Institute for Global Law and Policy
Harvard Law School
Annual Report – 2010-2011

Part I: Report of Activities

A. Summary of Academic Year: 2010-2011

1. Research and Scholarship

   a. Summary Statement

   The Institute for Global Law and Policy was established in July 2009, building on an eighteen year experience with the European Law Research Center at Harvard. The Institute continues the work of the ELRC, embracing its traditional interest in the European Union, while recognizing the need to pursue a broader mandate in the fields of development, international and comparative law, and international economic law.

   The Institute for Global Law and Policy (IGLP) at Harvard Law School is a collaborative faculty effort to nurture innovative approaches to global policy and political economy in the face of a legal and institutional architecture manifestly ill-equipped to address our most urgent global challenges. Global poverty, conflict, injustice and inequality are also legal and institutional regimes. The IGLP explores the ways in which they are reproduced and what might be done in response. We aim to provide a platform at Harvard for new thinking about international legal and institutional arrangements, with particular emphasis on ideas and issues of importance to the global South.

   Much about how we are governed at the global level remains a mystery. Scholars at the Institute are working to understand and map the levers of political, economic and legal authority in the world today. The Institute continues the tradition developed at Harvard’s European Law Research Center by focusing on young scholars and policy makers from the global South, who bring new ideas and perspectives to comparative and international legal research and policy. The IGLP aims to facilitate the emergence of a creative dialog among young experts from around the world, strengthening our capacity for innovation and cooperative research.

   The Institute has built strong relationships with faculty at a wide range of foreign institutions, represented by the scholars who participate in our Advisory Councils. We provide a focal point at Harvard Law School for faculty and students interested in new thinking about issues of global governance and international affairs. Each year, we sponsor a variety of conferences, workshops and symposia, both in Cambridge and in collaboration with our friends abroad. We regularly host both scholars and policy practitioners as Visiting Researchers and Fellows at Harvard,
decreasing our collaborative network among those seeking new approaches to international law, political economy and economic development from governments, international institutions, the private sector and the non-governmental sector.

As a reflection of this mandate, The Institute mounted a strong academic program during the 2010-2011 academic year, sponsoring an array of workshops, lectures and conferences in the fields of global law, economic policy and social justice. Our most exciting initiative is an annual ten day Intensive Workshop for young scholars and policy practitioners which we convened in June 2011. IGLP: The Workshop brought more than 100 young scholars from forty three countries to Cambridge for collaborative discussion and debate about global law and economic policy with more than fifty leading faculty from around the world. At this year’s Workshop we also inaugurated a series of Pro-Seminars designed for Scholars collaborating to develop new scholarly writing. The Workshop was generously supported by Santander Universities and Sovereign Bank.

The year also saw our eighth annual Business Law Seminar focusing on Mergers and Acquisitions in the Context of the Financial Crisis and conducted with support from the Real Colegio Complutense, and our eighth annual Workshop on European Union and US Antitrust Law co-sponsored and organized with Cleary, Gottlieb, Steen & Hamilton’s Brussels office. With J&A Garrigues, S.L.P., we again organized a North American Lawyers Program in Madrid bringing Harvard law faculty to participate in training young Spanish corporate lawyers.

Throughout the year we again continued to sponsor lectures and special events on themes relating to our general mandate. In the spring we featured a lecture by Dr. Trita Parsi, the President and founder of the National Iranian American Council, and a roundtable with Dr. Klaus Barbknecht, an Executive Board Member of the German energy company Verbundnetz Gas Aktiengesellschaft. In March we also sponsored Harvard Law Professor Jeannie Suk’s lecture and discussion about her new article The Look in his Eyes: The Story of State v. Rusk and Rape Reform. In June 2011 we convened a one day conference on Franco-American Legal Influence, Then and Now at Harvard Law School. The conference which explored historical and contemporary moments of intellectual influence and reception between French and US legal thought was organized in part by Harvard Faculty Janet Halley, Duncan Kennedy and Jeannie Suk. In 2010-2011 we were also very pleased to welcome another wonderful group of Visiting Researchers to the Institute.

This year the Institute was very proud to welcome Visa International and Levick Strategic Communications as Leading Sponsors of the IGLP. We grateful to them and to all of our Leading Sponsors, including our co-founder the Real Colegio Complutense, J&A Garrigues, S.L.P., Santander Universities and Sovereign Bank, and to our long term friends and sponsors at Cleary, Gottlieb, Steen & Hamilton in Brussels, Belgium. Without their faith in our efforts and commitment to the
importance of new thinking about global law and policy, the Institute would not be possible.

As we look forward to 2011-2012, we anticipate continuing to develop our financial base of support and to strengthen our advisory councils as we seek to enhance our ability to pursue the Institute’s broad global mandate. We will continue to sponsor lectures, workshops and conferences at Harvard and in collaboration with our partners abroad. We are particularly pleased to report that we will convene a third annual IGLP Workshop in June 2012, thanks to the generosity of Santander Universities and Sovereign Bank. Our year will begin with a policy workshop in Bangkok, Thailand in late August, co-sponsored with SIFA at Chulalongkorn University. In September we will continuing our North American Lawyers Program, our Workshop on European Union and US Antitrust Law and our Business Law Seminar. In November we will convene a two-day conference at Harvard on the History of Capitalism. This event is being organized by Professor Chris Desan of our Advisory Council. We will again welcome a group of distinguished visiting scholars and fellows to the Institute, including Dr. Alfred Gusenbauer, the former Chancellor of Austria and Member of our Honorary Council. With Dr. Gusenbauer we plan to host a meeting of the Next Left Program on the future potential for social democracy. We will be joined by President Ricardo Lagos of our Honorary Advisory Council, and will focus our discussion on the quite different current trajectories for the politics of social democracy in Latin America, Europe and elsewhere.

Additional information is available on our website, or in our activities report, available from the Center or online at http://www.iglp.law.harvard.edu/

b. Academic Conferences

The Institute regularly sponsors conferences and workshops, ranging from informal events to large meetings bringing over 100 scholars to Cambridge for several days of intensive discussion. We also sponsor numerous opportunities for younger scholars to share their ongoing research with one another, in afternoon or lunchtime workshops, or more informal roundtable discussions. Each year, we also sponsor informal seminars in which participants in the Institute’s Visitors Program, other affiliates of the Institute, and experts from outside the Law School community address particular developments in the law and share their research. These events, which are open to all members of the Harvard community, promote broader understanding of particular subject areas and give scholars the opportunity to use other interested persons as “sounding boards” for new ideas. The Institute also serves as a resource for Harvard faculty with European law interests by co-sponsoring lectures, dinners and other informal events suggested by faculty colleagues over the course of the year.
Workshop: Law as a Regulatory Device
Styria, Austria, August 15-21, 2010

In August the IGLP, along with The Interdisicplinary Association of Comparative and Private International Law, Vienna, and FOWI – Research Institute for Central and Eastern European Business Law at the Vienna University of Economics and Business hosted our first IGLP Austrian Workshop on *Law as a Regulatory Device*, at Schloss Seggau, in Styria, Austria.

The Workshop was an intensive six day residential program designed for doctoral and post-doctoral scholars. Over the course of the week participants discussed law as a regulatory device in the context of recent debates on the current economic and social crisis. The Workshop aimed at promoting alternative approaches and innovative ideas about law, economic policy and social justice.

Faculty for the Workshop included: Dr. Susanne Augenhofer, LL.M. (Yale), Junior Professor Humboldt University Berlin; Prof. Dan Danielsen, Northeastern’s School of Law; Justice Dennis Davis, Western Cape High Court, South Africa; Prof. Peter Doralt, Vienna University of Economics and Business; Prof. Gunnar Heinsohn, University of Bremen; Dr. Leopold Specht, Attorney at Law, Vienna; Prof. Martin Winner, Vienna University of Economics and Business, Chairman Austrian Takeover Commission.

The IGLP Austrian Workshop was co-sponsored by Deloitte, STRABAG, Sullivan & Worcester LLP; JUFA Gästehaus Betriebe GmbH Graz and Ithuba Capital AG. IGLP Director David Kennedy served as the Faculty Director of the Workshop.

