issues of property relations, pension rights, maintenance and the family home as well as dispute resolution and the competent courts are envisaged. The project not only covers spouses but also expands to registered partnerships and couples in informal relationships.

Empowering European Families Conference at ERA

30 November–1 December 2017, Trier (Germany)

A presentation of the project, as well as a discussion on its outcomes, was held at the Academy of European Law (ERA) in Trier (Germany) during the Legal Advice to International Couples in Europe Conference.

The first day focused on marriages and registered partnerships – three sets of model agreements for both marriages and registered partnerships, as well as a checklist for legal advisers on the usage of those agreements were presented and discussed. The second day was mainly dedicated to the difficulties cross-border informal relationships face. To overcome these problems, the Working Group drafted a toolkit for couples in informal relationships



within the EU which was presented at the Conference.

Experts who attended the Conference expressed their high appreciation for the results that had been produced, particularly as it would help legal professionals advising cross-border couples. The Conference was concluded by an expert panel discussion on awareness-raising strategies and efficient ways of encouraging the use of party autonomy: ELI president Christiane Wendehorst, one of the project coordinators, noted that ‘making the parties conscious of the legal consequences their cross-border relationship might have before a legal dispute arises is a very crucial part of our work’.

Draft Model Rules on Online Intermediary Platforms

Aims

Adoption: CD 2016/6
Project Type: Instrument
Project Procedure: Regular
Project Reporters: Christoph Busch; Gerhard Dannemann; Hans Schulte-Nölke; Aneta Wiewiorowska-Domagalska; Fryderyk Zoll

The digital economy is increasingly shaped by online platforms serving as various marketplaces where customers can buy goods or book services (eg Airbnb, Uber, Task Rabbit, Amazon Marketplace). The existing regulatory framework at EU level is outdated with respect to the dynamics caused by the rise of online intermediary platforms. So far, EU consumer contract law has been primarily focused on ‘bipolar’ transactions between businesses and consumers, and therefore does not provide adequate solutions for the growing number of ‘triangular’ transactions arising in the new platform economy. As a result, in many situations consumers concluding contracts through online platforms are left without effective protection.

The purpose of the project is to analyse the need for adjusting EU consumer contract law, private international law, data protection law and IP law to take into account the changing

market structure caused by the rise of the platform economy in a bid for improved consumer protection. Based on this analysis, model rules will be drafted.

The ELI Instrument on online intermediary platforms could become a European frame of reference and contribute to the formulation of a value-based European approach to platforms.

Activities

Project Team Meeting

19–20 January 2017, Krakow (Poland)
In the bid to develop fully fleshed-out model rules on online intermediary platforms that set out a balance between conflicting policy options and demonstrate what potential regulation at the EU or national level could look like, members of the project team discussed key topics covered by the draft directive and considered amendments. Drafting groups were formed.

Project Team Meeting

15 March 2017, Osnabrück (Germany)

Panel at the ELI Annual Conference

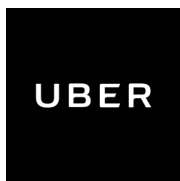
7 September 2017, Vienna (Austria)

Project Presentation

22 September 2017, Seoul (South Korea)

Project Team Meeting

16 November 2017, Berlin (Germany)



Protection of Adults in International Situations

Adoption: CD 2017/5
Project Type: Instrument
Project Procedure: Regular
Project Reporters: Pietro Franzina; Richard Frimston

Aims

Today, due to the increasing mobility of vulnerable individuals (and their assets), the protection of adults in international situations is increasingly an issue. The problem is especially augmented in international settings as the need arises to identify the State whose authorities have jurisdiction over the matter arises. The law is applicable to the substance of the protection and the conditions subject to which the measures and other instruments issued in one State to protect the person and property of an adult may effectively be relied upon in another.

The proposed project team aims, inter alia, to elaborate on the European Parliament resolution's 'principles and aims' with a view to laying down the text of a possible measure on the protection of adults in international situations to be adopted at EU level.

