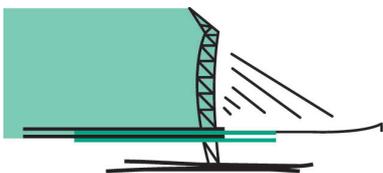




RILE

Activities Report 2019



ROTTERDAM INSTITUTE OF LAW AND ECONOMICS

RILE

Activities Report 2019

Erasmus University Rotterdam

Colophon

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Foreword

We are proud to present the activities report of the Rotterdam Institute of Law and Economics (RILE) covering the year 2019. Much has happened in this year.

Following the panel site-visit on 15 February 2019, the European Master in Law and Economics (EMLE) was re-accredited by the Dutch-Flemish Accreditation Agency (NVAO) by an official decision on 7 May 2019. Special in this re-accreditation is that it was done via the 'European Approach for Quality Assurance of Joint Programmes'. This Approach is specifically meant for joint international programmes and the idea is that all European accreditation agencies – which are relevant for the Consortium – automatically acknowledge this accreditation. EMLE is the second Erasmus Mundus Joint Master Degree Programme – and one of the very first joint international programmes in general – that is accredited via this European Approach. The accreditation panel "considers the EMLE programme an outstanding example of the European Approach for Quality Assurance of Joint Programmes".

In October 2019, EMLE started its 30th academic year, an event celebrated throughout the year.

The European Doctorate in Law and Economics (EDLE), which is carried out together with the Universities of Hamburg, Bologna and Rennes1, has seen many successful PhD defences. In 2019 a total of nine PhD candidates from the EDLE defended their thesis, which brings the total number of defences since the EDLE started to 75.

Indeed, in 2019 EDLE was happy to welcome the University of Rennes1 to the programme.

In March 2019, the 11th annual joint seminar 'The Future of Law and Economics' was held in Rotterdam. PhD students from Rotterdam, Bologna, Hamburg, Maastricht, Hasselt, Louvain, Paris and Turin presented their ongoing research and senior scholars from other universities provided constructive comments.

The RILE participates in the research programme Behavioural Approaches to Contract and Tort (BACT) which received a substantial subsidy in the Research Excellence Initiative (REI) from the Board of Directors of Erasmus University Rotterdam. The RILE also participates in the REI programme 'Shifting from Welfare to Social Investment States: The privatisation of work-related risk control and its impact on inclusion', which started in early 2017. On 26-27 September 2019 the closing conference of the REI programme took place, organised by Chris Reinders Folmer, Romke van der Veen and Peter Mascini, with two keynote lectures and where no less than nineteen scholars presented their work. In a closing debate former Minister of Education, Culture and Sciences Jet Bussemaker participated.

Within the framework of BACT, on 4 June Prof. Cass Sunstein (Harvard Law School) held a lecture on 'An anticipated social movement and me too'; the lecture was attended by more than 200 participants and moderated by Pieter Desmet.

In February Elena Kantorowicz-Reznichenko has been awarded the EUR Fellowship for the project 'Don't Mess with My Mind: Improving the use of behavioural insights in policy making'.

RILE started a new research project on day fines for which it received generous financial support from the Trustfonds, the Erasmus Initiative Dynamics of Inclusive Prosperity (DoIP), BACT and RILE. That project gave rise to an author's conference that took place on 26 June 2019. The book resulting from this project will be published by Cambridge University Press.

Furthermore, in June the Pope has appointed Christoph Engel as a member of the Pontifical Academy of the Social Sciences.

On 3 September 2019 Sharon Oded, in association with Norton Rose Fulbright LLP, organised an annual summit: 'Compliance and Enforcement – 2030' in Amsterdam. The event focused on the upcoming developments in the landscape of enforcement and compliance in the next decade. The keynote speeches were delivered by Hui Chen (founder of HuiChenEthics.com and former Compliance Counsel Expert, US DoJ Fraud Section) and Eugene Soltes (Professor of Business Administration at Harvard Business School).

In September the Jean Monnet Centre of Excellence Digital Governance (DIGOV) was awarded by the European Commission to Erasmus School of Law, in conjunction with the Law School of the University of Leeds (UK) and the Law School of Bar-Ilan University (Israel). The Centre has started in 2019 and will be funded for three years within the framework of Jean Monnet Actions of the European Union. DIGOV will organize international conferences, a visiting scholar programme, policy consultations and builds up an open teaching platform. Key staff members from ESL are Klaus Heine (director), together with Evert Stamhuis and Farshida Zafar (senior fellows) and Marianne Breijer (executive coordinator).

On 11 October 2019 the international conference 'Discretion: The Quest for Controlled Freedom', organised by Peter Mascini, Peter Hupe and Marianne Breijer, took place in the Dutch Senate in The Hague. During the conference the phenomenon of discretion was discussed from many different perspectives and against the backdrop of a rapidly changing social context. The conference was organised with a financial aid from BACT, DPAS, the Erasmus Initiative Dynamics of Inclusive Prosperity (DoIP) and the Erasmus Trustfonds.

Together with Marnix Hebly, Siewert Lindenbergh from Private Law, Pieter Desmet and Louis Visscher have been granted the WODC research on volumes and public costs of compensation of damage caused by criminal offences, for the Research and Documentation Centre (WODC) of the Ministry of Justice and Security.

In 2019 the connection with Prof. Martin de Jong (affiliated with the RILE since 2018) was strengthened, both via participation in seminars and other academic events as through projects supported by the Erasmus Initiative Dynamics of Inclusive Prosperity (DoIP), of which he is the scientific director.

From December 2019 onwards, Prof. Philip Hans Franses became affiliated with Erasmus School of Law and, more specifically, the RILE. We warmly welcome Philip Hans and are looking forward to a fruitful cooperation!

This report presents an overview of all teaching, research and related activities of the RILE. We are very proud of this impressive list of activities, which in the next years is likely to continue growing. We wish you pleasant reading.

Michael Faure
Director

Louis Visscher
Vice-Director

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1. Introduction

Established by prof.em. Roger Van den Bergh in the year 2000, the *Rotterdam Institute of Law and Economics* (RILE) is set to carry out the task of promoting and furthering the development of Law and Economics across the Netherlands, Europe and world-wide. For this purpose, a twofold strategy of teaching and research activities has been devised. First, a comprehensive training programme is offered for students ranging from undergraduate level to postgraduate courses and PhD studies. Law and Economics is taught both in the Dutch curriculum of the Erasmus School of Law and in international Master and Doctoral programmes. Second, the RILE aims at proliferating the academic discourse on Law and Economics through organising conferences and workshops, as well as publications in leading scientific journals and books. Also, the Institute invites senior and junior researchers to spend a research period in Rotterdam.

Together with members of the Rotterdam Institute of Private Law (RIPL) and researchers from the Faculty of Social Sciences, RILE researchers participate in the research programme 'Behavioural Approaches to Contract and Tort (BACT). The objective of this programme is to analyse specific areas of law affecting contracts and torts, making use of insights from behavioural sciences. The overall goal of this program is to analyse from a multidisciplinary, international comparative perspective the alleged shift in the allocation of responsibilities from public to private actors as far as the control of work-related risks is concerned and to derive policy implications from these insights that can facilitate employees better to strengthen their labour market position. The group's mission is to become the prime European centre for the interdisciplinary study of (private) law and regulation in Europe, and therewith fortify the position of Erasmus School of Law as a European 'hub' for Law and Economics and Empirical Legal Studies in the area of private law.

The RILE participates in the European Master programme in Law and Economics (EMLE). The EMLE programme is carried out by a consortium of ten partner universities inside and outside Europe. The EMLE programme provides students with advanced knowledge on the economic effects of alternative legal solutions and prepares them for a career, for instance in public organisations or multinational law firms. The EMLE programme was recognised by the European Commission as an Erasmus Mundus Masters Course for the first time in 2004, labelling it as a course of 'outstanding academic quality', and was reselected in 2009 (from 2010-2011 onwards). In 2014 the EMLE was included to the Erasmus Mundus Joint Master Degrees (EMJMD) Catalogue for the period 2015-2018. As a consequence of these recognitions, generous scholarships are provided to European and non-European students. Also, short scholarships for the exchange of researchers are provided. In 2018 the EMLE was again selected for Erasmus+ as an Erasmus Mundus Joint Master Degree (EMJMD) programme for a four-year period.

The European Doctorate programme in Law and Economics (EDLE), which started in 2005, is a three to four year (depending on the funding source) international joint doctoral programme that aims to provide students with research skills and outstanding knowledge in the field of Law and Economics. Successful students receive a multiple PhD degree from the participating universities of Bologna, Hamburg and Rotterdam and from 2015-2018 Haifa. In 2009 the European Commission selected the EDLE as an Erasmus Mundus programme (2010-2014) and in 2010 the first group of ten Erasmus Mundus EDLE PhD students started their first year of the programme in Bologna (together with four EDLE PhD candidates paid by the partner universities themselves). In the subsequent years comparable groups started with the programme. In October 2014 the last Erasmus Mundus group started. They are in the verge of finishing their PhD. In 2019 the University of Rennes¹ joined the EDLE consortium.

The research interests of the RILE members cover a wide variety of topics in Law and Economics, including the economic analysis of competition law, contract law, tort law, environmental law, European law, insurance law, public law and regulation, corporate governance and corporate law. The research output is discussed at RILE conferences and seminars and presented at national and international conferences. Besides the academic work, the RILE also writes reports for policymakers on various topics.

In the period 2019 the RILE consisted of about twenty-two staff members and about twenty PhDs with Rotterdam as their home university.

This report provides an overview of teaching and research activities of the RILE in the year 2019, starting with EMLE and EDLE in Sections 2 and 3. Section 4 mentions the teaching activities. The subsequent sections provide a picture of the research activities. Detailed information is provided on PhD defences and supervision, the participation of the RILE in the research programme 'Behavioural Approaches to Contract and Tort', PhD defences, conferences, awards, external funding, Erasmus China Law Center PhDs, visitors and research visits. A complete list of publications can be found in section 12. The report concludes with an overview of all RILE members and the short biographies of all RILE scholars.

For current information about ongoing projects and other RILE activities, please visit the RILE website at: www.rile.nl.

2. European Master Programme in Law and Economics (EMLE)

2.1 Introduction

The RILE is the leading partner in the European Master in Law and Economics (EMLE) programme, a consortium of well-known universities across Europe and the world. Besides Erasmus University Rotterdam, in 2019 the EMLE consortium includes the University of Aix-Marseille, the University of Pompeu Fabra Barcelona, the University of Ghent, Haifa University, Hamburg University, the Indira Gandhi Institute of Development Research Mumbai, LUMSA University Rome, the University of Vienna and the Warsaw School of Economics.

The EMLE programme was recognised by the European Commission as an excellent joint international master programme and was therefore selected as an Erasmus Mundus programme at the moment the Erasmus Mundus programme started for the first time in 2004. EMLE re-applied successfully for the EM quality label and recognition several times in the years since then (2009 and 2015). In June 2018 the EMLE programme was re-selected – for the fourth time, and without interruption since 2004 – for Erasmus+ recognition and funding from the European Commission as a result of a regular application to the EMJMD funding action. As a result, the programme may award up to a total of 16 scholarships for students from Programme Countries and up to a total of 42 scholarships for students from Partner Countries¹ for these four academic years (2018/2019 - 2021/2022). Based on an additional request, the EMLE programme may also award up to 8 scholarships for students from specific non-European countries (ENI East,² ENI South³ and Brazil & Mexico). The total EM grant also includes an annual lump-sum to support travel of visiting scholars to any of the EMLE partner universities. The total sum of the grant for these four academic years amounts to almost 1.8 million Euro and includes financial support for the consortium management as well. More details are given in Section 2.4.

Besides Prof. Louis Visscher (Director) and Wicher Schreuders (Assistant Director & Erasmus Mundus Coordinator & Local Coordinator Rotterdam), the EMLE Management Team has the following core members: Ilva Putzier (General Manager) and Klaudyna Mikolajczyk (Management Assistant). The EMLE Management Team also includes several student assistants, in 2019 Anouk van den Berg, Florence Arke (until March 2019), Joep Rieff (from February until September 2019), Maaïke Cleijne (from October 2019 onwards) and Suzanne Lucassen (from November 2019 onwards).

¹ Programme countries include the EU Member States, Iceland, Liechtenstein, Norway, Serbia, Turkey and North Macedonia. The Partner countries include all other countries.

² ENI East includes Armenia, Azerbaijan, Belarus, Georgia, Moldova and Ukraine.

³ ENI South includes Algeria, Egypt, Israel, Jordan, Lebanon, Libya, Morocco, Palestine, Syria and Tunisia.

An overview of the complex EMLE structure, including the mobility and specialization track system, is shown in the next table. EMLE includes 10 partners, three terms and also three specialization tracks.

Hamburg or Haifa or Rotterdam					
1. Introduction to Law / 2. Introduction to Microeconomics / 3. Concepts and Methods of Law & Economics / 4. Economic Analysis of Public Law / 5. Economic Analysis of Private Law					
EMLE Public & Int'l Track*		EMLE Innovation & IP Track**		EMLE MCR Track***	
Hamburg 6/I Empirical Legal Studies 7/I Corporate Governance & Finance 8/I Competition Law & Economics 9/I Economic Analysis of Constitutions 10/I Economic Analysis of International Law		Ghent 6/II Empirical Legal Studies 7/II Corporate Governance & Finance 8/II Competition Law & Economics 9/II EA of Intellectual Property 10/II Advanced Contract Law & Economics		Rotterdam 6/III Empirical Legal Studies 7/III Corporate Governance & Finance 8/III Competition Law & Economics 9/III Markets, Corp. & Regulators Moot Court 10/III Advanced Economics of Regulation	
EMLE Public & Int'l Track cont'd		EMLE Innovation & IP Track cont'd		EMLE MCR Track cont'd	
Mumbai 11/VII L&E of Development 1 (Foundations) 12/VII L&E of Development 2 (Institutions)		Mumbai 11/VII L&E of Development 1 (Foundations) 12?VII L&E of Development 2 (Institutions)		Vienna 11/IV Cases in Competition Law & Economics 12/IV Enforcement of Competition Law: Dispute Resolution & Procedure	
Hamburg 11/I European Union Law and Economics 12/I Law and Economics of International Trade & Investment		Aix 11/VIII Competition Law For New Business Models 12/VIII Legal Framework for The Digital Economy		Aix 11/VIII Competition Law For New Business Models 12/VIII Legal Framework for The Digital Economy	
Rome 11/VI Experimental Approach to Law Making & Regulation 12/VI Better Regulation		Barcelona 11/IX Law & Economics of Innovation 12/IX Advanced Course on Intellectual Property		Rome 11/VI Experimental Appr. to Law Making & Regulation 12/VI Better Regulation	
Warsaw 11/V International Corp. Governance 12/V Financial Markets and Regulators					
THESIS		THESIS		THESIS	

*Economic Analysis of Public & International Law / **Economic Analysis of Innovation and Intellectual Property / ***Economic Analysis of Markets, Corporations & Regulators

The EMLE structure and track system as of the academic year 2018-2019

2.2 Accreditation by NVAO

In 2012-2013, the EMLE Consortium participated in the pilot for accreditation procedures carried out within the framework of the JOQAR project ('Joint programmes: Quality Assurance and Recognition of degrees awarded') by the European Consortium for Accreditation (ECA). This participation opened the best opportunity to solve all problems on the way to introduce the Joint Degree (and possibly a Joint Qualification as well) and the Joint Diploma Supplement within the EMLE programme. Based on the ECA JOQAR panel 'Assessment Report', by official decision dated 16 July 2013, the NVAO accredited the joint EMLE degree for The Netherlands. This accreditation was valid until 15 July 2019 and therefore, the EMLE Consortium had to apply for reaccreditation. The EMLE Board decided to do this via the European Approach for Quality Assurance of Joint Programmes (EA), which replaces individual full accreditation procedures by the national accreditation organizations. The 'European Approach' – which is mainly based on the JOQAR pilot project – has been approved by the EHEA ministers in the Ministerial Conference in Yerevan in May 2015. However, the implementation in most EHEA countries goes very slowly. The EMLE programme is one of the very few joint international programmes

Europe-wide, and the first of the Erasmus University, that followed this approach. The EA-procedure included a self-evaluation report written by the Rotterdam EMLE team (submitted to the NVAO in mid-October 2018) and a site-visit by an international panel, which took place on 15 February 2019 during the EMLE Midterm Meeting in Hamburg. As in the previous accreditations, the international panel was again very positive about the EMLE programme. In the NVAO Panel Report (1 April 2019) it was written that “the panel considers the EMLE programme an outstanding example of the European Approach for Quality Assurance of Joint Programmes.” Based on this, by official decision dated 7 May 2019, the NVAO accredited the EMLE programme for the Netherlands. This decision is valid for 6 years and therefore expires on 6 May 2025. Based on the NVAO Panel Report (1 April 2019) in the other home-countries of the EMLE partners for which this is required and relevant, the competent accreditation authorities have to take such decision as well. In 2019, an official accreditation decision was taken by the German accreditation authority (Akkreditierungsrat) for Hamburg, and by the NVAO for Ghent. As positive side-effect of this milestone, the EMLE management is quite often invited to participate in all kind of conferences and trainings to present and to discuss the European Approach. In 2019 this included events organized by the Dutch Ministry of Education Culture and Science, EACEA, EQAR, Nuffic and NVAO. Of course, one of the EMLE staff members from Rotterdam – especially Wicher Schreuders – is very willing to participate actively and to present in all these events, which contributes to the visibility of both EMLE and RILE.

2.3 EMLE Meetings

The EMLE Consortium convenes at least three times a year.

- *Midterm Meeting (MTM)*: On 15-16 February 2019 the MTM was organised in Hamburg. Apart from the regular activities, events and meetings during the MTM, this time an important topic was the site-visit by the NVAO accreditation panel. This panel met the EMLE Management Team, teachers from all partners, associate partners, alumni, graduates from the 2017/2018 cohort and students from the 2018/2019 class. At the end of that day, Friday 15 February 2019, the panel gave a preliminary, very positive judgement about the EMLE programme. Moreover, at the graduation ceremony later that same day, we were able to award all EMLE students for the first time the EMLE Joint Degree (qualification: LL.M. ‘European Master in Law and Economics’) from the three partner universities Ghent, Hamburg and Rotterdam. Besides this joint degree, students continued to receive additional degrees from other university partners where students attended at least one term.



Left: Graduation ceremony during the MTM 2019; right: hosts of the MTM 2019: main university building at the University of Hamburg as seen from the close-by multipurpose building.

- *Summer meeting*: On 24 May 2019 there was a EMLE Summer Meeting in Rotterdam. This meeting was held to discuss especially some of the first and second term courses (this time: Empirical Legal Studies, Introduction to Law, Economic Analysis of Private Law) - For this, besides the EMLE Management Team, some local coordinators and some of the teachers of these courses were present.
- *Fall meeting*: The annual Fall Meeting 2019 was organised on 17 September 2019 in Haifa. At this meeting the regular topics were discussed among the partners.
- At all these EMLE meetings the RILE was represented by several staff members.

2.4 Erasmus Mundus / Erasmus+

As mentioned already in the Introduction, in June 2018 the EMLE programme was re-selected – for the fourth time, and without interruption since 2004 – for Erasmus+ recognition and funding from the European Commission. As a result, the programme may award up to a total of 16 scholarships for students from Programme Countries and up to a total of 42 scholarships for students from Partner Countries⁴ for these four academic years (2018/2019 - 2021/2022). These scholarships are awarded to the best applicants on a competitive basis, based on a ranking of all applicants. A full scholarship (which amounts to 20,500 euro for Programme Country scholarship holders and to 25,000 euro for Partner Country scholarship holders) supports students for monthly expenses and a contribution to travel, visa and instalment costs. Based on an additional request, the EMLE programme may also award up to 8 scholarships for students from specific non-European countries (ENI East,⁵ ENI South⁶ and Brazil & Mexico). The total EM grant also includes an annual lump-sum to support travel of visiting scholars to any of the EMLE partner universities. Visiting scholars will actively participate in student activities as teaching regular courses, giving seminars and support students in thesis writing, among

⁴ Programme countries include the EU Member States, Iceland, Liechtenstein, Norway, Serbia, Turkey and North Macedonia. The Partner countries include all other countries.

⁵ ENI East includes Armenia, Azerbaijan, Belarus, Georgia, Moldova and Ukraine.

⁶ ENI South includes Algeria, Egypt, Israel, Jordan, Lebanon, Libya, Morocco, Palestine, Syria and Tunisia.

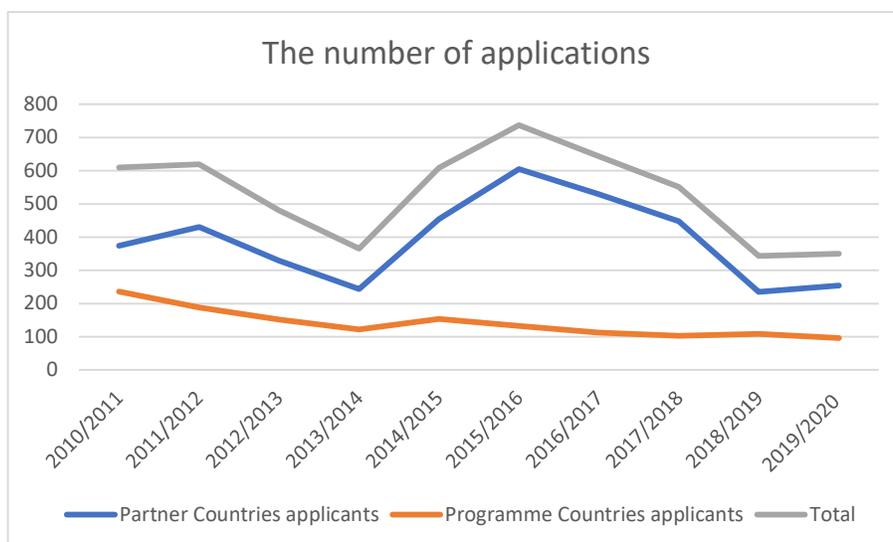
others. The total sum of the grant for these four academic years amounts to almost 1.8 million Euro and includes financial support for the consortium management as well.

The RILE coordinates the Erasmus Mundus programme. Regularly reports are to be submitted to the European Commission and/or the EACEA, as well as surveys to be completed. The RILE represents the EMLE Consortium at the regular meetings and special events & conferences with the Erasmus Mundus Agency (EACEA) in Brussels. The RILE also takes care of the financial administration of the Erasmus Mundus programme.

Since the Erasmus Mundus recognition was awarded (2004), the number of non-EU (Partner Countries) applications fluctuates quite strongly during the years. The number of applications by EU students (Programme Countries) has been more or less stable over the years, reaching a peak in the year 2010/2011, the first academic year under EM II, and therefore the 1st year that EMLE was able to offer an EM scholarship to EU applicants. In 2015/2016 we had the highest number of applications, both for the total number and for the non-EU's.

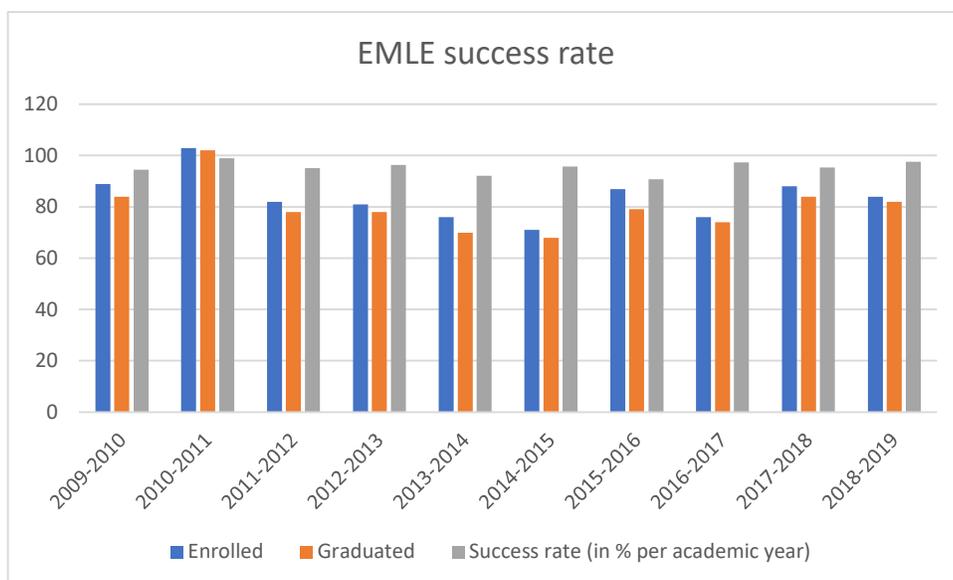
The number of applications and participants for the past 10 academic years are shown in a table and in a graph.

Year	Non-EU applicants	EU Applicants	Total applicants	Non-EU Scholarships	EU Scholarships	Non-EU Self-paying	EU Self-paying	Total enrolled
2010/2011	374	236	610	10	6	19	68	103
2011/2012	431	188	619	7	5	18	52	82
2012/2013	329	151	480	7	4	15	55	81
2013/2014	244	122	366	8	4	17	47	76
2014/2015	455	154	609	4	2	23	43	72
2015/2016	605	132	737	8	0	26	53	87
2016/2017	530	113	643	8	0	26	42	76
2017/2018	448	103	551	8	0	38	42	88
2018/2019	235	108	343	7	5	23	49	84
2019/2020	254	96	350	13	7	20	31	71



The eligibility and ranking criteria for the EMLE are strict. Grades, CV, motivation letter and up to two recommendation letters are used to establish a ranking for both European students and non-European students. The highest ranked participants will be awarded with an EMJMD scholarship. Students are only eligible to participate in the programme, if they have also passed standardized English proficiency tests with a competitive score. Due to the high quality of the participants and the intensive teaching programme and monitoring, the success rate of the students participating in the programme is very high: an average of 95% over the past 10 academic years. An overview of the yearly EMLE participants and corresponding graduates is given below.

Academic year	Enrolled	Graduated	Success rate
2009-2010	89	84	94,4
2010-2011	103	102	99,0
2011-2012	82	78	95,1
2012-2013	81	78	96,3
2013-2014	76	70	92,1
2014-2015	71	68	95,7
2015-2016	87	79	90,8
2016-2017	76	74	97,4
2017-2018	88	84	95,4
2018-2019	84	82	97,6
2019-2020	71	NA	NA



2.5 EMLE courses taught at Erasmus University Rotterdam

The following EMLE courses were taught in Rotterdam:

January – March 2019 (EMLE second term)

Course	Lecturers 2018/2019
Corporate Governance & Finance	Christoph Van der Elst (Gent/Tilburg) & Anne Lafarre (Tilburg)
Competition Law & Economics	Andrea Giannaccari, Roger Van den Bergh & Maria Fernanda Caporale Madi
Advanced Economics of Regulation	Andrea Renda & Roger Van den Bergh
Empirical Legal Studies	Jonathan Klick
MCR Moot Court	Louis Visscher, Heico Kerkmeester, Sharon Oded, Wim Weterings, Jan Kees Winters and Roger Van den Bergh
Scientific Writing and Plagiarism	Ilva Putzier

October – December 2019 (EMLE first term)

Course	Lecturers 2019/2020
Introduction to Law + Tutorials	Alexandre Biard

Mathematics	Hugo Roelink
Microeconomics + Tutorials	Maria Fernanda Caporale Madi, Louis Visscher and Hugo Roelink
Concepts & Methods of Law & Economics	Ann-Sophie Vandenberghe
Economic Analysis of Public Law	Elena Reznichenko
Economic Analysis of Private Law	Louis Visscher, Ann-Sophie Vandenberghe & Boudewijn Bouckaert

2.5.1 EMLE award for best teacher for the academic year 2018/2019

Based on the outcomes of the course evaluations, the EMLE overall best teacher in the first term 2019/2020 is Ann-Sophie Vandenberghe.

3. European Doctorate in Law and Economics (EDLE)

3.1 Goal and set-up

The EDLE is a three to four years (depending on the funding source) doctoral programme which aims to provide students with outstanding competence and knowledge in the field of Law and Economics.

Currently there are four participating universities: Rotterdam, Bologna, Hamburg and, since 2019, Rennes1. Haifa decided to withdraw from the programme as per 2019. Successful students receive degrees from all partner universities, provided that they satisfy the requirements of the PhD regulations of all partner universities. Students are expected to move between partner universities and to attend seminars and courses on advanced topics in Law and Economics organised in their host institutions. They start their first year in Bologna and continue their studies in Hamburg (Summer School). In the second year they spend at least a seven months study period (from September onwards) in Rotterdam. After this period in Rotterdam the students return to their home university to finalize their doctorate thesis. A research stay at Rennes1 is also possible. With the prior consent of the Scientific Board, students can spend study periods at other research centers in Law and Economics to work on their thesis.

In July 2009 the European Commission selected the EDLE as an Erasmus Mundus programme. In October 2010 the first group of ten Erasmus Mundus EDLE PhD candidates started their first year of the programme in Bologna (together with four EDLE PhD candidates subsidized by the partner universities themselves). In October 2014 the last Erasmus Mundus group started as the EC discontinued the EM programme. The EDLE still continues with scholarships financed by, or through the partner universities.