Seminar: Financial Crisis - Mergers and Acquisitions in the Context of the Financial Crisis
Harvard Law School, September 27-30, 2010

From September 27th – 30th, the IGLP and our Co-founder and Leading Sponsor the Real Colegio Complutense held our 8th annual Business Law Seminar at Harvard Law School. This year’s seminar focused on *Mergers and Acquisitions in the Context of the Financial Crisis*. The Seminar placed particular emphasis on analyzing and comparing recent legislative reforms in the US and Europe, particularly in light of the Royal Decree Law 3/2009 a recent reform of the principal Spanish rules relating to insolvencies.

Harvard Law School Professors Reinier Kraakman, Guhan Subramanian, Einer Elhauge, and George Triantis presented talks during the seminar.
Panel Discussion: The Meaning of Trauma; Sexual Violence in Berlin, 1945.  
Harvard University, September 30, 2010

On September 30, the IGLP and the Harvard Project on Justice, Welfare & Economics Co-Sponsored an interdisciplinary panel discussion on *The Meaning of Trauma; Sexual Violence in Berlin, 1945*. Participants examined the mass sexual violence experienced by German women during the military defeat of the Third Reich and challenged some of the historical, social, legal, and clinical narratives we typically invoke to construct, interpret and perpetuate the meaning of sexual violence in war.

This interdisciplinary panel examined – and challenged – some of the cultural, legal, social, and clinical metrics we typically invoke to construct, interpret and perpetuate the meaning of sexual violence in conflict and sexual contact between occupying and civilian populations.

Harvard Law School Professor Janet Halley served as a discussant on the panel which was moderated by HLS SJD Candidate Heidi Matthews.

Workshop: The League of Nations and the Construction of the Periphery  
Harvard Law School, October 9, 2010

On October 9 at Harvard Law School, the IGLP Hosted a Workshop on *The League Of Nations and the Construction of the Periphery*. This Workshop brought together a group of young international legal scholars to present their research on nation and state formation during the interwar period, in the context of the emergence and development of the League of Nations.

The aim of the Workshop was to address two prevalent representations of the League – as a “failed” international institution and an ineffective vehicle for ensuring world order; and as a Europe-oriented international institution which had no more than an indirect role in managing the formation and transformation of non-European nations and states. Presenters at the Workshop, shared papers that respond to these representations by attending closely to a number of the League’s crucial but less familiar enterprises on the “periphery”. The inspiration for this Workshop grew out of conversation begun at our June 2010 Workshop on Global Law and Economic Policy.

Presenters included: Usha Natarajan (Legal Research Fellow, Center for International Sustainable Development Law, McGill University) Rose Parfitt (Ph.D. Candidate, School of Oriental and African Studies, London, UK) Michelle Burgis (Lecturer in Law, University of St. Andrews, Scotland) Michael Fakhri (Assistant Professor of Law, University of Oregon) "Umut Özsu (S.J.D. Candidate, University of Toronto)

The following faculty served as commentators for this Workshop: IGLP Director David Kennedy, Nathaniel Berman, (Rahel Varnhagen Professor of International
Affairs, Law, and Modern Culture, Watson Institute for International Studies) Karen Knop, (Professor at the Faculty of Law, University of Toronto) Martti Koskenniemi, (Professor of International Law, University of Helsinki and Director, Erik Castrén Institute of International Law and Human Rights.) Mark Mazower, (Ira D. Wallach Professor of World Order Studies and Director, Center for International History, Columbia University) Liliana Obregón, (Associate Professor of Law, Universidad de los Andes Law School, Bogotá, Colombia) Kerry Rittich, (Associate Professor of Law, University of Toronto) Thomas Skouteris, (Director, Ibrahim Shihata Memorial LL.M. Degree in Comparative and International Law and Assistant Professor of Law, American University in Cairo, Egypt.

IGLP Dinner Series
Cambridge, MA, March 30, 2011

The IGLP frequently honors the academic work of some of our Network Contributors. This past Spring we hosted a dinner in honor of Prof. Antony Anghie, Samuel D. Thurman Professor of Law at the University of Utah S.J. Quinney College of Law.

Professor Anghie's research interests include public and private international law; human rights; globalization, development issues, and international law; terrorism and the use of force; international business transactions and international economic law; colonialism and the history of public international law; and third world approaches to international law. This dinner was hosted by HLS Prof. Janet Halley.

Roundtable Discussion: European Energy Issues
Harvard Law School, April 11, 2011

This past spring the IGLP was please to host Dr. Klaus Barbknecht, an Executive Board Member of the German energy company Verbundnetz Gas Aktiengesellschaft, for a roundtable discussion on European energy issues with Harvard faculty and graduate students, as well as experts from the private sector. The discussion focused primarily on the politics and economics of European energy strategies and the possibilities for transatlantic cooperation - and the role Russia will play in these matters.

Dr. Barbknecht served as president of Gas Storage Europe from 2005-2008, representing the gas storage operators in Europe. He also served as vice president of Gas Infrastructure Europe during that time. From 2000-2004, he served as head of the gas transport and gas storage departments at VNG, and then ran the newly established strategic coordination department. Mr. Barbknecht started his professional career as a lawyer and worked as a legal advisor in the oil and natural gas business.
Participants included: IGLP Director David Kennedy, Daniela Caruso (Professor of Law, Boston University Law School) Detlev Vagts (Bemis Professor of International Law, Emeritus, Harvard Law School) Arpad von Lazar (Professor Emeritus, Fletcher School of Law and Diplomacy, Tufts University) Hengameh Saberi (IGLP Post-Doctoral Fellow) Arnulf Becker (Pembroke Center Post-Doctoral Fellow) Marcin Kilanowski (LLM Candidate, Harvard Law School) and Harvard Law School SJD candidates Ermal Frasheri, Damjan Kukovec, Peter Szigeti and Osama Siddique.

Workshop: Transnational Social Policy and Labor Regulation: Crisis and Change
Harvard Law School, April 22-23, 2011

On April 22 & 23, at Harvard Law School, the IGLP hosted a Pre-Meeting for its June 2011 Workshop Pro-Seminar on Transnational Social Policy and Labor Regulation: Crisis and Change. The meeting, which was convened by Prof. Kerry Rittich, brought together a network of scholars for discussion and debate about the substantive and methodological questions and conundrums surrounding labor market governance and social policy - both national, as well as transnational.

The meeting served as a starting point for discussion and writing in advance of the Transnational Social Policy and Labor Regulation Pro Seminar which was held as part of the larger IGLP Workshop in June 2011.

Other participants included: Dennis Davis (Judge on the High Court of Cape Town, South Africa) Richard Michael Fischl (Professor of Law, University of Connecticut, Visiting Professor of Law, Yale Law School) Alvaro Santos (Associate Professor of Law, Georgetown University) Chantal Thomas (Professor of Law, Cornell Law School).

Workshop: Gender in Postcolonial Legal Orders
Dighton, MA, April 22-23, 2011

In April the IGLP sponsored a Pre-Meeting for its June 2011 Workshop Pro-Seminar, Gender in Postcolonial Legal Orders. The meeting, which was convened by IGLP Advisory Council Member Prof. Janet Halley, brought together a broad network of scholars whose research is concerned with the ways gender, sex, sexuality, reproduction and the family have played pivotal roles in the rise of colonialism and of modern capitalism, in the formation and dissemination of classical legal thought, in the onset of “the social,” in decolonization and the formation of nations, and in the continual reconfiguration of liberalism’s global reach through “market oriented” economic policies and human rights advocacy.

The meeting served as a starting point for discussion and writing in these areas in advance of the Gender in Postcolonial Legal Orders Pro Seminar which was held as part of the larger IGLP June Workshop.
IGLP: The Workshop
Harvard Law School, June 1-10, 2011

In June 2011, the Institute for Global Law and Policy at Harvard Law School convened its second annual intensive ten-day residential program for doctoral and post-doctoral scholars, and junior faculty at Harvard Law School.

*IGLP: The Workshop* is an intensive ten-day residential program designed for Doctoral and Post-Doctoral Scholars and Junior Faculty. The Workshop promotes innovative ideas and alternative approaches to issues of global law, economic policy and social justice in the aftermath of the economic crisis.

