

## Research Projects

### Continuing projects in 2012

#### **The Right to Judicial Protection: Administration of Justice in Cross-border Disputes**

*Supported by the Netherlands Ministry of Foreign Affairs under the MATRA Project  
2010 – 2012, with a total budget of € 227.470*

#### **DG JUST/HOME Framework contract for the supply of Impact Assessment, evaluation and evaluation related services in the area of Justice, Fundamental Rights and Citizenship (Impact Assessment EU: LOT 1)**

Consisting of two desk researches:

- 'Impact Assessment on Feasibility, Economic and Social Impact and the Costs and Benefits of Possible EU Measures on Gender Quotas in Boardrooms'
- 'Study on Labeling Requirements of Textile Products'

*Supported by the European Commission Directorate-General JUSTICE  
2011 – 2014, with a total budget of € 4.834*

#### **Screen and Analyse of the new Environmental Act (Analyse van EU regelgeving ivm Omgevingswet)**

*Supported by the Netherlands Ministry of Infrastructure and the Environment  
2011 – 2012, with a total budget of € 32.010*

#### **Support for the Implementation of the EU-compliant Albanian Legislation**

*Supported by the Albanian Ministry of Economy Trade and Energy  
2009 – 2013, with a total budget of € 25.045*

#### **Legal Implications of Better Regulation: European and Ukrainian Approaches**

*Supported by the Netherlands Ministry of Foreign Affairs under the MATRA project  
2011-2012, with a total budget of 25.000*

#### **Corporate Crime – Preventing fraud, corruption and bribery committed through legal entities for the purpose of financial and economic gain**

*Supported by ISEC Action Grant from the European Commission  
2011 – 2012, with a total budget of 295.538*

#### **MATRA Project: Support to improving implementation of mediation in Macedonia**

*Supported by the Netherlands Ministry of Foreign Affairs  
2011 – 2012, with a total budget of € 6.346*

#### **International Crimes Database & Web-environment**

*Supported by the Netherlands Ministry of Security and Justice  
2011 – 2015, with a total budget of € 275.680*

## **New projects implemented in 2012**

### **Commercial Power Europe: Advancing Societal and Environmental Goals through Trade Relations**

In July 2012, the European Commission (DG Education and Training) proposed CLEER's project 'Commercial Power Europe: advancing societal and environmental goals through trade relations' for funding under the Jean Monnet Lifelong Learning programme. The one-year project started on 1 September 2012.

The aim of the project is to pool knowledge, stimulate and facilitate academic interaction in a specific area of EU external relations, create synergies between and raise awareness of global societal concerns and convene the widest possible audience to unpack a central, highly topical, yet so far less explored area of the EU's external actions. Specifically, the project aims to assess the EU's mission and potential to, and actions in employing economic ties toward third countries so as to promote 'European values' beyond its commercial interest. By such approach the aim is to identify the normative framework and policy instruments that fit best the EU's ambition to employ its commercial ties and global presence for values and goals that go beyond trade advantages and which can be applied in a consistent and influential manner and even serve for other countries and multilateral organisations as examples to follow. The organisers wish to plant the most pertinent regulatory issues in the legal and policy environment that followed the entry into force of the Lisbon Treaty so as to suggest new, innovative, practicable solutions to the challenges facing the future of the EU's activities in linking its commercial strength with value-laden authority in standard setting globally.

*Supported by the European Commission under the Life Long Learning Project 2012 – 2013, with a total budget of € 22.326*

### **The Legislator's Role in Establishing the Rule of Law in line with EU and International Standards**

In September 2012, the Dutch Embassy in Kyiv approved the project proposal on 'The legislator's role in establishing the rule of law in line with EU and international standards' submitted jointly by the T.M.C. Asser Instituut and the Legislation Institute of the Verkhovna Rada of Ukraine. The project aims to develop and deliver activities which will assist participants to devise means of incorporating and implementing EU and international standards into Ukrainian law, legislative process and practice. In December 2012, Dutch, Ukrainian and EU legislative and governmental experts participated in a roundtable discussion at the T.M.C. Asser Instituut.

In 2013, experts from the T.M.C. Asser Instituut and the Legislation Institute will train some 50 civil servants in Kyiv.

*Supported by the Dutch Embassy in Kyiv (Ukraine) under the MATRA programme 2012 – 2013, with a total budget of € 39.582*

### **A European Framework of Private International Law: Current Gaps and Future Perspectives**

Commissioned by the Committee on Legal Affairs of the European Parliament, the T.M.C. Asser Instituut with colleagues from (Internationaal Juridisch Instituut (IJI) and the University of Rotterdam have conducted a study on International Law Current gaps and future perspectives. The study provided answers to two main questions: first, what are the current gaps of the existing framework of the private international law within European Union and to what extent this can framework be widened; the second is what would be advantages of the adoption of additional legislation. The study should also set out whether establishment of a code on private international law is feasible, and assess whether a gradual harmonisation is a recommended approach to establish a more comprehensive framework of private international law or, on the contrary, a simultaneous adoption of new legislation is recommended, thereby codifying private international law within the EU.

The final report was presented to the Legal Affairs Committee of the European Parliament on 17 December 2012.

*Supported by the Committee on Legal Affairs of the European Parliament  
2012, with a total budget of € 57.804*

### **Multiple Framework Contracts for the Provision of Services of Legal, Economic and Technical Assistance in the fields of Energy and Mobility and Transport Policies**

The T.M.C. Asser Instituut is participating as a consortium member in the project “Multiple Framework Contracts for the provision of Services of Legal, Economic and Technical Assistance in the fields of Energy and Mobility and Transport Policies”, commissioned and financed by the European Commission, Shared Resource Directorate MOVE/ENER. Our consortium, led by Panteia, Business Unit NEA, has been selected amongst the winning consortia for Lot 4: Legal assistance in the field of mobility and transport.

The purpose of the framework contract is to provide DG JUST with timely, evidence-based services of an intellectual nature to support its impact assessment, evaluation and evaluation related services, in all policy areas within the remit of the DG.

The services required will involve a number of diversified tasks in areas such as general affairs in the field of transport, European mobility network, innovative and sustainable mobility, logistics, maritime, land transport including safety issues and, aviation. The services may take the form of analyses and studies concerning the completion and smooth operation of the internal market in transport, the conformity of Member States national legislation, compatibility of EU law, etc.

*Supported by the European Commission, Shared Resource Directorate MOVE/ENER  
2012 – 2013.*

### **Collection of counter-terrorism materials as a complement to the International Crimes Database & Web-environment**

The objective of this project is the timely establishment of an independent web environment with fast and easy access to quality information, including statements of national, international and hybrid tribunals.

The International Crimes Database (ICD) will offer a comprehensive database of international crimes adjudicated by national, as well as international and internationalized courts. In addition to case law on international crimes, the website will incorporate general background information about international crimes, academic as well as news articles, working papers, a discussion forum, streaming and video presentations and a social media platform to facilitate and stimulate interaction by our various users.

The ICD will provide access to a range of information not just for lawyers and judges but also for students, academics, families and communities of victims of crimes, and others. We hope that the Database will become a leading and indispensable resource for users in developing a better understanding of international criminal law.

*Supported by ICCT (International Centre for Counter-Terrorism (ICCT) - The Hague) and the Dutch Ministry of Security and Justice  
2012 – 2015, with a total budget of € 50.900*