Activities

- Project Team Kick-off Meeting**
8 September 2017, Vienna (Austria)
- Panel at the ELI Annual Conference**
8 September 2017, Vienna (Austria)



For a European Approach to R&D Expenses Qualifying for the Common Corporate Tax Base Super Deduction

Adoption: CD 2017/6
Project Type: Statement
Project Procedure: Accelerated
Project Reporters: Georges Cavalier; Mehdy Ben Brahim; Jean-Kassim Ouedraogo; Lukasz Stankiewicz

Aims

One of the five targets of the European Commission for the EU in 2020 is for expenditure in R&D amounts to 3% of the EU's GDP. This is a significant increase that will require innovative solutions to reach. A vast majority of studies conclude that tax incentives investment in R&D could be an important means to reach this goal. However, the R&D incentives that are in place in Europe today cause many difficulties. At the end of 2016 the European Commission proposed a Common Consolidated Corporate Tax Base (CCCTB) as a solution to these challenges. With regard to R&D tax incentives, the CCCTB provides a definition of this activity, but does not explain which expenses will qualify for a reduction.

The aim of the project is to elaborate a harmonised list of eligible expenses alongside an explanatory memorandum. This requires substantial research into the current schemes of the different Member States and has to take into account different definitional options. The project team aims to do so.

Activities

- Panel at the ELI Annual Conference**
6–8 September 2017, Vienna (Austria)



Feasibility Studies

Data as an Asset and Tradeable Item in the 21st Century

(with the ALI)

The law governing trades in commerce in the United States and in Europe has historically focused on assets and on trade in items that are either real property, goods, or rights (including shares, intellectual property rights, licenses, etc). With the emergence of the data economy however, tradeable items often cannot readily be classified as goods or rights and are arguably not services. They are often simply 'data'. Both in the US and in Europe, the data economy is beginning to trouble stakeholders (such as consumers, data-driven industries and start-ups) and consequently also lawmakers and the courts. Concerns range from manifest uncertainty of the law, potentially inhibiting innovation and growth and loss of control by governments, legislatures and judiciaries to serious issues of consumer protection and fundamental rights.

The study, which is funded by the Fritz Thyssen Foundation, aims to analyse legal rules applicable to transactions in data and seek to synthesise and rationalise the treatment of data as an asset and tradeable item across many areas of the law.



Fiduciary Access to Digital Assets

In close cooperation with the US ULC and the Uniform Law Conference of Canada (ULCC), the study focuses on the transfer of property and information at death or incapacity in a digital age, including questions on the nature of digital property, the possibility to seize digital assets and the need to protect consumers and specifically owners of digital assets in cases of death or disability.



In particular, the study aimed at exploring whether the Revised US Uniform Fiduciary Access to Digital Assets Act (UFADAA), which has proved very successful in the US and Canada, could be adapted for the European legal environment. Since the digital world is cross-border, consideration of European and even global harmonisation is vital, particularly with regard to tracing and gaining access to digital assets which could be stored on servers anywhere. An approach that overarches legal traditions is needed and a consensus with and within the IT industry ought to be reached.

Activities

Meeting at the ELI Annual Conference
7 September 2017, Vienna (Austria)

Completed Projects

Prevention and Settlement of Conflicts of Exercise of Jurisdiction in Criminal Law

Adoption: CD 2013/1
Project Type: Instrument
Project Procedure: Normal
Project Reporters: Katalin Ligeti; John Vervaele; André Klip

The ELI project on Prevention and Settlement of Conflicts of Exercise of Jurisdiction in Criminal Law

inal Law has come to an end with the adoption of its results by the ELI Council and the ELI General Assembly on 31 March 2017. This represents a milestone for the Institute as the first Instrument to be adopted. Initially, the project aimed at elaborating a new legal framework for the prevention and resolution of conflicts of jurisdiction in criminal matters in the Area of Freedom, Security and Justice within Europe. The project team went above and beyond their initial aims and produced not one, but three complete legal frameworks.

In the words of one of the reporters Professor John Vervaele: 'We came up with three different policy options and related legal frameworks, each with many different implementation options. By doing this we have ensured that whatever policy option is chosen by the legislator our project provides sound legal advice. In the end, each of our proposals will substantially improve European justice.'

The [ELI Instrument on the Prevention and Settlement of Conflicts of Exercise of Jurisdiction in Criminal Law](#) will be published by Oxford University Press (OUP) in 2018.