The Workshop is funded through the generous support of Santander Universities and Sovereign Bank. With their support we were able to bring more than 100 young scholars and faculty from 43 countries to Harvard for serious research collaboration and debate on issues of global law and economic policy. Over the course of the program, we convened over 95 Seminars and Discussion Panels led by renowned faculty members and guest speakers representing over 16 countries and 33 universities.

The 2011 Workshop focused on deepening our understanding of heterodox traditions for understanding global political economy. The Workshop's overall curriculum is designed to strengthen our work in specialized fields, and, more importantly, encourage cross-training with faculty and participants whose specialty is different from our own. In 2011 IGLP: The Workshop was organized around 11 Program Themes:

- Commonwealth
- The Corporation in Global Society
- Emerging Global Legal Characters: Arbitrators, Judges and Transnational Legal Analysis
- Global Science and Technology Studies
- History of American Legal Thought
- International Economic Law and Regulations
- International Legal History
- Law and Economic Development
- Legal Architecture of Monetary Integration
- Private International Law as Global Governance

Exploration of each Workshop Program Theme was led by a team of senior scholars and was designed to promote discussion on recent scholarly trends as well as classical texts. Our goal was to better understand the history and structure of our contemporary world political and economic system. The Themes sought to map modern money, finance, development, governance, regulation and social justice, opening them to contestation and debate.
Each afternoon, participants also broke into small Writing Workshops to share their own scholarship and discuss their own ongoing research. The writing workshops were organized to promote learning from others working on similar projects as well as cross training with projects quite different from one’s own. The smaller group format allowed participants to engage on a one-on-one basis with their peers and specialist faculty members to share ideas and receive feedback on their work.

As an extension of the core curriculum, also featured a regular program of Guest Speakers & Panel Discussions.

Our featured afternoon speaker series included lectures from HLS Professors Duncan Kennedy on *Global Governance as Spectacle*, and David Kennedy on *Expertise as Governance*. In addition we had four panel discussions ed by members of the workshops core faculty and invited participants. This year we featured panels on:

- Queer Theory in International Law
- The Politics of Revolution and Transitional Justice
- The Legacy of Carl Schmitt
- Modern Money and the Financial Crisis

This year we also inaugurated a new series of Pro-Seminars designed for scholars collaborating to develop new scholarly writing. Each Pro-Seminar convened between ten and fourteen active scholars, half selected by invitation, and half by application, working on a common topic. Each of the Pro-Seminars were led by members of the Workshop’s Core Faculty and met in four two-hour private sessions during the broader Workshop to advance their work toward publication. In 2011 we offered the following 6 Pro-Seminars:

- Transnational Social Policy and Labor Regulation: Crisis and Change
- Gender, Social Movements, Peace and Conflict
- Gender in Postcolonial Legal Orders
- The Center and Periphery In Global Law and Political Economy: Colonialism to Development
- Re-Theorizing Liquidity
- Renewing Latin American Legal Studies

The Workshop was directed by IGLP Faculty Director David Kennedy.

The Core Faculty for the Workshop included:

- Antony Anghie, University of Utah S.J. Quinney College of Law
- Arnulf Becker, Brown University
- Daniel Brinks, University of Texas
- Hilary Charlesworth, Australian National University
• Christine Chinkin, London School of Economics
• Matthew Craven, School of Oriental and African Studies, University of London
• Dan Danielsen, Northeastern University Law School
• Dennis Davis, Judge On the High Court of Cape Town, South Africa
• Christine Desan, Harvard Law School
• Karen Engle, University of Texas Law School
• Jorge Esquirol, Florida International University College of Law
• Diego Fernandez Arroyo, Sciences Po Law School
• Janet Halley, Harvard Law School
• Sheila Jasenoff, Harvard Kennedy School
• Karen Knop, Faculty of Law, University of Toronto
• Martti Koskenniemi, University of Helsinki
• Roy Kreitner, Faculty of Law, Tel Aviv University
• Andrew Lang, London School of Economics
• Horatia Muir-Watt, Sciences Po Law School
• Vasuki Nesiah, New York University
• Anne Orford, Melbourne Law School
• Kerry Rittich, Faculty of Law, University of Toronto
• Alvaro Santos, Georgetown University Law Center
• Leopold Specht, Specht Rechtsanwalt GmbH, Vienna
• Chantal Thomas, Cornell Law School
• Guillaume Tusseau, Sciences Po Law School
• Robert Wai, Osgoode Hall Law School
• Mikhail Xifaras, Po Law School

The Workshop was structured as a platform for the exchange of ideas on an international scale. Conversations and discussions that began in the lecture room often carried over into the dining halls, dorm rooms, and informal participant created groups. The Institute encouraged participants to see the Workshop as a first step in creating a global community for scholar debate among the next generation of scholars working to innovate on issues of global law and policy. To facilitate the continuation of this unique global conversation the IGLP will launch a grants program for IGLP alumni to build on projects born at the Workshop. Additionally, we have encouraged all workshop faculty and participants to share their research and writing, their course syllabi, and information about other events of interest on the Institute’s new website – www.iglp.law.harvard.edu. We hope this page becomes the premier site for scholars interested in the latest thinking and newest ideas about issues of global policy.
In June, the IGLP, along with the Harvard Program on International Legal Studies, the Mahindra Humanities Center at Harvard, the Sciences Po Law School and the HLS Program on Law and Social Thought, hosted a conference on *Franco-American Legal Influence, Then and Now* at Harvard Law School.

This conference explored historical and contemporary moments of intellectual influence and reception between French and US legal thought. Participants examined the influence of the French pre World War I juristes inquiets (Geny, Salleiles and others) on the American social jurists (Pound, Cardozo, Brandeis) and the legal realists; the role of "French Theory" in changing the course of Critical Legal Studies in the US in the latter half of the twentieth century; and the impact of American legal theory on French legal theory movements and education today. Participants also asked several questions throughout: When have influence and reception been possible, under what political and intellectual conditions, and with what degree of desire, resistance, or reciprocity? What interdisciplinary formations have been suggested by various waves of influence; when has social science, and when have the human sciences, emerged as law's interdisciplinary dancing partner? What caused waves of influence, and their interdisciplinary desires, to subside and die out? The program concluded with a roundtable on contemporary possibilities for transatlantic legal study.

Harvard Law School Professors Janet Halley; Duncan Kennedy, Jeannie Suk and Mark Tushnet all participated in this conference.

c. Academic Conferences – Foreign partnerships

During 2009-2010, the IGLP continued to develop our dialog with European, Latin American and Asian scholars active in various international and comparative law networks. This past year we co-sponsored four conferences including our Business Law Seminar at Harvard Law School in September with the Real Colegio Complutense, a roundtable discussion on European energy issues with Dr. Klaus Barbknecht, an Executive Board Member of the German energy company Verbundnetz Gas Aktiengesellschaft, and a conference on Franco-American Legal Influence, Then and Now at Harvard Law School with Sciences Po Law School of Paris.

d. Academic Presentations

North American Lawyers Program
Barcelona, Madrid and Alicante, Spain, September 20-21, 2010

With our leading sponsor J&A Garrigues, S.L.P., we held our annual *North American Lawyers Program*. Harvard Law School professors Terry Fisher and
Scott Brewer presented lectures on American law to Garrigues attorneys in Alicante, Barcelona and Madrid. Professor Fisher presented talks in Barcelona and Alicante on *Recent Developments in Intellectual Property Law* and Professor Brewer lectured in Madrid and Alicante on *Contract Law: American Private and Public Law in a Federal Legal Order*

**Lecture: The New Lombard Street: How the Fed Became the Dealer of Last Resort**

Harvard University, October 18, 2010

In October, the IGLP and the Workshop on the Political Economy of Modern Capitalism hosted Professor Perry Mehrling, as he presented a talk based on his book *The New Lombard Street: How the Fed Became the Dealer of Last Resort*. Professor Mehling, who teaches economics and economic history at Barnard College, has been doing innovative work modeling the forms of liquidity that helped to create the financial crisis of 2008. His book describes and lays out innovative principles needed to address the instability of today's markets and to rebuild our financial system.

Roy Kreitner, (Professor of Law, Faculty of Law, Tel Aviv University and Lillian Gollay Knafel Fellow of Legal History at the Radcliffe Institute for Advanced Study) and Nadav Peer (LLM Candidate at Harvard Law School) were the discussants for this event.

