



INTERNATIONAL SEMINAR

Constitutional adjudication in Poland and Ukraine: challenges and perspectives

7 March 2024, at 18:00 (Polish time) / at 19:00 (Ukrainian time)

online

Kristina Trykhlub (Yaroslav Mudryi National Law University in Kharkiv, Ukraine),

Welcome and Introduction

Leszek Garlicki (former Judge of the Polish Constitutional Court and former Judge of the European Court of Human Rights, Washington University in St. Louis)

The Legacy of Abusive Constitutionalism - what to do with the neo Constitutional Court in Poland?

Matthias Hartwig (Max Planck Institute for Comparative Public Law and International Law in Heidelberg)

The Ukrainian Constitutional Court and its role in the strengthening of the rule of law

Marta Kłopočka-Jasińska (University of Wrocław, Poland)

Constitutional Complaint Against Judicial Decision: A Chance for the Restart of the Polish Constitutional Tribunal?

Volodymyr Venher (National University "Kyiv-Mohyla Academy", Ukraine)

The constitutional control of the quality of legislation: Ukrainian wartime experience

Monika Florczak-Wątor (Jagiellonian University, Poland)

Moderation of the discussion and Concluding remarks

This seminar is organized in the framework of the research project "Rule of law and independent judiciary: Major challenges for Ukraine and Poland in the context of European Union integration" supported by the Foundation for Polish Science as part of the FOR UKRAINE program.

ABOUT GUEST SPEAKERS



Leszek Garlicki is a Visiting Professor of Law at the Washington University in St. Louis. Since 1968 he has worked at the Warsaw University (since 1987 as full professor), in the years 1980-1993 was member of the Warsaw bar, in the years 1993-2001 judge of the Constitutional Court of Poland and in the years 2002-2012 judge of the European Court of Human Right (president of the 4th Section in 2011-2012). He served recently, as visiting professor, at the Tel Aviv University, Hong Kong University, New York University, and at Yale. Judge Garlicki is vice-president of the International Association of Constitutional Law and one of the Founding Members of the European Law Institute. He lectured at numerous universities in Europe, the United States, Israel, Japan, China, and Hong Kong. He is author or editor of over 300 publications in different languages, including a five-volume Commentary to the 1997 Constitution of Poland and two-volume Commentary to the European Convention on Human Rights.



Matthias Hartwig studied law in Erlangen, Aix-en-Provence and Freiburg. He defended PhD thesis in international law and now is a Researcher at the Max Planck Institute for Comparative Public Law and International Law in Heidelberg, Germany. Dr Hartwig worked as an Assistant at the Federal Constitutional Court of Germany and the Corte costituzionale of Italy. He was lecturer at the University of Heidelberg, Saarbrücken, Trento/Italy, Santiago de Chile, Al Fahrabi University of Alamaty, Universidad del Rosario/Bogotá, Colombia, Hobart/Australia. Dr Hartwig has served as legal counseling at various constitutional courts in Eastern Europe, among others in Russia, Latvia and since 1997 in Ukraine, counselling in the constitution drafting processes in Libya and Yemen. He has published numerous publications in international law, European law, and constitutional law.



Marta Kłopocka-Jasińska, PhD in Law, works as an Assistant Professor at the Chair of Constitutional Law, Faculty of Law, Administration and Economics, University of Wrocław (Poland). She participated both as a leader and a member of research team in national and international projects, including "Constitutional complaint against judicial decision - the model suitable for Poland", funded by the Polish National Research Centre (2014-2020). Her main areas of research are human rights protection systems, comparative constitutional law, and the judiciary. She has given numerous lectures and courses at national and international level and has carried out several research stays, among others: Complutense University of Madrid, Max Planck Institute for Comparative Public Law and International Law (Heidelberg), Centre for Political and Constitutional Studies (Madrid), European Court of Human Rights, Constitutional Court of Spain and Constitutional Tribunal of Poland. She is a Member of the Wrocław Bar Association.

This seminar is organized in the framework of the research project "Rule of law and independent judiciary: Major challenges for Ukraine and Poland in the context of European Union integration" supported by the Foundation for Polish Science as part of the FOR UKRAINE program.



Volodymyr Venher, Dean and Associate Professor of Constitutional Law of the Faculty of Law at National University of Kyiv-Mohyla Academy, former Deputy Head of the Secretariat of the Constitutional Court of Ukraine (2017-2018) and Head of the Secretariat of the Parliamentary Committee on Legal Policy and Justice (2014-2017). He holds a degree of Candidate of Science of Law (PhD), conducts comprehensive research on theoretical foundations and practice of implementation of the rule of law and human rights standards in Ukraine. His research activities are aimed at developing and substantiating methods for applying performance criteria for public authorities in various areas: provision of public services, organization and conduct of elections, judicial control over the protection of human rights.

ABOUT PRINCIPAL INVESTIGATORS



Monika Florczak-Wątor - Professor of Constitutional Law at the Jagiellonian University, Director of the Centre for Interdisciplinary Constitutional Studies, and Director of the Interdisciplinary Doctoral Programme 'Society of the Future' at the Doctoral School in Social Sciences. She is a co-founder of the CEE Chapter of the ICON-S and a member of several national and international research groups and scientific associations including the European Group of Public Law, the Committee on Legal Sciences of the Polish Academy of Sciences, the Legal Commission of the Polish Academy of Arts and Sciences, and the Legal Experts Group of the Stefan Batory Foundation. She is the editor of three books published by Routledge, the author of more than 160 other publications and the principal investigator of several research projects.



Kristina Trykhlіb is Associate Professor at the Department of Theory of Law at Yaroslav Mudryi National Law University. She is an author of 1 monograph and more than 50 scientific publications. She is a Member of National Association of Mediators of Ukraine. Prof. Trykhlіb has taken part in the realization of international scientific projects and was a Visiting Researcher at Warsaw University, Jagiellonian University, Innsbruck University, the Polish Academy of Sciences. She was awarded the Diploma of the Winner of the Verkhovna Rada of Ukraine Prize for the Most Talented Young Scientists in the Field of Basic and Applied Research, Scientific and Technological Development in 2018 for her scientific work "Harmonization of Ukrainian Legislation and the EU Law: Approximation of General Legal Terminology".

This seminar is organized in the framework of the research project "Rule of law and independent judiciary: Major challenges for Ukraine and Poland in the context of European Union integration" supported by the Foundation for Polish Science as part of the FOR UKRAINE program.