Activities

Joint ELI-European Parliament Research Service Conference on Conflicts of Criminal Jurisdiction: Roadmap to Legislation at EU Level

4 December 2017, Brussels (Belgium)

A joint event organised by the ELI and the European Parliament Research Service (EPRS) took place in Brussels with the aim of presenting ELI's first Instrument and discussing its output. After the welcome address by the Director General of the EPRS, Anthony Teasdale, the ELI was honoured to have had Heidi Hautala, recently elected Vice-President of the European Parliament, give the opening remarks. ELI President Christiane Wendehorst explained the background of the project. Project reporters presented the output of their work: the ELI Instrument consisting of three complete legal frameworks for the prevention and resolution of conflicts of jurisdiction in criminal matters

in the 'Area of Freedom, Security and Justice' within Europe. The presentation was followed by a lively discussion.



Rescue of Business in Insolvency Law

Adoption: CD 2013/8

Project Type: Instrument

Project Procedure: Normal

Project Reporters: Bob Wessels; Stephan Madaus; Gert-Jan Boon

The aim of the ELI project on Rescue of Business in Insolvency Law was to design (elements of) an appropriate legal enabling framework, which included certain statutory procedures that encourage parties to negotiate solutions in a situation of business distress. In addition, such a framework would include rules to determine in which procedures and under which conditions an enforceable solution can be imposed upon creditors (including equity holders, etc) despite their lack of consent.

The project's reporters finalised their work in 2017 and the [Instrument](#) was approved by the ELI Council and the ELI General Assembly on 6 September 2017. The Instrument, which identifies a number of topics that are ripe for further approximation or harmonisation across Europe, includes 115 recommendations and is designed to assist those involved in a process of law reform and those setting standards for soft law in the business rescue context. It will be published by OUP in 2018/2019.

Activities

Meeting of the Reporters

15–17 March 2017, Halle (Germany)

Panel and Adoption of the ELI Instrument on Rescue of Business in Insolvency Law at the ELI Annual Conference

5–7 September 2017, Vienna (Austria)

Presentation of the Rescue of Business in Insolvency Law Instrument

20 December 2017, Vienna (Austria)

On the occasion of the 52nd Session of the United Nations Commission on International Trade Law (UNCITRAL) Working Group V (Insolvency), the ELI organised an event (on 20 December 2017) at the Austrian Ministry of Justice, which attracted around 60 participants. The guests were cordially welcomed by ELI President Christiane Wendehorst, who delivered a presentation about the work of the ELI. Thereafter, one of the two co-reporters of this project, Stephan Madaus, took to the stage to present the Instrument itself. Madaus was followed by José Angelo Estrella-Faria, a Senior Legal Officer at UNCITRAL. Estrella-Faria presented an overview of UNCITRAL's history and work to the audience and highlighted commonalities between the ELI and UNCITRAL.



Detention of Asylum Seekers and Irregular Migrants and the Rule of Law

Adoption: CD 2015/11
Project Type: Statement
Project Procedure: Accelerated
Project Reporter: Boštjan Zalar

Aims

The ELI's project aimed at identifying due process standards and material law including con-

ditions for detention, designed to enhance the implementation of existing EU law in this field. The '[Statement on Detention of Asylum Seekers and Irregular Migrants and the Rule of Law](#)' was voted upon by the ELI Council on 6 September 2017 and approved by an overwhelming majority.

Activities

Presentation of the ELI Statement on Detention of Asylum Seekers at the Odysseus Annual Conference

10 February 2017, Brussels (Belgium)

The 2017 Odysseus Annual Conference's topic was 'Beyond 'Crisis'? – The State of Immigration and Asylum Law and Policy in the EU'. Judge Boštjan Zalar, who is the ELI project reporter, presented the ELI project on the Detention of Asylum Seekers and Irregular Migrants and the Rule of Law. 'The aim of the ELI project is for a judge to be able to find in the respective check-list all relevant information on EU law and Strasbourg case-law standards for every major aspect of judicial control of detention,' he explained. The Conference was organised in cooperation with the Representation of the European Commission in Belgium.