**Lecture: Iran, Israel and the US – Is War Inevitable?**

Harvard Law School, February 16, 2011

On February 16, 2011 the IGLP was pleased to host Dr. Trita Parsi, the President and founder of the National Iranian American Council, as he presents a talk on *Iran, Israel and the US – Is War Inevitable?*

Dr. Parsi discussed how tensions between Israel and Iran have permeated almost all other conflict in the Middle East and examined the impact that these tensions have had on the Obama administration’s efforts to resolve the Iranian nuclear crisis. He examined the root causes of the Israeli-Iranian conflict and the extent to which American and Israeli interests converge or diverge in this conflict. IGLP Post-Doctoral Fellow Hengameh Saberi provided introductory remarks as well as commentary on the subject after Dr. Parsi’s presentation.

Dr. Parsi is the author of Treacherous Alliance - The Secret Dealings of Iran, Israel and the United States (Yale University Press, 2007), and recipient of the Council on Foreign Relations' 2008 Arthur Ross Silver Medallion and the 2010 Grawemeyer Award for Ideas Improving World Order.
Lecture: The Look in his Eyes: The Story of State v. Rusk and Rape Reform
Harvard Law School, February 23, 2011

In February, The Institute hosted Harvard Law Professor Jeannie Suk for a lecture and discussion of her article *The Look in his Eyes: The Story of State v. Rusk and Rape Reform*.

Professor Suk's article tells the story of State v. Rusk through the lens of rape law reform. Beginning in the 1970s, under the influence of feminism, some prevailing attitudes and expectations about sex between men and women started to change. Edward Rusk, like many men, didn’t think he just had to stop because a woman who seemed interested said she didn’t want to have sex. He was convicted of rape at the cusp of legal transformation, when sexual behavior that had been socially commonplace was rapidly in the midst of being recast as criminal. Drawing on many interviews with lawyers, judges, and other people involved in the case, Professor Suk article tells the story of when and how a set of social norms of sex and dating became unacceptable, and the legal role and consequences of that social change.

The commentators for Prof. Suk's lecture included HLS Professors Duncan Kennedy and Prof. Janet Halley.

Lecture: Agrarian and Agricultural Capitalism in sub-Saharan Africa: Conflicts and the role of International Financial Institutions
Harvard Law School, March 10, 2011

On March 10th the IGLP co-sponsored a talk by Harvard SJD Candidate Mekonnen Firew on *Agrarian and Agricultural Capitalism in sub-Saharan Africa: Conflicts and the role of International Financial Institutions*. Mr. Firew discussed the World Bank's land and agricultural policies in sub-Saharan Africa, sustainable development, and the adequacy of safeguards to protect the welfare of rural populations.

Mr. Firew's research is concerned with land and agricultural policy in sub-Saharan Africa, especially the issues of food security, sustainable economic development and social justice. He is currently working with the World Bank on issues related to the agricultural sector. Harvard LLM Misha Rehman moderated this event.

This event was co-sponsored with International Legal Studies, Harvard African Law Association, Law and International Development Society, and the International Law Society.

Lecture: The Politicization of International Institutions and Its Effect on Democracies
IGLP and the The Minda de Gunzburg Center for European Studies at Harvard University were pleased to will host a talk by Dr. Michael Zürn this past March on *The Politicization of International Institutions and Its Effect on Democracies*.

Dr. Zürn has served as director of the Transnational Conflicts and International Institutions department at the Social Science Research Center Berlin, and as Founding Dean and Academic Director of the Hertie School of Governance, Berlin since 2004. His research focuses on themes related to globalization, its regulation through international institutions and their normative foundations.

**Lectures and Presentations by IGLP Director David Kennedy**


**e. Visiting Researchers**

The Institute sponsors an active program for Visiting Fellows, Researchers and Scholars. Visiting Researchers and Scholars at the Institute generally stay for one semester but appointments may range from one month to one year. All have access to the Harvard library and e-mail systems and, subject to instructor approval, may audit Law School classes on a non-credit basis. The Institute arranges informal luncheons and other gatherings at which Visiting Fellows, Researchers and Scholars are able to meet Law School students, faculty, and each other. The 2010-2011 IGLP Visiting Researchers and Scholars were:

*Demetrio Castro* (Spain) is a Professor at the Sociology Department, Universidad Publica de Navarra, Pamplona, Spain where he teaches Political Science and History of the Political Thought. An Intellectual historian, he is author of “Burke Circunstancia Política y Pensamiento (2007) and a new work about Robespierre due out in 2010. He is currently working on French anticlerical laws in early Twentieth-century.

*Patricia Lamo de Espinosa* (Spain) holds a Ph.D. from the Polytechnic University of Madrid as well as Master in Business Law from the Universidad Complutense in Madrid. She is an Advisor in the Economic Department of the Spanish Defensor del Pueblo (Ombudsman) providing technical legal advice on tax matters. From 2006-2009 she was a lecturer at Escuela Técnica Superior de Ingenieros Agrónomos de Madrid specializing in Law and Agricultural Institutions and Public Law.

*Javier Martinez Rosado* (Spain) is a full Professor of Commercial Law at the Complutense University in Madrid. He is author of the book “Retention of title Clauses in Bankruptcy” which was published in 2005. At the IGLP his research
focuses on the enforcement of shareholders’ agreements in corporations. Javier earned a PhD from Complutense University in 2002.

**Maria Luisa Gomez Jimenez** (Spain) is an Associate Professor of Law at the University of Malaga (Spain). He current research focuses on legal administrative aspects regarding the public intervention on housing in the US and Spain in the aftermath of the economic crisis.

**Patricia Lampreave** (Spain) is a Professor of Tax Law at the University Complutense, Madrid. Her main areas of research are EU law and international tax law. Her research at the IGLP centers on her forthcoming paper “The US Codification of the Economic Substance Doctrine”. She has a law degree from I.C.A.D.E University, a maîtrise in International and European Law from the Université de Lovain and a PhD in Tax Law from the University Complutense.

**Fernando Rodriguez** (Spain) is a PhD candidate at the Universidad Nacional de Educacion a Distancia in Spain focusing on constitutional law. His thesis seeks to examine the protection of fundamental rights on the Internet. He earned an LLB from the Universidad Carlos III de Madrid in 2007.

**Isidoro Casanueva** (Spain) is a practicing lawyer as well an associate professor of private law at the Universidad de Extremadura (Spain). In addition, he is an Academic Correspondent at the Spanish Royal Academy of Jurisprudence and Legislation. His research interests include Anglo-Saxon and Continental Legal Categories, the relationship between law and economics, and European private law. He received a PhD in law from Ph.D. from the Universidad de Extremadura in 2000.

**Angles Lopez** (Spain) is Professor of Law and Philosophy at the Complutense University in Madrid since 1990. Her research at the IGLP focuses on constitutional principles and values. Professor Lopez holds a PhD in Law and Philosophy from the University of Murcia. (1984)

**Pedro Tenorio Sanchez** (Spain) is an associate professor of law at the Universidad Nacional de Educacion a Distancia in Spain as well as a legal advisor to the Spanish Constitutional Court. During his stay at the IGLP he will be examining freedom of speech in the US and Spain. Pedro earned a PhD in Law from the University of Bologna (Italy).

**Nan Lu** (PR China) is a PhD candidate of Jurisprudence at the Tsinghua University Law School in Beijing. His research examines human rights in the perspective of legal globalization. Nan received an MD of Jurisprudence from Tsinghua University in 2007.
f. Support for Faculty and Student Affiliate Research

In addition to its Visitors Program, the Institute encourages research by HLS doctoral candidates and other Center affiliates. We have sponsored numerous informal gatherings at which HLS faculty have presented their ongoing research for comment by students and ELRC affiliates, as well as opportunities for doctoral students to present their work to colleagues and faculty. Many of our conference and workshop activities arise from student suggestions and are driven by student organizational energy. We also occasionally support HLS faculty research.