The current central research topic of the EDLE is 'Tensions between efficiency and other goals of general interest'. The economic analysis of law analyses the effects of alternative legal rules and institutions from the viewpoint of efficiency. A society is considered to be efficient if it is no longer possible to improve the welfare of any individual without making any other individual worse off (Pareto-efficiency). Efficient outcomes can be socially unjust and, therefore, in policy-making distributive justice is generally seen as a criterion alongside efficiency. Besides from distributive justice, several other policy goals are presented as an alternative to the efficiency criterion: fairness, solidarity, protection of the weak (consumers, tenants and workers), environmental protection or anti-discrimination. In some cases, these policy goals can be easily subsumed under efficiency. In other cases, there may be tensions between efficiency and the other goals of general interest.

The current central research question of the EDLE PhD programme is whether there exist – and if so, to what extent – tensions between efficiency and other goals of general

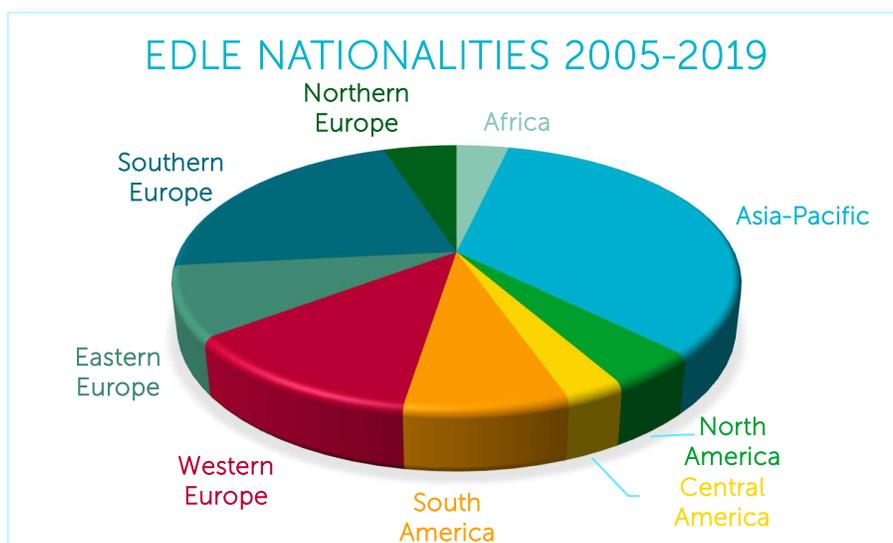
interest. If there is no connection between efficiency and the alternative policy goal, it will be investigated whether different goals can be achieved by different institutional mechanisms. This central research question is split up in several detailed research topics in different areas of law: competition law, public law, environmental law, contract law, tort law, law of intellectual property, corporate law, securities law and banking. In the following the research topics of all PhD students will be presented. In each of these fields, professors of the universities of Bologna, Rennes1, Rotterdam and Hamburg act as supervisors. All EDLE PhD's defend their thesis in Rotterdam.

3.2 Application and Selection procedure

Applicants are selected on the basis of their academic merit and their capability of carrying out high-level scientific research activities in the field of the economic analysis of law, and in compliance with the regulations.

Grades, CV, Motivation letter, Research proposal, recommendation letters and English proficiency are all taken into account by the Joint Selection Committee. Each year the partner universities offer 6-7 scholarships in total. A limited number of places is available for participants with private/alternative funding (hereby taking into account the (balance between) research topics, the availability of supervisors etc.).

The EDLE aims at addressing a new class of outstanding PhD researchers from all over the world, irrespective of gender, age, ethnic, national or social origin, religion or belief, sexual orientation, language, disability, political opinion, social or economic condition, or nationality.



3.3 Programme Structure

EDLE presents a combination of course work and research. The curriculum is devised to provide advanced and challenging education both to lawyers and economists. Where applicable/possible candidates will be able to choose between basic and advanced courses depending on their educational background.

3.3.1 EDLE Empirical Track

Empirical research is becoming more and more prevalent in legal scholarship. Although theory is important in the economic analysis of law, some questions require an evidence-based approach that would test the theories. The aim of the EDLE Empirical Track is to provide the PhD researchers with the necessary tools to understand empirical studies, to develop a critical perspective on such methods and finally, to conduct their own empirical research. This track is designed both for lawyers and for economists. Lawyers without prior background in statistical analysis will attend introductory courses before continuing to empirical studies. Economists, even with background in statistics, will benefit from this track by learning how to apply those methods to legal questions.

3.3.2 Research Topics

The EDLE network counts on a large faculty able to offer supervision on a very large set of topics. Depending on the academic background, the thesis can be more economically or legally oriented. Some theses are rather theoretically focused, others more policy-oriented and some are empirical. Research topics may be proposed by the candidate or by the faculty. More detailed information on research topics of interest to the partner universities can be found on the EDLE website www.edle-phd.eu.

From the first day onwards the candidates start working on their thesis, based upon the research proposal on the basis of which they were admitted to the EDLE programme. The candidate is assigned a (provisional) supervisor who will help to identify (and in many cases narrow down) a suitable thesis topic.

3.3.3 EDLE Academic Calendar

(full cycle of the programme)

Time	Location	Programme
September 1 st year	Bologna	Arrival in Bologna and preparatory courses on a voluntary base
Upon arrival		The candidate is assigned a (provisional) supervisor who will help to identify a suitable thesis topic

October – March 1 st year	Bologna	Research + taught courses
By December at the latest		The candidate has decided the thesis topic and is assigned two supervisors.
November 1 st year	Bologna	Introduction meeting with partner universities & Attending 3 rd year seminar
March 1 st year	Bologna	<i>Presentation final research proposal that includes a clearly defined research issue, research question, chosen methodology and a literature survey</i>
April – July 1 st year	Hamburg	Research + EDLE Empirical course + Summer School
June / July 1 st year	Hamburg	<i>Presentation introduction chapter (introduction, problem definition, research question, limitations, methodology, scientific and societal relevance, preliminary bibliography) + summary of each planned content chapter</i>
September – March 2 nd year	Rotterdam	Research + EDLE Empirical course + academic writing course + EDLE seminars + topical seminars (publication strategy and presentation skills) + BACT and other relevant seminars
October / December 2 nd year	Rotterdam	<i>Presentation (new) content chapter</i>
January / March 2 nd year	Rotterdam	<i>Presentation (new) content chapter</i>
March 2 nd year		Attending joint seminar (Maastricht/Rotterdam/Paris)
From April 2 nd year onwards	Home university	Research + presentation of research results
November 3 rd year	Bologna	Presentation (new) content chapter at 3 rd year seminar
March 3 rd year		<i>Presentation (new) content chapter at joint seminar (Maastricht/Rotterdam/Paris)</i>
From October 3 rd year onwards	Rotterdam	Defending thesis in Rotterdam

In the first year, candidates with a legal background will be offered the possibility to attend introductory courses in Maths, Game Theory, and Statistics. Candidates with a background in economics will be offered the possibility to attend advanced courses in Microeconomics, Econometrics, and Financial Economics. All candidates must take a course either in Statistics or Econometrics. The mandatory curriculum includes the following dedicated courses, covering the core topics of the programme: Introduction to European Competition Law; Introductory Statistics; Behaviour Law and Economics – Enforcement Mechanisms; Modelling Private Law; Concepts and Methods; and Law and Economic Development. Candidates can choose to attend additional courses such as Mathematics, Microeconomics, Econometrics, and Financial Economics.

The curriculum will be focused on the individual student's needs. The EDLEs can, on a voluntary basis, take all courses offered by the School of Economics. All courses require class work and participation, with assignments and presentations, and a final test. Candidates also attend Law & Economics seminars held by international scholars.

In March all first-year candidates present in Bologna their (final) research proposal that includes a clearly defined research topic, research question, chosen methodology and a literature survey.

During the second semester of the first year, the doctoral candidates stay in Hamburg. In the month of July the doctoral candidates will participate in the four-week long Summer School in Law and Economics, which includes a one-week intensive Introductory course in empirical legal studies/econometrics and a three-week intensive lecture series held by internationally renowned scholars. Doctoral candidates will participate in all activities offered by the Summer School programme.

The Summer School complements the basic training of EDLE candidates. Topics represent research challenges of fundamental or current interest in the field of Law and Economics. Within this Summer School, EDLE candidates have the opportunity to build-up an international research network with leading scholars.

During the semester in Hamburg all first-year candidates give a presentation on their introduction chapter (introduction, problem definition, research question, limitations, methodology, scientific and societal relevance, preliminary bibliography), including a summary of each planned content chapter and time schedule.

During the first semester of the second year, from September to March, candidates attend and actively take part in the cycle of seminars and courses scheduled at the Rotterdam Institute of Law and Economics (RILE). The format of these seminars includes a presentation of one or two candidates of their work in progress, (written) peer feedback and the discussion by a senior staff member of the faculty/institute/department, preferably (where possible) a leading researcher in the field. The mandatory courses may vary but will include courses to (further) develop soft skills, Advanced Data Analysis, and Advanced Empirical Methods Research Design. In March the candidates take part in the Joint Seminar and give a poster presentation.

At the end of the first semester of the second year, candidates will move to one of the participating universities (their home university), depending on the field of specialization.

In the third year, candidates will have to present twice their work at a collective workshop, organized at or by one of the partner universities, with the standard format (presentation + discussion by a senior staff member). In November in Bologna and in March at the Joint Seminar, organized by Rotterdam.

In all partner universities, attendance of courses and dedicated activities is mandatory. Any absence needs to be properly motivated and approved by the local supervisor.

As mentioned above, on top of the coursework, candidates start working on their thesis from the inception. The defence procedure can take up to approx. six months after completion of the draft manuscript. The general timetable is provided below.

3.3.4 Thesis defence – general timetable

	Thesis final draft manuscript + propositions and mandatory annexes sent to supervisors for approval
8 weeks later	Thesis final manuscript (approved by the promotor) sent to inner committee
6 weeks later	Deliberation deadline inner committee
	Time for finalizing the manuscript before it's sent to the printer
5 weeks later	Thesis to printer & plenary committee
	After approval of the thesis and the plenary committee and by the registrar a date for the defence can be set by the promotor in consultation with the defendant and the plenary committee
5 weeks later	Thesis book ready (sent to committee members, registrar, etc)
5 weeks later	Defence date in Rotterdam

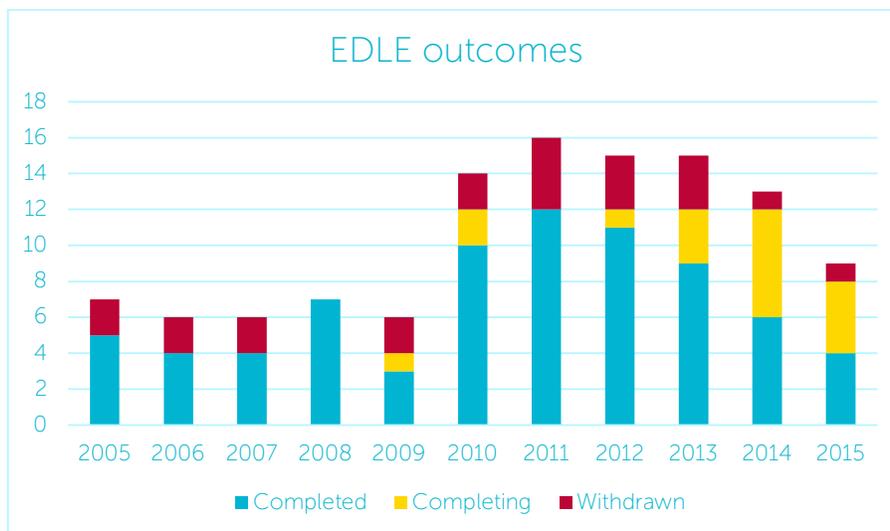
The EDLE is a joint doctorate programme with joint supervision and close monitoring. Participants are asked to send bi-annual updates to their supervisors on their progress, activities undertaken during the past six months and the planning for the next six months. Furthermore, the general planning of the individual PhD trajectory is checked (on feasibility) and adjusted where necessary. The document for reporting the individual research progress will be completed gradually during the PhD.

3.3.5 Monitoring – yearly general timetable

December	PhD Progress report
January	Supervisors report
February	Evaluation individual progress EDLE board meeting
June	PhD Progress report
August/September	Supervisors report
November	Evaluation individual progress EDLE board meeting & admittance to the next year
After termination of the scholarship:	
December	Annual general (short) report
January	Update by supervisors

3.4 Success rate

Due to the high quality of the participants, the intensive teaching programme, presentation schedule and monitoring, the success rate is very high.



EDLE outcomes per 31.12.2019 per year group

3.5 EDLE Seminars in Rotterdam

In 2019 the following EDLE seminars took place.

Winter seminars 2019:

- 17 January 2019: Presentation by Carlos Riquelme Ruz on 'Equalities and inequalities in sovereign debt restructuring: A law and economics perspective'.
- 21 February 2019: Presentation by Chiara Focacci on 'Essays on Active Labour Market Policies'.
- 7 March 2019: Presentation by Liam Wells on 'Risk, Cultural Cognition, and the Regulation of Pharmaceuticals: Explaining differences in social regulation across the United States and the European Union using risk and culture theory'.
- 7 March 2019: Presentation by Laurenz Goldhahn on 'The Effects of Regulating Executive Compensation on Corporate Social Responsibility'.
- 14 March 2019: Presentation by Paul Aubrecht on 'The Arbitrability of Tort Claims: A Comparative Law and Economics Analysis'.
- 14 March 2019: Presentation by Jan Essink on 'A Law and Economics Analysis of the Schengen Governance Framework'.

Fall seminars 2019:

- 19 September 2019: Presentation by Edoardo Martino on 'Fine-tuning Bank Governance and Regulation: The case for remunerating bankers through bail-inable debt'.
- 31 October 2019: Presentation by Martin Holderied on 'Interest Theories on the Regulation of Sharing Economy Markets'.
- 7 November 2019: Presentation by Liam Wells on 'Risk, Cultural Cognition, and the Regulation of Pharmaceuticals: Explaining differences in social regulation across the US and the EU using risk and culture theory'.
- 7 November 2019: Presentation by Jan Essink on 'The case for a carrot regime to induce member states' compliance with EU asylum law'.
- 26 November 2019: Presentation by Francesca Leucci on 'Law and Economics of Landscape'.
- 26 November 2019: Presentation by Evangelia Nissioti on 'Law and Economics of Mediation'.
- 5 December 2019: Presentation by Mrinmayi Katdare on 'Precautionary Principle – Redundant or Misunderstood?'.
- 5 December 2019: Presentation by Lucas Chacha on 'Measuring Inforcement shock impact on deterring corruption in Brazil'.

3.6 EDLE Participants

Within the EDLE programme the following PhD students participate(d):

Year 1 (started 2005/2006)

- *Rosa Castro Bernieri (Venezuela)*
Ex-Post Liability Rules in Modern Patent Law
Supervisors: Marco Lamandini, Roger Van den Bergh and Michael Faure
Defended in Rotterdam on 17 September 2010
- *Stefano Clò (Italy)*
Economic Analysis of the European Climate Policy: The European Emissions Trading Scheme
Supervisors: Vincenzo Denicolò and Michael Faure
Defended in Rotterdam on 17 September 2010
- *Claudia Desogus (Italy)*
Competition and Innovation in the EU Regulation of Pharmaceuticals: The case of parallel trade
Supervisors: Marco Lamandini, Roger Van den Bergh and Michael Faure
Defended in Rotterdam on 7 May 2010
- *Sonja Keske (Germany)*
Group Litigation in European Competition Law: A Law and Economics perspective
Supervisors: Roger Van den Bergh and Michael Faure
Defended in Rotterdam on 15 December 2009
- *Hanneke Luth (the Netherlands)*
Behavioural Economics in Consumer Policy: The Economic analysis of standards terms in consumer contracts revisited
Supervisors: Roger Van den Bergh and Michael Faure
Defended in Rotterdam on 27 May 2010

Year 2 (started 2006/2007)

- *Bashir Assi (Israel)*
Regulation and Optimal Incentives in the European Investment Funds Industry
Supervisor: Michael Faure
- *Laarni Escresa Guillermo (The Philippines)*
Reexamining the Role of Incarceration and Stigma in Criminal Law
Supervisors: Francesco Parisi, Emanuela Carbonara and Michael Faure
Defended in Rotterdam on 29 November 2011
- *Frank Fagan (USA)*
Temporary versus Permanent Legislation
Supervisors: Francesco Parisi and Michael Faure
Defended in Rotterdam on 9 June 2011

- Maximiliano Marzetti (Argentina)
The Law and Economics of the 'Domaine Public Payant'
Supervisors: Michael Faure and Klaus Heine
Defended in Rotterdam on 22 November 2018
- Katarina Svatikova (Slovakia)
Economic Criteria for Criminalization: Why do we use criminal law?
Supervisors: Luigi Franzoni and Michael Faure
Defended in Rotterdam on 15 April 2011

Year 3 (started 2007/2008)

- Sofia Amaral Garcia (Portugal)
Quantifying the Economics of Medical Malpractice
Supervisors: Nuno Garoupa, Michael Faure, Emanuela Carbonara and Louis Visscher
Defended in Rotterdam on 29 November 2011
- Sharon Oded (Israel)
Inducing Corporate Proactive Compliance: Liability controls & corporate monitors
Supervisor: Michael Faure
Defended in Rotterdam on 30 March 2012 (cum laude)
- Valerijus Ostrovskis (Lithuania)
Multilateral Trading Facilities and Their Impact on European Financial Markets
Supervisors: Marco Lamandini and Alessio Paccès (Oct. 2018 replaced by Michael Faure)
- Olga Skripova (Lithuania)
Civil Liability as an Enforcement Tool of Securities Underwriter Gatekeeping Duty
Supervisors: Marco Lamandini and Michael Faure
Defended in Rotterdam on 30 March 2012
- Alexander Vasa (Romania)
The Effectiveness of the Clean Development Mechanism – A Law and Economics analysis
Supervisors: Marco Lamandini and Michael Faure
Defended in Rotterdam on 26 June 2012

Year 4 (started 2008/2009)

- Meltem Bayramli (Turkey)
Patent Strategies and R&D in Complex Product Industries
Supervisors: Vincenzo Denicolò and Klaus Heine
Defended in Rotterdam on 31 January 2013
- Firat Bilgel (Turkey)
The Law and Economics of Organ Procurement
Supervisors: Luigi Franzoni and Michael Faure
Defended in Rotterdam on 14 April 2011
- Meltem Bayramli (Turkey)
Patent Strategies and R&D in Complex Product Industries
Supervisors: Vincenzo Denicolò and Klaus Heine

- Defended in Rotterdam on 31 January 2013
- Weiqiang Hu (PR China)
An Economic Analysis of the Regulatory Compliance Defense
Supervisors: Michael Faure and Willem van Boom
Defended in Rotterdam on 25 April 2013
 - Vania Karapanou (Greece)
Towards a Better Assessment of Pain and Suffering Damages for Personal Injuries – A proposal based on quality adjusted life years
Supervisors: Louis Visscher and Michael Faure
Defended in Rotterdam on 31 January 2013
 - Alejandra Martínez Gándara (Mexico)
The Law and Economics of Eco-Labels
Supervisors: Marco Lamandini and Michael Faure
Defended on 25 April 2013
 - Malgorzata Sadowska (Poland)
Committed to Reform? Pragmatic antitrust enforcement in electricity markets
Supervisors: Massimo Motta and Klaus Heine
Defended in Rotterdam on 24 June 2013
 - Franziska Weber (Germany)
Towards an Optimal Mix of Public and Private Enforcement in Consumer Law – A comparative Law and Economics analysis of European consumer law enforcement (package travel vs. misleading advertising)
Supervisors: Michael Faure and Willem van Boom
Defended in Rotterdam on 28 June 2012

Year 5 (started 2009/2010)

- Deniz Akün (Turkey)
Banking Regulation in Turkey and Russia
Supervisors: Gabriella Chiesa and Alessio Paces
Defended in Rotterdam on 24 June 2013
- Elena Fagotto (Italy / USA)
Industry Food Safety Standards: Public and Private Interest in Food Safety
Supervisors: Alessandra Arcuri and Michael Faure
Defended in Rotterdam on 19 March 2015
- Çiçek Gürkan (Turkey)
The Role of Banks for Corporate Governance
Supervisors: Patrick Leyens and Alessio Paces (Oct. 2018 replaced by Michael Faure)
- Claudio Tagliapietra (Italy)
A threshold hypothesis of institutional change: Collective action in the Italian Alps during the 13th – 19th centuries
Supervisors: Marco Casari and Klaus Heine
Defended in Rotterdam on 2 December 2013

Year 6 (started 2010/2011)

- Paola Bertoli (Italy)
Medical Malpractice in Public Healthcare Systems: An empirical investigation of scheduled damages
Supervisors: Matteo Lippi Bruni, Veronica Grembi and Louis Visscher
Defended in Rotterdam on 30 June 2014
- Vijit Singh Chahar (India)
Influence of Direct Democracy on Agency Costs: Lessons from corporate governance
Supervisor: Alessio Paccès
Defended in Rotterdam on 10 October 2014
- Kateryna Grabovets (Ukraine)
Organizational Design and Tort Law: A synthesis of organizational studies and the economic analysis of tort law
Supervisor: Klaus Heine
Defended in Rotterdam on 1 July 2014
- Philip Cosmo Hanke (Austria)
Regulating State Aid: Inter-jurisdictional competition, public choice, and corporate governance
Supervisor: Klaus Heine
Defended in Rotterdam on 24 June 2014
- Hadar Yoana Jabotinsky (Israel)
The Structure of Financial Supervision: Consolidation or fragmentation for financial regulators?
Supervisors: Alessandro Pomelli, Marco Lamandini, Klaus Heine and Sharon Hannes
Defended in Rotterdam on 16 December 2014
- Dusko Krsmanovic (Serbia)
A Law and Economics Analysis of Lobbying Regulation – Towards an optimal structure through the Cost Indicator Index
Supervisors: Sandro Serenari, Luigi Franzoni and Michael Faure
Defended in Rotterdam on 1 July 2014
- Claire Leger (France)
Sanctions and Public Enforcement of Insider Trading Laws in Europe
Supervisors: Michael Faure and Edwin Bleichrodt
Defended in Rotterdam on 30 June 2014
- Jingyuan Ma (China)
Comparative Analysis of Merger Control Policy – Lessons for China
Supervisors: Thomas Eger and Michael Faure
Defended in Rotterdam on 1 July 2014
- Sergio Rubens Mittlaender Leme de Souza (Brazil)
Equity, Efficiency, and Ethics in Remedies for Breach of Contract
Supervisors: Vincent Buskens, Jeffrey Rachlinski and Ann-Sophie Vandenberghe
Defended in Rotterdam on 14 December 2015
- Hossein Nabilou (Iran)

The Law and Economics of Hedge Fund Regulation: A comparison between the U.S. and the EU

Supervisors: Alessio Paccès and Jonathan Klick

Defended in Rotterdam on 24 June 2014

- Peng Peng (China)

Platform Competition in the Internet Industry

Supervisors: Emanuela Carbonara and Klaus Heine

- Shivans Rajput (India)

Maximum Retail Price – A Law and Economics Analysis

Supervisor: Roger Van den Bergh

- Gustavo Federico Wesselhoeft (Argentina)

Multiparty Contracts and Non Recourse Finance (Project Finance) Law and Economics

Supervisors: Patrick Leyens and Alessio Paccès (Oct. 2018 replaced by Michael Faure)

Year 7 (started 2011/2012)

- Alexandre Biard (France)

Judges and Mass Litigation – A (behavioural) Law & Economics perspective

Supervisors: Louis Visscher and Michael Faure

Defended in Rotterdam on 15 December 2014

- Martin Chudej (Czech Republic) (left the programme)

Law and Economics of Investment Treaty Shopping

Supervisors: Stefan Voigt, Stefan Oeter and Alessandra Arcuri

- Elena Demidova (Russian Federation)

Takeover Regulation in Developing Economies: The case of Russia

Supervisor: Alessio Paccès (Oct. 2018 replaced by Michael Faure)

- Marco Fabbri (Italy)

Theoretical Law & Economics and Behavioral and Experimental Law and Economics

Supervisors: Francesco Parisi and Louis Vissch

Defended in Rotterdam on 15 December 2014 (cum laude)

- Penio Penev Gospodinov (Bulgaria)

The Application of European Competition Law in Arbitration Proceedings

Supervisor: Roger Van den Bergh

Defended in Rotterdam on 15 December 2014

- Katherine Hunt (Australia)

Determining the Effect of Regulation on Microfinance Institution Financial Self-Sustainability – A Cross-Country Comparison

Supervisors: Marco Lamandini and Michael Faure

Defended in Rotterdam on 16 December 2014

- Ana Jakovljevic (Serbia)

Fighting Corruption with Pyramids: A Law and Economics approach to combating corruption in post-socialist countries

Supervisors: Thomas Eger, Stefan Oeter and Klaus Heine

Defended in Rotterdam on 19 March 2015

- Xufeng Jia (China)
Do Home Country Institutions Matter in Cross-border Mergers and Acquisitions? The case of China
Supervisors: Wolfgang Drobetz and Michael Faure
Defended in Rotterdam on 25 June 2018
- Jaroslaw Kantorowicz (Poland)
Fiscal Constitution: An empirical approach
Supervisors: Stefan Voigt and Alessio Paccas
Defended in Rotterdam on 4 June 2015
- Arun Kaushik (India)
A Law and Economics Analysis of Trade Secrets: Optimal scope of law, misappropriation and alternative damages regimes
Supervisors: Luigi Franzoni and Louis Visscher
Defended in Rotterdam on 19 March 2015
- Elena Kantorowicz-Reznichenko (Ukraine)
Cost-Effective Criminal Enforcement: A Law and Economics approach
Supervisors: Michael Faure, Emanuela Carbonara and Paul Mevis
Defended in Rotterdam on 4 June 2015
- Rahul Sapkal (India)
How Law and Law Enforcement Affect Labour Markets in Developing Countries? An empirical study on India
Supervisors: Hans-Bernd Schäfer and Ann-Sophie Vandenberghe
Defended in Rotterdam on 13 October 2016
- Huojun Sun (China) (deceased)
Trust, Law and Social Norms: Experimental Evidences on Institutional Design
Supervisors: Maria Bigoni and Ann-Sophie Vandenberghe
Defended in Rotterdam on 14 December 2015
- Shuo Wang (China)
Patent Litigation in China
Supervisor: Enrico Santarelli
- Hong Wei (China)
State Behavior in the WTO litigation: The case of China
Supervisor: Michael Faure
Defended in Rotterdam on 7 December 2015

Year 8 (started 2012/2013)

- Shilpi Bhattacharya (India)
Competition Law and the Bounded Rationality of Firms
Supervisors: Roger Van den Bergh and Sharon Oded
Defended in Rotterdam on 23 June 2016
- Miriam Buiten (the Netherlands)

Harmonization and the EU Internal Market: A Law and Economics approach

Supervisors: Neil Rickman and Roger Van den Bergh

Defended in Rotterdam on 8 June 2017

- Enmanuel Cedeño Brea (Dominican Republic)
The Legal Structure of Commercial Banks and Financial Regulation – Does organizational form matter for the design of bank regulation?
Supervisors: Wolfgang Drobetz and Klaus Heine
Defended in Rotterdam on 2 March 2017
- Ignacio Cofone (Argentina)
Privacy Trade-offs in Information Technology Law
Supervisors: Ann-Sophie Vandenberghe and Klaus Heine
Defended in Rotterdam on 8 December 2015
- Diogo Castro Gerhard de Britto (Brazil)
Essays on Unemployment Insurance
Supervisors: Giulio Zanella, Ann-Sophie Vandenberghe and Alessio Paces
Defended in Rotterdam on 8 December 2015
- Yugank Goyal (India)
Institutions of Informal Markets
Supervisors: Hans-Bernd Schäfer and Klaus Heine
Defended in Rotterdam on 16 June 2016
- Alice Guerra (Italy)
Essays on the Economic Analysis of Tort Law
Supervisors: Francesco Parisi, Emanuela Carbonara and Louis Visscher
Defended in Rotterdam on 8 December 2015
- Tobias Hlobil (the Netherlands)
The Law and Economics of Judging
Supervisors: Stefan Voigt and Louis Visscher
- Maximilian Kerk (Germany)
Cooperation and Conflict: A Law and Economics Analysis of Meta-Organizations
Supervisors: Marco Casari and Louis Visscher
Defended in Rotterdam on 31 March 2017
- Min Lin (China)
Law and Economics of Security Interests in Intellectual Property
Supervisors: Thomas Eger and Michael Faure
Defended in Rotterdam on 30 March 2017
- Kleopatra Maliqi (Albania) (left the programme)
Standards of Review in Investment Arbitration – The search for new balances in the interplay between facts Law and interpretation
Supervisors: Ann-Sophie Vandenberghe and Gerard Meijer
- Stephan Michel (Germany)
The Process of Constitution-Making: A Law and Economics analysis
Supervisors: Stefan Voigt and Klaus Heine
Defended in Rotterdam on 19 January 2017

