



אוניברסיטת בר-אילן
Bar-Ilan University



הכנסת
The Knesset

Bar-Ilan University Faculty of Law

The Knesset Legal Department

כנס בינלאומי בנושא
תורת החוקה והליך החוקה:
בין תיאוריה לпрактиקה

International Conference
Legisprudence and the Legislative Process:
From Theory to Practice

December 10-11, 2014

Day 1: Wednesday, December 10, 2014 – Bar-Ilan University

Benin Building (306), Faculty of Law, Hall 200, 2nd fl.

13:45-14:00: Registration and Reception

14:00-14:15: Greetings

Prof. Shahar Lifshitz, Dean, Bar-Ilan University Faculty of Law
Adv. Eyal Yinon, The Legal Advisor of the Knesset

14:15-14:45: Opening Address on Legisprudence

Chair: **Prof. Suzie Navot**, Haim Striks School of Law, The College of Management Academic Studies

Speaker: **Prof. Luc J Wintgens**, University of Brussels; University of Leuven:

"Freedom and Legislation"

14:45-15:00: Coffee break

15:00-16:30: The Legislative Process - Problems and Possible Solutions

Chair: **Prof. Gideon Sapir**, Bar-Ilan University Faculty of Law

Speakers: **Prof. Nicholas Stephanopoulos**, University of Chicago Law School:

"Minorities' Legislative Power"

Prof. Wim Voermans, Leiden University Law School:

"Legislative Processes in Transition: a Comparative Study of the Legislative Processes in Finland, Slovenia, the United Kingdom and the Netherlands"

Prof. Mordechai Kremnitzer, Hebrew University of Jerusalem Faculty of Law; Israel Democracy Institute:

"Lobbying Reform in Israel – An Exercise in Balancing"

16:30-16:45: Coffee break

16:45-17:45: The Legislative Process and the Courts

Chair: **Prof. Yedidia Stern**, Bar-Ilan University Faculty of Law; Israel Democracy Institute

Speakers: **Dr. Ittai Bar-Siman-Tov**, Bar-Ilan University Faculty of Law:

"The Role of Courts in Improving the Legislative Process"

Prof. Patricia Popelier, University of Antwerp Faculty of Law:

"The Role of Courts in Legislative Policy Diffusion and Divergence"

17:45-17:55: Concluding Remarks

Dr. Ittai Bar-Siman-Tov, Bar-Ilan University Faculty of Law

ההרצאות באוניברסיטת בר-אילן יתקיימו באנגלית ללא תרגום סימולטני

Day 2: Thursday, December 11, 2014 – The Knesset

Negev Hall, Kedma Wing, 2nd fl.

08:30-09:00: Registration and Reception

09:00-09:15: Greetings

MK Yuli (Yoel) Edelstein, Speaker of the Knesset

09:15-10:30: The Role of Legislative Counsel: Professionals in a Political World

Chair: **Adv. Eyal Yinon**, The Legal Advisor of the Knesset

Speakers: **Adv. Daniel Greenberg**, Deputy Counsel, House of Commons; former Parliamentary Counsel, UK Government; Parliamentary Counsel at Berwin Leighton Paisner LLP; and Institute of Advanced Legal Studies, University of London:

"Legislative Drafters: The Front-Line of the Battle for the Rule of Law"

Adv. Joshua Schoffman, former Deputy Attorney General (Legislation), Ministry of Justice:

"Legislative Counsel in Constitutional Conflicts"

10:30-10:45: Coffee break

10:45-12:15: Legislation in the 21st Century: Laws in the Age of Information and Technology

Chair: **Adv. Daphna Barnai**, Head of Legislative Drafting, the Knesset Legal Department

Speakers: **Adv. William Robinson**, Institute of Advanced Legal Studies, University of London; formerly Coordinator of the Quality of Legislation Team in the European Commission Legal Service:

"Making EU Legislation More Accessible?"

Dr. Yaniv Roznai, The Minerva Center for the Rule of Law under Extreme Conditions, Haifa University & **Adv. Nativ Mordechay**, Hebrew University of Jerusalem Faculty of Law; The Israel Democracy Institute:

"Access to Justice 2.0: Access to Legislation and Beyond"

Adv. Gali Ben-Or, National Legislation Database Project Director, the Knesset Legal Department:

"Establishing the National Legislation Database at the Knesset 1.0 – Insights and Expectations"

12:15-13:00:

Lunch

13:00-15:00: The Role of Impact Assessment in the Legislative Process

Chair: **Dr. Ido Baum**, Haim Striks School of Law, College of Management Academic Studies; Legal Affairs Commentator, "TheMarker-Haaretz" Daily Newspaper

Speakers: **Mr. Nick Malyshev**, Head of the Regulatory Policy Division, the Organization for Economic Co-operation and Development (OECD):
"How Scrutiny of Impact Assessments Can Improve Legislation and Increase Transparency"

Ms. Gudrun Grieser, National Regulatory Control Council, Germany:

"Quality Through Transparency – Smart Regulation: The Evolution and the Politics Behind the German and European Efforts to Promote Better and Fair Regulation"

Prof. Oren Perez, Bar-Ilan University Faculty of Law & **Adv. Iris Han**, former Head of Environmental Planning Division at the Ministry of Environmental Protection:

"The limits and Blind-Spots of Impact Assessment: The Case of the Proposed Railway to Eilat"

Adv. Avi Licht, Deputy Attorney General (Economic-Fiscal), Ministry of Justice:

"Impact Assessment in Israel – First Steps: Opportunities and Risks"

15:00-15:10: Concluding Remarks

Adv. Eyal Yinon, The Legal Advisor of the Knesset

ההרצאות בכנסת יתקיימו בעברית ובאנגלית ובליווי תרגום סימולטני

Conference Committee:

Dr. Ittai Bar-Siman-Tov; Adv. Daphna Barnai; Adv. Gali Ben-Or; Dr. Gur Bligh;
Prof. Shahar Lifshitz; Adv. Dan Marzouk

Conference Coordinators:

Ms. Michal Dibner Carmel and Ms. Sylvie Lipsker