The Institute also draws on the expertise and experience of a wide range of Harvard Law School faculty. Professors Christine Desan, Janet Halley, Duncan Kennedy and Roberto Unger sit on our Advisory Council. Numerous faculty members have mentored our Visiting Researchers over the years. Professors David Barron, Scott Brewer, Janet Halley, Allen Ferrell, Elizabeth Bartholet, Martha Field, Terry Fisher, Scott Brewer, Jesse Fried, and Mark Ramseyer have participated in our Spanish training programs co-organized with the Garrigues law firm. Professors Lucian Bebchuk, Reinier Kraakman, Robert Clark, Guhan Subramanian, Allen Ferrell, John Coates, Howell Jackson and Alan Dershowitz have all been participants in our conferences on corporate law and regulation, while Professor Einer Elhauge has joined our annual conference on European and American antitrust enforcement for several years. Professor Christine Desan contributes regularly to our program on the history of capitalism and the global economy, while Professor Duncan Kennedy is a regular participant in our work on comparative law, globalization and social theory. We have long supported Professor Janet Haley’s work in the fields of comparative family law, social theory and the feminist legacies of global governance. Each year, we endeavor to work closely with faculty who have compatible projects concerning global law and policy. Professor Gerald Frug’s work on international local government law has sparked a number of events, and we have supported his comparative research on the city as a legal concept. We have provided assistance to clinical projects in Africa developed by Professor Lucie White in the fields of global health policy and human rights. In the past we have also hosted a series of workshops and seminars with Professors Detlev Vagts, Harry Martin and Peter Murray. We work closely with the graduate program at the law school, encouraging interactions among doctoral students and their faculty colleagues, and are grateful for Professor William Alford’s ongoing engagement and support. We are also extremely grateful for the contributions so many faculty around the world make to our programming, many of whom sit on our Advisory and Academic Councils.

We have supported faculty research in and travel to Europe, and remain available, funding permitting, for faculty wishing to develop research or teaching materials consonant with our research priorities and focus.
2. Contributions to the HLS Teaching Program

The ELRC was often a source of support for HLS faculty seeking to bring European perspectives to their classrooms. This past year the IGLP did not co-sponsor any events with student groups, although we anticipate that this will be a regular part of our programming.

3. Participation of HLS Students in Program Activities

a. Support for Doctoral and other Student Research

Many of the school’s candidates for the J.D., LL.M. and S.J.D. degrees are working on research projects related to the IGLP’s thematic interests. The Institute aspires to provide a focal point for their work.

Students working on topics related to our work are encouraged to become Affiliates of the Institute, and to receive weekly and quarterly updates on European legal developments. We also serve as a conduit for students seeking links to practitioners with expertise in fields related to their scholarly research.

In 2006-2007, the European Law Research Center inaugurated a Fellowship Program offering full and partial student and post-doctoral fellowship support to a small number of scholars pursuing research in areas related to our ongoing work. In 2007-2008, we focused our Fellowship support on current HLS doctoral students and those just completing the doctorate working collaboratively with the ELRC. We were particularly interested in candidates from emerging markets and developing economies. That year we awarded eight Fellowships in collaboration with the Graduate Program to HLS SJD candidates. In 2009-2010 the IGLP awarded a Post-doctoral Fellowship to Dr. Hengameh Saberi of Iran, who completed her SJD dissertation in June 2010 on the relationship between American philosophical pragmatism and the policy science of American international lawyers. She worked with Institute throughout the year, well as with the Harvard Law School Disability Project.

b. Student Participation in Academic Conferences and Events

IGLP events are open to the entire HLS community. In the 2010-2011 academic year, more than a hundred students attended IGLP events. We regularly encourage SJD students and Visiting Researchers to participate in our conferences and workshops as major presenters, commentators or lecturers.

In addition, the Institute for Global Law and Policy supports a modest program providing research and travel support to a small number of scholars in areas closely related to our ongoing work. Application is open to current Harvard Law
School students. We award small research and travel grants to students working on serious research and writing projects related to our core activities and projects. We hope to encourage more law students to focus on the life of the mind, on interdisciplinary reading, and on developing the intellectual background to understand and contribute to critical analyses of law and social justice. Preference is given to current doctoral students. Travel grants are limited to students who have been invited to present their scholarly work at academic conferences. Travel grants are not available to students who have received other funding from HLS for the same trip. Generally, the IGLP support does not exceed $500 toward the cost of travel for conferences in the US and $1000 for conferences outside the US.

- In 2010 – 2011 the IGLP awarded eight travel grants:

  - Heidi Matthews (S.J.D. Canada) received a grant to travel to London in May, 2011 to participate in the Radical International Law conference at the London School of Economics in May. 2011.
  
  - Ignacio de la Rasilla (LLM, Spain) received a grant to travel Tallinn, Estonia to participate in the European Society of International Law Conference which was held there from May 27-30, 2011.
  
  - Damjan Kukovec (SJD, Slovenia) received a grant to travel to Ljubljana, Slovenia in April, 2011 to participate in a conference as part of the 20th anniversary of Slovenia independence. Damjan spoke on a panel about the need to to change the Slovenian justice system.
  
  - Namita Wahi (SJD, India) received a grant to travel to Pune, India in December to present her papers “From Promise to Progress: Citizens, Courts and the Right to Health in India” and “The Paradoxical Debate on Constitutional Property in India” at the Law and Social Science Network annual conference.
  
  - Jennifer Macleod (LL.M., United Kingdom) received a grant to travel to Ghana in January 2010 to research anti-eviction efforts in the Agyenmankata Community.
  
  - Lisa Collins (Kennedy and Frank Knox Visiting Researcher, United Kingdom) received a grant to travel to Ghana in January 2010 to research anti-eviction efforts in the Agyenmankata Community.
  
  - Iain Frame (S.J.D., Scotland) received a grant to travel to London in April 2010 to present a paper at the 4th International Graduate Legal Research Conference at King’s College London School of Law and Graduate School.
  
  - Jose Luis de la Calle Sanchez (IGLP Visiting Researcher, Spain) received a grant to attend a Conference on International Antitrust Litigation jointly
organized by UCL Louvain and the Max Planck Institute in Hamburg, which was held in Brussels on March 26, 2010.

c. Student led Workshops

The IGLP remains a source of support for several activities organized and led by doctoral students and Visiting Researchers at the Law School. Students usually prepare presentations that are open to the public, based on their current research, or invite smaller groups of students to informal discussions. These formats facilitate ongoing debate about a selection of themes of interest to both the Institute and students and scholars associated with its work.

d. Student Affiliates Program

During the 2001-2002 academic year, the European Law Research Center began a Student Affiliates program to identify students with ongoing interests in European Law. We launched the Affiliates program with the support of Cleary, Gottlieb, Steen and Hamilton and the Institute will continue the tradition in 2010-2011. The program is designed to connect Harvard Law School students who are working on matters of European law and policy, either as a topic of ongoing research or as a prospective field of practice, with one another. Cleary, Gottlieb generously integrates our Affiliates into their European Union information system, providing weekly and quarterly updates on European legal affairs directly by email. The firm has also offered to connect students with members of the firm who are knowledgeable in the areas of law and legal practice in which the student is pursuing research. The overall objective of the program is to make available a more personalized relationship between interested students and practitioners of European law, to allow Student Affiliates access to a wealth of experience and expertise in this area, and to be kept abreast of ongoing developments in the field. Student Affiliates received periodic updates on European Law prepared by the Brussels office of Cleary, Gottlieb, Steen & Hamilton and are invited to ongoing events sponsored by the Center. They also actively participated in the workshop on Current Developments in EU and U.S. Anti-Trust Law, which allowed many young scholars at Harvard to form closer ties with the European legal community. Each year at interview season, we sponsor an informal discussion and cocktail to allow students the opportunity to meet with attorneys practicing in Europe to discuss multinational and European practice possibilities.

Since its inception over 160 J.D.’s and graduate students have participated in the program.
4. Law Reform and Advocacy

The Institute’s primary focus is academic research and teaching. We have sponsored policy roundtables from time to time concerning specific issues important to one or more of the Institute’s constituencies, in which participants from industry, the practicing profession, government, and the academy can discuss topics of common interest in a relaxed setting. Our first such endeavor was a December 1992 forum on the European Community’s proposed Database Directive. In spring of 1999 we co-sponsored a roundtable on international labor standards and two preliminary workshops in the context of the American Society of International Law’s annual meeting. We have co-sponsored research and policy workshops on economic development and law in Colombia (2008) and Brazil (2009), focusing on efforts to identify “best practice” policy innovations which might be shared through South-South collaboration. In 2009-2010 we co-sponsored, with the Initiative for Policy Dialog, a Task Force on New Regulatory Models after the Crisis at Peking University in Beijing, and a Roundtable at Harvard Law School on new challenges and conceptions of international law with the Moscow based Global Policy Forum.