- Faiz Ur Rehman (Pakistan)
Essays on the Law & Economics of Terrorism in Pakistan
Supervisors: Paolo Vanin and Michael Faure
Defended in Rotterdam on 14 December 2015
- Maria Pia Sacco (Italy)
The Role of Intermediaries in International Corporate Bribery – Efficient Liability Standards from A Law and Economics Perspective
Supervisors: Paolo Vanin, Michael Faure and Sharon Oded

Year 9 (started 2013/2014)

- Ritchelle Albuero (Philippines)
Ownership Choice, Contracts and Regulation: Forestalling ownership irrelevance – A Law and Economics perspective
Supervisors: Raimondello Orsini and Roger Van den Bergh
Defended in Rotterdam on 22 November 2018
- Marco Baudino (Italy)
Urbanization and Growth: a Law and Economics analysis of migration patterns in the People's Republic of China
Supervisors: Alfredo Gaetano Minerva, Antonio Minniti and Klaus Heine
Defended in Rotterdam on 30 November 2017
- Cintia Bezerra de Melo Pereira Nunes (Brasil)
Administered Contracts for Petroleum Extraction in Brazil
Supervisors: Michael Faure and Klaus Heine
- Mulugeta Asefa Bogale (Ethiopia)
Labor Regulation, Informality and Economic Growth in SSA: An empirical analysis
Supervisors: Hans-Bernd Schäfer and Michael Faure
- Claes-Henrik Claesson (Sweden) (left the programme)
The Law and Economics of Prime Brokers and collateral management regulation
Supervisors: Alessio Paccès and Luigi Franzoni
- Goran Dominioni (Italy)
Accuracy, Gender and Race in Tort Trials - A (Behavioural) Law and Economics Perspective
Supervisors: Louis Visscher and Pieter Desmet
Defended on 9 March 2018
- Etleva Gjonça (Albania)
European Competition Policy in Financial Services: Rules and empirical insights
Supervisors: Elena Argentesi and Roger Van den Bergh
Defended on 30 November 2017
- Dirk Heine (Germany)
Challenges and Solutions to Environmental Tax Reforms
Supervisors: Emma Aisbett, Arne Heise and Michael Faure
- Ifrah Jameel (Pakistan)
The Impact of Capital Regulation on Bank Involvement in Securitized Banking

Supervisor: Niels Philipsen and Alessio Paces

Defended on 31 January 2019

- Bryan Kareem Khan (Trinidad and Tobago)
Optimal Scope of IP Rights for Broadcasting Organisations
Supervisors: Hans-Heinrich Trute, Louis Visscher and Kees van Noortwijk
Defended on 28 February 2019
- Di Liu (China) (left the programme)
Net Neutrality – A Comparative Perspective
Supervisors: Hans-Heinrich Trute and Louis Visscher
- Tomasz Mielniczuk (Poland)
Agency Problems and Solutions in Anti-Cartel Enforcement
Supervisor: Roger Van den Bergh
- Shaheen Naseer (Pakistan)
The Policy Choices of Bureaucrats: An institutional analysis
Supervisors: Klaus Heine and Jan Schnellenbach
Defended in Rotterdam on 26 January 2018
- Filippo Roda (Italy)
The Economic Analysis of the One-way Fee-shifting Rule in Litigation
Supervisors: Emanuela Carbonara and Louis Visscher
Defended in Rotterdam on 25 January 2019

Year 10 (started 2014/2015)

- Ahmed Arif (Pakistan)
Deciphering Securitization and Covered Bonds: Economic analysis and regulation
Supervisors: Sergio Pastorello, Gabriella Chiesa and Alessio Paces
Defended in Rotterdam on 11 December 2017
- Giulia Barbanente (Italy)
The Relation between Large-Scale Land Acquisitions and Rural Households: Evidence from Ethiopia and Tanzania
Supervisors: Emma Aisbett and Michael Faure
Defended in Rotterdam on 11 December 2017
- Danny Blaustein (Israel)
Corporate Governance of Start-ups
Supervisors: Alessandro Pomelli, Laura Bottazzi and Alessio Paces (Oct. 2018 replaced by Michael Faure)
- Salvini Datta (the Netherlands)
Ex Ante Regulation and Ex Post Liability in the Pharmaceutical Industry
Supervisors: Vincenzo Denicolò and Roger Van den Bergh
- Marwa Elabhar (Egypt) (left the programme)
The Political Economy of Competition Policy
Supervisors: Stefan Voigt and Sharon Oded
- Damiano Giacometti (Italy)
Essays on the Law and Economics of Credence Goods Markets

- Supervisors: Marco Casari and Roger Van den Bergh
- Chih-Ching Lan (Taiwan)
A Law and Economic Analysis of Policy Instruments to Prevent Deforestation and Forest Degradation in the Tropics
Supervisors: Michael Faure and Sharon Oded
Defended in Rotterdam on 24 May 2019
 - Ekaterine Lomtadze (Georgia)
Constitutionalizing Social Rights: Public choice analysis
Supervisors: Stefan Oeter and Klaus Heine
 - Bernold Nieuwesteeg (the Netherlands)
The Law and Economics of Cyber Security
Supervisors: Louis Visscher and Kees van Noortwijk
Defended in Rotterdam on 25 June 2018
 - Joé Rieff (Luxembourg)
Increased Fiscal Coordination between E.U. Member states: A necessity to further market integration?
Supervisors: Roger Van den Bergh and Klaus Heine
 - Akiva Weiss (United States of America)
Institutional Solutions to Civil War
Supervisors: Stefan Voigt and Klaus Heine
Defended in Rotterdam on 12 September 2019
 - Orlin Yalnazov (Bulgaria)
Essays on Precedent and Statute
Supervisors: Florian Faust, Michael Faure and Elena Kantorowicz-Reznichenko
Defended in Rotterdam on 25 June 2018
 - Nan Yu (China)
Mandatory Dividend Regulations in the Stock Market: A comparative Law and Economics analysis
Supervisors: Guangdong Xu and Michael Faure

Year 11 (started 2015/2016)

- Stephen Billion (Malta)
Regulating Retirement Savings: An evolutionary psychology approach
Supervisors: Michael Faure, Alan Miller and Pieter Desmet
Defended in Rotterdam on 31 January 2019
- Maria Fernanda Caporale Madi (Brasil)
Regulating Vertical Agreements: A comparative Law & Economics analysis of Brazil and Europe
Supervisors: Roger Van den Bergh and Niels Philipsen
- Maria Carolina Pena Madeira Gouveia De Campos (Portugal)
At the Intersection of Behavioural Economics, Nudging and Regulation: Rethinking the process of nudge design for regulation
Supervisors: Franziska Weber, Klaus Heine and Pieter Desmet

- Mostafa Talal Atef El Far (Egypt)
International Investment Law and Domestic Legislations in MENA region: Egypt, Jordan and Morocco
Supervisors: Thomas Straubhaar and Michael Faure
Defended in Rotterdam on 31 January 2019
- Thiago De Araújo Fauvrelle (France)
The Law & Economics of Judicial Performance: An empirical approach
Supervisors: Stefan Voigt, Louis Visscher and Elena Kantorowicz-Reznichenko
Defended in Rotterdam on 10 January 2019
- Gemelee Hirang (Philippines)
The Persistence of Non-Tariff Measures in ASEAN
Supervisors: Emanuela Carbonara and Michael Faure
Defended in Rotterdam on 28 February 2019
- Renny Ivonne Reyes Reyes (Dominican Republic)
Better Regulation in Latin American Countries: A tool for accountability?
Supervisors: Andrea Renda (external) and Alessio Paccès
- Manuel Lautaro Rojas Oyarzo (Germany) (left the programme)
Labour Jurisdiction and Income Distribution
Supervisors: Stefan Voigt, Louis Visscher and Elena Kantorowicz-Reznichenko
- Denard Veshi (Albania)
Refugee Flow: A Law and Economics approach
Supervisors: Eli Salzberger and Michael Faure

Year 12 (started 2016/2017)

- Yong-Fu Chang (Taiwan) (until February 2019)
Constitutional Environmental Protection and Its Implementation: A Law and Economics analysis
Supervisors: Michael Faure and Niels Philipsen
- Kan-Hsueh Chiang (China)
Does Information Cost Lead to Medical Moral Hazard? --Evidence from Taiwan National Health Insurance
Supervisors: Alan Miller, Louis Visscher and Elena Kantorowicz-Reznichenko
- Ayman Fouda (Egypt)
The Diffusion of Innovation in Healthcare: Economic and regulatory perspectives
Supervisors: Gianluca Fiorentini and Michael Faure
- Elena Ghibellini (Italy)
Bank Crises Resolution Rules: What impact on the structure of the EU banking market?
Supervisors: Marco Lamandini and Alessio Paccès
- Jian Jiang (China)
Vulnerabilities, Cybersecurity and the Role of Law & Regulation herein
Supervisors: Alan Miller and Niels Philipsen
- Shu Li (China)

Law and Economic Analysis of 3D Printing: Perspectives from intellectual property and product safety

Supervisors: Klaus Heine and Michael Faure

- Edoardo Martino (Italy)

Bank Governance and the Bail-in in the EU: A Law & Finance analysis on the role of bail-inable creditors

Supervisors: Alessio Paces and Georg Ringe

- Kuan-Jung Peng (Taiwan)

Law and Economics Analysis of Financial Technology

Supervisors: Sharon Oded and Michael Faure

- Eman Rashwan (Egypt)

The Nexus between Transitional Justice and Constitutional Change in Post-Revolution Systems

Supervisors: Stefan Voigt and Michael Faure

Year 13 (started 2017/2018)

- Paul Aubrecht (United States)

The Arbitrability of Tort Claims: A comparative Law and Economics analysis

Supervisors: Louis Visscher and Michael Faure

- Maria Teresa Bartalena (Italy) (until November 2018)

Insolvency Proceedings: Negotiated Solution or Court Control?

Supervisors: Georg Ringe and Niels Philipsen

- Jan Essink (the Netherlands)

A Law and Economics Analysis on the effectiveness of the EU Agenda on Migration

Supervisors: Michael Faure and Elena Kantorowicz-Reznichenko

- Chiara Natalie Focacci (Italian and Austrian)

Essays on Active Labour Market Policies

Supervisors: Ann-Sophie Vandenberghe, Enrico Santarelli and Francesca Fauri

- Laurenz Goldhahn (Germany)

The Effects of Regulating Executive Compensation on Corporate Social Responsibility

Supervisors: Georg Ringe and Sharon Oded

- Carlos Riquelme Ruz (Chile)

Equalities and Inequalities in Sovereign Debt Restructuring. A Law and Economics perspective

Supervisors: Anne van Aaken and Michael Faure

- Liam Wells (United Kingdom)

Risk, Cultural Cognition, and the Regulation of Pharmaceuticals: Further explaining differences in regulation across the United States and the European Union using culture theory

Supervisors: Michael Faure and Elena Kantorowicz-Reznichenko

Year 14 (started 2018/2019)

- Lucas Chacha (Brazil)

Analysing Brazilian Anti-Corruption Enforcements

Supervisors: Sharon Oded and Elena Kantorowicz-Reznichenko

- Martin Holderied (Germany)

Interest Theories on the Regulation of Sharing Economy Markets

Supervisors: Michael Faure and Elena Kantorowicz-Reznichenko

- Mrinmayi Katdare (India)

Precautionary Principle: How does political discretion influence its implementation?

Supervisors: Michael Faure and Elena Kantorowicz-Reznichenko

- Francesca Leucci (Italy)

The Law and Economics of Environmental Damage Assessments

Supervisors: Luigi Franzoni and Michael Faure

- Yoshiki Nakajima (Japan)

Law and Social Choice

Supervisor: Alan Miller

- Evangelia Nissioti (Greece)

The Economic analysis of 52/2008/EC Directive on Mediation: Towards a Time and Cost-Effective Redress System

Supervisors: Reinhard Bork, Louis Visscher, Elena Kantorowicz-Reznichenko

Year 15 (started 2019/2020)

- Anna Kovács (Slovenia)

Framing and Acceptance: An analysis of international climate change agreements

Supervisors: Michael Faure, Elena Kantorowicz-Reznichenko

- Alexandre Ruggieri Kosbiau (Brazil)

Positive Financial Regulation through Behavioural Law and Economics

Supervisors: Michael Faure, Luigi Franzoni

- Shashank Sharma (India)

Essays on Antitrust Analysis of Multi-sided Platforms

Supervisor: Niels Philipsen

- Alessandro Venti (Italy)

Payment for Forest Ecosystem Services, Environmental Quality and Climate Change

Supervisors: Alessandro Tavoni, Michael Faure

- Antonella Zarra (Italy)

The Regulatory Implications of Algorithms: A Law and Economics perspective

Supervisors: Georg Ringe, Luigi Franzoni, Michael Faure

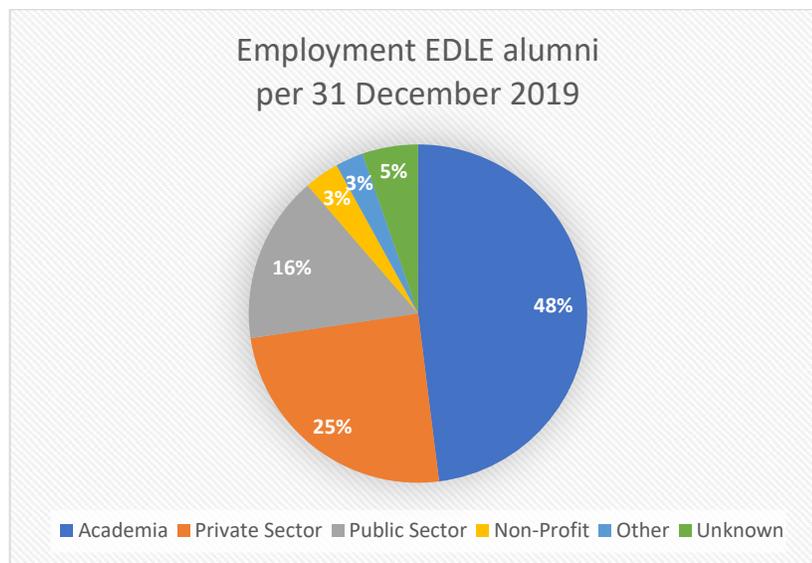
- Karol Zdybel (Poland)

Survival of Informal Law

Supervisors: Stefan Voigt, Michael Faure

3.7 EDLE Employability

The programme provides the candidate training in valuable skills (such as quantitative methods, relational skills, a strong sense of autonomy and an open-minded attitude) to increase their employability. During the programme the candidates receive frequent feedback to improve their research output and increase their chances for publications in top journals, which contributes to their employment prospects in f.i. academia and consultancy. The programme creates opportunities for the candidate to meet professors and practitioners from other institutes and to expand their network, both during and after their PhD. Those contacts are valuable in the stage of searching for job opportunities. EDLE alumni are being kept informed about job opportunities, seminars, conferences etc. and are invited as discussants or guest lecturers in the EDLE.



Through EDLE they receive the knowledge and skills to successfully pursue their careers in national and international organizations (private and public), promoting efficient laws and regulations and fostering economic progress. More research-oriented candidates will be able to pursue an academic career.

4. Education

4.1 Teaching and (Guest) lectures

The RILE provides teaching in the field of Law and Economics in many different ways and on many different levels. Chapter 2 of this Activities Report is devoted to the European Master programme in Law and Economics (EMLE). Many RILE members provide full courses and/or separate lectures in this programme, which constitutes the most extensive part of RILEs teaching activities.

Many RILE members are also active in teaching activities beside the EMLE, both on a bachelor and a master level, both in Dutch and in English, both within the university and outside. They also teach in-house courses for regulatory authorities. The current chapter provides an overview of these teaching activities.

4.2 Minor ‘The Political Economy of European Integration’ (Klaus Heine)



The Political Economy of European Integration course examines practical and theoretical issues concerning European Integration and touches upon legal and economic implications of the European Union: What is the political background of European Integration? How does it affect us in daily life? Is it possible to preserve a country’s specificities, like culture or social security, while at the same time benefitting from more economic exchange?

4.3 Master course ‘Economic Analysis of European Integration’ (Klaus Heine)

This is a course within the teaching activities of the Jean Monnet Chair of Economic Analysis of European Law. The course reflects the growing need of more interdisciplinary studies of European integration. After having completed this course successfully, a student will have an understanding of economic theories dealing with integration issues. He or she will be able to independently analyse European integration issues from an economics perspective and to relate this to European law. This course is especially relevant for students who aim at positions in government administration, public administration, or international organisations that deal with European integration issues.

4.4 Master course 'Computers and Law' (Kees van Noortwijk)



The course focuses upon certain concrete legal problems that are connected with the use of information technology in society. Examples are: downloading music and movies from the internet; the legal protection of computer software, databases and data; e-commerce and electronic markets; privacy protection and computer crime; legal questions of 'Social media' and the liability of intermediary service providers. Students learn to analyse these problems and examine possible solutions within the context of national as well as supra-national legislation. The problems of integrating technological developments in areas that have always been paper-based, and the role and use of 'electronic signatures' in these areas is also examined. Furthermore, information technology has given rise to new possibilities for legal practice – sometimes referred to as 'Legal Tech' as well as for performing (empirical) legal research. Several of such new possibilities are discussed during this course. Among these are ways to increase legal knowledge and to manage this knowledge and apply it in practice. By working on two practical assignments, students have the opportunity to perform 'jurimetrics research' and to build and use so-called 'legal knowledge-based systems.'

4.5 Bachelor course 'Technology and Law', part of TU Delft Minor 'Companies and Innovation' (Kees van Noortwijk)

Legal rules and regulations shape the business landscape, nationally as well as globally. Companies have to take into account limitations but also opportunities defined by the law. Although legal advice can be obtained from external parties, it is important that business owners and managers have a basic understanding of the most important areas of law (public as well as private law), as is applicably in the region they operate. This course aims to provide this but does not stop at that point. Science and technology are the cause of many developments in society. The invention of the steam engine paved the way for the industrial revolution, while that of the computer formed the basis for the current 'information society'. The transport of people, commodities and data has become cheap and efficient, which has led to globalization. Law is strongly influenced by these technological developments. New techniques cause new legal problems for which solutions need to be found. To illustrate this dynamic nature of law, this course focuses upon certain of these new problems, such as the legal protection of computer software, e-commerce, privacy protection and prevention of computer crime.

4.6 Mr.Drs. programme (Louis Visscher)



The *mr.drs.-programma voor economie en rechten* is a six-year study programme in which good and highly motivated student can study economics and law both on a bachelor and a master level. Admission to this programme is reserved for students who meet the entry requirements of both studies and who, in addition, have scored an average grade of at least 7.0 in high school.

The coordination and administration of the programme are handled at the RILE. Louis Visscher is the coordinator since the programme started in 1997. Since then, 474 students have graduated from both studies, 26% of which *cum laude* in one or both of their masters. This is a much higher percentage than among students who 'only' study law or economics. If we also include the students who have taken one of their masters at another university, a total of 652 students has already graduated. The current number of students enrolled in the programme is 559 and every academic year about 100 new students start. The drop-out rate is about 35%, which is comparable to the drop-out rate of both separate studies. Most students who drop out of the joint programme continue with one of the two studies.

The activities undertaken in RILE encompass among others providing informational meetings for high school students and their parents; study counselling for students; coordination of study-activities between the Erasmus School of Economics, the Erasmus School of Law and the central level of the Erasmus University Rotterdam; monitoring progress of students; organizing special activities for students from the programme; and membership of the Council of Advice of the student association *In Duplo*. In the academic year 2015-2016 plans for a special course 'Law and Economics for mr.drs.-students' were developed and in the academic year 2016-2017 this extracurricular course was provided for the first time. In 2017-2018 and 2018-2019 the course was taught again.

4.7 Seminar Series on Empirical Legal Studies (Jonathan Klick and Jaroslaw Kantorowicz)



In February and March 2019 Jonathan Klick held several lectures at the Erasmus School of Law on the empirical legal method. These lectures highlighted strategies used in empirical law and economics to illustrate how legal and regulatory changes affect individual behaviour. This lecture series is part of the second year of the EDLE programme, but was also open to other participants, which led to a mixed and interesting audience. The applied part, taught by Jaroslaw Kantorowicz, took place in March 2019.

4.8 Individual teaching and (guest) lectures in courses taught at Erasmus University Rotterdam

RILE Members regularly give (guest) lectures in courses at Erasmus University Rotterdam. Here is an overview.

Maria Fernanda Caporale Madi

- February 2019: Teaching 'Competition Law & Economics', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.
- September – November 2019: Teaching 'Microeconomics + Tutorals', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.

Christoph Engel

- 27 March 2019: Experiments at the Crossroads of Law and Economics Workshop, Erasmus School of Law and Erasmus School of Economics, Rotterdam, the Netherlands.
- 12-13 December 2019: Lecture 'Advanced Data Analysis', Erasmus School of Law, Rotterdam, the Netherlands.

Klaus Heine

- 2019: Lecture 'The Political Economy of European Integration', Erasmus University Rotterdam, the Netherlands.
- 2019: Lecture Economic Analysis of European Integration, Masters of Law, Erasmus University Rotterdam, the Netherlands.

Jonathan Klick

- 21-25 January 2019: Lecturer 'Empirical Legal Studies', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.
- 18-22 February 2019: Lecture series 'Advanced Empirical Methods', Erasmus School of Law, Erasmus University Rotterdam, the Netherlands.

Patrick Leyens

- January-March 2019: Lecturer 'Corporate Law and Economics', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.
- 2nd trimester 2019: Lecturer 'Corporate Governance & Finance', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.

Edoardo Martino

- 10 April 2019: EGSL Lunch Lecture 'Can corporate governance make banks more resilient? And how?', Erasmus School of Law, Rotterdam, the Netherlands.
- 19 September 2019: EDLE Opening Seminar, Erasmus School of Law, Rotterdam, the Netherlands.

Bernold Nieuwesteeg

- Fall 2019: course 'Economics of Cyber Security', Erasmus School of Law, Rotterdam, the Netherlands.

Sharon Oded

- 19 September 2019: 'Doing research and writing your PhD thesis', EDLE Opening Seminar, Erasmus School of Law, Rotterdam, the Netherlands.

Ilva Putzier

- January-March 2019: Scientific Writing & Plagiarism, European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.

Elena Kantorowicz-Reznichenko

- September-November 2019: Teaching 'Public Law', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.

Kees van Noortwijk

- 25 April 2019: Lecture Privacy en de AVG. Rotterdam, in course 'Informatiebeveiliging, Informatiemanagement en Privacy', organised by Erasmus Academy, Rotterdam.
- 24 May 2019 and 7 June 2019: two lectures on Privacy and Data Governance for postgraduate course 'Data and Business Analytics', EUR, Erasmus Q-Intelligence.
- 15 November 2019: lecture on Privacy Management and Data Governance. postgraduate course 'Leadership Challenges with Data Analytics', Rotterdam School of Management, Centre for Data Analytics.
- 6 December 2019: Lecture Privacy, data governance en de AVG; bescherming van persoonsgegevens, uitgangspunten AVG, for Masterclass Privacy, Data Governance en de AVG, Erasmus Academie, Rotterdam.

Ann-Sophie Vandenberghe

- September-November 2019: Teaching 'Concepts and Methods', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.
- September-November 2019: Teaching 'Private Law', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.

Louis Visscher

- January-March 2019: Teaching 'MCP Moot Court', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.
- September-November 2019: Teaching 'Private Law', European Master in Law and Economics (EMLE), Erasmus School of Law, Rotterdam, the Netherlands.

- 24 September 2019: workshop on Insurance (together with Arlette Schijns) at symposium 'Compensatie van misdrijfschade, solidariteit, verzekering, verhaal' (compensation for victims of crime; solidarity, insurance and redress), Erasmus School of Law.
- 9 October 2019: EMLE Microeconomics - Game Theory, Erasmus School of Law, Rotterdam, two guest lectures.
- 14 October 2019: EMLE Microeconomics - Decisionmaking Under Uncertainty. Erasmus School of Law, Rotterdam, guest Lecture.
- 31 October 2019: guest lecture 'Economische analyse van aansprakelijkheid en schadevergoeding'. Erasmus School of Law, Rotterdam, Minor 'Dood en Letsel'.

4.9 Individual teaching and (guest) lectures outside Erasmus University Rotterdam

Many RILE members are also active in teaching activities outside Erasmus University Rotterdam. Several RILE staff members combine a part-time appointment at the RILE with an appointment elsewhere, either in academia or in the private sector. To provide a complete overview of the teaching and lectures given by the RILE staff, we give an integral overview in the current paragraph.

Paul Aubrecht

- August 2019: Teaching at Humboldt University, Berlin, Germany.
- 15 November 2019: lecture 'It cost a lot to win and even more to lose: Implications for Competition Law from the use of Arbitration for Tort Claims', EDLE 3rd Year Seminar, Bologna, Italy.

Maria Fernanda Caporale Madi

- May 2019: Presentation of paper "Enforcement of Vertical Restraints in Europe: What to Expect Next?", 4th Radboud Economic Law Symposium "New Directions in Competition Law Enforcement", Nijmegen, the Netherlands.

Christoph Engel

- 23 January 2019: lecture 'Diffusion of Legal Innovations', University of Oxford, UK.
- 30 January 2019: lecture 'Franz Böhm is Dead, Long Live Franz Böhm', University of Freiburg, Germany.
- 8 February 2019: lecture 'Interdisciplinarity: Pitfalls and Windfalls', Utrecht Winter School, the Netherlands.
- 15 March 2019: Experimental Law and Economics Workshop, 'Justice is in the Eyes of the Beholder, Eye Tracking Evidence', ETH Zurich, Switzerland.
- 2 April 2019: lecture 'Paradise Lost: The Difficult Collaboration of Lawyers and Economists', Thyssen Foundation.
- 17 May 2019: lecture 'Justice is in the Eyes of the Beholder, Eye Tracking Evidence, American Law and Economics Association', New York.
- July 2019: course 'Advanced Experimentics', International Max Planck Research School: Behaviorally Smart Institutions.
- 9 July 2019: lecture 'Manna from Heaven for Judges: Judges' Reaction to a Quasi-Random Reduction in Caseload', World Congress of Legal Philosophy, Lucerne.
- 11 July 2019: lecture 'How Does the Law Affect the Behavior of its Subjects? Experimental Evidence', World Congress of Legal Philosophy, Lucerne.

Jan Essink

- 15 November 2019: lecture 'The case for a carrot regime to induce member states' compliance with EU asylum law', EDLE 3rd Year Seminar, Bologna, Italy.

Michael Faure

- 15 January 2019: comments on the lecture of Cass Sunstein 'Nudges and Nudging: Past, Present and Future', KNAW, Amsterdam, the Netherlands.
- 20 February 2019: presentation 'Cross-border nuclear safety liability and cooperation in the European Union', at the Comité on Petitions of the European Parliament, Brussels, Belgium.
- 28 March 2019: guest lecture 'To codify or not to codify EU environmental law: that's not the question', University Hasselt, Belgium.
- 3 April 2019: lecture 'The Law and Economics of Nuclear Accidents', at the Centre for Law and Economics of the Faculty of Law of Haifa University, Israel.
- 25 April 2019: lecture 'De strafrechtelijke aansprakelijkheid van de rechtspersoon en zijn bestuurders: verleden, heden en toekomst', bij COMEOS in Brussel, België.
- 10 October 2019: lecture "Liability for politicians: an economic perspective », at the 4e Congrès Annuel de l'Association Française d'Économie du Droit, Rennes, France.
- 24 October 2019: lecture "The export of ecological civilization: reflections from law and economics and law and development", at the workshop Ecological Civilization and Global Environmental Governance, Hainan, China.
- 25 October 2019: lecture "The polluter-pays-principle in climate change law: an economic appraisal", at the international workshop on the Polluter-Pays-Principle in Climate Change Mitigation Law, Haikou, Hainan University, Hainan, China.
- 10 December 2019: lecture "The role of private law in promoting sustainable development. The law and economics perspective", at the Conference Private Law and Market Regulation in the Face of Contemporary Grand Challenges, University of Groningen, Groningen.

Klaus Heine

- 2019: lecture 'Introduction to the economic fundamentals of grid law, Master of Business, Competition and Regulatory Law, Freie Universität Berlin, Germany.
- 2019: lecture Grid Operation – Incentive Channeling in the MBA 'Energy Management', Technical University Berlin, Germany.

Martin de Jong

- 3-4 June 2019: presentation 'Updating Legal Transplantation Theory based on Insights from Political Geography, Institutionalism and Policy Networks', Private Law Consortium, Tel Aviv, Israel.

Elena Kantorowicz-Reznichenko

- 3-4 June 2019: presentation 'The Price of Creativity: An Experimental Investigation of Authors' Remuneration Models', Private Law Consortium, Tel Aviv, Israel.