Panel and Adoption of the ELI Statement on Detention of Asylum Seeker at the ELI Annual Conference

6 September 2017, Vienna (Austria)

Presentation of the ELI Statement on Detention of Asylum Seekers

2–3 October 2017, Trento (Italy)

Regional Conference for Legal Aid Providers on Legal Assistance to Asylum Seekers and Refugees

30–31 October 2017, Chisinau (Moldova)

Judicial Training on EU Asylum Law by the European Judicial Training Network (EJTN)

2–3 November 2017, Stockholm (Sweden)

European Asylum Support Office (EASO) Transnational Seminar

20–21 November 2017, (Malta)

Recent Case Law of the European Court of Human Rights on Detention Seminar by the Academy of European Law (ERA)

7–8 December 2017, Strasbourg (France)

The Principled Relationship of Formal and Informal Justice through the Courts and Alternative Dispute Resolution

(with the ENCJ)

Adoption: CD 2016/1
Project Type: Statement
Procedure: Accelerated
Project Reporters: Diana Wallis,
Geoffrey Vos

Aims

The project team aimed at analysing whether ADR schemes are voluntary, sufficiently visible and transparent, of sufficient quality in procedure and dispute resolution, and whether they develop throughout the EU Member States consistently with a proper and principled approach to access to the courts. Based on national reports and the research conducted by the members of the project team, an ELI Statement was prepared which assesses whether concrete steps should be taken in this regard. Furthermore, the project team also considered: (a) the potential for developing a draft legislative instrument for the EU aimed at harmonising ADR across the EU; and (b) the role that Internet technology can properly play in the development of online courts and online dispute resolution, consistent with the principles identified in the first phase of the project.

The [Statement](#), approved by the ELI Council on 8 February 2018, deals with how courts and judges should act in considering or referring cases to ADR and consists of two main parts: a Statement of European Best Practice in relation to the approach that courts and judges should adopt in interacting with all types of ADR processes and Recommendations as to the best European models that can be developed and applied for coherent access to dispute resolution processes (DRPs) in respect of different types of dispute, and towards which Member States may wish to progress. The Statement can be downloaded [here](#).

Activities

Working Group Meeting

15 May 2017, Vienna (Austria)

Panel at the ELI Annual Conference

7 September 2017, Vienna (Austria)

Working Group Meeting

7 September 2017, Vienna (Austria)

Prospective Projects

Common Constitutional Traditions in Europe

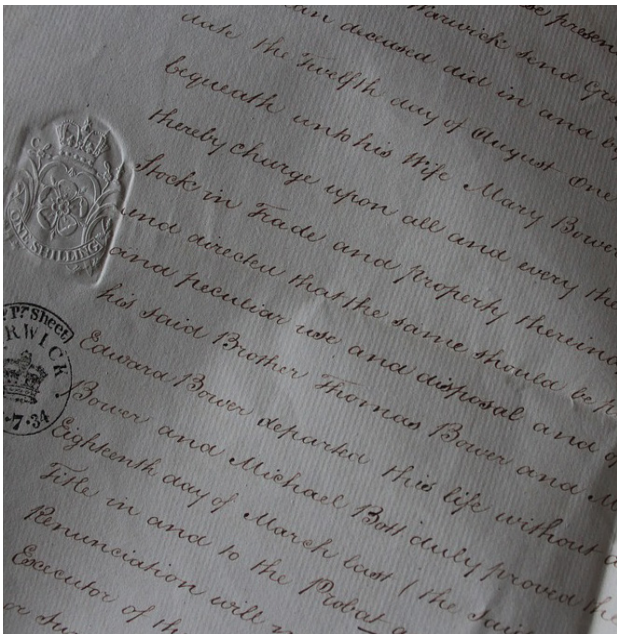
Aims

This prospective project seeks to identify the source of Common Constitutional Traditions in Europe; their content; their relationship with national identity; whether they are an autonomous source of European law and the way in which they emerge as common to Member States and are expressed as such.

Activities

Panel at the ELI Annual Conference

6 September 2017, Vienna (Austria)



Business and Human Rights: Access to Justice and Effective Remedies

(with FRA)

Aims

This prospective project, conducted jointly with FRA, aims among other things at identifying a range of possible draft EU regulatory and/ or soft law options in the above field. The overarching goal is to increase access to remedies of corporate victims and to ensure corporate human rights compliance and thus greater corporate social responsibility.

