

Debate on the judgments of the Court of Justice on the validity of the Regulation on a general regime of conditionality for the protection of the Union budget

Institut d'études européennes, Université libre de Bruxelles
March 18, 2022

The legal and constitutional reasoning and implications of the judgments

Chair: Arnaud Van Waeyenberge, HEC Paris & Institut d'études européennes, ULB
2:00 – 4:00 p.m. | Institut d'études européennes, ULB | Hybrid conference

This roundtable intends to address questions related to the reasoning followed by the Court in its judgments, and to its consequences for the future application of the Regulation. Issues to be discussed include the budgetary implications, what the judgments tells us about the legal nature of the Union and the status of Member States, the understanding of Article 7 TEU, the constitutional identity of the Union and of the Member States, and the fundamental principle of institutional balance.

The Regulation, the Court and the concept of the rule of law

Monica Claes, Professor of European and Comparative Constitutional Law, Maastricht University

Constitutional principles, constitutional identity and the Union's overlapping consensus

Julio Baquero Cruz, Institut d'études européennes, ULB & Legal Service of the European Commission

The implications of the judgments for the Union's budget and its law

Prof. René Repasi, MEP; Professor of Law, Erasmus University Rotterdam

Article 7 TEU and beyond: towards a theory of fundamental values conditionalities?

Emanuele Rebasti, Legal Service of the Council

4:00-4:15 pm coffee break

The political implications of the judgments for the Union institutional system, decision-making and legitimacy

Chair: Ramona Coman, Institut d'études européennes, ULB
4:15-6:15 p.m. | Institut d'études européennes, ULB | Hybrid conference

This roundtable intends to address questions related to changes in modes of decision-making and institutional balance and to engage in a more general debate about values, enforcement, and legitimacy in the Union.

Judicial accountability in the differentiated political system of the EU

Sabine Saurugger, SciencePo Grenoble

Defiant non-compliance as a threat to the supranational structure of the EU

Carlos Closa Montero, Instituto de Políticas y bienes Públicos (IPP-CSIC) & EUI

Polish Populist Politics and the CJEU Judgments: Will It Compel Polish Government to Comply with the EU Values?

Wojciech Sadurski, Challis Professor in Jurisprudence, University of Sydney

The impact of the Judgments on the political strategy of the European Parliament

Olivier Costa, SciencePo Paris CEVIPOF and College of Europe

Remarks on the external dimension of the Union's values

Alberto Alemanno, Jean Monnet Professor in European Law and policy, HEC Paris