Patrick Leyens

- 2019: course 'Europäisches Gesellschaftsrecht', Rechtswissenschaftliche Fakultät, Karl-Franzens-Universität Graz, Austria.
- 2019: course 'Corporate Governance der börsennotierten Aktiengesellschaft', Rechtswissenschaftliche Fakultät, Karl-Franzens-Universität Graz, Austria.
- 2019: course 'Aktuelle Rechtsprechung im Zivilrecht', Fakultät für Rechtswissenschaft, Universität Hamburg, Germany.
- 2019: course 'Handelsrecht', Fakultät für Rechtswissenschaft, Universität Hamburg, Germany.
- 2019: course 'Kapitalmarktrecht', Fakultät für Rechtswissenschaft, Universität Hamburg, Germany.
- 2019: course 'Aktuelle Rechtsprechung im Zivilrecht', Fakultät für Rechtswissenschaft, Universität Hamburg, Germany.
- 2019: course 'Kapitalgesellschaftsrecht', Fakultät für Rechtswissenschaft, Universität Hamburg, Germany.

Sharon Oded

- 10 December 2019: lecture on the importance of dealing with non-trial resolutions in foreign bribery and corruption cases, held at the OECD Annual Consultation with External Stakeholders, Paris, France.

Niels Philippen

- 23 May 2019: Lecture "The More Economic Approach in EU Competition Law: A Critical Perspective", at Competition Seminar, University of Groningen.
- 4 November 2019: Guest lecture "Recent Developments in the Economics of Regulation: On the Choice between Public and Private Regulation" at the China University of Political Science and Law (CUPL) School of Law, Beijing (China).
- 6 November 2019: Guest lecture "The More Economic Approach in EU Competition Law: Lessons for China?" at the Central University of Finance and Economics (CUFE), School of Law, Beijing (China).

Alberto Quintavalla

- 6 May 2019: The global water justice movement. Does a human right to water do the trick? New York University (Florence campus), Invited lecture.

Chris Reinders Folmer

- 20 May 2019: guest lecture 'Beyond compensation? Examining the role of apologies in the restoration of victims' needs in simulated tort cases', Politics, Psychology, Law and Economics College, University of Amsterdam, the Netherlands.

Kees van Noortwijk

- 2 and 9 October and 20 November 2019: three lectures for specific privacy course for archiving professionals, Leergang Privacy; van WBP naar AVG, Ministry of Economic Affairs, Utrecht.
- 15 October 2019: Lecture Wat is een Algoritme? at Fall meeting 2019 of the Dutch Association for Computer Science and Law, Amsterdam.

Louis Visscher

- 18 January 2019: two lectures in module "Rechtseconomie", Den Haag, Academie voor Wetgeving.
- 8 November 2019: guest lecture 'Economische Analyse van Aansprakelijkheidsrecht'. Universiteit Antwerpen.
- 15 November 2019: guest lecture 'Economische Analyse van Schadevergoedingsrecht'. Universiteit Antwerpen.
- 29 November 2019: Een rechtseconomische visie op regulering van en aansprakelijkheid voor ongeschikte medische hulpzaken. Utrecht, Invited lecture at the Annual Conference of the 'Working group Doctors and Attorneys' (Werkgroep Artsen Advocaten).

Liam Wells

- 15 November 2019: lecture on 'From Pharmaceutical to Pharmacist: An update on the research project: 'Risk, Culture and the Regulation of Pharmaceuticals', EDLE 3rd Year Seminar, Bologna, Italy.

5. PhD Defences

Professors of the RILE supervise a substantial number of PhD theses. Since the year 2009, defences also take place in the context of the European Doctorate in Law and Economics (EDLE). All EDLE theses are defended at Erasmus University Rotterdam. The RILE is furthermore substantively involved in the thesis supervision of the PhDs of the Erasmus China Law Center (ECLC), see chapter 9.

Besides the defences in Rotterdam RILE members also supervise theses at other universities and are a member of doctoral committees both at Erasmus University Rotterdam and outside.

5.1 Dissertations defended in Rotterdam

In 2019 the following PhD theses were defended in Rotterdam:

- **Thiago Favurrelle, 'The Law & Economics of Judicial Performance: An empirical approach', (10 January 2019)**

Supervisors: Stefan Voigt, Louis Visscher and Elena Kantorowicz-Reznichenko



The importance of a functional judiciary for the economy is a time-honoured belief held by economists. Especially in recent years, this theory has been confirmed by several studies exposing the connection between courts' quality and economic development. However, a complete understanding of the factors underlying the evolution of judicial performance is still in the early stages of development.

This dissertation offers an analysis of judicial performance from an economic perspective. Court performance is understood as a multidimensional concept having at least three dimensions, namely: independence, efficiency and accessibility. In an effort to comprehensively cover these three dimensions, the research is focused on the Brazilian judiciary.

Chapters 1, 2 and 3 are introductory chapters. Chapter 1 introduces the topic by presenting the motivation, scope and outlook of this research. Chapter 2 provides the dissertation's theoretical framework, stressing the relevance of the court system for the proper functioning of society, and discussing the principal determinants of judicial performance. Chapter 3 describes the structure of the Brazilian judicial system, laying a foundation for the analyses of the following chapters.

Chapter 4 explores the evolution of judicial independence. It is believed that de jure and de facto judicial independence might develop in different ways. While de jure judicial

independence can be quickly achieved by changes in legislation, de facto judicial independence might require time to develop. This chapter confirms this belief and explores the evolution of practical judicial independence. Based on our findings and discussion, we conclude that measures taken to improve judicial accountability might boost the development of de facto judicial independence.

Chapter 5 explores the determinants of judicial efficiency change. Adopting a two-stage empirical approach, it explores factors that are correlated with courts' productivity growth over time. The results suggest the nonexistence of a trade-off between judicial quality and efficiency improvement, while judges' remuneration, legal complexity and the use of technology affect judicial productivity, however, not always in the expected direction.



Chapter 6 brings judicial accessibility into perspective. Also adopting an empirical approach, it explores the individual and institutional factors that might influence an individual to try to solve a conflict by filing a case in the court system. The results confirm that especially personal characteristics (such as education, gender, age and the presence of a legal professional at home) are correlated with the decision to take legal action.

A final chapter summarizes the general findings, highlights the limitations of the dissertation and present some policy recommendations and opportunities for future research.

- **Filippo Roda, 'The Economic Analysis of the One-way Fee-shifting Rule in Litigation', (25 January 2019)**

Supervisors: Emanuela Carbonara and Louis Visscher



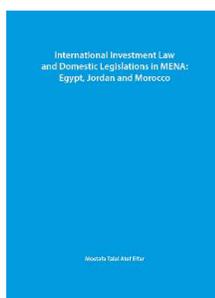
While the Law and Economic literature regarding fee-shifting rules in litigation and their effects on litigants' behaviour and decisions is wide and growing fast it has mainly focused on the analysis of the English Rule and of the American Rule and has failed in recognising the relevance of other rules. The general aim of this thesis is to use and to refine traditional models of civil litigation in an attempt to describe the features and the effects on the litigation process of another type of fee-shifting rule, the One-way fee-shifting Rule. Under the One-

way fee-shifting Rule, one party recovers her litigation costs in the event of litigation (the advantaged party) whereas the other party (the disadvantaged one) is not allowed to do so. If the Plaintiff is the advantaged party the rule is known as the Favouring Plaintiff Rule; if the Defendant is the advantaged party the rule is instead known as the Favouring

Defendant Rule. While the approach adopted here is based on theoretical model and uses tools derived from Game Theory, the thesis has shown how the results can be exploited to show valuable policy implications. It has been shown how the One-way fee-shifting Rule incentivises the favoured litigant to exert more effort than the disadvantaged one and this increases the favoured litigant's probability of winning at trial. When moving from an English system to a One-way fee-shifting one, total litigation costs always decreases while the number of cases that are brought to justice increase. If a settlement stage is out of the picture a higher number of cases that are brought to justice translates into higher litigation rate; otherwise it translates into higher number of cases that are settled. More precisely, the One-way fee-shifting Rule (Favouring Plaintiff) increases the Plaintiff's credibility to sue and this translates into higher settlement rate and settlement amount. A similar result can be achieved with the implementation of legal aid; however legal aid always increases litigation rate and public expenditure.

- **Mostafa Elfar, 'International Investment Law and Domestic Legislations in the MENA region: Egypt, Jordan and Morocco' (31 January 2019)**

Supervisors: Stefan Oeter and Michael Faure



The aim of this PhD thesis is to investigate the correlation between the legal rules applied in an economy and its Foreign Direct Investment (FDI) inflows. The paper examines, from a Law and Economics perspective, the development of legal rules in Egypt, Jordan and Morocco to promote investment and attract foreign inflows, and how this correlated with the actual volumes of FDI inflows into each of the three countries.

The thesis is split into seven chapters including the introduction and conclusion. Chapter II sets out the theoretical framework governing the thesis. It introduces the history of international investment law until the emergence of Bilateral Investment Treaties (BITs), the motives of policy-makers when engaging in BITs and, finally, the substantive protections of BITs. Chapter III provides a brief overview of the economic history of the three countries, from independence to market openness and passing through their debt crises. The chapter assists in identifying further similarities between the three countries. Using a functional comparative analysis, the legal analysis begins in chapter IV with an introduction of the domestic legal framework governing investments in the three countries. This chapter takes the reader through the development of the legislation in each of Egypt, Jordan and Morocco, with a specific focus on the alignment of domestic legislation in these three countries with the protections accorded under the BITs, and the changing nature of the legislation from being highly restrictive to more liberal and market-oriented.

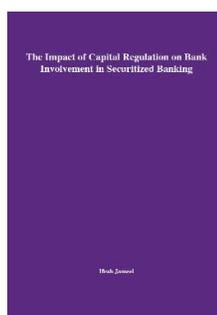
Chapter V continues the legal analysis but uses a case law analysis approach when exploring the claims filed against the three countries in ICSID arbitration. The chapter analyses a set of cases for each of the three countries in order to draw conclusions regarding their understandings of international investment law and their behaviour towards foreign investors.

Chapter VI proceeds with the economic analysis of the FDI volumes in the three countries. Based on the chosen set of variables, the chapter mainly through descriptive analytics identifies correlations and patterns between the reviewed variables and the net FDI throughout the study period in the three countries. The analysis remains limited to correlations and not causations.

Finally, the thesis concludes with statements of both a legal and economic nature. On the legal side, Egypt, Jordan and Morocco continuously developed their investment legal frameworks, seeking the enhancement of their investment climates in order to attract investors through rationalizing the factors of production prices, reducing transaction costs of investments, and mitigating the risks borne by investors. Further, the three countries similarly adapted their economies from being centrally-planned, highly regulated and investment restrictive to becoming more private-sector based, deregulated and investment friendly. On the economic side, the investment legal restrictions proved to be positively correlated to the net inflows of FDI of Egypt, while the two variables were negligibly correlated in the cases of Jordan and Morocco.

- **Ifrah Jameel, 'The Impact of Capital Regulation on Bank Involvement in Securitized Banking' (31 January 2019)**

Supervisors: Niels Philipsen and Alessio Paccas



In the aftermath of the global financial crisis of 2007-09, bank involvement in securitized banking gained considerable attention and is claimed to be one of the main sources of the crisis. Securitized banking is the use of securitized instruments as collateral in repo transactions, which allowed financial institutions to borrow money from each other for very short periods of time. The crisis highlighted the shortcomings of global financial regulation and the failure of banks and regulators to incorporate the risks from securitized banking in capital regulation.

The dissertation assesses the role of international capital regulation – the Basel Accords, in encouraging bank involvement in securitized banking. Emphasis is on the presence of regulatory capital arbitrage, which refers to strategies by which regulated financial institutions evade capital requirements. The dissertation conducts a legal analysis of the

Basel Accords to evaluate the underlying incentives and their impact on bank involvement in securitized banking.

The introduction sets the stage for the dissertation and is followed by the first two chapters, which provide a theoretical overview of securitized banking and summarize the current literature in this regard. Chapter 1 focuses on the functioning and motivation behind bank involvement in securitized banking. Chapter 2 highlights the key literature, focusing on the negative externalities from private liquidity creation through securitized banking and elaborates on the shortcomings of the financial regulatory framework visible after the crisis.

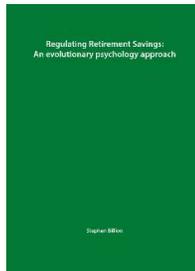
These chapters are followed by an analysis of the preceding Basel Accords to evaluate the role of regulation in incentivising bank involvement in securitized banking. Chapter 3 is an analysis of the pre-crisis Basel Accords to identify the presence of regulatory arbitrage and Chapter 4 assesses the effectiveness of the post-crisis Basel Accords in eliminating any arbitrage opportunities. Both chapters find the presence of significant adverse incentives that encouraged banks to engage in securitized banking. The finding regarding capital arbitrage is vital, as this made securitized banking an inexpensive source of funding for banks.

Chapter 5 focuses on the implementation of the Basel Accords in Emerging Economies (EMEs) to determine whether global implementation also transposed the incentives inherent in these Accords, thereby encouraging similar bank behavior. The findings of this chapter illustrate that EMEs, both Basel Committee member and non-member states, were similarly affected by Basel implementation and transposed the adverse incentives inherent in the Basel Accords.

Chapter 6 evaluates the effectiveness of the current Basel regime in eliminating the previous adverse incentives and also assesses whether it continues to incentivise banks to engage in securitized banking. The chapter finds that although the current Basel regime has made significant improvements to overcome the previous weaknesses, the adverse incentives for bank involvement in securitized banking still persist. This chapter also provides policy implications and recommends higher capital requirements for securitized banking and repo transactions with other innovative collateral to restrict the growth of instruments with complex risks which can lead to instability in financial markets. The dissertation concludes with a summary of the research findings and suggestions for future research.

- **Stephen Billion, 'Regulating Retirement Savings: An Evolutionary Psychology Approach' (31 January 2019)**

Supervisors: Michael Faure, Allan Miller and Pieter Desmet



I was motivated to write this book by the evidence that individuals make costly systematic investment mistakes in their retirement savings planning, such as investing in the wrong assets and under-diversifying their portfolios. These mistakes are difficult to explain using the toolbox of traditional economists. Behavioral economists have stepped into the breach to explain that people make these mistakes because they rely on heuristics and have certain biases in their thinking. However, behavioral economists have yet to develop a unifying theory as to why people have these biases and rely on heuristics.

In this book, I develop and test the theory that this bad investment behavior results from traits that evolved to help our distant ancestors survive and reproduce. I describe why it is important to understand the evolutionary history of our brains in order to understand why we may not be very good at solving retirement savings problems.

In the first substantive chapter, chapter 2, I apply evolutionary psychology to explain one of the mistakes that individuals have been shown to make in their retirement planning – the mistake of under-diversifying their portfolios. While the chapter is focussed on explaining when and why individuals may under-diversify their stock portfolios, the theoretical discussion on evolutionary psychology theories put forward in the chapter can explain why and when individuals will make other seemingly sub-optimal decisions relating to their retirement planning.

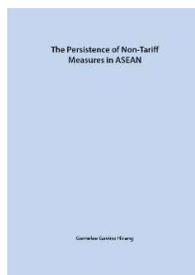
In chapter 3, I report on an online experiment that I conducted to test a hypothesis that I put forward in chapter 2; that is, that males for whom mate-seeking is salient under-diversify their stock portfolios more than other males. The results of the experiment support this hypothesis.

Regret is an emotion that evolved to help humans learn from their mistakes, which enhanced their survival and rates of reproduction. I hypothesize in chapter 4 that people make retirement savings decisions in such a way as to minimize regret. I also explain in that chapter why regret may also explain why defaults work so well in the retirement savings domain – people follow defaults because it is a regret reducing strategy.

Chapter 5 reports on an experiment that was conducted to test the hypothesis that regret may explain why defaults and communicating preferences of peers are so effective in changing behavior. The results of the experiment support this hypothesis.

- **Gemelee Hirang, 'The Persistence of Non-Tariff Measures in ASEAN' (28 February 2019)**

Supervisors: Emanuela Carbonara and Michael Faure



While various treaties and agreements have substantially reduced tariff rates on most traded goods, international trade is still burdened by restrictive laws and regulations. As a result, policymakers have shifted their focus to these non-tariff measures which have the potential to adversely affect trade flows. One such example is the Association of Southeast Asian Nations' (ASEAN) efforts to harmonize and reduce non-tariff measures, as well as eliminate non-tariff barriers, all of which are embodied in both treaty and soft law commitments. Nevertheless, these measures have persisted, and even increased, in ASEAN during the past decades.

This thesis aims to shed light on the persistence of non-tariff measures in ASEAN. It begins with an analysis of the issues on compliance with, and effectiveness of, the region's international law instruments relating to non-tariff measures. The persistence of non-tariff measures may be due to the trade regime's inability to provide the Member States with sufficient incentives to comply with their obligations. Not only did the vaguely worded instruments fail to identify the focal points for cooperative behavior, but they also granted the Member States a wide scope of discretion with respect to the fulfillment of their commitments. In addition, the weaknesses in the region's trade regime and enforcement mechanisms undermined the effectiveness of other compliance mechanisms.

As this persistence issue concerns the actions of States, it is also necessary to consider their underlying motivations. It is noteworthy that the persistence of non-tariff measures coincided with significant structural changes in the region's economies. This begs the question of whether structural changes may explain the Member States' demand and preferences for non-tariff measures. This thesis shows how these structural changes may have influenced the preferences of different actors in the Member States for non-tariff measures. For some Member States, their rising use of non-tariff measures may be due to an increased regulatory demand. As trade liberalization and globalization permitted the influx of imports, the resulting product heterogeneity created a demand for increased regulatory controls. In this context, non-tariff measures address market failures and externalities, such as by signaling and ensuring product quality. For others, however, the structural changes may have prompted declining sectors, particularly agriculture, to lobby for protection which came in the form of non-tariff measures.

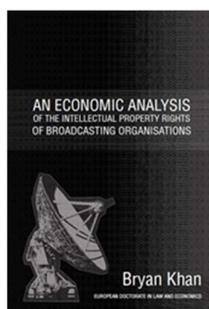
The last part of this thesis builds upon these insights and extends the analysis to an examination of the underlying determinants of trade policy in the region. Relationships between non-tariff measure incidence and various political and economic factors were examined to determine possible links between them, and the strength and direction of association, if any. The results indicate that economic factors, particularly sectoral trends,

do matter. Sectoral economic trends influence societal preferences for trade policies. Additionally, the degree of political insulation and accountability may affect how governments respond to these societal preferences, as reflected in laws, policies, and regulations.

In other words, non-tariff measures persist in ASEAN because its trade regime failed to overcome the policymakers' interests in catering to the societal preferences for different kinds of trade measures, which preferences resulted from the structural changes of the past decades.

- **Bryan Khan, 'An Economic Analysis of the Intellectual Property Rights of Broadcasting Organisations' (28 February 2019)**

Supervisors: Hans-Heinrich Trute, Louis Visscher and Kees van Noortwijk



Intellectual Property (IP) is one of the most contentious areas in international economic law, and an area naturally conducive to the methodologies of Law and Economics. This thesis analyses the niche IP area of 'Broadcasters' Rights' - a form of 'Related Rights'. The relevance of this analysis to wider field of Law and Economics is its treatment of property rights in media distribution, particularly where the result is an overlapping system of different rights.

Part I of the thesis outlines the motivation for this research project, and the fact that the topic has attracted little attention from academia compared to the attention given at the international policy level (particularly at the World Intellectual Property Organisation). It argues that the very notion of 'related rights' is often erroneously subsumed into wider discussions on copyright, making meaningful debate difficult.

Part II goes on to find that the concept of broadcasters' rights - a mechanism to incentivise content distribution rather than content production - has a generally uneasy fit within the wider framework of the theoretical foundations of the intellectual property system. This part argues that the public good problems of broadcast content distribution are likely overstated. Furthermore, given the unique socio-cultural characteristics of broadcasting markets, such rights must be understood as one element of a dynamic set of policy tools for regulating the sector.

Much of the thesis analyses the relationship between 'primary' copyright and broadcasters' rights. In this regard, Part III attempts at modelling the 'optimal scope' of protection and finds that broadcasting organisations should be offered a scope of protection below that which is offered for authors of copyright-protected works. However, due to the specific nature of the protected subject matter, there is a more restricted range of policy levers to affect the scope of protection for broadcast transmissions, as compared to other areas of intellectual property. In this regard, the thesis

argues that liberal limitations and exceptions are critical in constructing an appropriate scope of protection for signal transmissions. This Part also models the relationship between the enforcement actions of copyright holders and broadcasters. It argues that the existence of broadcasters' rights can create social costs such as anti-commons effects and public domain enclosure. Hence, a possible alternative policy strategy might be to grant broadcasters the standing to enforce against infringement on behalf of their copyright licensees.

Part IV, dedicates a large portion of the thesis to analysing the notion of 'retransmission rights'. These are the intellectual property rights invoked when a broadcast signal is re-broadcast by a second broadcaster. During this activity, the rights of both copyright holders and initial broadcasters are invoked. This Part analyses the framework of the European Union for regulating retransmission activities and finds that it is characterised by a

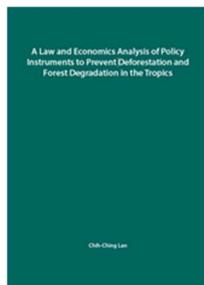
patchwork of various legal instruments. As a response to the deficiencies of existing policies, a new EU Regulation has been proposed for online transmissions. However, the thesis argues that this Proposal still fails to bring overall coherence to the broader framework. In this regard, the thesis argues that the regulation of broadcast transmission should be based on a technologically-neutral policy approach. The final substantive chapter then attempts to draw lessons from the European case study and formulate a basic understanding of the theoretical relationship between the related rights of broadcasters, and that of copyright holders. The main finding is that limitations to retransmission rights are justified due to the transaction cost-intensive nature of such activities.

The thesis concludes with Part V, which attempts to generalise the discussions and findings of the entire research project and considers how they can inform the current international policy debate on the topic.



- **Chih-Ching Lan, 'A Law and Economics Analysis of Policy Instruments to Prevent Deforestation and Forest Degradation in the Tropics' (24 May 2019)**

Supervisors: Michael Faure and Sharon Oded



Deforestation and forest degradation continue across tropical regions at alarming rates despite decades of international efforts, primarily resulting from agricultural expansion (palm oil, soy, cattle, cocoa, etc.) and timber extraction, both legal and illegal. This thesis aims to investigate the use of policy instrument mixes to effectively govern the challenges of deforestation and forest degradation in the tropics. It concludes with an integrated jurisdictional governance approach to align the interests of producer countries in the South and developed

markets in the North to improve supply chain sustainability. In this thesis, you will learn about the connection between tropical forest protection and agricultural deforestation causes and how forestry and agriculture are two inseparable sectors when addressing climate change and biodiversity issues. At the end of this book, you will be introduced an emerging landscape approach, the so called jurisdictional policy mix approach and how it relates to tropical deforestation driven commodities, more specifically palm oil. Finally, I also show the current policy development trend and contentious issues regarding tropical deforestation as well as the limitations of taking a supply side approach.

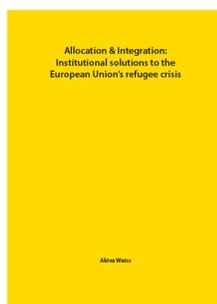
In essence, forest governance is on the one hand the management of productive standing forests and on the other hand the task of keeping forests standing. However, the agricultural aspect of deforestation drivers is often hidden subtly in the tropical forest governance agenda at the international intergovernmental level. Preventing forest conversion (into agricultural lands) should be included in a more comprehensive analysis of tropical deforestation and forest degradation. Connecting and filling in the literature gaps between the fundamental causes of tropical deforestation and the literature on global forest governance is exactly what this research attempted to achieve. This thesis examines the global forest governance architecture which consists of five major groups of components and provides an analysis on how to reconcile the current fragmented forest regime complex through policy integration (Chapter 2). Policy instrument choice theory is applied here as the theoretical framework for forest governance and within this framework, I further reason the need of a mix of policy instruments for governing tropical deforestation and forest degradation problems (Chapter 3).

In Chapter 4, the study turns to an in-depth research on one of the biggest tropical deforestation drivers – palm oil, with a thorough review of the global palm oil industry, as well as the current policy measures taken by multiple actors across levels to tackle these palm oil governing challenges. The chapter ends with a discussion of the existing barriers to effective sustainable palm oil solutions. Subsequently, Chapter 5 suggests a “jurisdictional policy mix approach” as a potential solution to better govern the production of tropical deforestation driven commodities. The concept is introduced with theoretical

relevance, main features and advantages. Furthermore, it provides a detailed analysis of the buy-in mechanisms for key actor groups along the global palm oil supply chains, the rational and incentives for their engagements and the overall synergies generated. Last, the thesis broadens the scope beyond palm oil and discusses general policy trends associated with the jurisdictional policy mix approach in governing tropical deforestation driven commodity production, in particular the interactions and tradeoffs between the public and private sectors.

- **Akiva Weiss, 'Allocation & Integration: Institutional solutions to the European Union's refugee crisis' (12 September 2019)**

Supervisors: Klaus Heine & Stefan Voigt



Akiva Weiss' thesis 'Integration and Allocation' employs a Law and Economics framework onto European refugee hosting. Part I introduces the research question and discusses how refugee law is currently at odds with many EU States' social and economic preferences. The crux of the central argument is that is the law cannot reach equilibrium with these forces then these social and economic forces will supersede the law. In turn, this will lead to derogations and amendments to international Treaties and Covenants. In order to avoid these consequences, the thesis suggests allocating refugees through a joint supranational clearinghouse mechanism between the European Union and Organization of Islamic Cooperation. This mechanism, it is argued, will lower the costs of hosting refugees so that they fall in line with EU States' respective social and economic forces. Furthermore, in order to allow for all asylum seekers determined as refugees to be hosted, an EU-wide integration mechanism is argued for. This mechanism is a mentoring program that accounts for both EU-wide and location-specific needs. The mechanism is then tested both from the refugee and host population angle.

Part Two reviews the Economics, Public Choice and Migration pertaining to institutional solutions, particularly under what conditions centralization of integration programs will reach an efficient outcome. Focus is placed on free-riding between insular EU States and those popular with refugees. The analysis then turns to how EU centralized allocation and integration programs for refugee hosting may create economies of scale, as well provide an insurance policy, particularly for insular States, in times of external shock to the asylum system.

Part Three proposes a market-based solution for EU refugee protection. The market involves both the EU and Organization of Islamic Cooperation [OIC]. Rationale for choosing OIC collaboration rather than an internal EU or world-wide market is validated through the former's superior coordination of goods, as well as providing a conduit for Global South actors to participate in refugee protection. Part IV then analyzes the legality of transferring refugees between States, both within and outside of the EU. An ex-ante

approach is taken whereby potential dignity-grounded claims against transfers is analyzed. Rather the solely explicate the judicial reasoning for cases involving refugees and dignities, the thesis take a novel approach and looks at three domains that typically intersect and impact a refugee's path from persecuted to protected: spatial, psychological and physical identity, and balancing individual values with those of the hosting State. From these domains an ex ante approach is taken whereby possible challenges to refugee transfers that might preclude an efficient market mechanism are analyzed for their legality. In turn, this may reduce future transaction costs arising from legal challenges.

Part V analyzes whether an EU-wide mentoring program may be an efficient integration mechanism. An original dataset of Arabic-speaking refugees collected by Weiss in 2017 shows that mentoring has a positive impact on employment and other determinants shown in the literature to aid positive integration. Type of mentor-mentee match, duration of mentoring, and the nature of the mentoring (i.e., educational, institutional assistance) are all analyzed in the empirical analysis.

Part VI also uses an original dataset, this time a conjoint design causal inference tool testing the German population's view of whether mentoring will make refugees more likely to integrate. Here, mentoring as an integration program is placed alongside 10 indicators from the Sociology, Public Choice, and Acculturation literature shown to impact perception of a "desirable" migrant and their ability to effectively integrate. The results show that mentoring mitigates many of the prejudices against refugees. Chapter VI concludes with policy prescriptions and a discussion on how an economic framework can validate integration programs that bring the law into equilibrium with social and economic forces.