5. Connections to the Profession

a. Continued Legal Education.

We regularly work with our Leading Sponsor, Garrigues in Madrid, to mount continuing legal education programs with the participation of HLS faculty. These normally include three short programs in September of each year in Barcelona, Madrid and Alicante for associates enrolled in the larger Garrigues Master’s Program. In 2011, we sent David Kennedy, Jesse Fried and Scott Brewer to Madrid to participate in a more advanced module for senior associate level practitioners.

In the past, we have sponsored numerous intensive executive training workshops on the law of the European Union for practitioners, executives, and government officials. These programs feature intensive instruction, specially designed case studies, and case simulations. These workshops have been held at Harvard Law School and at other academic locations in the U.S., Europe, and Japan. The simulation method, which offers participants the chance to work in small groups on case studies drawn from actual practice experiences, has proven a particularly effective pedagogical tool in these workshops.

During 2010-2011 we held two conferences of particular interest to practitioners. In October we co-sponsored along with our co-founder Real Colegio Complutense, a business law seminar on the Mergers and Acquisitions in the Context of the Financial Crisis. In November, with our sponsor Cleary Gottlieb Steen and Hamilton we hosted a seminar on Current Developments in European Union and US Antitrust Law.

From the start, the ELRC has had the good counsel and support of a terrific Honorary Advisory Council and Academic Council. During the past year, we have worked to rebuild our councils to reflect our new mandate. We are particularly pleased to welcome Lord Mark Malloch-Brown, Advisor to the World Economic Forum, Former UN Deputy Secretary General, and Minister of State in the British Foreign & Commonwealth Office, Fernando Henrique Cardoso, Former President of Brazil, Ricardo Lagos Escobar, Former President of Chile, Alfred Gusenbauer, Former Chancellor of Austria, and Surakiart Sathirathai, Former Minister of Finance, Foreign Minister and Deputy Prime Minister of Thailand to our Honorary Council. We have also constituted a new Advisory Council to guide our academic activities, composed of academics and practitioners who have been closely involved with our work, from Harvard and other leading universities.

**Honorary Council Members**

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<tr>
<th>Member Name</th>
<th>Position/Title</th>
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<tr>
<td>Fernando Henrique Cardoso</td>
<td>Former President of Brazil</td>
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<td>H.M. Juan Carlos I</td>
<td>King of Spain, as Honorary President of the Real Colegio Complutense, Madrid, Spain</td>
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<tr>
<td>Gil Carlos</td>
<td>Former President of the Court of Justice of the European Communities, Luxembourg</td>
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<tr>
<td>Jacques Delors</td>
<td>Former President of the Commission of the European Communities, Brussels, Belgium</td>
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<tr>
<td>Claus-Dieter Ehlermann</td>
<td>European University Institute, Fiesole, Italy; Former Member of the Appellate Body World Trade Organization, Geneva, Switzerland</td>
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<tr>
<td>Alfred Gusenbauer</td>
<td>Former Chancellor of Austria</td>
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<tr>
<td>Ricardo Lagos Escobar</td>
<td>Former President of Chile, Former Spokesman and Director General of the Legal Service, Commission of the European Communities</td>
</tr>
<tr>
<td>Lord Mark Malloch-Brown</td>
<td>Senior Advisor to the World Economic Forum, Former UN Deputy Secretary General, and Minister of State in the British Foreign Office</td>
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Jacques Santer  
Member of the European Parliament; Former 
President of the Commission of the European 
Communities, Brussels, Belgium; Former 
Prime Minister of the Grand Duchy of 
Luxembourg

Surakiart Sathirathai  
Former Foreign Minister and Deputy Prime 
Minister of Thailand

**Advisory Council**

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Universidad Complutense de Madrid, 
Madrid, Spain

Jose Maria Beneyto  
Gómez-Acebo & Pombo, Madrid Spain

Daniela Caruso  
Boston University, Boston Massachusetts

Matthew Craven  
School of Oriental and African Studies, 
University of London, London United 
Kingdom

Christine Desan  
Harvard Law School, Cambridge, 
Massachusetts

Karen Engle  
University of Texas, Austin, Texas

Jorge Esquirol  
Florida International University, Miami, 
Florida

Gerald Frug  
Harvard Law School, Cambridge, 
Massachusetts

Antonio Garrigues Walker  
J&A Garrigues, S.L.P, Madrid, Spain

Janet Halley  
Harvard Law School, Cambridge, 
Massachusetts

Duncan Kennedy  
Harvard Law School, Cambridge, 
Massachusetts

Martti Koskenniemi  
University of Helsinki, Helsinki, Finland

Salvador Medina Chao  
Ciudad Grupo Santander, Madrid, Spain

Kerry Rittich  
University of Toronto, Toronto, Canada

Leopold Specht  
Specht Rechtsanwalt Gmbh, Vienna - 
Belgrade - Budapest – Kiev - Moscow – 
Prague - St. Petersburg

Joseph Stiglitz  
Columbia University, New York, New York

Romano Subiotto  
Cleary, Gottlieb, Steen & Hamilton, Brussels, 
Belgium

Roberto Unger  
Harvard Law School, Cambridge, 
Massachusetts

**Academic Council**

Gianmaria Ajani  
University of Turin, Turin Italy

Philip Allott  
Trinity College, Cambridge University,
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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>Helena Alviar</td>
<td>Universidad de Los Andes, Bogotá, Colombia</td>
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<tr>
<td>Yishai Blank</td>
<td>Faculty of Law, Tel Aviv University, Tel Aviv, Israel</td>
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<tr>
<td>Hilary Charlesworth</td>
<td>The Australian National University, Canberra, Australia</td>
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<td>B.S. Chimni</td>
<td>Jawaharlal Nehru University, New Delhi, India</td>
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<tr>
<td>Dan Danielsen</td>
<td>Northeastern University Law School, Boston, Massachusetts</td>
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<td>Dennis Davis</td>
<td>High Court of Cape Town, South Africa</td>
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<td>James Der Derian</td>
<td>Brown University, Providence, Rhode Island</td>
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<td>Günter Frankenberg</td>
<td>Johann-Wolfgang-Goethe-University, Frankfurt, Germany</td>
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<td>Eduardo Garcia De Enterria</td>
<td>Complutense University, Madrid, Spain</td>
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<td>Christophe Jamin</td>
<td>Sciences Po Law School, Paris, France</td>
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<td>Emmanuelle Jouannet</td>
<td>University of Paris I, Paris, France</td>
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<td>Sorajak Kasemsuvan</td>
<td>Chulalongkorn University, Bangkok, Thailand</td>
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<td>Kishore Mahbubani</td>
<td>Lee Kuan Yew School of Public Policy, National University of Singapore, Republic of Singapore</td>
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<td>Susan Marks</td>
<td>London School of Economics, London, United Kingdom</td>
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<tr>
<td>Pratap Bhanu Mehta</td>
<td>Centre for Policy Research, New Delhi, India</td>
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<td>Philippe Sands</td>
<td>University College London, London, United Kingdom</td>
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<tr>
<td>Calixto Salomao Filho</td>
<td>University of Sao Paulo, Sao Paulo, Brazil</td>
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<td>Amr Shalakany</td>
<td>American University in Cairo, Cairo, Egypt</td>
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<tr>
<td>Gunther Teubner</td>
<td>Johann-Wolfgang-Goethe-University, Frankfurt, Germany</td>
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<td>Chantal Thomas</td>
<td>Cornell University, Ithaca, New York</td>
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<tr>
<td>David Trubek</td>
<td>University of Wisconsin-Madison, Madison, Wisconsin</td>
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<td>Jean-Francois Verstrynge</td>
<td>Honorary Director General, Commission of the European Communities, Brussels, Belgium</td>
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<tr>
<td>Michel Waelbroeck</td>
<td>University of Brussels, Brussels, Belgium</td>
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<tr>
<td>Robert Wai</td>
<td>York University, Toronto, Canada</td>
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<td>Mikhail Xiferas</td>
<td>Science Po Law School, Paris France</td>
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c. Sponsorship Program