Activities

Panel at the ELI Annual Conference
7 September 2017, Vienna (Austria)

Collective Redress Procedures in Human Rights Claims against Businesses
8 November 2017, London (United Kingdom)
This event was co-organised by the British Institute of International and Comparative Law (BIICL), the ELI and FRA, with a focus on the role of collective claims in business and human rights litigation. In the course of the event, panellists examined recent developments in this field in discussions that encompassed substantive law, procedural issues and practical topics, such as funding and costs. The session was chaired by former ELI President, Diana Wallis. Among the speakers were

Deba Das (Senior Associate in the London Office of Freshfields Bruckhaus Deringer), Jonas Grimheden (Senior Policy Manager at the FRA), Daniel Leader (Barrister and Partner at Leigh Day) and Rachael Mulheron (Professor of Professor of Tort Law and Civil Justice at the Queen Mary University of London). This event was part of BIICL’s ongoing project on collective redress in the context of business and human rights.

Conflict of Laws and Digitalisation

Activities

Panel at the ELI Annual Conference
8 September 2017, Vienna (Austria)
More details about this prospective project and the panel can be found [here](#).

Internet of Things

Activities

Panel at the ELI Annual Conference
7 September 2017, Vienna (Austria)
More details about this prospective project and the panel can be found [here](#).

Third Party Funding of Litigation

Activities

Panel at the ELI Annual Conference
7 September 2017, Vienna (Austria)
More details about this prospective project and the panel can be found [here](#).



**British Institute of
International and
Comparative Law**



ELI Hubs, SIGs and Other Activities



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Overview of ELI Hubs and Hub Activities

ELI Hubs are a practical means through which ELI members can meet closer to home, communicate in their native language, discuss current or upcoming projects, and generate ideas for future ELI activities. The number of ELI Hubs is steadily growing. 2017 saw numerous events, organised or supported namely by the impressively active Spanish, French, Italian and German Hubs. At present, 11 ELI Hubs have been established.

ELI Hubs 2017

- Austria
- Croatia
- France
- Germany
- Hungary
- Ireland
- Italy
- Poland
- Slovenia
- Spain
- United Kingdom

Activities of the German Hub

Conference on 'Platforms–Business Models and Contracts'

6–7 July 2017, Bayreuth (Germany)

Activities of the Italian Hub

Six Decades of Trade Policy

16 March 2017, Turin (Italy)

Seminar on the Role of Judges in European Legal Integration

22 June 2017, Rome (Italy)



Activities of the French Hub

The European Protection of Fundamental Rights Conference

31 January 2017, Lyon (France)



60 ans de l'Union européenne

13 February 2017, Lyon (France)

Seminar on Responsibility and Digital Technology

9 November 2017, Lyon (France)

Seminar on Digital Exhaustion

5 December 2017, Lyon (France)

Activities of the Spanish Hub

2nd Iberian Labour Law Meeting, organised by APODIT and AEDTSS

20–21 April 2017, Santiago de Compostela (Spain)

Second Hub Meeting

9 May 2017, Granada (Spain)

Seminar on Property Law

12 June 2017, Madrid (Spain)



Overview of ELI SIGs and Other Activities

SIGs are subject-specific hubs where ELI members who are experts in a specific field, work together to scrutinise the latest legal developments, identify ideas for projects and identify those aspects of the law that could benefit from a contribution of the ELI. The ELI is glad to see that the size of SIGs is growing steadily. There were 11 SIGs in 2017.

SIGs membership is open to all ELI members. If you are interested in participating, please contact the Secretariat. If you do not find a SIG in the field of law that interests you, please notify us. SIGs should reflect the interests of the ELI membership, so as soon as there is a strong interest in any given areas, a new group can be set up.

ELI SIGs 2017

- Administrative Law SIG
- Business and Financial Law SIG
- Civil Law SIG
- Competition Law SIG
- Digital Law SIG
- Dispute Resolution SIG
- European Union Law SIG
- Family and Succession Law SIG
- Fundamental Rights Law SIG
- Global Private Law SIG
- Intellectual Property Law SIG

Administrative Law

Administrative Law SIG Conference

7–8 June 2017, Budapest (Hungary)

Business and Financial Law

Inaugural Workshop

23 June 2017, Vienna (Austria)

Digital Law

Conference on Digitalisation

30–31 March 2017, Hull (United Kingdom)

Dispute Resolution

Meeting

28 April 2017, Leuven (Belgium)



Other Activities

Workshop on ‘Building a Data Economy’

20 March 2017, Vienna (Austria)

The ‘Building a Data Economy’ Workshop which took place in Vienna at the Haus der Europäischen Union was organised by ELI Vice-President Christiane Wendehorst. The main aim of the Workshop was to get an overview of the most relevant fields of law affected by the rise of the data economy. Twenty participants from Europe and the United States of America attended the Workshop, among others, representatives of the European Commission. They discussed whether our law is fit for data as a key economic asset and tradeable item.