5.2 PhD dissertations to be defended, (co-) supervised by:

Michael Faure

- Paul Aubrecht
- Bashir Assi
- Mulugeta Asefa Bogale
- Elena Demidova (per Oct. 2018)
- Jan Essink
- Ayman Fouda
- Chiara Focacci
- Çiçek Gürkan
- Dirk Heine
- Martin Holderied
- Mrinmayi Katdare
- Alexandre Ruggieri Kosbiau
- Anna Kovács

- Francesca Leucci
- Shu Li
- Wanli Ma
- Cintia Nunes
- Kuan-Jung Peng
- Eman Muhammad Rashwan
- Carlos Riquelme Ruz
- Maria Pia Sacco
- Alessandro Venti
- Denard Veshi
- Liam Wells
- Federico Wesselhoeft
- Nan Yu
- Xiao Xun
- Antonella Zarra
- Karol Zdybel
- Anran Zhang
- Jinyue Zhang

Klaus Heine

- Maria De Campos
- Shu Li
- Ekaterine Lomtadze
- Cintia Nunes
- Alberto Quintavalla
- Joé Rieff
- Melanie Theisinger

Patrick Leyens

- Cicek Gurkan
- Federico Wesselhoeft

Sharon Oded

- Lucas Chacha
- Laurenz Goldhahn
- Kuan-Jung Peng
- Maria Pia Sacco
- Yayi Zhang
- Antonella Zarra

Niels Philippen

- Maria Fernanda Caporale Madi
- Jian Jiang

- Tristan Kik
- Shashank Sharma

Elena Kantorowicz-Reznichenko

- Lucas Chacha
- Kan-Hsueh Chiang
- Jan Essink
- Martin Holderied
- Mrinmayi Katdare
- Anna Kovács
- Liam Wells
- Evangelia Nissioti

Chris Reinders Folmer

- Sarah van Os
- Femke Ruitenbeek-Bart

Roger Van den Bergh

- Maria Fernanda Caporale Madi
- Salvini Datta
- Damiano Giacometti
- Philipp Kirst
- Joé Rieff

Ann-Sophie Vandenberghe

- Chiara Focacci

Louis Visscher

- Paul Aubrecht
- Kan-Hsueh Chiang
- Tristan Kik
- Philipp Kirst
- Evangelia Nissioti

5.3 Dissertations supervised by RILE members, (to be) defended at other universities

Christoph Engel

- L. Hoeft, Norms in the Lab: New Light on H.L.A. Hart's participant view from the angle of behavioral economics, Universität Bonn.
- L. Freud, Implementation in the Presence of Social Preferences, Universität zu Köln.
- C. Strobel, Accountability and Appraisal of Artificial Intelligence, Friedrich-Schiller-Universität Jena.

Michael Faure (Maastricht University)

- Constantijn van Aartsen, The role of self-interest in corporate law, corporate governance and CSR (to defend in 2020).
- Jiang, Minzhen, Civil liability and compensation for pollution damage caused by offshore facilities: the United States and China.
- Wu, Qian, Tying in digital platforms under competition law in the EU, China and US.
- Luísa Cortat, Plastic pollution of the oceans: Could or should corporations be a part of the solution? Is CSR more than greenwashing? (to defend in 2020).
- Haiyang Yu, Salvor's reward and liability for environmental services in salvage operations.
- A. Gbossou, A., La répression de la torture en droit positif béninois, (defended 2 October 2019).
- S. Li, Conflict and Compromise: Internationalization of Competition Law and Chinas Participation (defended 6 December 2019).

Patricht Leyens

- Stefan Heiß, Künstliche Intelligenz und zivilrechtliche Haftung, Karl-Franzens-Universität Graz.
- Lukas Soritz, Business Judgment Rule und künstliche Intelligenz, Karl-Franzens-Universität Graz.

Niels Philipsen (Maastricht University)

- Wu Qian - Tying in Digital Platforms under Competition Law in the EU, China and the US: A Comparative and Economic Analysis (since September 2018) (supervision together with Michael Faure).
- Huizi Ai - The Decision-Making Power and Regulation of Anti-Takeover Measures of the Target Company in Hostile Takeovers (since September 2017) (supervision together with Mieke Olaerts).
- Shuo Li, Conflict and Compromise: Internationalization of Competition Law and China's Participation (defended 6 December 2019, Maastricht University)
- Zhao Yu, Party Autonomy and State Control in Private Equity: A Comparative Study of China and the EU (supervision together with Michael Faure).

5.4 Membership of PhD committees 2019

Michael Faure

- Ilja Tillema
- Filippo Roda
- Ifrah Jameel
- Akiva Weiss
- Miguel João de Almeida Costa (Maastricht University, defended 15 February 2019)
- Ancui Liu (Maastricht University, defended 22 February 2019)
- Sebastián Xavier Espinosa Velasco (Maastricht University, defended 29 March 2019)

Klaus Heine

- Gemelee Hiran

Jonathan Klick

- Filippo Roda

Patrick Leyens

- Bryan Khan

Sharon Oded

- Mostafa El Far
- Ifrah Jameel
- Gemelee Hiran

Niels Philipsen

- Gemelee Hiran
- Chih-Ching Lan
- Mostafa El Far
- Tom Mennicken (Maastricht University, defended 16 October 2019)
- Xingyu Yan (University of Groningen, defended 23 May 2019)

Roger Van den Bergh

- Akiva Weiss
- Shuo Li (University of Maastricht, defended 6 December 2019)

Louis Visscher

- Stephen Billion
- Yayun Shen
- Marnix Hebly

6. Research Programme Behavioural Approaches to Contract and Tort (BACT)

6.1 Programme

Together with members of the Rotterdam Institute of Private Law, researchers from the Faculty of Social Sciences and RILE researchers participate in the programme 'Behavioural Approaches to Contract and Tort'.

The overarching research question of the program is how individual and/or group behaviour is affected by legal rules. The legal rules can pertain to contract and tort, as well as mixes of public and private legal instruments. The central research question is addressed by different behavioural approaches, all focusing on empirical and policy relevant research. Some of the behavioural approaches aim to test the tenability of presumptions of human behaviour underlying legal instruments. Other behavioural approaches use assumptions on human behaviour in order to predict how parties behave in legal settings. The methodological approach of the research program is multi-disciplinary and eclectic. The development of methodological approaches and techniques is not necessarily a goal in itself, but primarily serves as a tool to contribute to the overarching research question in the best possible way. The aim of the program is to come up with insights that can help improving the construction of legal instruments. The program helps to explicate what expectations on human behaviour are embedded in legal instruments, in what ways these expectations are or are not met, and how behavioural insights can be incorporated in ameliorating legal instruments.

6.2 BACT seminar series

The BACT research programme has its own seminar series.

In 2019 the following seminars took place:

- 7 February 2019: Seminar on 'Uncertainty and Legal Disintegration: Evidence from Brexit' by Arthur Dyevre.
- 21 February 2019: Seminar on 'The Ineffectiveness of 'Observe and Report' Patrols on Crime' by Jonathan Klick.
- 5 March 2019: Book presentation on 'Law and Macroeconomics: Legal Responses to Recessions' by Yair Listokin.
- 28 March 2019: Seminar on 'Experimental Comparative Law' by Christoph Engel.
- 24 April 2019: Seminar on 'Once upon a time there was a purchaser who claimed full compensation for harm that a price-fixing cartel had caused him...' by Franziska Weber.

- 29 September 2019: Seminar on `YouTube vs. Netflix: An Empirical Analysis of Consumer Behaviour and Competition in Audiovisual Online Markets` by Oliver Budzinski.
- 31 October 2019: Seminar on 'More than the Money: Payoff-Irrelevant Terms in Relationsl Contracts' by Monica Leszcynska.
- 21 November 2019: Seminar on 'The Virtuous Cyclcy of Property' by Marco Fabbri.

7. Dissemination of Research

7.1 Conferences, seminars and workshops (co-)organized by the RILE

The RILE (co-)organized various conferences, seminars and workshops during 2019, not only in Rotterdam at Woudestein Campus itself, but also externally. Both in cooperation with partner faculties and universities as with colleagues from a broader network.

The current chapter provides an overview of these activities.

7.1.1 EDLE Seminars

In the EDLE the cooperation between the various years of EDLE PhDs and the reciprocal learning effects of having combined seminars throughout the EDLE trajectory is highly valued. Twice each year the EDLE PhDs present their work, receiving valuable feedback from (senior) peers and senior academic staff.

Each year in Bologna, in March the 1st year EDLE PhD present their final research proposal (incl. methodology and literature survey).

The second presentation of the 1st year EDLE PhDs takes place in Hamburg in June, where they present the introductory chapter of the thesis (incl. problem definition, research questions, methodology and time planning).

During the second year in Rotterdam the EDLE PhDs give two presentations on two subsequent content chapters in the EDLE seminar series (see 3.3).

Each year in November, the Bologna 3rd year seminar takes place, where all 3rd year EDLE PhDs present another content chapter. This seminar is also attended by the 1st year EDLE PhDs who started in October.

The last presentation in the EDLE trajectory will be given during the Joint Seminar (see hereunder).

7.1.2 Lunch Lecture EGSL

On 10 April 2019 a lunch lecture took place with two lectures. PhD researcher Edoardo Martino gave a presentation on "Can corporate governance make banks more resilient? And how?" PhD researcher Ross Spence (PhD at the University of Leiden) acted as his discussant.

On Wednesday 8 May 2019 Jan Essink gave a presentation on "A borderless Schengen Area, how effective is the EU policy response on the Syrian refugee crisis?".

On 5 June 2019 Alberto Quintavalla gave a presentation on “Flowing Water in History: from Roman Law to Hydrosocial cycle.”

7.1.3 BACT lectures

On 21 February 2019 Professor Jonathan Klick gave a lecture on “The Ineffectiveness of ‘Observe and Report’ Patrols on Crime”. The deterrence effect of police on crime has been well established using modern quasi-experimental micro-econometric methods. Although the results from these studies uniformly suggest that police spending is cost justified, it is worth exploring whether police-like alternatives can deter crime even more cheaply. Unarmed private security personnel that conspicuously patrol a neighborhood have the potential to cheaply leverage the ability of police to be informed of crimes while also providing direct deterrence on their own. In the Fall of 2013, a neighborhood in Oakland, CA mounted a campaign to provide observe and report security patrols to augment the publicly provided policing in the area. While the initial effect of the additional security was a drop in crime, it quickly evaporated, calling into question the value of security forces that do not have the ability to apprehend criminals directly.

On 28 March 2019 Professor Christoph Engel gave a lecture on ‘Experimental Comparative Law’. Different countries have different rules. In federal states, this even holds for autonomous regions within the state. Further rules are generated at the European and international level. Not so rarely, these rules address the same type of normative question. They for instance define in which ways legally binding obligations are created, contractual obligations are enforced, physical goods are protected, authors may defend themselves against imitators, and courts decide when the evidence is incomplete. Sometimes there are real differences, even if one sees below the doctrinal surface. In other instances, similar conflicts are decided in similar ways, yet with very different justifications. Traditionally, comparative law is a hermeneutical exercise. Can it be turned into a topic for empirical legal studies? Seemingly yes. There are more than 200 sovereign states, after all. Yet there are multiple challenges for quantitative analysis, which I will present at the beginning of the presentation. These challenges motivate why lab experiments can be a suitable, complementary method.

7.1.4 Lecture ‘Erasmus Initiative Dynamics of Inclusive Prosperity’

On Thursday 28 March 2019 Professor Martin de Jong gave a lunch lecture on the ‘Erasmus Initiative Dynamics of Inclusive Prosperity’.

Dynamics of Inclusive Prosperity’ is the name of one of Erasmus Initiatives. It was jointly established by the Erasmus School of Law, Rotterdam School of Management and Erasmus School of Philosophy and focuses on giving weaker players and groups in society a voice to ensure the interests of these more vulnerable sections of society and future generations can also share in the achievements of modern well-being. Martin de Jong has since 1st of September 2018 been the scientific director of the Initiative and aims to

place it firmly on the global map. He will discuss its background, the people involved, its current projects and future plans as well as his own research agenda within Erasmus University Rotterdam. He will end his first ideas on the topic of his future inaugural lecture: 'From legal transplantation to legal translation: updating legal concepts on adopting foreign ideas in law-making and jurisprudence based on insights derived from other social sciences.

7.1.5 Joint Seminar 'The Future of Law and Economics'

A seminar for PhD students of University Paris 2 (Panthéon-Assas) and University Paris X (Ouest), Maastricht University, Erasmus School of Law and the European Doctorate in Law & Economics (EDLE).

PhD students affiliated to one of the organizing universities and 3rd year EDLE PhDs present a finished chapter in their research and that senior researchers from other faculties react to that. The seminar is open to all interested PhD students and researchers affiliated to the above-mentioned universities and the EDLE.

The title of this joint annual seminar is 'The Future of Law and Economics', symbolizing the fact that the PhD candidates constitute the future of Law and Economics and realizing that much of the research they undertake is in fact path-breaking and innovative.

On Thursday 21 and Friday 22 March 2019 the 10th seminar was organized at the Erasmus University.



7.1.5.1 Workshop Experiments at the Crossroads of Law and Economics (27 March 2019)

On 27 March 2019 the Erasmus School of Law (RILE) together with the Erasmus School of Economics organized a workshop on experiments in law and economics. This event was one of a series of bi-annual workshops that are meant to bring together legal and economics scholars who are interested in experimental research in the intersection between those two fields. Five speakers presented their interesting work in this field: Elena Kantorowicz-Reznichenko (ESL), To Follow or Not to Follow the Herd? Transparency and Social Norm Nudges; Niels J. van Doesum (Social and Organizational Psychology, Leiden University), Social Mindfulness; Christoph Engel and Xandra Kramer (ESL), How Do Laypeople Navigate the Maze of the Law? A Vignette Study; Sophie van der Zee (ESE), Technology Enabled Lie Detection. It was very successful event, with many participants, both from the law school and the school of economics, who contributed to a lively discussion.

7.1.5.2 Workshop Experiments at the Crossroads of Law and Economics (11 December 2019)

On 11 December 2019 another workshop in the series Experiments at the Crossroads of Law and Economics took place. Contributions came from Olivier Marie (ESE), Job Loss and "Crime: What's income got to do with it?" Christoph Engel (ESL), Human Decision Making with Machine Advice: An Experiment on Bailing and Jailing; Jurjen Kamphorst (ESE), Loyalty Incentives in Criminal Organizations.

7.1.6 Workshop Empirical Legal Studies (EUR-UvA-UL)

Empirical research is becoming more and more prevalent in legal scholarship. In order to promote this field and to introduce advancements in research designs, a group of three leading universities in the Netherlands organised workshops on Empirical Legal Studies (ELS). Each workshop hosts a prominent scholar in the field of Empirical Legal Studies as a keynote speaker. Following the keynote lecture, a number of scholars at the beginning of their academic career present their working papers where they use quantitative methods to address legal questions. The workshops provided an environment to exchange ideas and to discuss developments in the area of ELS.

7.1.7 International conference on Day Fines

On 26 June 2019 the first international conference on day fines took place at the Erasmus School of Law. It was titled 'Taking Wealth Seriously: European Practice with Day Fines' and included expert speakers from 10 different countries in Europe. Half of the European countries are currently applying a unique model of fines, which systematically accounts for the income of the offender. Consequently, in these jurisdictions the nominal amount of the fine depends not only on the severity of the offence, but also on the income of the offender. This type of fine has a great potential in terms of improved deterrence and a fairer system of pecuniary sanctions. However, not much is known about this system. Besides the fascinating countries' experience, the conference included a philosophical discussion on the fairness of day fines. The conference was organised by the RILE, with a financial help from BACT, Dynamics of Inclusive Prosperity and the Erasmus Trustfonds.



7.1.8 Annual Summit: Compliance and Enforcement–2030

On 3 September 2019 ESL-BACT in association with Norton Rose Fulbright LLP organised an annual summit: Compliance and Enforcement – 2030. The event focused on the upcoming developments in the landscape of enforcement and compliance in the next decade. The programme was well attended by 108 participants from academia, in-house counsel from international organisations, practitioners, NGOs and policymakers. The reactions to the event by participants were very positive, and they specifically flagged up the multidisciplinary approach and the deep discussion of current and upcoming challenges. The event was hosted at the Rosarium in Amstelpark, Amsterdam.

The event was opened by Sharon Oded (ESL and Partner at Norton Rose Fulbright LLP), who set the stage by covering the recent developments in the area of compliance and enforcement in the globalised world. The keynote speeches were delivered by Hui Chen and Eugene Soltes. Hui Chen – founder of HuiChenEthics.com and former Compliance Counsel Expert, US Department of Justice Fraud Section – discussed the upcoming challenges in relation to corporate compliance and enforcement, emphasising the need to embed ethics into compliance as a key compass for corporate behaviour. Eugene Soltes – Professor of Business Administration at Harvard Business School – discussed ongoing academic research on the combination of technology, corporate culture and compliance.

The event also included two panel discussions: The first was on multijurisdictional enforcement – where are we heading? in which public prosecutors from the Netherlands (Daniëlle Goudriaan, Public Prosecutor, Fraud Division, Dutch Public Prosecutor Office (OM)) and the UK (John Carroll, Head of Strategy and Policy, UK Serious Fraud Office), discussed developments in enforcement policies against white-collar corporate crime. The second panel discussed dealing with practical upcoming challenges in a new world of enforcement, led by global practitioners in the area of corporate enforcement (Orlando Vidal, Partner Norton Rose Fulbright, Dubai, former Assistant US Attorney General, US Department of Justice (DOJ), and William (Bill) Leone, Partner Norton Rose Fulbright, New York, former Public Prosecutor, US DOJ).

7.1.9 Conference: Shifting from Welfare to Social Investment States

On 26–27 September 2019 BACT and ESSB organised the conference Shifting from Welfare to Social Investment States:

The Privatisation of Work-Related Risk Control and its Impact on Inclusion.

The conference was organised at the end of the Research Excellence Initiative (REI) grant that was awarded by the board of Erasmus University in 2014. The aim of the REI was to better understand the real or alleged transition of European countries from welfare to social investment states. The overall goal of this programme was to analyse from a multidisciplinary, international comparative perspective the shift in the allocation of responsibilities between public and private actors and its impact on social inclusion.

The privatisation of work-related risk control and its impact on inclusion was discussed in two plenary lectures – an introduction to the conference themes by Romke van der Veen (ESSB) and a presentation on the shortcomings of labour law by Ruben Houweling (ESL), and five thematic sessions – responsabilisation in social welfare and labour market policy, retrenchment, insurance, workers and the responsabilisation of vulnerable groups. The conference brought together scholars from all over Europe. From multiple disciplines – law and economics, sociology, law – researchers presented case studies from different European countries as well as comparative studies. Several BACT members – Michael Faure, Chiara Focacci, Peter Mascini, Niels Philipsen, Chris Reinders Folmer and Ann-Sophie Vandenberghe presented their research at the conference.

The conference was concluded with a panel discussion, moderated by Michael Faure. The panellists consisted of Jet Bussemaker, former Minister of Education, Harold Herbert, Member of the Board of the Dutch Association of Insurers, Hester Houwing, Policy Adviser of the Dutch National Federation of Christian Trade Unions, Hans Naudts MSc., European Semesters Officer, Economic Counsellor at the European Commission at The Hague and Daniel Waagmeester MSc., head of the Directorate of Labour Market and Social-Economic Affairs, Ministry of Social Affairs. The panel reflected upon the consequences of the privatisation of work-related risk control and discussed the viability of this trend in view of the rapidly changing labour market and production processes.

The conference initiated the special issue for the *Journal of Social Policy Research / Zeitschrift für Sozialreform*. It offered scholars the opportunity to present and discuss their work and to meet colleagues with a shared research interest. The conference also helped

clarify links between papers, explore common research themes and generate ideas about how to focus the special issue.

7.1.10 Guest Lecture Prof. Adam Badawi



On 3 October 2019 Professor Adam Badawi held a guest lecture 'How Informative is the Text of Securities Complaints?'

Using the complaints from several thousand securities class actions filed from 1996 to 2018, this paper uses text analysis and machine learning to predict whether those lawsuits will settle or be dismissed. The strongest performing models, some of which incorporate non-text features, are able to predict the outcome in these cases at a rate of about 70 percent, which is a substantial improvement over baseline settlement rates. The models are also able to generate a probability that each case will settle and these estimates provide strong indications of future equity returns. A portfolio that goes long on the firms with consolidated cases that are most likely to be dismissed and short on those consolidated cases that are most likely to settle produces abnormal returns of over five percent in the ten-day window that follows the filing of the complaint. Beyond contributing to the asset pricing literature, the findings have implications for several other areas of research. That it is easier to predict the outcomes of first-filed complaints relative to consolidated complaints provides empirical support for the notion that there is still something of a race to the courthouse in securities litigation. In addition, the predictive ability of the text in complaints suggests that variables built on these measures may help to control for case quality in studies of business litigation. Finally, while these models perform reasonably well, there is substantial room for improvement. This observation implies that, at least for the time being, predictive analytics should act as a complement to, rather than substitute for, human legal judgment.

7.1.11 Conference: Discretion: The Quest for Controlled Freedom



On 11 October 2019 the international conference Discretion: The Quest for Controlled Freedom took place in the Dutch Senate in The Hague.

Where the pursuit of public goals is concerned, full freedom as well as total control seem illusory. The continuous quest for a dynamic equilibrium in the tension between total control and full freedom, forms the essence of discretion. What are the meta-conditions in the public sphere for appropriate action, in terms of accountable ways of dealing with freedom when acting towards public goals? Exploring these conditions was the aim of this conference, which was organised by Peter Hupe (University of Leuven and Birmingham), Peter Mascini (BACT) and Marianne Breijer (BACT) in the Dutch Senate in The Hague. The topic was inspired by the launch of a new book, *Discretion and the Quest for Controlled Freedom*, edited by Tony Evans and Peter Hupe (Palgrave Macmillan).

The conference, hosted by senator Ferd Crone and chaired by Mirko Noordegraaf (Professor of Public Management, Utrecht University) consisted of three keynote lectures, each followed by a panel discussion on the theme that was addressed in the lecture. Tony Evans (Professor of Social Work, University of London) gave a presentation on the theme Discretion and the Ethics of Obedience and Resistance. In his presentation, Evans addressed the question of how obedience to organisational standards, professional codes of conduct and personal ethics of care for constituents compare, and what is the room and responsibility for resistance to compliance with formal rules? This theme was also discussed in a panel consisting of Tony Evans (keynote speaker), Mark Hardy (University of York), Peter Hupe and Suzanne Rutz (ESHPM) and moderated by Antoinette de Bont (ESHPM).

This panel discussed the following two statements: "Against what standards should the use or non-use of discretion be assessed?" and "Should discretion be presumed and any limitation justified or should there be a presumption against discretion with any exercise of it requiring justification?"

Keith Hawkins (Professor Emeritus of Law and Society, Oxford University) gave a keynote speech on the theme Discretion and Accountability. His presentation dealt with the multifaceted character of discretion as well as its collective dimension. This theme was further discussed in a panel with Keith Hawkins (keynote speaker), Victor Bekkers (Dean ESSB), Tony Evans and Peter Hupe and moderated by Peter Mascini. The panellists discussed the question "What do discretion and accountability mean for the legal process when we regard legal decision-making as collective behaviour?"

Herman van Gunsteren (Professor Emeritus of Political Theories and Philosophy of Law, Leiden University) gave a presentation on the theme Control through Hierarchy and Beyond. He commented on the book that was launched by comparing it with his own book *The Quest for Control: A Critique of the Rational-Central-Rule Approach in Public Affairs*. This theme was discussed by a panel consisting of Herman van Gunsteren (keynote speaker), Greg Marston (University of Queensland), Kirstine Zinck Pedersen (Copenhagen Business School) and Dirk Wolfson (ESSB) and moderated by Arthur Ringeling (ESSB). This panel first discussed the statement: "Abandoning the legal rules-discretion scheme is not a wise move after all.

Not every freedom to decide involves discretionary authority.

Discretion attaches to offices, to official positions in a hierarchy in which in the end the law trumps other considerations". The panel continued by discussing the second statement: "What can be abandoned is the view of discretion as a necessary evil. The positive aspects of discretion – creativity, professional expertise, personal contact and ethical awareness – can be appreciated if control is used to organise and facilitate freedom, including the freedom of officeholders we call discretion".

During the conference the phenomenon of discretion was discussed from many different perspectives and against the backdrop of a rapidly changing social context.



The conference was organised with a financial aid from BACT, DPAS, the Erasmus Initiative Dynamics of Inclusive Prosperity, and the Erasmus Trustfonds.

7.2 Individual Research Dissemination at Conferences & Seminars

Members of the RILE regularly present papers and participate in (international) conferences and seminars. Below you will find an overview.

Paul Aubrecht

- 15 January 2019: Attending the lecture 'Nudges and Nudging: past, Present and Future' by Cass Sunstein, Akademy of Arts and Sciences.
- February 2019: Attending the annual Conference: P.R.I.M.E. Finance. Peace Palace The Hague, the Netherlands.
- February 2019: Attending the EMLE Mid Term Meeting. University of Hamburg, Germany.
- March 2019: Attending 'the Future of Law and Economic, Erasmus University Rotterdam, the Netherlands.
- 18-20 September 2019: Attending the EALE Annual Conference. Tel Aviv University, Israel.
- 15 November 2019: Presenting 'It cost a lot to win and even more to lose': Implications for Competition Law from the use of Arbitration for Tort Claims', University of Bologna, Italy.
- December 2019: Attending ISLE Conference. Milan, Italy.

Maria Fernanda Caporale Madi

- March 2019: Presentation of paper "Enforcement of Vertical Restraints in Europe", Joint Seminar 'The Future of Law and Economics', Rotterdam, the Netherlands.
- Organizing Committee of the Seminar "Building the Brand 'you': How to get your PhD published?", Rotterdam, the Netherlands.

Pieter Desmet

- 13 August 2019: Trusting the Enemy Within: How Market Competition Affects Leader Acceptance of Amoralty. Presentation at the Academy of Management Annual Meeting, Boston.
- 22 November 2019, discussant at Symposium Empirical Legal Studies 'Synergie tussen ELS en klassiek juridisch onderzoek', Leiden.

Jan Essink

- 8 May 2019: presentation on 'A borderless Schengen Area, how effective is the EU policy response on the Syrian refugee crisis?', EGSL Lunch Lecture, Erasmus School of Law, Rotterdam, the Netherlands.
- 15 November 2019: presentation on 'The case for a carrot regime to induce member states' compliance with EU asylum law, University of Bologna, Italy.

Michael Faure

- 18 January 2019: Assessment committee member for the PhD defence of Ilja Tillema, 'Entrepreneurial mass litigation. Balancing the building blocks', Erasmus School of Law, Rotterdam.
- 25 January 2019: Assessment committee member for the PhD defence of Filippo Roda, 'The economic analysis of the One-way Fee-shifting Rule in litigation', Erasmus School of Law, Rotterdam.
- 31 January 2019: Supervisor for the PhD defence of Mostafa El Far, 'International investment law and domestic legislations in MENA: Egypt, Jordan and Marocco', Erasmus School of Law, Rotterdam.
- 31 January 2019: Supervisor for the PhD defence of Stephen Billion, 'Regulating retirements savings: An evolutionary psychology approach', Erasmus School of Law, Rotterdam.
- 31 January 2019: Assessment committee member for the PhD defence of Ifrah Jameel, 'The impact of capital regulation on bank involvement in securitized banking', Erasmus School of Law, Rotterdam.
- 15 February 2019: Assessment committee member for the PhD defence of M.J. de Almeida Costa, 'Extradition in law. Reviewing grounds for refusal from the classic paradigm to mutual recognition and beyond', Maastricht University.
- 22 February 2019: Assessment committee member for the PhD defence of A. Liu, 'Regulating genetically modified crops in view of environmental risks', Maastricht University.
- 29 March 2019: Opposition Sebastián Xavier Espinosa Velasco, Ecuador and International Investment Law and Policy: Between Constitutional Sovereignty and State Responsibility, Maastricht University.
- 1 May 2019: Participation in the Panel discussion. Conference 'Making sense of sustainability': Green Office, Maastricht University, Maastricht, the Netherlands.
- 24 May 2019: Supervisor for PhD Defence Chih-Ching Lan, A Law and Economics Analysis of Policy Instruments to Prevent Deforestation and Forest Degradation in the Tropics, PhD EUR 2019.
- 28 June 2019: Supervisor for PhD Defence Yayun Shen, Green building in the US and China: a Law and Economics perspective, PhD EUR 2019.
- 26-27 September 2019: gave lectures on 'Smart Enforcement: Theory and Practice' (together with Florentin Blanc) and on 'The Role of Private Insurance in Governing Work-Related Risks: A Law and Economics Perspective' (with Niels Philipsen) at the REI conference 'Shifts from Welfare States to Social Investment States'; acted as discussant for lecture of Karin van Wingerde and Peter Mascini on 'Compromising Neoliberal Inspection Policy at the Frontline: The Practice of Inspecting at the Dutch Health and Safety Inspectorate'
- 2 October 2019: Supervisor of A. Gbossou, La répression de la torture en droit positif béninois, defended at Maastricht University.

- 21 October 2019: chair at the Roundtable “Public Law Approaches towards Reducing and Compensating Aviation Emissions” at an expert conference Minimizing the Impact of Aviation Emissions: What Way forward? Maastricht University-Brussels Campus, Brussels.
- 6 December 2019: Supervisor of S. Li, Conflicts and Compromise: Internalization of Competition Law, defended at Maastricht University.

Klaus Heine

- 4-6 January 2019: Shaheen Naseer, PhD, presented the paper, “Inertia and Public Bureaucracy: The Imprint of the Bureaucrat”, co-authored by Klaus Heine, in the poster session at the American Economic Association (AEA) Annual Meeting, Atlanta, United States.
- 2 April 2019: attending ‘Plattform Industrie 4.0 Leaders’ Dialogue – 2030 Vision for Industrie 4.0, Hannover-Messe, Germany.
- 29-31 August 2019: gave a keynote on “The Quest for Data Governance”, at Legal Forum of the World Artificial Intelligence Conference in Shanghai.
- 30 August 2019: invited to present and to discuss his research in a seminar at KoGuan School of Law, Shanghai Jiao Tong University.
- 11 November 2019: gave a seminar presenting his research on artificial intelligence, big data, legal personality, technological disruption and the law as visiting professor at the Centre for Business Law and Practice (CBLP) at the University of Leeds.
- 19 November 2019: presented the new Jean Monnet Centre of Excellence on Digital Governance DIGOV at the European Commission’s celebration of ‘30 years of Jean Monnet Activities: EU Studies in the digital age’, Brussels.

