



The Law & Politics of Brexit:

Constitutional Challenges in Regional
and European Perspectives

April 20th - 21st, 2017

Dublin City University

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Introduction

The decision by the people of the United Kingdom (UK) to vote in a referendum on 23 June 2016 to leave the European Union (EU) has produced shock-waves across Europe and the world. While the EU Treaty explicitly allows a member state to withdraw from the Union, no country thus far had ever decided to secede from what is arguably the most successful experiment in regional integration in history. Brexit, therefore, calls into question consolidated assumptions on the finality of the EU, and simultaneously opens new challenges – not only in the institutional fabric of Europe, but also in the constitutional settlements reached at the local level, e.g. in Scotland and Northern Ireland. While the path toward a full withdrawal by the UK from the EU remains clouded in uncertainties, a comprehensive legal and political analysis of how Brexit impacts on UK and the EU appears of the utmost importance. The aim of this international conference is to bring together leading academics and key policy-makers to discuss the constitutional implications of Brexit and propose possible solutions for the way forward.

The Conference will be structured around four main themes, each corresponding to a panel. First, the Conference will consider how Brexit will be implemented legally and politically, in terms of the withdrawal and the possible new relations between the UK and the EU. Second, it will examine the implications of Brexit on the constitutional structure of the UK, as well as on the status of Northern Ireland and the relations with Ireland. Third, the Conference will examine the implications of Brexit on the constitutional structure of the EU, focusing on a number of key areas of EU policy-making, notably the Area of Freedom Security and Justice and Economic and Monetary Union. Fourth and finally, the Conference will look into the mid to long term future, and discuss the prospects for relaunching the EU after and beyond Brexit. The Conference will feature the participation of some of the leading academic experts in the field, as well as of high-level policy-makers, from Ireland and the EU. By taking place in April 2017 – after the expected triggering of Article 50 EU Treaty by the UK government, which is scheduled to occur before the end of March 2017 – the Conference has the potential to provide one of the first high-level academic and policy gathering to discuss Brexit and the way forward.

April 20th - 21st 2017
Henry Grattan Building, CG86
Dublin City University,
Glasnevin Campus,
Dublin, Ireland

Convenor - Federico Fabbrini, School of Law & Government, DCU

Programme

Thursday 20 April 2017

12.15 - 1pm Registration

1 - 2pm **Opening Keynote Speech: Ireland and the UK After Brexit**

Chair: Prof. Brian MacCraith, President of DCU

2 - 4pm **Panel 1: Brexit: Politics, Process, Prospects**

Chair: Robert Elgie - Professor of Government, School of Law & Government DCU

Kalypto Nicolaidis - Professor of International Relations, Oxford University

The Politics of the Brexit: The Transformation of the European Order

Discussant: Diarmuid Torney, DCU

Paul Craig - Professor of English Law, Oxford University

The Process of Withdrawal: How will Britain pull out of the EU?

Discussant: Stephen Coutts, DCU

Giorgio Sacerdoti - Professor of International Trade Law, Bocconi University Milan

The Prospects for the UK after Brexit: How can Britain trade with the EU and the World?

Discussant: James Gallen, DCU

4 - 4.30pm Coffee break

4.30 - 6pm **Panel 2: Brexit and Constitutional Change in Regional Perspective**

Chair: Iain McMenamin, Professor of Government, School of Law & Government, DCU

Stephen Tierney - Professor of Constitutional Theory, Edinburgh University

Brexit and the English Question

Discussant: Tom Hickey, DCU

Sionaidh Douglas-Scott - Anniversary Professor of Law, Queen Mary University, London

Brexit and the Scottish Question

Discussant: Gezim Visoka, DCU

John Doyle - Professor of International Conflict Resolution & Dean, DCU

Brexit and the Northern Irish Question

Discussant: Brenda Daly, DCU

6 - 7pm **Matheson Dinner Keynote Speech: Brexit: A View From Private Practice**

Chair: Gary Murphy, Head of School of Law & Government, DCU

Tim Scanlon, Partner at Matheson Law Firm

Friday 21 April 2017

9 - 11am

Panel 3: Brexit and Constitutional Change in European Perspective

Chair: Stefani Weiss, Director, Brussels Office, Bertelsmann Stiftung

Deirdre Curtin - Professor of European Law, European University Institute

Brexit and the EU Area of Freedom, Security and Justice

Discussant: Karen Devine, DCU

Michele Chang - Professor of Political Economy, College of Europe Bruges

Brexit and the EU Economic and Monetary Union

Discussant: Michael Breen, DCU

Catherine Barnard - Professor of EU Law, Cambridge University

Brexit and the EU Internal Market

Discussant: Roderic O'Gorman, DCU

11 - 11.30am Coffee Break

11.30am

Panel 4: Beyond Brexit: relaunching the EU?

-1.30pm

Chair: Flavio Brugnoli, Director, Centro Studi Federalismo

Marlene Wind - Professor of European Politics, University of Copenhagen

Brexit and Euroscepticism: Will Brexit be Emulated Elsewhere?

Discussant: Eoin O'Malley, DCU

Uwe Puetter - Professor of EU Public Policy & Governance, Central European University

Brexit and the EU Institutional Balance of Power: Toward a New Equilibrium?

Discussant: Kenneth McDonagh, DCU

Federico Fabbrini - Professor of European Law, DCU

Brexit and EU Treaty Reform: A Window of Opportunity?

Discussant: Graham Butler, Aarhus University

1.30 - 2pm Light lunch

2 - 3pm

Concluding Keynote Speech: The Future of Europe

Chair: Federico Fabbrini - Professor of Law, DCU