The Institute’s Sponsorship program was established by the ELRC in 1992 to create a base of support and engagement for our work in the private sector. Sponsors participate in a wide range of our programs, receive information about the ongoing work of the Institute, and co-host seminars and other programs. Sponsors also are noted as such in appropriate Institute publications. Current Sponsors of the Center: Cleary, Gottlieb, Steen and Hamilton (Brussels, Belgium), is the current Sponsor of the Institute.

d. Leading Sponsors

The Institute’s Leading Sponsor’s program was established by the ELRC in 1992 to create a base of support and engagement for our work in the private sector. Leading Sponsors participate in a wide range of our programs, receive information about the ongoing work of the Institute, and co-host seminars and other programs. Leading Sponsors also are noted as such in appropriate Institute publications. The following organizations are Leading Sponsors of the Center: J&A Garrigues, S.L. (Madrid, Spain), Real Colegio Complutense (Cambridge, Massachusetts-based affiliate of Complutense University of Madrid, Spain) and Sovereign Bank and Santander Universities. This year the Institute was very proud to welcome Visa International and Levick Strategic Communications (Washington, DC) as Leading Sponsors of the IGLP.

e. Co-Sponsored Events

The IGLP has co-sponsored events with several of its sponsors and partners. During 2010-2011, we co-sponsored the Conference on Current Developments in European and American Anti-Trust with Cleary, Gottlieb, Steen and Hamilton. With the Real Colegio Complutense, we co-sponsored the seminar on Mergers and Acquisitions in the Context of the Financial Crisis. With Sovereign Bank and Santander Universities we co-sponsored our intensive 10 day workshop on global law and economic policy.

6. Collaborations with other Schools and Departments at Harvard University

The Institute’s most significant and sustained collaboration has been with the Real Colegio Complutense at Harvard, a co-founder and supporter of the Institute’s ongoing work. The Real Colegio offers an interdisciplinary program designed to foster the exchange of scholars, students, and researchers of Harvard University, Complutense University, and other leading Spanish universities and institutions. Under the Institute’s relationship with the Real Colegio, the organizations jointly appoint participants in the Institute’s Visitor Researcher Program. The Real Colegio also participates in various roundtables, conferences, workshops, research programs, and other activities of the Institute and each year holds the Harvard-Complutense business seminar. In collaboration with the Real Colegio, we have been pleased to act as an administrative platform for the integration of Spanish researchers and scholars into the law school community. We have often cooperated with the Center for European
Studies in hosting visitors. Over the last few years, as we have developed in the Latin American field, we have had the support and cooperation of the David Rockefeller Center for Latin American Studies, which awarded us a $15,000 grant in 2007-2008, and worked closely with us to organize a conference on law and development in Brazil in May and June, 2007. This conference convened scholars from over 10 countries for a series of workshops and research trips in Sao Paulo and Rio de Janeiro.

7. The Center’s Staff and Affiliates

Professor David Kennedy directs the Institute. He joined the Harvard Law School faculty in 1981 after having taught in Germany. He holds a Ph.D. from the Fletcher School at Tufts University and a J.D. from Harvard. He has worked for a variety of public and private international organizations including the European Communities and the United Nations and has practiced law with Cleary, Gottlieb, Steen & Hamilton in Brussels. He currently teaches international law, the law of the European Union, law and development, and legal theory at Harvard Law School. Professor Kennedy was instrumental in the founding of the Institute and provides the primary leadership for its academic and other programs.

Normally, we appoint a Senior Fellow each year from among the SJD class to work with the IGLP on program initiatives. Alejandro Lorite Escorihuela acted in this capacity from 1999 through June 2004. Arnulf Becker did so in 2005-06 as did Hengameh Saberi in 2010-2011.

Neal O’Connor joined European Law Research Center in 2003. In 2010, with the launch of the new Institute for Global Law and Policy, Neal was appointed Program Manager. He oversees the organizational and administrative functions for the Institute. Neal received a degree in history from Harvard University.

Harvard Law School Faculty. The Institute also draws on the expertise and experience of a wide range of Harvard Law School faculty. Professors Christine Desan, Janet Halley, Duncan Kennedy and Roberto Unger sit on our Advisory Council. Numerous faculty members have mentored our Visiting Researchers over the years. Professors David Barron, Scott Brewer, Janet Halley, Allen Ferrell, Elizabeth Bartholet, Martha Field, Terry Fisher, Scott Brewer, Jesse Fried, and Mark Ramseyer have participated in our Spanish training programs co-organized with the Garrigues law firm. Professors Lucian Bebchuk, Reinier Kraakman, Robert Clark, Guhan Subramanian, Allen Ferrell, John Coates, Howell Jackson and Alan Dershowitz have all been participants in our conferences on corporate law and regulation, while Professor Einer Elhauge has joined our annual conference on European and American antitrust enforcement for several years. Professor Christine Desan contributes regularly to our program on the history of capitalism and the global economy, while Professor Duncan Kennedy is a regular participant in our work on comparative law, globalization and social theory. We have long supported Professor Janet Haley’s work in the fields of comparative family law, social theory and the feminist legacies of global governance. Each year, we endeavor to work closely with faculty who have compatible projects concerning global law and policy. Professor Gerald Frug’s work on international local
government law has sparked a number of events, and we have supported his comparative research on the city as a legal concept. We have provided assistance to clinical projects in Africa developed by Professor Lucie White in the fields of global health policy and human rights. In the past we have also hosted a series of workshops and seminars with Professors Detlev Vagts, Harry Martin and Peter Murray. We work closely with the graduate program at the law school, encouraging interactions among doctoral students and their faculty colleagues, and are grateful for Professor William Alford’s ongoing engagement and support. We are also extremely grateful for the contributions so many faculty around the world make to our programming, many of whom sit on our Advisory and Academic Councils. We have supported faculty research in and travel to Europe, and remain available, funding permitting, for faculty wishing to develop research or teaching materials consonant with our research priorities and focus.
B. Plans for the Academic Year 2011-2012

1. Research and Scholarship

a. Summary Statement of Purpose

Our plan for 2011-2012 is to continue to provide an institutional framework to encourage new thinking about global governance and development, focusing on ideas and issues of importance to the global South. The IGLP is a collaborative faculty effort which builds on almost 20 years experience at the European Law Research Center, reorienting its focus to broader questions of global governance and development. We will continue to develop our financial base of support and to strengthen our advisory councils as we seek to enhance our ability to pursue the Institute’s broad global mandate. We will continue to sponsor lectures, workshops and conferences at Harvard and in collaboration with our partners abroad. I am particularly pleased to report that we will convene a third annual IGLP Workshop in June 2012, thanks to the generosity of Santander Universities and Sovereign Bank. This fall we will again welcome a group of distinguished visiting scholars and fellows to the Institute. This Fall we will also welcome Dr. Alfred Gusenbauer, the former Chancellor of Austria, as a Visiting Scholar at the Institute.

b. Academic Conferences and Events – HLS

We will again offer our Business Law Seminar with the Real Colegio Complutense and a conference on European and American Antitrust with Cleary, Gottlieb, Steen and Hamilton. In the fall we will convene a two-day conference at Harvard on the History of Capitalism which is being organized by Professor Chris Desan, and plan to host a meeting of the Next Left Program on the future potential for social democracy. In June we will host our second annual IGLP Workshop on global law and economic policy. We intend to support a series of initiatives on a smaller scale throughout the year as well.

c. Academic Conferences – Foreign Partnerships

We have continued dialog with numerous foreign institutions, and cooperate with Complutense University on our corporate law projects. In August of 2011 we will co-host a policy workshop in Bangkok, Thailand with SIFA at Chulalongkorn University. With our Leading Sponsor J.A. Garrigues, we will again send faculty to Barcelona, Madrid and Seville in September, 2011 to lecture on American law. This year’s participants will be Professors Terry Fisher, Scott Brewer and David Kennedy. We hope this will be a regular program for the next several years. We intend to continue to explore partnerships with a range of foreign institutions with which we have collaborated in the past, including our long time collaborators in Europe at Complutense University, SOAS, the London School of Economics, Cambridge University, Sciences Po Law School in Paris, the law faculty at
Toronto University, Osgoode Hall Law School in Canada and the Universities of Turin, Helsinki and Frankfurt, as well as a wide range of institutions across the global South, among them American University in Cairo, Los Andes University in Bogota, and others. Over the years, we have built a talented international network of thinkers and policy makers committed to the need for new thinking about issues of global governance and law, which will form the backbone for our work. We will build on the expertise of our Honorary, Advisory and Academic Councils, expanding their membership in line with our new mandate.

d. Academic Presentations
We are planning a series of academic presentations this year, most initiated by Harvard faculty or students with an interest in global affairs. We hope to again co-sponsor events in the fields of transnational family law,organized by Janet Halley, private law theory and comparative law organized by Duncan Kennedy, research in global urban studies with Jerry Frug, and in the field of global studies in collaboration with Roberto Unger. We also expect to continue to have interesting academic presentations by our Visiting Researchers and Scholars.

e. Visiting Researchers and Scholars
We have accepted 10 visiting researchers for the Fall of 2011.

f. Support for faculty and student affiliate research
We intend to continue as in 2010-2011.