Martin Holderied

- January 2019: Attending course Behavioral Law and Economics and Enforcement Mechanisms, University of Bologna, Italy.
- January 2019: Attending course Game theory, behavior and the Law, University of Bologna, Italy.
- May 2019: Attending course Empirical Legal Studies, University of Hamburg, Germany.
- 18 May 2019: Attending EDLE conference, University of Hamburg, Germany.
- July 2019: Attending Summer School Behavioral Law and Economics, Economics of Religion, Experimental Economics, University of Hamburg, Germany.

Elena Kantorowicz-Reznichenko

- 17 March 2019: To Follow or Not to Follow the Herd? Transparency and Social Norm Nudges, Workshop on Experiments at the Crossroads of Law and Economics, Erasmus School of Law, Erasmus University Rotterdam, The Netherlands
- 24 May 2019: To Follow or Not to Follow the Herd? Transparency and Social Norm Nudges, Institute for Research in Economic and Fiscal issues (IREF) Workshop and Conference, Aix-Marseille University, Aix-en-Provence, France.

- 4 June 2019: The Price Of Creativity: An Experimental Investigation Of Legislative Interventions Into Copyright Contracts, Private Law Consortium Conference 2019, Tel Aviv, Israel.
- 19 September 2019: To Follow or Not to Follow the Herd? Transparency and Social Norm Nudges, The 36th Annual European Law and Economics Association (EALE) Conference, Tel Aviv University, Israel.
- 11 December 2019: Co-organiser of bi-annual 'Workshop On the Crossroads of Law and Economics, Erasmus University Rotterdam.

Mrinmayi Katdare

- 14-15 February 2019: Attending EMLE Midterm Meeting Conference, University of Hamburg, Germany.
- April-June 2019: Attending Hamburg lecture series on Law and Economics, University of Hamburg, Germany.
- 24-28 June 2019: Attending Summer school on researching and teaching Law and Economics, University of Hamburg, Germany.
- 1-5 July 2019: Attending Behavioral Law and Economics workshop, University of Hamburg, Germany.
- 8-29 July 2019: Attending DAAD and EDLE Summer school in Law and Economics.
- October-November: Attending Academic Writing Course, Erasmus School of Law, Rotterdam, the Netherlands.
- December 2019: Attending ISLE Law and Economics Conference, Milan, Italy.

Jonathan Klick

- 21 February 2019: seminar The ineffectiveness of 'Observe and Report', Patrols on Crime, Erasmus School of Law, Rotterdam, the Netherlands.

Alexandre Ruggieri Kosbiau

- 15 November 2019: Attendance EDLE 3rd year seminars, University of Bologna, Italy.

Anna Kovács

- 15 November 2019: Attendance EDLE 3rd year seminars, University of Bologna, Italy.

Patrick Leyens

- 2019: seminar 'Smart Regulation: Das "Company Law Package" der Europäischen Kommission von 2018', Rechtswissenschaftliche Fakultät, Karl-Franzens-Universität Graz, Austria.
- 2019: seminar 'Börsennotierte Gesellschaften im Zeitalter der Digitalisierung', Fakultät für Rechtswissenschaft, Universität Hamburg, Germany.
- 2019: seminar 'Gesellschaftsrechtliche Grundsatzfragen der Digitalisierung', Fakultät für Rechtswissenschaft, Universität Hamburg, Germany.
- 11 June 2019: presentation 'Risikoverteilung bei Computereklärungen', Universität Hamburg, Germany.

- 19 September 2019: presentation 'Der neugefasste Deutsche Corporate Governance Kodex: Auswirkungen auf das Corporate Governance Reporting', Deutscher Betriebswirtschaftertag (als Mitglied des Arbeitskreises Corporate Governance Reporting der Schmalenbach Gesellschaft für Betriebswirtschaft), Köln, Germany.
- 27 September 2019: 'The structure oft he board of directors: boards and alternative mechanisms of corporate governance in context', Fordham University, New York, United States of America.
- 14-15 November 2019: presentation 'Die wirtschaftliche Betrachtungsweise im Kapitalmarktrecht', Jahrestagung der Studiengesellschaft für Wirtschaft und Recht, Universität Salzburg, Austria.

Shu Li

- 23-24 March 2019: Presentation "Risk-shifting in the context of 3D printing" in the conference 'The Future of Law and Economics', Erasmus School of Law, Rotterdam, the Netherlands.
- 10-11 June 2019: Presentation (with Michael Faure), "Risk-shifting in the context of 3D Printing: An Insurability Perspective" in The 18th joint EALE-Geneva Association Seminar, Milan, Italy.
- 29-31 August 2019: Attending 2nd World Artificial Intelligence Conference, Shanghai, China
- 29 November 2019: Presentation 'Will a Digital Designer be Strictly Liable in the context of 3D Printing? An Analysis from Law and Economics' during the workshop 'Cyber Risk Liability and Insurance, at lus Commune Conference, Leuven University, Belgium.

Edoardo Martino

- January 2019: Attending course on political economy of finance, Amsterdam, the Netherlands.
- 11 February 2019: Corporate Governance and Stewardship (Conference Report). ECGI-ICGN Academic Day, with Ghibellini E., Amsterdam, the Netherlands.
- 15-16 February 2019: Attending EMLE Midterm Meeting, Hamburg, Germany.
- 20 February 2019: Attending DG-SSB Young Researcher Seminar at European Central Bank, Frankfurt am Main, Germany.
- 22 February 2019: Attending EBI Young Researchers Annual workshop on Banking and Financial Regulation, Frankfurt am Main, Germany.
- February 2019: Attending course on political economy of finance, Amsterdam, the Netherlands.
- 21-22 March 2019: Attending The future of law and economics, Rotterdam and Amsterdam, the Netherlands.
- 28-29 October 2019: presenting a paper at Financial Stability Conference, Berlin, Germany.
- 29 October 2019: Fine-tuning Bank Governance and Regulation. The case for remunerating bankers with bail-inable debt. Financial Stability Conference, Berlin, Germany.

Bernold Nieuwesteeg

- February 2019: participation 'Conference regarding data protection', Berkeley University, San Francisco, USA.
February 2019: research visit, Stanford, Berkeley, USA.
- 4 April 2019: 'Cyber Security en de Burger', in Essay Digitaal.
- B.F.H. Nieuwesteeg 'Slimme cybersecuritystrategie: een kwestie van keuzes maken', in Security Management 2019-01.
- 29 November 2019: organisation and Chair of Workshop 'Cyber Risk Liability and Insurance' at Ius Commune Conference, Leuven University, Belgium (with Kees van Noortwijk).
- 29 November 2019: presentation 'Law and Economics of Cyber Security' during workshop 'Cyber Risk Liability and Insurance', Ius Commune Conference, Leuven University, Belgium.

Kees van Noortwijk

- Bryan Kareem Khan (Trinidad and Tobago), An Economic Analysis of the Intellectual Property Rights of Broadcasting Organisations, successfully defended 28 February 2019, Supervisors: Hans-Heinrich Trute, Louis Visscher and Kees van Noortwijk.
- 29 November 2019: organisation and Chair of Workshop 'Cyber Risk Liability and Insurance' at Ius Commune Conference, Leuven University, Belgium (with Bernold Nieuwesteeg).
- 29 November 2019: presentation 'Legal aspects of Computer Algorithms - Risks and Liability' during workshop 'Cyber Risk Liability and Insurance', Ius Commune Conference, Leuven University, Belgium.

Sharon Oded

- 24 May 2019: Supervisor for PhD Defence Chih-Ching Lan, A Law and Economics Analysis of Policy Instruments to Prevent Deforestation and Forest Degradation in the Tropics, PhD EUR 2019.
- 3 September 2019: organized the annual summit on Compliance and Enforcement, Amsterdam, The Netherlands.

Kuan-Jung Peng

- 9 January 2019: Attending Guest lecture Shaheen Naseer, Erasmus School of Law, Rotterdam, the Netherlands.
- 24 January 2019: Attending Guest lecture Sofia Amaral Garcia, Erasmus School of Law, Rotterdam, the Netherlands.
- 7 February 2019: Attending BACT seminar by Prof. Arthur Dyevre, Erasmus School of Law, Rotterdam, the Netherlands.
- 7 February 2019: Attending Guest lecture Peter Mascini, Erasmus School of Law, Rotterdam, the Netherlands.

- 21 February 2019: Attending Guest lecture Jonathan Klick, Erasmus School of Law, Rotterdam, the Netherlands.
- 21-22 March 2019: Attending Joint Seminar The Future of Law and Economics.
- 19 September 2019: Attending EDLE Opening Seminar
- 19 September 2019: Attending Guest lecture Oliver Budzinski

Niels Philipson

- 23-25 January 2019: participant in XXth EIPIN Congress 'Intellectual Property and innovation: Fostering development in different innovation-intensive industries', Universidad de Alicante, Alicante, Spain.
- 31 January 2019: PhD supervision Ifrah Jameel, "The Impact of Capital Regulation on Bank Involvement in Securitized Banking", Erasmus University Rotterdam.
- 31 January 2019: PhD committee Mostafa El Far, "International Investment Law and Domestic Legislations in MENA: Egypt, Jordan and Morocco", Erasmus University Rotterdam.
- 4 February 2019: Brexit and the Economics of Federalism, Maastricht University Blog.
- 28 February 2019: PhD committee Gemelee Hirang, "The Persistence of Non-Tariff Measures in ASEAN", Erasmus University Rotterdam (also Chair of the reading committee).
- 18 March 2019: Presentation 'Economische analyse van regulering', Rijksuniversiteit Groningen.
- 21-22 March 2019: Invited discussant, chair in one of the sessions and participant at 11th Joint Seminar 'The future of Law and Economics', Erasmus School of Law, Rotterdam.
- 24 May 2019: PhD committee Chih-Ching Lan, "A Law and Economics Analysis of Policy Instruments to Prevent Deforestation in the Tropics", Erasmus University Rotterdam (also Secretary of the reading committee).
- 23 May 2019: PhD committee Xingyu Yan, "Theories of Harm on Abuse of Dominance: A Sino-EU Comparative Analysis of the Impact of Institutional Dynamics on the Law Enforcement", University of Groningen (also reading committee).
- 24 May 2019: PhD committee Chih-Ching Lan, A Law and Economics Analysis of Policy Instruments to Prevent Deforestation and Forest Degradation in the Tropics, PhD EUR 2019 (reading committee).
- April – June 2019: Joint Coordinator of Master Course 'State Aid & Public Procurement in the EU', Maastricht University.
- 26-27 September 2019: co-organized the REI conference 'Shifts from Welfare States to Social Investment States'; gave lecture 'The Role of Private Insurance in Governing Work-Related Risks: A Law and Economics Perspective' (together with Michael Faure) and acted as discussant for lecture of Romain Juston and Marion Del Sol on 'The Entry of Health Insurers into the Occupational Health Sector: A Privatization of Occupational Risk Control?'
- July 2019: coordinated a Summer course at the China University of Political Science and Law in Beijing, China.
- September-October 2019: member of organizing committee of master course on 'Law & Economics' at the University of Hasselt, Belgium.

- 16 October 2019: PhD. committee Tom Mennicken, "Game of Pleas. An Empirical Analysis of the Pleas Raised in Recent EU-Antitrust Cases", Maastricht University (also reading committee).
- 31 October 2019: Invited discussant EDLE seminar Martin Holderied, Erasmus School of Law, Rotterdam.
- October – December 2019: Coordinator of Master Course 'Law and Economics', Maastricht University.
- 4-9 November 2019: Coordinator of Master course 'EU Competition Law' at the China-EU School of Law, Changping (China).
- 6 December 2019: PhD supervision Shuo Li, "Conflict and Compromise: Internationalization of Competition Law and China's Participation, Maastricht University.

Alberto Quintavalla

- 22 March 2019: The View of Water: A Matter of Cognitive Complexity? Erasmus University Rotterdam, 11th Joint Seminar 'The Future of Law and Economics'.
- 29 April 2019: Water Management: A Matter of Cognitive Complexity. European University Institute, Invited Seminar.
- 5 June 2019: presentation on 'Flowing Water in History: from roman Law to Hydrosocial cycle', EGSL Lunch Lecture, Erasmus School of Law, Rotterdam, the Netherlands.

Chris Reinders Folmer

- 22 March 2019: discussant on 'A framework for assessing accountability within the policy evaluation cycle' by Renny Reyes, Joint Seminar 'The Future of Law and Economics'. Erasmus University Rotterdam, the Netherlands.
- 27 September 2019: presentation 'Evaluating Social Investment in Disability Policy' Impact of MEasures for Activation, Support, and Facilitation on Employment of Disabled Persons in 22 European Countries', conference 'Shifting from Welfare to Social Investment States: The Privatization of Work-Related Risk Control and its Impact on Inclusion', Erasmus University Rotterdam, the Netherlands.
- 27 September 2019: discussant on 'Young Unemployed People and Motivatoinal Debt: The Affective Economy of Unemployment in Denmark' by Sabina Pultz, conference 'Shifting from Welfare to Social Investment States: The Privatization of Work-Related Risk Control and its Impact on Inclusion'. Erasmus University Rotterdam, the Netherlands.

Renny Reyes

- July-September 2019: Internship with the Organisation for Economic Co-operation and Development (OECD) at the Regulatory Policy Division of the Public Governance Directorate. Renny will be contributing to the work of the Measuring Regulatory Performance Programme for their 2020 publication "Latin American and Caribbean Countries Government at a Glance".

Wicher Schreuders

- 1 February 2019: Participant in the ACA Seminar 'What's new in Brussels? Recent developments in European policies and programmes'. Brussels, Belgium.
- 15-16 February 2019: Participant in the EMLE MTM / Accreditation Site-visit / Board Meeting. Hamburg, Germany.
- 19-20 February 2019: Participant in the ECA Winter Seminar & Meetings, organized by ECA (European Consortium for Accreditation in Higher Education). Cologne, Germany.
- 23 February 2019: Participant in the EMA General Assembly. Vienna, Austria.
- 19 March 2019: 'International education: hard work, but very valuable', presentation Share your knowledge session, EUR. Rotterdam, The Netherlands.
- 21-22 March 2019: Participant in the Joint Seminar 'The Future of Law and Economics', organized by RILE. Rotterdam, The Netherlands.
- 28 March 2019: Teacher in the Training 'Joint Programme Ontwikkeling en Management' (together with Rosa Becker), organized by Nuffic Academy. The Hague, The Netherlands.
- 24 May 2019: Participant in the EMLE Summer Meeting. Rotterdam, The Netherlands.
- 29 May 2019: Participant in the Peer Learning Activity (PLA) on the European Approach for Quality Assurance of Joint Programmes, organized by NVAO Flanders. Limassol, Cyprus.
- 29 May 2019: 'EMLEs steps to the European Approach', presentation at the Peer Learning Activity (PLA) on the European Approach for Quality Assurance of Joint Programmes, organized by NVAO Flanders. Limassol, Cyprus.
- 6-7 June 2019: Participant in the ECA Workshop & Annual Meetings, organized by ECA (European Consortium for Accreditation in Higher Education). Riga, Latvia.
- 28 June 2019: Participant in the EMJMD Follow-up event: Implementing the European Approach for Quality Assurance for EMJMDs, organized by EACEA. Brussels, Belgium.
- 28 June 2019: 'EMLE & the European Approach', presentation at the EMJMD Follow-up event: Implementing the European Approach for Quality Assurance for EMJMDs, organized by EACEA. Brussels, Belgium.
- 28 June 2019: 'EMLE & the European Approach', resource person in a networking and exchange of good practice session at the EMJMD Follow-up event: Implementing the European Approach for Quality Assurance for EMJMDs, organized by EACEA. Brussels, Belgium.
- 4 September 2019: Participant in the meeting of the International Advisory Board of the EMJMD Consortium FIPDes. Paris, France.
- 17 September 2019: Participant in the EMLE Board Meeting. Haifa, Israel.
- 3-4 October 2019: Participant in the ECA Seminar & Meetings. Stockholm, Sweden.
- 7-8 October 2019: Participant and several presentations on 'EMLE & the European Approach' in the World Café sessions in the DEQAR Conference, organized by EQAR. Madrid, Spain.
- 16-17 October 2019: Participant in the EMJMD Coordinators' Kick Off Meeting 2019, organized by EACEA. Brussels, Belgium.
- 16-17 October 2019: 'The European Approach: the EMLE Case', presentation at the EMJMD Coordinators' Kick Off Meeting 2019, organized by EACEA. Brussels, Belgium.

- 16-17 October 2019: 'EMJMDs Cooperating as Partners via ProDeJIP', presentation at the EMJMD Coordinators' Kick Off Meeting 2019, organized by EACEA. Brussels, Belgium.
- 21 November 2019: 'EMLE – Een Joint Degree Programma', presentation at the training 'Joint Programme Ontwikkeling en Management', organized by Nuffic Academy. The Hague, The Netherlands.
- 21 November 2019: Teacher in the Training 'Joint Programme Ontwikkeling en Management' (together with Rosa Becker), organized by Nuffic Academy. The Hague, The Netherlands.
- 2-3 December 2019: Participant in the Peer Learning Activity (PLA) on the European Approach for Quality Assurance of Joint Programmes, organized by the Dutch Ministry of Education, Culture and Science & Nuffic, The Hague, The Netherlands.
- 2-3 December 2019: 'The EMLE experiences with the European Approach', presentation (together with Janina Satzer) at the Peer Learning Activity (PLA) on the European Approach for Quality Assurance of Joint Programmes, organized by the Dutch Ministry of Education, Culture and Science & Nuffic, The Hague, The Netherlands.

Shashank Sharma

- 15 November 2019: Attendance EDLE 3rd year seminars, University of Bologna, Italy.

Ann-Sophie Vandenberghe

- 29-30 March 2019: participated in the conference "Consumer law and Economics" organized by professor Klaus Mathis at the law faculty of the University of Lucerne, the youngest law faculty of Switzerland. The title of her presentation was: "Unfair terms in standard form contracts in Europe: a comparative law and economics approach."
- 26-27 September 2019: acted as discussant for lecture of Arne Wofarth on 'Recalibrating Citizenship – Social Services in Welfare Service States', at the REI conference 'Shifts from Welfare States to Social Investment States'.

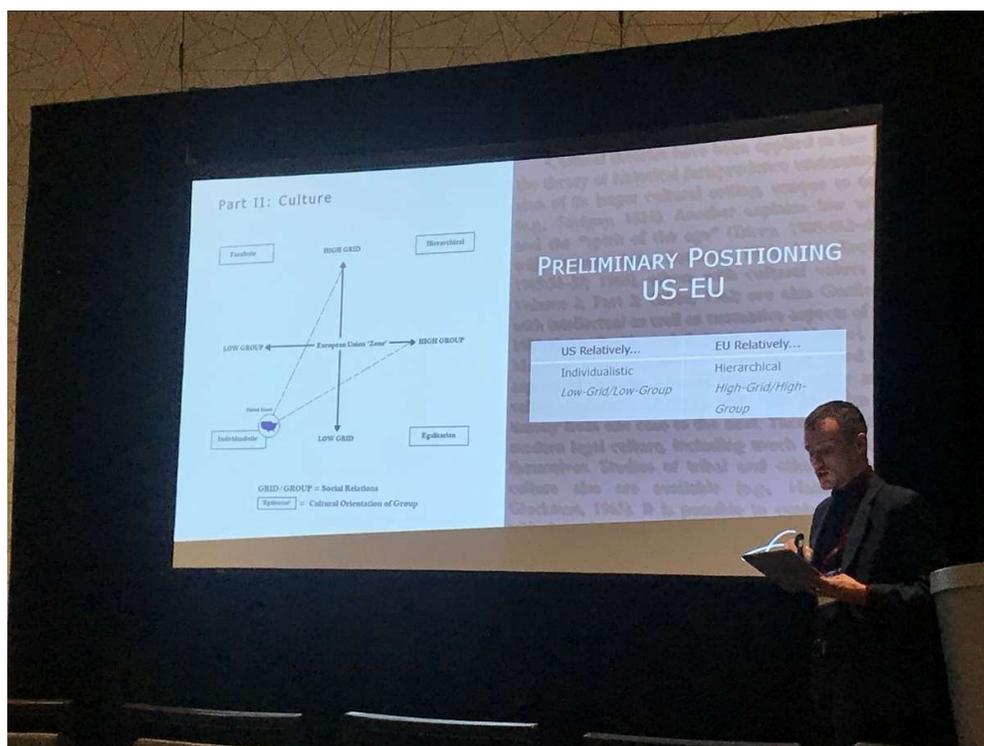
Louis Visscher

- 27 June 2019: Member inner committee PhD Defence Marnix Hebly, Schadevaststelling en tijd, PhD EUR 2019.
- 28 June 2019: PhD committee Yayun Shen Green building in the US and China: a Law and Economics perspective (plenary committee).

Liam Wells

- 7-18 January 2019: Attending Scientific misconduct workshop, Erasmus School of Law, Rotterdam, the Netherlands.
- 21-25 January 2019: ELS course with Jonathan Klick, Erasmus School of Law, Rotterdam, the Netherlands.
- 24 January 2019: Attending Guest lecture Sofia Amaral Garcia, Erasmus School of Law, Rotterdam, the Netherlands.
- 7 February 2019: Attending Guest seminar Arthur Dyevre, Erasmus School of Law, Rotterdam, the Netherlands.

- 18-22 February 2019: Attending Advanced empirical methods course with Jonathan Klick, Erasmus School of Law, Rotterdam, the Netherlands.
- 4-8 March 2019: Attending ELS course with Jaroslaw Kantorowicz, Erasmus School of Law, Rotterdam, the Netherlands.
- 21-22 March 2019: Attending Joint seminar: the Future of Law and Economics, Erasmus School of Law, Rotterdam, the Netherlands.
- 23-26 March 2019: Presenting paper at SRA Conference, Luxembourg.
- 15-17 May 2019: Presenting PhD research at Polish LEA Conference, Warsaw School of Economics, Poland.
- 4 June 2019: attending guest lecture by Cass Sunstein, Erasmus School of Law, Rotterdam, the Netherlands.
- 24 June 2019: presenting side paper at 10th EAL Workshop, University Granada, Spain.
- 27 June 2019: presenting PhD research Spanish LEA Conference, Catholic University Porto, Portugal.
- July 2019: Attending Summer school on law and logistics, European University Institute, Fiesola, Italy.
- 6 November: Discussant paper presented by Liam Wells 'Risk, Culture and the Regulation of Pharmaceuticals: Further Explaining Differences in Social Regulation Across the US and the EU Using Cultural Theory, EDLE seminar, Erasmus School of Law
- 15 November 2019: presenting 'From Pharmaceutical to Pharmacist: An update on the research project, Risk, Culture and the Regulation of Pharmaceuticals'.
- 8-12 December 2019: Presenting 'The Puzzle of Licensing and Advertising' at the Society for Risk Analysis Annual meeting, Arlington (VA), USA.



8. Other memorable activities and events

8.1 Interviews Bernold Nieuwesteeg

In 2019 Bernold Nieuwesteeg gave quite some interviews that are worth mentioning:

- 8 January 2019: 'Een datalek is net als griep: iedereen krijgt er wel een keer mee te maken', interview in Security Management 2019.
- 22 February 2019: Interview with Security Management about cyber security.
- 7 April 2019: Interview essay in Binnenlands Bestuur, 'Cybersecurity ok. Maar waar is de burger?':

8.2 Periodical columns on behavioural insights by Pieter Desmet for NRC

- 13 February 2019: P.T.M. Desmet. Column 'Wat werkt beter voor de boa: mobiel pinnen of een bodycam'.
- 9 July 2019: P.T.M. Desmet. Column 'Slachtoffers overschatten altijd omvang en duur van smart'.
- 22 November 2019: Column 'De grootste vijand van de waarheid is polarisatie', NRC.nl

8.3 Prof. Klaus Heine in the Handelsblatt Journal on artificial intelligence and law

Artificial intelligence and big data drive the technological evolution of new global business models. They also bring fundamental changes to a large number of social processes, both in companies and in government institutions. Prof. Klaus Heine discusses this in his article "Neue Formen der Data Governance" in the Handelsblatt Journal.

The new digital changes have different social effects: new business models have to be created, which form the future of work, education and socio-political cooperation. All these changes take place within the framework of established legislation and social standards. Within the current legal framework, artificial intelligence and big data are losing their power. Therefore, a framework must be created that uses the power of artificial intelligence. The smarter the law is designed, the better artificial intelligence can be deployed and the sooner it is socially accepted. The concrete issue that arises from this is the following:



How can technological developments be embedded in the social values of democracy, openness and privacy? It requires a courageous leap to draft the legal design.

If artificial intelligence gets legal personality, it gives a legal right to share knowledge with others - without the owner's permission. In addition, the data can automatically be owned by an independent institution, similar to a central bank. This institution could only lend the data to companies, which in turn make business models. Prof. Klaus Heine: "Why would data belong to a company, individuals or the state? Why would an AI-based system not have a certain degree of legal autonomy to serve society? "

This discussion also opens the possibility to think about a new set-up of data use, for both confidential data and anonymised mass data. In such an institutional design, the independent institution could revoke the right to use the data as soon as abuse or distortion of competition occurs.

8.4 Alberto Quintavalla, EGSL PhD researcher, interviewed by Italian television

On Tuesday, 15 October 2019, the Italian TV program 'DiMartedì' featured an interview with Alberto Quintavalla, a PhD researcher at the Erasmus Graduate School of Law.

The interview was part of a comprehensive overview of institutional efficiency and job opportunities in Italy and the Netherlands, both in terms of academia and industries, providing considerations on the advantages and disadvantages of each system.

Alberto gave account of his experience as an early-stage Italian researcher at the Erasmus University Rotterdam. He provided the Italian viewers with insights in the institutional setup of Dutch higher education as well as the opportunities they offer to young academics, such as himself, in meeting their professional goals and ambitions.

8.5 Visit from Sinterklaas



On Wednesday 4 December 2019, the RILE received a special visit from Sinterklaas. For some of our people it was the very first time to celebrate this Dutch tradition.

8.6 Grants, Funding, Awards, Distinctions and Other Evidence of Reputation

Klaus Heine

Together with researchers from Bar-Ilan University and the University of Leeds Klaus Heine, Evert Stamhuis and Farshida Zafar have been awarded with a Jean Monnet Centre of Excellence by the European Commission. In the next three years the researchers will work on the forefront of research on the impact of digitalization on law and society.



Big Data, Artificial Intelligence, Robots, 3D-Printing, the Smart Factory or Autonomous Cars. These terms are all linked to the technological and social disruptions with which we are confronted at our workplaces, at home, at school, when we are buying something on the internet or when we take part in elections.

Which rules and norms are needed to enable Big Data and Artificial Intelligence to fully support our individual interests and help us make smart choices? And which constraints are needed to prevent Big Data and Artificial Intelligence to work to the detriment of society? To what extent is incumbent law still able to deal with digitalization on an accelerated pace? And which legal insufficiencies have to be bridged by new legal rules? In other words, one has to think about Digital Governance!

Digital Governance (DIGOV) is the name of the Jean Monnet Centre of Excellence that has been awarded by the European Commission to Erasmus School of Law, in conjunction with the Law School of the University of LeedsOpens external (UK) and the Law School of Bar-Ilan UniversityOpens external (Israel). The Centre has started on 1 September 2019, and will be funded for three years within the framework of Jean Monnet Actions of the European Union.

Jean Monnet Centres of Excellence are awarded to outstanding research groups that have a visible societal impact. This is exactly what Erasmus School of Law is aiming at in its research strategy: Socially relevant research on an international scale. The award is also a recognition of Erasmus School of Law's leadership in the research of legal consequences of technological disruption.

In the framework of the Centre Klaus Heine, Evert Stamhuis and Farshida Zafar will organize topical conferences, workshops and a visiting scholar program aimed at providing a better understanding of how to shape legal designs that integrate Big Data and Artificial Intelligence more solidly into society. All fellows of the Centre will work on high-quality publications in their field of specialization of digital governance. Moreover, all

fellows will engage in the creation of online teaching modules on digital governance that will be implemented at the three universities and will also be open to the public.

The team from Bar-Ilan University will be led by Oren Perez, who will be working with Ayelet Sela and Ittai Bar-Siman-Tov. Pinar Akman, accompanied by Nicolo Zingales and Konstantinos Stylianou, will lead the team from the University of Leeds. The Centre's administration is vested at ESL and will be supported by Marianne Breijer.

Maria Fernanda Caporale Madi

- Award EGSL Call for Ideas 2018/2019: on the project "Building the Brand 'you': How to get your PhD published?" (€ 5,000).

