

On the Relationship between the EU-Charter of Fundamental Rights and National Fundamental Rights: A Comparative Analysis of the Case Law of National Constitutional Courts

02.02.2023

10 AM - 5 PM (CET)

ZOOM



REGISTRATION:

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UNTIL 30 JANUARY 2023

Merton Zentrum
für Europäische Integration und
Internationale Wirtschaftsordnung

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Program



10:00-10:10 AM
Introduction

Stefan Kadelbach
Goethe University Frankfurt

10:10-10:45 AM
**Application of the Charter of Fundamental Rights in case-law of ECJ:
formal or functional approach**

Marek Safjan
Judge at the European Court of Justice

10:45-11:15 AM
**Charter of Fundamental Rights in the EU Member States - a perspective
of the European Union Fundamental Rights Agency**

Gabriel N. Toggenburg
EU Agency for Fundamental Rights

11:15-11:30 AM
Coffee Break

11:30-12:00 AM
**The Austrian Constitutional Court's Charter decision: European
fundamental rights in addition to - other - constitutionally guaranteed
rights**

Caroline Lechner-Hartlieb
Austrian Constitutional Court

12:00-12:30 PM
**Avoiding the Rain or Learning to Dance in it: The Dilemma of the Spanish
Constitutional Court**

Xabier Arzoz
Spanish National University of Distance Education

12:30 AM-01:00 PM
**On the Realignment of the German Fundamental Rights Review:
Implications of the "Right to be Forgotten" Decisions for the Application
of the EU CFR as a Relevant Standard**

Alexander Heger and Moritz Malkmus
Goethe University Frankfurt

01:00-02:00 PM
Lunch Break

Program



02:00-02:30 PM

The EU Charter of Fundamental Rights in the judgment of constitutional legitimacy. The Italian perspective.

**Barbara Randazzo
University of Milan**

02:30-03:00 PM

The Charter of Fundamental Rights of the European Union at the Portuguese Constitutional Court

**Francisco Pereira Coutinho
Nova School of Law, Lisboa**

03:00-03:15 PM

Coffee Break

03:15-03:50 PM

Future balance of functions between constitutional courts or courts in the Member States and the ECJ

**Allan Rosas
Former Judge at the European Court of Justice**

03:50-04:20 PM

Poking the Bear or Waking the Sleeping Beauty? – The Potential of Fundamental Rights Complaint Procedures Before the ECJ

**Frederic Kupsch and Daniel Krotov
University of Cologne**

04:20-04:50 PM

General Discussion

04:50-05:00 PM

Concluding remarks

**Rainer Hofmann
Goethe University Frankfurt**