2. Contributions to the HLS Teaching Program
As in the past, we expect to be available to support colleagues who wish to bring international perspectives to their classrooms in line with our research priorities and focal points.

3. Participation of HLS students in Program Activities
As in 2010-2011, we expect to work closely with JD and graduate students. We are proud to have been a focal point for scholarly conversation among our doctoral students with research projects relating to the Institute’s ongoing focal points. We will also look to strengthen and expand our relationship with the student organizations sharing our research mission, and will continue to support student-led academic programs at the school.

a. Support for Doctoral and other Student Research
We expect to continue as in 2010-2011. Students working on topics related to our research themes are encouraged to become Affiliates of the Center. Affiliates receive weekly and quarterly updates on European legal developments. We also
serve as a conduit for students seeking links to practitioners with expertise in fields related to their scholarly research.

b. Student Participation in Academic Conferences and Events

IGLP events are open to the entire HLS community, and we continue to welcome students to all our events. We encourage our Affiliates, SJD students and Visiting Researchers to participate in our conferences and workshops as major presenters, commentators or lecturers. We will also continue our program of travel grants inaugurated in 2007, to encourage HLS students to participate in conferences at other institutions.

c. Student led workshops

The Institute expects to continue to sponsor activities organized and led by doctoral students and Visiting Researchers at the Law School.

d. Affiliates program

Since its inception we have had a good response to the Affiliates Program and expect that to continue next year.

4. Law Reform and Advocacy

The Institute’s primary focus is academic research and teaching. In past years we have sponsored policy roundtables concerning specific issues important to one or more of the Institute’s constituencies, in which participants from industry, the practicing profession, government, and the academy can meet to discuss topics of common interest. In addition we have co-sponsored research and policy workshops on economic development and law in Colombia and Brazil focusing on efforts to identify “best practice” policy innovations which might be shared through South-South collaboration. We anticipate continuing to sponsor these types of events as funding permits.

5. Connections to the Profession

a. Continued Legal Education.

During 2011-2012, the Center will again co-sponsor a joint seminar on business law with the Real Colegio Complutense. The event is planned for November, 2011. We also plan to co-sponsor a seminar on EU and US anti-trust law with Cleary Gottlieb again this fall.

We expect to continue to benefit from the good counsel and support of our Honorary, Advisory and Academic Councils. We plan to add additional members in 2011-2012.

c. Sponsorship Program

We expect to continue the Sponsorship program, and continue to seek new ways to involve our Sponsors in our work.

d. Leading Sponsor

We expect to continue the Leading Sponsor’s program, and continue to seek new ways to involve our Sponsors in our work.

In 2007 we entered into a three year agreement with the law firm of J.A. Garrigues in Spain under which they became a Leading Sponsor of the ELRC. In 2009 the IGLP renewed this agreement for an additional three years. As a Leading sponsor we agreed to send three HLS Faculty members each autumn to lecture on American law in their continuing legal education programs. Professors Terry Fisher, Scott Brewer and David Kennedy will do so in 2011.

In 2009 we also entered into a three year agreement with Sovereign bank and Santander Universities under which they became a Leading Sponsor of the IGLP and co-sponsor of our intensive ten-day workshop on global law and economic policy held each June at the law school.

In 2010-2011 we entered into a five year agreement with Visa International under which they became a Leading Sponsor of the Institute. In the fall of 2010 we also welcomed Washington, D.C. based Levick Strategic Communications as a Leading Sponsor. Under terms of the agreement, they will provide in kind media services to the IGLP for a period of five years.

e. Co-Sponsored events

The Institute has co-sponsored events with several of its sponsors and partners, and will do so again during 2011-2012. We will co-sponsor the Conference on Current Developments in European and American Anti-Trust with Cleary, Gottlieb, Steen and Hamilton, and the annual Harvard-Complutense business seminar program with our partner the Real Colegio Complutense. With Santander Universities we will again co-sponsor an intensive ten-day workshop on global law and economic policy in June at the law school. We anticipate co-sponsoring a colloquium on transnational financial services regulation with Visa International.

6. Collaborations with other Schools and Departments at Harvard University
As in the past, we are open to co-sponsorship of events and conferences at HLS with student organizations. In addition, we expect to continue, and to deepen, our relationship with the Real Colegio Complutense at Harvard. We collaborate with the History of Capitalism Program at Harvard through the work of Chris Desan, and will co-sponsor a major conference with that program in 2011. We are exploring possible collaborations with the Science and Technology Studies program at the Kennedy School, directed by Professor Sheila Jassanof, who offered a “core stream” during our 2011 June Workshop.

7. The Center’s Staff and Affiliates

Professor David Kennedy directs the Institute. He joined the Harvard Law School faculty in 1981 after having taught in Germany. He holds a Ph.D. from the Fletcher School at Tufts University and a J.D. from Harvard. He has worked for a variety of public and private international organizations including the European Communities and the United Nations and has practiced law with Cleary, Gottlieb, Steen & Hamilton in Brussels. He currently teaches international law, the law of the European Union, law and development, and legal theory at Harvard Law School. Professor Kennedy was instrumental in the founding of the Institute and provides the primary leadership for its academic and other programs.

In September 2003, we welcomed Neal O’Connor to the Center as Administrative Assistant. In 2010, with the launch of the new Institute for Global Law and Policy, Neal was appointed Program Manager. He oversees the organizational and administrative functions for the Institute.

The Institute also draws on the expertise and experience of a wide range of Harvard Law School faculty. Professors Christine Desan, Janet Halley, Duncan Kennedy and Roberto Unger sit on our Advisory Council. Along with Mary Ann Glendon and Lucie White, they all contributed to the curriculum for our 2010 intensive Workshop. Numerous faculty members have mentored our Visiting Researchers over the years. Professors David Barron, Scott Brewer, Janet Halley, Allen Ferrell, Elizabeth Bartholet, Martha Field, Terry Fisher, and Mark Ramseyer have participated in our Spanish training programs co-organized with the Garrigues law firm. Professors Lucian Bebchuk, Reinier Kraakman, Robert Clark, Guhan Subramanian, Allen Ferrell, Howell Jackson and Alan Dershowitz have all been participants in our conferences on corporate law and regulation, while Professor Einer Elhauge has joined our annual conference on European and American antitrust enforcement for several years. Professor Christine Desan contributes regularly to our program on the history of capitalism and the global economy, while Professor Duncan Kennedy is a regular participant in our work on comparative law, globalization and social theory. We have long supported Professor Janet Haley’s work in the fields of comparative family law, social theory and the feminist legacies of global governance. Each year, we endeavor to work closely with faculty who have compatible projects concerning global law and policy. Professor Gerald Frug’s work on international local government law has sparked a number of events, and we have supported his comparative research on the
city as a legal concept. We have provided assistance to clinical projects in Africa developed by Professor Lucie White in the fields of global health policy and human rights. We expect to host a series of workshops with Professor Roberto Unger in 2010-2011, as we have done with Professors Detlev Vagts, Harry Martin and Peter Murray in the past. We work closely with the graduate program at the law school, encouraging interactions among doctoral students and their faculty colleagues, and are grateful for Professor William Alford’s ongoing engagement and support. We have supported faculty research in and travel to Europe, and remain available, funding permitting, for faculty wishing to develop research or teaching materials consonant with our research priorities and focus.