Pieter Desmet

- Research on volumes and public costs of compensation of damage caused by criminal offences (Commissoned by the WODC (Research and Documentation Centre) of the Ministry of Justice and Security and funded with € 77,040.10). Together with Marnix Hebly, Siewert Lindenbergh and Louis Visscher.

Christoph Engel

- June 2019: The Pope has appointed Christoph Engel as a member of the Pontifical Academy of the Social Sciences.

Michael Faure

- Elena Kantorowicz-Reznichenko, Michael Faure and Marianne Breijer (2019): Awarded funding for the organization of the international conference 'Taking Wealth Seriously: European Practice with Day Fines' (1. Trustfonds, 2. Dynamics of Inclusive Prosperity, 3. BACT, 4. RILE, total amount € 18,800).
- February: Michael Faure Executed contract research jointly with Ecologic for the (german) Umweltbundesamt on the effectiveness of environmental criminal law in Germany.
- Michael Faure and Niels Philipsen were involved in a project funded by the Royal Academy of Sciences (KNAW) on smart mixes to Remedy Transboundary Environmental Harm.
- Michael Faure did a project for the Dutch council for government policy (WRR) on the compensation for victims for disaster.

Klaus Heine

- Since September 2019 Director Jean Monnet Centre of Excellence on Digital Governance.
- Director Erasmus Graduate School of Law. Erasmus School of Law Rotterdam.

Elena Kantorowicz-Reznichenko

- Winner of the EUR Fellowship (€ 135,000) for the project 'Don't Mess with My Mind: Improving the Use of Behavioural Insights in Policy Making.
- External expert consultant in a project on alternative sanctions to imprisonment. Israeli Ministry of Finance.
- Elena Kantorowicz-Reznichenko, Michael Faure and Marianne Breijer (2019): Awarded funding for the organization of the international conference 'Taking Wealth Seriously: European Practice with Day Fines' (1. Trustfonds, 2. Dynamics of Inclusive Prosperity, 3. BACT, 4. RILE, total amount € 18,800).

Edoardo Martino

- Erasmus+ Funds for visiting Oxford University (€ 3,000).
- BACT Visit Grant for visiting Oxford University (€ 500).

Ann-Sophie Vandenberghe

- Lid begeleidingscommissie onderzoek 'evaluatie Garantstellingsregeling curatoren 2012'. WODC.

Louis Visscher

- Research on volumes and public costs of compensation of damage caused by criminal offences (Commissioned by the WODC (Research and Documentation Centre) of the Ministry of Justice and Security and funded with € 77,040.10). Together with Pieter Desmet, Marnix Hebly and Siewert Lindenbergh.

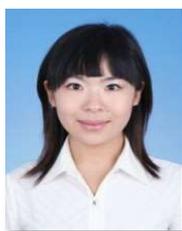
Liam Wells

- Awarded an EGSL grant of € 5,000.- for the 'Call for Ideas 2019', to produce a podcast series named: 'Law Out Loud', in which EGSL PhD candidates will discuss their research with a senior academic. Together with Georgia Antonopoulou, Sophia Paulini and Josje de Vogel.
- .Presentation 'The Puzzle of Licensing and Advertising' at the Society for Risk Analysis Annual Meeting, Arlington (VA), USA, 8-12 December 2019. With the financial contribution of SRA, Erasmus Trustfonds and EDLE (total funding of € 1,661).

9. Erasmus China Law Centre

Erasmus School of Law has been engaged for many years in a number of research and educational activities with Chinese law schools and other institutions. In order to further structure and reinforce these relations, the Erasmus China Law Centre will expand the capacity of teaching and research on Chinese law, increase competitiveness in instigating Chinese law-related projects, and strengthen advisory work to the government and business community. The ECLC is part of Erasmus School of Law. The RILE works closely with the ECLC on China related topics and supervision of PhD's.

9.1 ECLC PhDs within RILE



Xiao (Sarah) Xun stays at the RILE for four years to finish her PhD research on 'Director's Duties and Liabilities in China'. She is supervised by Michael Faure and Yuwen Li.



Jinyue Zhang stays at the RILE for four years to finish her PhD research on 'Shadow Banking Activities Related to Collective Investment Schemes and their Systemic Risks'. She is supervised by Michael Faure and Guangdong Xu.



Wanli Ma stays at the RILE for four years to finish his PhD research on 'Whither Domestic Courts? The observation, Evaluation and Reformation of Their Involvement in International Investment Dispute Settlement'. He is supervised by Michael Faure and Yuwen Li.



Anran Zhang stays at the RILE for three years to finish his PhD research on 'the Legal Status of Controlled Entities in International Investment Arbitration'. He is supervised by Michael Faure and Yuwen Li.



Yayi Zhang stays at the RILE for four years to finish her PhD research on 'Non-public Bribery, Public Enforcement: A Comparative Study of Commercial Bribery among China, the United Kingdom and the United States'. She is supervised by Sharon Oded and Yuwen Li.

9.2 RILE-ECLC PhD defence

In 2019 the following RILE-ECLC PhD thesis was defended in Rotterdam:



Yayun Shen, 'Green Building in the US and China: A law and economics perspective' (28 June 2019)

Supervisors: Michael Faure and Yuwen Li

Green Building ('GB') is said to score better in terms of resource use and environmental impacts reduction, and hence has come into the picture of policymaking for climate change adaptation. Apart from making the environment better off, GB also provides end-users with energy bill savings and a healthier indoor environment, and it is viewed as a long-term business opportunity for building professionals. However, the level of GB activities might not be enough due to the challenges ahead, which can come down to a matter of incentives and preferences. Law as part of the institutional framework can provide parties with incentives and steer preferences for GB. For the time being various legal and policy instruments are working for GB promotion, which may differ in their costs and in the impacts on GB.

This study aims to answer why instruments should be mixed to promote GB and how. The study includes a theoretical framework and two country studies on GB compliance in the US and China, using insights from comparative law and economics. The theoretical framework reasons the need for instrument mixes and spells out the advantages and the disadvantages of the different instruments (mixes) for GB on an abstract level. In light of the theoretical framework, a comparative study is conducted to analyze GB compliance in the US and China. Each of the country studies starts with a historical look at the GB movement, and then describes the shape of GB laws and the instruments laid down in the laws. Instruments (mixes) available are evaluated on the basis of the pros and cons predicted in the theory as well as of some empirical evidence to show how effective the instruments can be in reality.

The study concludes that regulation, liability or self-regulation on its own may not suffice to induce the desirable level of GB activities. This could be a result of the failures around regulation, liability or self-regulation, which can be seen in each of the specific instruments at work for GB compliance. The instruments pictured in the theory have been

around in GB practice in the US and in China. Though the institutional frameworks are shaped differently in the two countries, the ways in which instruments are used for GB converge to co-regulation, or to instrument mixes in a broader sense.

The conclusions of this study indicate some general ways in which the different instruments can be used to promote GB. Firstly, government may jump-start GB through public procurements. Second, green loans other than subsidies can be a way to finance private GB projects. Third, government can enlist self-regulatory agencies, in a way of incorporating the industry-based GB standards into regulations. Forth, information can be a behavioral intervention to reap building energy efficiency at individual level, as persuasion is cheap and may better stimulate intrinsic motivations. Fifth, land use for new GBs should be well-planned; and renovations in existing buildings may have a bigger green potential than new buildings, particularly in jurisdictions that are (overly) urbanized. Lastly, liability can be a complement to regulation for GB compliance in relation to indoor air quality and brownfield redevelopment.

Apart from the policy recommendations, the study also avails some general insights into GB as a novel change. GB in the first place is a social dilemma that cannot simply be solved by the market. GB to a large extent avails social benefits in terms of environmental protection. Those benefits may not be fully reflected in private decision making, on account of incomplete/imperfect information, externalities or path-dependency. Therefore, a more centralized approach through institutional changes is necessary. But the institutional changes may not happen spontaneously to deal with the problems, which hints at government's role in GB promotion. A general observation from this study is that government intervention might be better off by stimulating rather than merely mandating the GB market.

As GB involves both public and private parties, law becomes increasingly important to not only incentivize but also oversee GB promotion. In pursuit of GB compliance, law is more of a system of incentives to induce desirable activities. For private parties, law may not simply mandate GB by putting specific deterrence on harm-producing building activities, but tends to create financial incentives or disincentives. Furthermore, law as part of the institutional framework determines how operational, collective or constitutional decisions are made. In this way, law is able to make government act in the public interest and steer preferences by collective decision making. This could partly be reflected in the laws mandating GB compliance in public procurement or planning. When the public policy shows the way, private parties may be more likely to invest in GB. Lastly, the rule of law avails oversight on GB, which becomes more important as GB involves both public and private parties. Law may keep an eye on the misuse of regulatory power, which appears to be important when regulation lends itself to the industry, or in cases where GB planning may lead to takings against property rights.

10. Visiting scholars at the RILE

10.1 Fatih Deyneli (March 2019 until August 2019)



Visiting researcher on the Efficiency of Judiciary: Comparative analysis between Turkey and the Netherlands
Assistant Professor Department of Public Finance
Faculty of Economics, Pamukkale University, Denizli, Turkey

During my visit, I have researched the efficiency of the Dutch legal system. First, I have done a literature search about Dutch judiciary. Subsequently, I have gathered data about efficiency, quality and budget of the judiciary. Furthermore, I discussed my work with several members and contact officials at the Dutch Council of the Judiciary.

10.2 Franziska Weber (March 2019)



Franziska Weber is currently a junior professor in Civil Law and Law & Economics at the University of Hamburg. Thanks to KNAW she could come to Erasmus University Rotterdam as a visiting professor. Franziska Weber was here to advance her ongoing research projects but also to explore the potential for new research collaborations in consumer or competition law and behavioural law & economics.

10.3 Aleksandar Stojanovic (March 2019)



Aleksandar Stojanović is completing his doctorate in economics in Turin and law in Ghent and visited the institute in March 2019. He is working on the property law and development as well as on the challenges of interdisciplinarity of law and economics. The opportunity to discuss research and potential collaboration was greatly appreciated.

10.4 Sivan Shlomo Agon (13-17 May 2019)



Sivan teaches and researches in the fields of international economic law, international trade, international courts, dispute settlement, global governance, and empirical legal studies. She was an Emile Noël Fellow at the Jean Monnet Centre for International and Regional Economic Law at New York University and a visiting scholar at the World Trade Organization.

10.5 Kitti Mezei (June 2019)



Kitti Mezei is a Junior Research Fellow at the Hungarian Academy of Sciences, HAS Centre for Social Sciences, Institute for Legal Studies. She is also a PhD candidate at the University of Pécs, Faculty of Law.

Her research field is cybersecurity and cybercrime related legal challenges, especially in regard to criminal law.

10.6 Nir Kedar (July 2019)



Nir Kedar is a professor of law and history at Bar-Ilan University Faculty of Law. He is the elected Vice President for Academic Affairs of Sapir Academic College in Israel, where he formerly served as Dean of the Law School. He graduated from Tel-Aviv University (history and law) magna cum laude (1994), clerked for Israel's Chief Justice Aharon Barak (1995), and received his S.J.D. from Harvard Law School (2000).

His main fields of interest are modern legal history, legal and political theory, comparative law and Israeli history. In these fields he has published five books and numerous articles. His recent book *Blue and White Law: Identity and Law in Israel, A Century Long Debate* (Hebrew) won an Honorable Mention for 2017 from the Association for Israel Studies (AIS). An English version of the book will appear with Cambridge University Press in 2019. His overall objectives are improving the quality of higher education, exchanging methods and perceptions on legal education and sharing knowledge and information on scholarly developments. During his stay he had

several meetings with staff and students about Erasmus+ staff exchange with Bar Ilan University.

11. Research

Paul Aubrecht

- P. Aubrecht and M. Kovac (2019). 'Brexit' and the Boilerplate Clauses in Commercial Contracts.' *Business Law Review* 40.6. p.249-257.

Pieter Desmet

- J. Luyten, R. Kessels, P.T.M. Desmet, P. Goos and P. Beutels (2019). 'Priority-Setting and Personality: Effects of Dispositional Optimism on Preferences for Allocating Healthcare Resources. *Social Justice Research*.' doi: 10.1007/s11211-019-00329-5.
- C.P. Reinders Folmer, P.T.M. Desmet, and W.H. Van Boom (2019). 'Beyond compensation? Examining the role of apologies in the restoration of victims' needs in simulated tort cases.' *Law and Human Behavior*. Advance online publication. <http://dx.doi.org.eur.idm.oclc.org/10.1037/lhb0000335><http://dx.doi.org.eur.idm.oclc.org/10.1037/lhb0000335>.
- J. Luyten, R. Kessels, P.T.M. Desmet, P. Goos, and P. Beutels (2019). 'Priority-Setting and Personality: Effects of Dispositional Optimism on Preferences for Allocating Healthcare Resources.' *Social Justice Research*. p. 186-207.
- G. Dominioni, P.T.M. Desmet & L.T. Visscher (2019). 'Judges Versus Jurors: Biased Attributions in the Courtroom.' *52 Cornell International Law Journal*. p. 235-265.

Christoph Engel

- C. Engel and O. Kirchkamp (2019). 'How to Deal with Inconsistent Choices on Multiple Price Lists.' *Journal of Economic Behavior & Organization* 160. p. 138-157.
- O. Bar-Gill and C. Engel (2018). 'How to Protect Entitlements: An Experiment.' *Journal of Law and Economics* 61. p. 525-553.
- C. Engel (2019). 'Organisationen als Akteure.' Julian Krüper (Hrsg.): *FS Morlok*. Tübingen. p. 295-302.
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- C. Engel (2019). 'Human Decision Making with Machine Assistance. An Experiment on Bailing and Jailing.' 22nd Association for Computing Machinery (ACM) Conference on Computer-Supported Cooperative Work and Social Computing. Austin Texas (with Nina Grgić-Hlača and Krisha Gummadi).

Michael Faure

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- M. Faure and C-C. Lan (2019). 'L'importance des droits de propriété pour la protection de l'environnement et la croissance économique: Le cas des pays africains.' Enjeux économiques et environnementaux des maîtrises foncières en Afrique. J.F. Aivo, M. Faure, B.G. Gbago and F.F. Tchoca, (eds.) Limal: Anthémis, p. 113-126.
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Klaus Heine

- S. Li and K. Heine (2019): 'What Shall we do with the Drunken Sailor? Product Safety in the Aftermath of 3D Printing.' *European Journal of Risk Regulation*, Vol. 10(1), p. 23-40.
- A. Quintavalla and K. Heine (2019): 'Priorities and Human Rights.' *The International Journal of Human Rights*, Vol. 23 (4), p. 679-697.
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Patrick Leyens

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- P.C. Leyens (2019). 'Intermediäre: Bedeutung, Regulierung und Zukunftsfragen.' Lars Klöhn, Sebastian Mock, Hrsg., *25 Jahre Wertpapierhandelsgesetz: Entwicklung*

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Shu Li

- S. Li and K. Heine (2019): 'What Shall we do with the Drunken Sailor? Product Safety in the Aftermath of 3D Printing.' *European Journal of Risk Regulation*, Vol. 10(1). p. 23-40.

Edoardo Martino

- E. Martino, T. Keijzer and A. Quintavalla (2019). 'Free Trade Agreements have bitten off more than they can chew. Analysing the problematic allocation of competences between the EU and the Member States and suggesting a way forward, Upgrading Trade in Services in EU and International Economic Law.'
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- E. Martino (2019). 'Can Contracts Discipline Bankers?' (blog). *Regulation-Y*.
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Kees van Noortwijk

- C. van Noortwijk, H.M. Gubby and J.H.A.M. Klaus (2019). 'Juridische bescherming van 'apps'.' *Computerrecht. Tijdschrift voor Informatica en Recht*, 2019 (1), p. 3-9.

Niels Philipsen

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Energy and Natural Resources Governance). Cambridge: Cambridge University Press. p. 3-24.

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- L. Wang, X. Wang, F.N. Piro and N. Philipsen (2019). 'The Effect of Public Funding on Scientific Performance: A Comparison Between China and the EU.' (45 ed.) p. 1-30. (UNU-MERIT Working Papers; No. 45). Maastricht: UNU-MERIT working papers

Alberto Quintavalla

- A. Quintavalla and K. Heine (2019). 'Priorities and Human Rights.' *The International Journal of Human Rights*. p. 1-19 (<https://doi.org/10.1080/13642987.2018.1562917>)
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- A. Quintavalla & M.K. Kolacz eds. (2019-). 'The European Journal of Risk Regulation.' p. 1.

Chris Reinders Folmer

- C.P. Reinders Folmer, P. Mascini and J.M. Leunissen (2019). 'Rethinking Apology in Tort Litigation: Deficiencies in Comprehensiveness Undermine Remedial Effectiveness.' *Review of law and economics*. doi: 10.1515/rle-2018-0042.
- C.P. Reinders Folmer, P.T.M. Desmet & W.H. van Boom (2019). Beyond compensation? Examining the role of apologies in the restoration of victims' needs in simulated tort cases. *Law and Human Behavior*, 43 (4), 329-341. doi: 10.1037/lhb0000335
- C.P. Reinders Folmer (2019). 'Sorry, not sorry: apologies and denials in the #MeToo movement.' *The Inquisitive Mind*, 39(1). <http://www.in-mind.org/article/sorry-not-sorry-apologies-and-denials-in-the-metoo-movement>.
- C.P. Reinders Folmer (2019). 'Verontschuldigen in het kader van #MeToo: een psychologische analyse.' *The Inquisitive Mind* (Dutch edition), 2019(2). <http://nl.in-mind.org/article/verontschuldigen-in-het-kader-van-metoo-een-psychologische-analyse>.

Louis Visscher

- R. Bloemink and L.T. Visscher (2019). 'Cessiebeperkingen: markt en maatwerk.' *Nederlands Tijdschrift voor Burgerlijk Recht* 2019/21, p. 131-140.
- H.O. Kerkmeester and L.T. Visscher (2019). 'Rechtseconomie.' *Ars Aequi KwartaalSignaal*, (151), p. 8898-8900.
- L.T. Visscher (2019). 'Tijd, schadevaststelling en waardedaling van Groningse woningen.' *Aansprakelijkheid Verzekering en Schade (AV&S)*, p. 153-154.
- Louis wrote an expert opinion in a personal injury case, regarding the use QALYs (Quality Adjusted Life Years) when assessing non-pecuniary damages.
- G. Dominioni, P.T.M. Desmet & L.T. Visscher, 'Judges Versus Jurors: Biased Attributions in the Courtroom', *52 Cornell International Law Journal* 2019, p. 235-265.

Liam Wells

- L. Wells (2019). 'Planning for Problems with Short-term Lets? A Comparative Economics Analysis of the use of Town Planning Versus Private Law Systems to Tackle Spill-over Effects.' *10 (1) European Journal of Risk Regulation* p. 60-79.

12. Other relevant activities

Pieter Desmet

- Member of the editorial board at Organizational Behavior and Human Decision Processes and the Journal of Trust Research.
- Reviewer for Journal of Economic Psychology, Journal of Experimental social psychology, Personality and Individual Differences and Journal of Business ethics.
- Pieter Desmet's research on managers' ethical decision making in competitive markets has received a great deal of interest in both national and international media. Over the past months, Pieter Desmet's research appeared on international media outlets like Bloomberg, Growth Business UK, Recruiter Magazine, HRZone & Treasury Today, among others. Nationally, his research appeared in in De Volkskrant, De Telegraaf, Business News Radio and several other business news sites.
- On 10 May 2016, Pieter Desmet also gave an interview for Studio Erasmus on the topic. A video of the interview (in Dutch) can be found on <https://www.youtube.com/watch?v=WokM6aDJh4c&feature=youtu.be>. Pieter Desmet is now conducting further research on the topic and for this purpose received a generous grant by the Erasmus Trust Fund.

Christoph Engel

- Member, Academic Advisory Council, German Ministry of Economics (2004-2008 Vice-Chairman).
- Member of the Academia Europaea.
- Member, Scientific Council, Zentrum für Europäische Wirtschaftsforschung, Mannheim.
- Chairman, Advisory Board Amsterdam Center of Law and Economics.
- Chairman, Humanities Section, Max Planck Society (2013-2016).
- Referee of the American Law and Economics Review, Journal of Behavioral Decision Making, Criminology, European Economic Review, Economic Inquiry, European Journal of Law and Economics, Economics Letters, Experimental Economics, Journal of Legal Studies, Journal of Economic Psychology, Journal of Public Economic Theory, Justice Quarterly, Journal of Socio Economics, Plos One, Research in Experimental Economics, Review of Law and Economics
- Co-Editor, Review of Law and Economics (since 2015).
- Member of the Board, Society of Empirical Legal Studies (since 2015 - 2019).
- Member of the Pontifical Academy of Social Sciences, appointed by the Pope (since 2019).
- Chairman, Max Planck Reserach School on Behaviorally Smart Institutions (since 2019).

Michael Faure

- Managing Director EDLE.
- Director of RILE.
- Professor of Comparative and International Environmental Law at the Faculty of Law of Maastricht University.
- Academic director of the Maastricht European institute for transnational Legal research (METRO).
- Member of the Royal Netherlands Academy for Science (KNAW).
- Academic director of the IUS Commune Research School.
- Academic Director of Ectil, The European Centre of Tort and Insurance Law.
- Attorney at the Antwerp Bar van Goethem law firm.
- Editorial Board Member of the series European Studies in Law and Economics (Mortsel/Antwerp. Intersentia).
- Advisory Board Member of the Loyola Consumer Law Review.
- Member of the editorial board of the Maastricht Journal of European and Comparative Law.
- Collaborator of the environmental journal *Aménagement*.
- Consultant editor of the European Journal of Law and Economics.
- Member of the editorial Board of the Review of European Community and International Environmental Law (RECIEL).
- Member of the editorial Board of the book series *Comparative Environmental Law and Policy* (Kluwer Law International).
- Member of the editorial board of AV&S (Aansprakelijkheid, Verzekering en Schadevergoeding).
- Member of advisory board of *Rechtskundig Weekblad*.
- Member of editorial advisory board of *European Environmental Law Review*.
- Country correspondent of *Environmental Liability*.
- Referee for (inter alia) the following professional journals: International Review of Law and Economics, European Journal of Law and Economics, Maastricht Journal of European and Comparative Law and the European Journal of Political Economy. International Journal of Global Energy Issues (IJGEI).
- Reviewer for the National Research Foundation's Evaluation Center (South Africa).
- Referee of the Journal of Environmental Management, Journal of Ecological Economics. International Environmental Agreements, Journal of Environmental Management, Journal of Legal Studies, Harvard Law Review, Journal of Environmental Law.
- Member of the steering committee of the IUS Commune Casebooks for the Common Law of Europe.
- Member of the European Group on Tort Law.
- Chairman of the Flemish High Council for the Enforcement of Environmental Policy.
- Inclusion in Best Lawyers/Belgium in the practice area of Environmental Law.

Klaus Heine

- Co-Editor Erasmus Law Review.
- Member of the German Economic Association (Verein fuer Socialpolitik).
- Member of the Council on Economic Systems and Institutional Economics).
- Member of the Walter-Eucken Institute in Freiburg (Germany).
- Member of the platform Learning Systems of the German government.
- Director of the Jean Monnet Centre of Excellence on Digital Governance (since 2019).

Mrinmayi Katdare

- Member PILAR Board.

Jonathan Klick

- Klick, J.M. (2013 - 2017). Visiting Professor Function at: Yale Law School.
- Editor, International Review of Law and Economics.
- Served on Thesis and Dissertation Committees for Students in FSU Economics Department and UPenn Wharton School (undergraduate and graduate) Referee: *Journal of Law & Economics*; *Journal of Legal Studies*; *Journal of Law, Economics, and Organization*; *American Law & Economics Review*; *International Review of Law and Economics*; *Law & Social Inquiry*; *Supreme Court Economic Review*; *Review of Law and Economics*; *American Economic Journal: Applied Economics*, *Journal of Public Economics*; *Journal of Health Economics*; *Journal of Policy Analysis and Management*; *European Journal of Health Economics*; *Public Choice*; *Journal of Institutional Economics*; *Economic Inquiry*; *Southern Economic Journal*; *Health Economics*; *Eastern Economic Journal*; *Contemporary Economic Policy*; *Social Science Quarterly*; *Policy Studies Journal*; *Social Science & Medicine*; *Social Science Research*; *Journal of Criminal Justice*; *Journal of Crime and Justice*; *Journal for the Scientific Study of Religion*; *Economics and Human Biology*; *Stanford Law Review*; *University of Pennsylvania Law Review*; *Adaptive Behaviour*; Aspen Publishers; Edward Elgar Publishing; Wolters Kluwer Law & Business Publishing; Oxford University Press; Cambridge University Press, Columbia University Press, University of Chicago Press.
- Grant Reviewer: National Science Foundation; Smith Richardson Foundation; Hong Kong Research Grants Council.
- External Reviewer for Chair/Tenure/Appointments Candidates: Harvard University Law School; Northwestern University School of Law; University of Michigan Law School; Georgetown University Law School; Boston University Law School; Emory University Law School; University of Toronto Law School; UC Irvine Law School; Duke University School of Law; George Mason University School of Law; Institutum Jurisprudentiae Academia Sinica; Claremont McKenna College; Cornell University.
- Instructor for various Law and Economics Center programs, including training for federal and state judges, legislative staffers, attorneys general, and law professors.

Patrick Leyens

- Committee member on Corporate Governance Reporting, Schmalenbach Society for the Advancement of Research in Business Economics and Business Practice (since 2014).
- Research fellow at the Europa-Kolleg Hamburg (since 2012).
- Editor of book series 'Europäisches Wirtschaftsrecht, Baden-Baden' (since 2017).

Edoardo Martino

- Member of the European Banking Institute Young Researchers Group (EBI YRG).
- Member of the European Corporate Governance Institute (ECGI) Young Scholars Community.
- Referee. Journal of Financial Regulation (OUP).
- Editorial Board. Journal of Financial Regulation and Risk Management.

Bernold Nieuwesteeg

- Director Centre for the Law and Economics of Cyber Security (since July 2018).

Niels Philippen

- Project manager of ITN Project 'European Intellectual Property Institutes Network - Innovation Society (EIPIN-IS)', March 2017-February 2021. <https://www.eipin-innovationsociety.org>. (0.2 FTE in 2017; several hours per week since 2018).
- Project manager of ITN Project 'Transnational Migration, Citizenship and the Circulation of Rights and Responsibilities (TRANSMIC)', September 2014 – August 2018. <http://law.maastrichtuniversity.nl/transmic>. (0.2 FTE).
- Project member in Erasmus+ (Jean Monnet) network 'European Network on Soft Law Research (SoLaR)', member of the research team on State aid and competition law, September 2016 – August 2019.
- Participant (project manager) in research project "Gezondheidsonderzoek gebruik gevaarlijke stoffen bij Defensie: Chroom-6 en CARC" (Research on the effects of the use of dangerous substances at the Dutch Ministry of Defense), carried out for the Dutch National Institute for Public Health and the Environment, RIVM. January 2016 - April 2018. Follow-up projects on other dangerous substances (HDI) and for different employers (tROM-Tilburg, Dutch Railways) started in 2018 and continue to run until 2020.
- Project member of EUR Research Excellence Initiative (REI) project "Shifting from Welfare to Social Investment States: Privatization of Work-Related Risk Control", 2016-2020, Erasmus University Rotterdam.
- Acted as anonymous referee for inter alia European Journal of Law and Economics, Economics Bulletin, Erasmus Law Review, and the China-EU Law Journal (2016).
- Book editing: Weishaar, S.E., Philippen, N.J. and Xu, W. (eds.), Regulatory Reform in China and the EU: A Law and Economics Perspective, Cheltenham, UK and Northampton, MA, USA.
- Chairman and coordinator 'Metro Seminar Series', Faculty of Law, Maastricht University, 2009-present.

- Vice-Director METRO research institute (general management, Student Fellows, website and social media), 2013-present.
- Adjunct Professor at the School of Law and Economics at the China University of Political Science and Law (Beijing), 2016-2020
- Member of the Flying Faculty of the China-EU School of Law (Beijing), 2011-present.

Chris Reinders Folmer

- Emergency service officer (BHV).
- Project Evaluating Social Investment in Disability Policy.
- Co-organisation of conference 'Shifting from Welfare to Social Investment States: The Privatization of Work-Related Risk Control and its Impact on Inclusion' at Erasmus University Rotterdam.
- Organisation of quarterly meeting BACT REI project "Shifting from Welfare to Social Investment States: Privatization of Work-Related Risk Control".

Elena Kantorowicz-Reznichenko

- Member in the Editorial Board of the peer-reviewed journal - Erasmus Law Review.
- Member in the Editorial Board of the book series Economic Analysis of Law, published by Springer Gabler.
- Reviewer for the journals – Review of Law and Economics, Journal of Research in Crime and Delinquency, European Journal of Risk Regulation, Journal of Environmental Management.