ELI Conference on Digitalisation

30–31 March 2017, Hull (UK)

The Conference with the title ‘Emerging Legal Issues in an Increasingly Digital Society’ was held at ‘The Lawns Centre’ in Hull (UK), where more than 60 participants came together in order to exchange and discuss recent trends such as smart contracts and block-chain technology, the use of personal data as ‘payment’, 3D printing, liability issues, and online access to justice. Lord John Thomas, then Lord Chief Justice of England and Wales, gave a keynote speech on the challenges and opportunities presented by the online delivery of justice.

ELI Representation 2017

In its sixth year, the ELI has further strengthened its position in the European legal environment and is permanently working to establish fruitful cooperation with many European and international institutions and organisations.

External engagements undertaken by the ELI Executive Committee, especially by former ELI President, Diana Wallis, and current ELI President, Christiane Wendehorst, serve to emphasise the ELI's role in Europe and beyond. The ELI is proud to have been represented in the following events of EU Institutions, other international organisations and ELI Institutional Observers:

Diana Wallis Attended Meeting of the Legal Affairs Committee

February 2017, Brussels (Belgium)

Topics discussed: draft report by Mr Emil Radev (MEP) on The Recommendations to the Commission on Common Minimum Standards in Civil Proceedings.

Diana Wallis at Warwick Congress

26 February 2017, Warwick (UK)

Topics discussed: 'Legal Pluralism, Ordering Globalisation; New Identities or Old Boundaries'.

Diana Wallis at the Second Plenary Session of the European Justice Stakeholder Forum (EJSF) of the European Economic and Social Committee (EESC)

24 April 2017, Brussels (Belgium)

Topics discussed: overall theme: 'Access to Effective Justice for EU Citizens'; key issues: the impact of Brexit on EU and UK citizens, the impact of digitalisation on the justice sector, and the UN guiding principles on business & human rights – for lawyers, citizens & business.



**Comité économique et social européen
European Economic and Social Committee**

Public Hearing on The ELI-UNIDROIT Civil Procedure Project: State of Play and Next Steps by the European Parliament's Legal Affairs Committee

12 July 2017, Brussels (Belgium)

Topics discussed: finalisation of the drafts of the first three Working Groups, progress of the others, work of the ELI in general.

Christiane Wendehorst Meeting Anastasia Kalinina, President of the European Law Students' Association (ELSA) International

27 November 2017, Brussels (Belgium)

Topics discussed: exchange of ideas on the prospects of a partnership between the ELI and ELSA.



The European Law Students' Association

Christiane Wendehorst Meeting Věra Jourová, European Commissioner for Justice, Consumers and Gender Equality

4 December 2017, Brussels (Belgium)

Topics discussed: future areas of work in civil and criminal law.



Christiane Wendehorst Meeting Diego Canga Fano (Head of Cabinet of Antonio Tajani (President of the European Parliament)) and Michael Weiss (Team Leader of the Cabinet of Antonio Tajani)

4 December 2017, Brussels (Belgium)

Topics discussed: update on the recent activities of the ELI.

European Law Institute

Executive Committee

- Pan-European, democratic, membership-based organisation
- Uniting prominent jurists of all legal professions
- Aiming to improve the law in Europe
- Carrying out projects with immediate practical application

Members of the ELI can contribute to its projects and gain access to an international network of jurists. Apart from other activities, the ELI organises its Annual Conference and Meetings, bringing together Europe's leading experts in diverse fields of law.

President:	Christiane Wendehorst
Vice-President:	Sjef van Erp
Treasurer:	Denis Philippe
Members:	Anne Birgitte Gammeljord
	Raffaele Sabato
	Hans Schulte-Nölke
	Lord John Thomas

ELI in Vienna

The Secretariat of the ELI, which is hosted by the University of Vienna, is located in the heart of the Austrian capital, close to the main building of the University, the representation of the European Commission in Austria as well as the information office of the European Parliament.

We cordially invite you to visit us whenever you are in Vienna.



ELI Secretariat

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