Wicher Schreuders

- Erasmus Mundus Coordinator EMLE.
- Assistant Director EMLE.
- Local Coordinator EMLE Rotterdam.
- President ProDeJIP (Association for the Promotion and the Development of Joint International Programmes in Higher Education).
- Member of Working Group 1 (Mutual recognition and joint programmes) of ECA (European Consortium for Accreditation in Higher Education).
- Member of Working Group 2 (Innovation in QA and Accreditation) of ECA (European Consortium for Accreditation in Higher Education).
- Member of the International Advisory Board of the EMJMD Consortium FIPDes (Food Innovation and Product Design).

Roger Van den Bergh

- Referee for Journal of Competition Law and Economics, Journal of Common Market Studies and Journal of Consumer Policy.

Ann-Sophie Vandenberghe

- Member of Guidance Committee research 'Evaluatie Garantstellingsregeling curatoren 2012' of the WODC.

Louis Visscher

- Coordinator 'mr.drs.-Programme for Law and Economics'.
- Providing informational presentations about the 'mr.drs.-Programme for Law and Economics' to prospective students at the Lentedag (Spring Information Day) and the Najaarsdag (Autumn Information Day) at Erasmus University Rotterdam.
- Co-Editor of Ars Aequi 'Katern Rechtseconomie'.
- Member of the editorial board of AV&S (Aansprakelijkheid, Verzekering en Schadevergoeding).
- Coordinating Programme Leader 'Liability and Insurance', IUS Commune Research School.
- Director RILE (until March 2016. Since then vice director).
- Director European Master in Law and Economics (EMLE) since December 1, 2018.
- Member of the Supervisory Committee of the National Platform for Personal Injuries and Absence (NPVL – Nationaal Platform Letselschade en Verzuim).
- Court-appointed expert on pain and suffering damages.

Liam Wells

- Member PILAR Board

Yayi Zhang

- Member PILAR Board

13. RILE staff members 2019

Director

- Prof. Dr. Michael G. Faure LL.M.

Vice-Director

- Prof. Dr. Louis T. Visscher LL.M.

Full Professors

- Prof. Dr. Martin de Jong
- Prof. Dr. Christoph W. Engel
- Prof. Dr. Michael G. Faure LL.M.
- Prof. Dr. Klaus Heine
- Prof. Dr. Jonathan M. Klick
- Prof. Dr. Patrick C. Leyens LL.M.
- Prof. Dr. Sharon Oded
- Prof. Dr. Niels J. Philipsen
- Prof. Dr. Louis T. Visscher LL.M.

Associate Professors

- Dr. Pieter T.M. Desmet
- Dr. Kees van Noortwijk
- Dr. Ann-Sophie M.I.B. Vandenberghe

Assistant Professors

- Dr. Peter D.N. Camesasca (until 1 October 2019)
- Dr. Elena Kantorowicz-Reznichenko

Affiliated Researcher

- Enmanuel Cedeño Brea (since February 2019)
- Kai Purnhagen

Postdocs

- Dr. Bernold F.H. Nieuwesteeg
- Dr. Chris P. Reinders Folmer (until 1 September 2019)

Business Coordinator RILE & Programme Coordinator EDLE

- Marianne (A.M.) Breijer-de Man

Management Assistant

- Ipek Ören LL.M.

Secretary

- Sanne (L.S.) Nordbjorn

Student Assistants

- Vera Breijer
- Maaïke Cleijne
- Darnell Dharmoputro
- Joep Rieff
- Sisy Yuan
- Anouk van den Berg
- Wouter van Dam

Erasmus Mundus Coordinator and Assistant Director EMLE

- Wicher Schreuders M.Sc.

General Manager EMLE

- Dr. Ilva Putzier

Management Assistant EMLE

- Klaudyna Mikolajczyk LL.M.

Student Assistants EMLE (consecutively)

- Florence Arke
- Anouk van den Berg
- Suzanne Lucassen
- Joep Rieff

Rotterdam EDLE PhD candidates

- Paul Aubrecht
- Stephen Billion (defended on 31 January 2019)
- Lucas Chacha
- Maria Fernanda Caporale Madi
- Yong-Fu Chang
- Jan Essink
- Martin Holderied
- Ifrah Jameel (defended on 31 January 2019)
- Mrinmayi Katdare
- Anna Kovács (from September 2019)

- Chih-Ching Lan (defended on 24 May 2019)
- Shu Li (CSC)
- Edoardo Martino
- Kuan-Jung Peng
- Renny Reyes
- Joé Rieff
- Alexandre Ruggieri Kosbiau (from September 2019)
- Shashank Sharma (from September 2019)
- Liam Wells
- Nan Yu

Other RILE PhD candidates

- Philipp Kirst (external)
- Tristan Kik (external)
- Alberto Quintavalla (EGSL)
- Melanie Theisinger (TTIP)

Erasmus China Law Center (ECLC) RILE PhD candidates

- Wanli Ma
- Yayun Shen (defended on 28 June 2019)
- Xiao Xun
- Anran Zhang
- Jinyue Zhang
- Yayi Zhang

14. Short biographies of the RILE Academic Staff and PhD students

Paul Aubrecht



Paul is a licensed attorney in Colorado. Prior to EDLE, he obtained a JD from the University of Wyoming College of Law and completed the EMLE program at Ghent University and Erasmus University Rotterdam. The past four years Paul has been on the faculty of the Humboldt University summer school in alternative dispute resolution. His research focuses on arbitration, torts, contracts and comparative law.

Stephen Billion



Stephen Billion earned a Master degree from the European Master Programme in Law and Economics (EMLE). During the EMLE, he attended the University of Bologna, Ghent University and the University of Haifa. He graduated cum laude and won the prize for best thesis. He previously earned a Master in Science (cum laude) in Finance from Tilburg University and a Bachelor of Laws from the University of Toronto. Prior to that, he earned a Bachelor of Arts (Economics) from the University of Western Ontario, where he won the Governor General's prize for taking the highest place in a three-year degree program. In his EDLE PhD. research, he applies Evolutionary Psychology to help explain empirically the biases and heuristics identified by Behavioral Economists as they relate to investing and saving for retirement. On January 31, 2019 Stephen Billion defended his thesis on 'Regulating Retirement Savings: An evolutionary psychology approach'.

Peter Camesasca (until 1 October 2019)



Peter D.N. Camesasca is a part-time assistant professor of Competition Law and Economics. He studied law at the University of Antwerp, Belgium and defended his PhD at the Erasmus University Rotterdam in 2000. Peter is a practicing attorney and a partner of the multinational law firm Howrey in Brussels, where he specialises in antitrust cases. Peter lectures and publishes on various topics of Competition Law and Economics. In March 2010

Peter Camesasca left Howrey to join Covington.

Maria Fernanda Caporale Madi



Maria Fernanda Caporale Madi holds both a Bachelor degree in Economic Science and in Law. She successfully completed the European Master in Law and Economics in 2014, where she wrote a thesis on merger remedies in Brazil. Before she worked as an antitrust lawyer and project analyst. In the EDLE, her research is about 'The regulatory dilemma of vertical agreements: a comparative Law & Economics analysis of Europe and Brazil'. She is a member of the Academic Society for Competition Law (ASCOLA) and of the Competition Law Studies Group at Mackenzie University.

Lucas Chacha



Lucas A. Chacha is a Brazilian economist (Bachelor's degree in Economics from the Federal University of Mato Grosso do Sul (UFMS), Brazil - 2008) holding a master's degree in economics (Federal University of Santa Catarina(UFSC), Brazil - 2011). He worked as substitute professor at UFSC from 2012 to 2013, as economist at the Sanitation Company of Mato Grosso do Sul - Brazil, in 2014 and since 2015 holds a position as an economist at the Brazilian Public Prosecution Office. His PhD research in EDLE focuses on anti-corruption public enforcements. Other areas of interest are quantitative methods in economics, economics of crime, corruption and money laundering.

Yong-Fu Chang



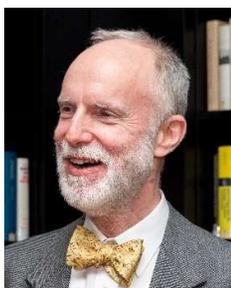
Yong-Fu Chang is a PhD candidate working on the topic 'Constitutional Environmental Protection and Its Implementation: A Law and Economics Analysis'. Before joining the EDLE he did the EMLE (Hamburg University and Erasmus University Rotterdam) and prior to this he obtained an MSc in International Business and a BA in Political Sciences & LLB, both at National Chengchi University, Taiwan. His previous work experience holds Chief of Staff / Research and Teaching Assistant / Editor at the Research Center for International Organization and Trade Law, National Chengchi University, Taipei and Judicial Clerk at the Taiwan Banciao District Court, New Taipei City (quit in 2019).

Pieter Desmet



Starting February 2011, Pieter Desmet has joined RILE and the BACT research programme. Pieter has a background in Economics (BA, University of Antwerp), in Experimental Psychology (MA, Catholic University of Leuven) and obtained a PhD from Rotterdam School of Management. He defended his PhD thesis on the psychology of financial compensations in May 2011. Pieter is currently Associate Professor in Behavioural Law and Economics and conducts fundamental and applied behavioural research on decision-making in a variety of domains, including the decision making of victims, perpetrators and judges, as well as managerial and consumer decision making.

Christoph Engel



Prof. Engel has been appointed Chair of Experimental legal studies at Erasmus School of Rotterdam since 2013. Prof. Engel is director of the Max Planck Institute for Research on Public Goods (Bonn). His work is interdisciplinary, combining law with economics and psychology. Prof. Engel built the only German lab for experimental law and economics, and one of the few such labs worldwide. His work has been published by first-rate law journals (Journal of Legal Studies, Journal of Law and Economics, Journal of Empirical Legal Studies), economics journals (European Economic Review, Experimental Economics, Journal of Economic Behavior and Organization, Experimental Economics) and psychology journals (Perspectives on Psychological Science, Journal of Behavioural Decision Making). Prof. Engel is chairman of the International Max Planck Research School Behaviorally Smart Institutions.

Jan Essink



Jan Essink holds a Master's Degree (with distinction, top 10%) in Law and Economics from the European Master in Law and Economics (EMLE) program (University of Bologna, Ghent University and Aix-Marseille University). As part of the EMLE program he was a visiting scholar at the University of California (Berkeley). Prior to that he obtained a Master's degree in Economics and a Bachelor's degree in Law from Erasmus University Rotterdam. His PhD research in the EDLE programme focuses on European Asylum Policy.

Michael Faure



Michael G. Faure is Professor of Comparative Private Law and Economics. Michael studied law at the University of Antwerp (1982) and criminology at the University of Ghent (1983). He obtained a Master of Laws from the University of Chicago Law School (1984) and a doctor iuris from the Albert Ludwigs Universität Freiburg im Breisgau.

Michael first was a lecturer and then a senior lecturer at the Department of Criminal Law of the Law Faculty of Leiden University (1988-1999). He became academic director of the Maastricht European Institute for Transnational Legal Research (METRO) and professor of Comparative and International Environmental Law at the Law Faculty of Maastricht University in September 1991. In 2008 he was appointed Professor of Comparative Private Law & Economics at the ESL in Rotterdam. He still holds both positions today. In addition, Michael is academic director of the IUS Commune Research School. Since 1982 he is attorney at the Antwerp Bar. In 2011 he has been elected as a member of the Royal Netherlands Academy for Science (KNAW). Michael Faure teaches Environmental Law and Economics and European Law and Economics.

Michael Faure publishes in the areas of environmental (criminal) law, tort and insurance and economic analysis of (accident) law. He is the managing director of the European Doctorate programme in Law and Economics (EDLE) and general director of the RILE.

Klaus Heine



Klaus Heine has been appointed Chair of Law and Economics at Erasmus School of Law in Rotterdam in January 2010. In June 2012, Prof. Klaus Heine was awarded a Jean Monnet Chair of Economic Analysis of European Law. Since 2016 Klaus Heine is Director of EGSL. Since 2019 he is Co-Director of the Jean Monnet Centre of Excellence on Digital Governance.

Ifrah Jameel



Ifrah Jameel holds a Master's Degree in Law and Economics from Erasmus University Rotterdam and Hamburg University as part of the European Master in Law and Economics (EMLE). Prior to that, she has gained experience working in several departments at a commercial bank in Pakistan. Before joining EDLE as a PhD, she has been involved in teaching various courses to International Bachelor students at Erasmus University. Her EDLE research is an empirical assessment of the impact of capital regulation in financial markets, specifically focusing

on emerging economies. On 31 January 2019 Ifrah defended her thesis on 'The Impact of Capital Regulation on Bank Involvement in Securitized Banking'.

Jonathan Klick



Jonathan Klick (1975), Professor of Law at the University of Pennsylvania Law School, is part-time appointed at the Erasmus Chair of Empirical Legal Studies at Erasmus School of Law. Jonathan Klick is both a lawyer and an economist, and he specialises in empirical Law and Economics. He will develop new focus areas of empirical research and has a special interest in areas such as corporate governance and tort law.

Anna Kovács (since September 2019)



Anna Kovács holds an Advanced Master's degree (MSc. with distinction, graduated as class valedictorian) in International Relations and Diplomacy, a joint programme offered by Leiden University and the Clingendael Institute. Before that, she obtained her Bachelor's degree (LL.B with distinction, top 10%) from the University of Groningen in International and European Law. In Groningen, she was also part of the Honours College, where the top students from each programme are invited to examine their fields from a deeper, interdisciplinary point of view. Her PhD research in the EDLE programme focuses on the acceptance of climate change policies by stakeholders.

Chih-Ching Lan



Chih-Ching Lan holds a Master of Science's degree in Environmental Science, Policy and Management (MESPOM) from Central European University, Lund University and University of Aegean. Prior to the master degree, she obtained practical experiences with United Nations Framework Convention on Climate Change as an intern and in Greenpeace International as a volunteer translator and deckhand during several ocean campaigns.

Chih-Ching defended her thesis on 'A Law and Economic Analysis of Policy Instruments to Prevent Deforestation and Forest Degradation in the Tropics' on 24 May 2019.

Patrick Leyens



Patrick C. Leyens is Professor for Law & Business Research at the Karl-Franzens-University Graz, Austria, since 2019. In 2020, he received a call from the University of Bremen. Patrick studied law at the University of Cologne (state exam 1999), earned a master degree at the University of London (LL.M. 2000) and completed the German Referendariat in Hamburg (bar exam 2006). He has been a Jun. Prof.

of Private Law and Economic Analysis of the Law at the Institute of Law and Economics, University of Hamburg (2007-2013). He served as the Hamburg Director of the joint doctoral program EDLE (2009-2012) and as a lecturer of the joint master program EMLE (2007 to date). Patrick's law and economics research focuses on the subject areas corporate and commercial law, securities regulation, comparative law, especially corporate governance.

Shu Li



Shu Li holds a master degree of intellectual property law from China University of Political Science and Law (2015). Prior to that, he got the bachelor of law from the same university (2012) and gained an internship in the IP tribunal of the supreme court of China. He also has exchange study experience in Oxford University and Tilburg University. At the moment, he is a PhD candidate within the program of European Doctorate of Law and Economics. His research interests include law and technology, property law and economics, torts law and economics, and innovation policy. Shu's doctorate research focuses on product safety in the era of 3D printing. Shu has published his work in international peer-reviewed journals like European Journal of Risk Regulation, Geneva Papers on Risk and Insurance and Dutch peer-reviewed journals like AV&S.

Edoardo Martino



Edoardo Martino is PhD Candidate in Law&Economics at Erasmus University Rotterdam and Member of the European Banking Institute Young Researcher Group. His research within the EDLE program focuses on the impact of the new Resolution Framework for failing banks on the corporate governance of financial institutions. Before starting his PhD, Edoardo earned an LLM in Law and Economics (Jointly at Universities of Hamburg, Ghent, and Warsaw) with Distinction and a Master Degree in Law (University of Florence) Summa Cum Laude.

Bernold Nieuwesteeg



Bernold Nieuwesteeg is Director of Centre for the Law and Economics of Cyber Security (CLECS) since 2018. Bernold Nieuwesteeg is co-founder of the Centre for the Law and Economics of Cyber Security and defended his PhD thesis in June 2018. His research focusses on the interplay between law, economics and cyber security technology, such as cyber risk insurance and data breach notification laws. In 2017 and 2018 he published research in several top notch academic journals, such as the NYU journal of

law and business and the Computer Law and Security Review and contributed to the public debate by publications in for instance NRC-Handelsblad, het Financieele Dagblad and appearances on Dutch media platforms such as BNR and Radio 1.

Sharon Oded



Sharon is professor of Corporate Compliance and Enforcement at the Rotterdam Institute of Law and Economics and was formerly a research fellow at the Center for Law, Business and the Economy, University of California, Berkeley. Sharon was awarded with a PhD cum laude for his PhD thesis, which focused on Corporate Compliance. Additionally, Sharon was awarded with the annual Elly Rood Prize for the best PhD research, for what the Executive Board of the Erasmus School of Law found an exceptional, path-breaking study in the field of enforcement and compliance. Sharon has graduated cum laude in the European Master programme of Law and Economics (EMLE). He also holds an LL.M (cum laude) in commercial law from Bar-Ilan University, Israel, and an LL.B (cum laude) from 'Sha'arei Mishpat' College of Law, Israel. Sharon is the author of Corporate Compliance: new approaches to regulatory enforcement and publishes in leading professional and academic journals, including Yale Law and Policy Review, Columbia Law Review Online, Berkeley Business Law Journal, Journal of Law and Policy, the International Review of Law and Economics, and New York University Compliance and Enforcement Blog. Sharon is a frequent speaker at compliance and enforcement forums and is the Chairman of Compliance the Chamber at the Institute for Financial Crime (IFFC), and the Chief Editor of Compliance Magazine (Tijdschrift voor Compliance). Sharon is also Regulatory, Compliance and Investigations Partner at the international law firm Norton Rose Fulbright. Sharon's practice focuses on helping multinational corporations and financial institutions mitigate their regulatory compliance risks and respond to corporate incidents and crises.

Kuan-Jung Peng



Kuan-Jung Peng received her Master's degree in **Science and Technology Law** and her Bachelor's degree in Economics at National Tsing Hua University in Taiwan. For the past few years, Kuan-Jung Peng worked as a legal specialist in Foxconn. Having an interdisciplinary research interest combining law and economics, she has an active research agenda focusing on studying legal issues in the field of financial laws **applied to financial innovation. She is currently a research assistant working remotely for the Blockchain Law & Policy Center at National Tsing Hua University.** Kuan-Jung Peng's PhD research will continuously focus on financial laws, especially the legal issues with financial technology (FinTech), to deepen her studies.

Niels Philipsen

In July 2016 Niels Philipsen joined the RILE, where he holds the chair of Shifts in Private and Public Regulation (0.2 FTE). He is also Vice-Director of METRO (Maastricht European Institute for Transnational Legal Research) and Associate Professor of Law and Economics at the Faculty of Law of Maastricht University, as well as Adjunct Professor of the School of Law and Economics at the China University of Political Science and Law in Beijing, China.

Niels Philipsen graduated in (micro)economics at Maastricht University and received his doctorate in December 2003 in the field of Law and Economics. From 2004 to 2006 he worked as a postdoctoral researcher in the NWO-programme 'Shifts in Governance' and afterwards as a Senior Researcher in various research projects (including contract research for, inter alia, various ministries, European Commission, OECD, insurers, and professional organizations). He was also a temporary agent at the European Commission (June-November 2003), visiting fellow at the University of Illinois at Urbana-Champaign (May-June 2005) and European Visiting Professor at Peking University (May 2007).

Alberto Quintavalla

Alberto holds a Master's degree in Law from the University of Parma and completed his Master thesis at the Utrecht Universiteit. After that, he completed the European College and the Master in European Studies at LUISS. He has been a visiting researcher at the Hebrew University of Jerusalem in 2016 and at the European University Institute in 2019. At the moment he is a PhD student within the

program of Erasmus Graduate School of Law. His research focuses on water management in the EU. Specifically, Alberto's research considers what are the regulatory implications of an integrated approach to water management at the EU level.

Chris Reinders Folmer (until 1 September 2019)

Chris Reinders Folmer is a researcher at the program Behavioural Approaches to Contract and Tort at Erasmus School of Law (ESL), Erasmus University Rotterdam. He is also affiliated with Erasmus School of Social and Behavioural Sciences (ESSB). His research is situated at the intersection of psychology, law, economics, and sociology. It gathers empirical evidence to test the validity of the assumptions that underlie law and policy. His major research themes

include the effect of apology in legal disputes and the question how people weigh their self-interest against the interest of others in various social situations. More generally, his research focuses on trust, cooperation, ethics, reputation, law, and social policy.

Renny Reyes



Renny Reyes has been a legal consultant on Administrative Law, Public Law, Regulated Markets and Regulations for more than fourteen years. Since 2008, she's a lecturer of Administrative Law, Administrative Sanctions Law, and Law and Economics at the Law School and Graduate School of the Pontificia Universidad Católica Madre y Maestra. She has a European Master in Law and Economics (2012) from the Erasmus University of Rotterdam, University of Ghent and University of Vienna, and is currently doing her doctoral research in Law and Economics (EDLE) at the Erasmus University Rotterdam. Her research is focused on regulations, regulatory governance, policy assessment, accountability and administrative law.

Elena Kantorowicz-Reznichenko



Elena is an Assistant Professor at the RILE, the academic coordinator of the European Doctorate in Law and Economics (EDLE), and a lecturer at the European Master in Law and Economics (EMLE). In 2015, Elena Kantorowicz-Reznichenko completed her PhD in the European Doctorate in Law and Economics Programme (EUR, Hamburg – summa cum laude, Bologna). Elena also holds two bachelor's degrees in law and psychology from Haifa University, and two master's degrees in law: one is from Haifa University, and the other is a European Master in Law and Economics (EMLE) from Hamburg University, University of Gent, and Vienna University. She is also the winner of the Erasmus Mundus scholarship. Prior to her academic career, Elena worked as a criminal prosecutor at the District Attorney's Office in Israel.

Joé Rieff



Joé Rieff graduated in Economics at the University of Vienna (Msc.) in 2013 and obtained a joined Master's degree in Law and Economics from the University of Vienna, University of Bologna and from the University of Rotterdam. He has worked as an assistant at the Vienna Center for Experimental Economics and taught a primer class in Mathematics and Microeconomics for students of the European Master in Law and Economics. His research focuses on EU employment and social policies and behavioural approaches to the Economics of Federalism. He presented his work at several European Law and Economics conferences. He currently works at the European Commission, where he works on EU policies to promote social dialogue and collective bargaining.

Alexandre Ruggieri Kosbiau (since September 2019)

Alexandre Ruggieri Kosbiau holds a Master's Degree in Economic Theory from the University of São Paulo (USP) and a PhD in Law from Centro Universitário de Brasília (UniCEUB) Prior to that he obtained a Bachelor's degree in Economics from USP and a Bachelor's degree in Law from UniCEUB. His PhD research in the EDLE programme focuses on the Behaviour Law and Economic Analysis of Brazilian Public Policies.

Wicher Schreuders

Wicher Schreuders graduated from the Erasmus University Rotterdam's Faculty of Economics (1980). Before joining the Erasmus University, he was enrolled at the Dutch Social Economic Council (SER) in The Hague.

In the past Wicher taught courses on Consumer theory, the Economics of public law, as well as Introduction to Law and Economics, Economic systems, Microeconomics and

Macroeconomics. His research mainly dealt with topics of economic policy and the history of economic thought.

From 2004 on Wicher has been the Erasmus Mundus Assistant Coordinator of the EMLE programme, from October 2018 onwards he is the EMLE Erasmus Mundus Coordinator. Since October 2014 he is the Assistant Director of the EMLE Consortium, the same position that he held in 2000-2005. Apart from his management tasks, Wicher was one of the teachers in the course Introduction to Law and Economics in the Rotterdam law bachelor.

From July 2013 onwards Wicher is a member of the Executive Committee of the 'Association for the Promotion and the Development of Joint International Programmes in Higher Education' (ProDeJIP), of which he is the Acting President from December 2017 onwards. Since 2015, Wicher is an expert member of the Working Group on mutual recognition and joint programmes of the European Consortium for Accreditation in Higher Education (ECA). More recently, he joined the ECA Working Group on Innovation in QA and Accreditation as well. Starting in October 2016, he is a qualified ECA expert on the 'Assessing of Joint Programmes / European Approach for Quality Assurance of Joint Programmes'. Finally, from September 2018 onwards, he is a member of the International Advisory Board of the EMJMD Consortium on Food Innovation and Product Design (FIPDes).

Shashank Sharma (since September 2019)



Shashank is a graduate (with Distinction) of the European Master in Law and Economics (EMLE) program (Batch of 2016-17 - Erasmus University, Rotterdam; University of Hamburg; and Aix-Marseille University). He is also an alumnus of India's premier law school, National Law School of India University (Bangalore), from where he graduated with a B.A. LL.B. (Hons.) degree in 2013.

Prior to commencing the EDLE, Shashank was a Senior Associate in the competition/antitrust law team at a leading Indian law firm (AZB & Partners). He has nearly six years of professional experience, which includes considerable work on behavioural investigations and litigation, merger control, complex advisory assignments, competition compliance, and policy design.

Shashank's PhD research focuses on antitrust/competition law enforcement *vis a vis* multi-sided platforms.

Kees van Noortwijk



Kees van Noortwijk is Associate Professor of Law and Technology. After obtaining his law degree he started working as a researcher at Erasmus School of Law in 1984. His 'jurimetrics' research on legal word use and other characteristics of legal texts resulted in a PhD thesis with title 'Het woordgebruik meester' (Legal Word Use - a comparison of some quantitative aspects of the word use in legal and general Dutch texts) in 1995. He currently teaches the subject of 'Computers and Law' (which includes 'Internet law' as well as

'Legal Tech' – IT tools for legal professionals) to graduate students. He also takes part in the lecturing of several post-graduate courses, specifically with respect to the subject of protection of personal data. Research projects he has been involved in include the development of conceptual legal information retrieval systems. Besides his function at ESL, Kees works for the company 'Rechtsorde' (a subsidiary of Sdu Publishers, The Hague), which manufactures 'legal content integration systems'. Here, he is responsible for 'legal search intelligence' built into these systems.

Ann-Sophie Vandenberghe



Ann-Sophie Vandenberghe is Associate Professor of Law and Economics. She holds a law degree (Ghent University, 1996), an educational degree (Ghent University, Belgium, 1996), a degree of European Master in Law and Economics (1997) and a PhD (Utrecht University, the Netherlands, 2004). She was a visiting scholar at Columbia Law School (New York, USA, fall 2007) and a visiting professor at National Law School of India University (Bangalore,

summer 2008). She is a member of the Economic Impact Group of the Common Principles of European Contract Law. She specialises in the field of comparative and behavioural law and economics of contracts, especially employment and consumer contracts.

Louis Visscher



Louis Visscher is Professor of Legal Economic Analysis of Tort & Damages at the Erasmus School of Law. He studied both economics (Erasmus University Rotterdam, 1993) and law (Erasmus University Rotterdam, 1994, with honours). He holds a PhD (2005) from the same university. Louis teaches in the courses “Economic Analysis of Private Law”, “Introduction to Microeconomics” and “Markets, Corporations and Regulators Moot Court” in the European Master in Law and Economics (EMLE). He supervises various PhD candidates in the European Doctorate in Law and Economics (EDLE). He provides guest lectures on, among others, employers liability and pain and suffering damages. Louis’ research interests lie in the economic analysis of private law, with a focus on tort law and the law of damages. Louis is the coordinator of the ‘mr.drs.-Programme for Law and Economics’, a six-year study programme at the Erasmus School of Economics and the Erasmus School of Law at the Erasmus University Rotterdam with which talented and motivated students can graduate in both Economics and Law (master’s level). Furthermore, Louis was director of the Rotterdam Institute of Law and Economics (RILE) until March 2016. Since then, on his own request, he is the Vice-Director. Since December 1, 2018, he is director of the European Master in Law and Economics (EMLE).

Liam Wells



Liam Wells holds a Bachelor’s degree from the University of Oxford and the EMLE (with distinction) from Erasmus University and Aix-Marseille University. He has also spent time as a visiting researcher at the University of California, and as an exchange student at the University of Leiden. Liam is qualified as a Barrister in the U.K. (England and Wales). His current research focuses on economic analysis of public law and his PhD project concerns international regulatory divergence in the pharmaceuticals sector. He has also published on the subjects of housing law (*Journal of Housing Law*, 2017), planning law (*European Journal of Risk Regulation*, 2019) and the use of nudging in public law (Cambridge University Press, forthcoming 2021). In addition, Liam acts as a research assistant to Elena Kantorowicz-Reznichenko and is managing editor of, ‘Elements in Law, Economics and Politics’ (Cambridge University Press, 2021). He is a member of the board of the PhD in Law Association of Rotterdam and the Students and Young Professionals Committee of the Society for Risk Analysis. He has taught law to students on the EMLE programme, and is one of the producers of the ESL podcast series ‘Law Out Loud’ (2020-2021).

Nan Yu

Nan Yu is an EDLE PhD since 2014. Her EDLE research is focused on Mandatory Dividend Systems in Stock Market: A Comparative Law and Economics Analysis. Her research interests are Law and Finance, Institutional Economics; Comparative Law and Economics, China Law, Regulation of Financial Market, Private Litigation, Corporate Governance, Corporate Law and Securities Law.