

HELLENIC REPUBLIC National and Kapodistrian University of Athens SCHOOL OF LAW





Annual Report 2020-2022

ATHENS 2023

Message from the Director



As in previous years, this Report presents the activities, academic and research, of the people of AthensPIL throughout the academic year.

During this period, activities included, among others, lectures, meetings, our summer schools and participation in projects and competitions. We were very pleased to continue our now well-established Annual Nicolas Politis Lecture, which was delivered, in person, in December 2022, by

Professor Hélène Ruiz Fabri who presented a vibrant lecture on Adjudication in Crisis.

The Center continues its engagement in providing a forum both for research and discussion of current issues of international law. We are pleased to announce the launching in 2021 of the AthensPIL Discussion Group Series. The Discussion Group aims to gather together AthensPIL people -faculty, fellows, researchers, students- and invited guest speakers to discuss and debate current issues of international law. This series, which mostly took place in a virtual setting, hosted a number of distinguished invited speakers who engaged in lively discussions on issues ranging from the right to fair trial in international law, to the recent Congo-Uganda reparation judgment and the war in Ukraine. In parallel to this initiative, our younger members have also initiated a research exchange group, where PHD and LLM students and researchers present their work in progress and receive feedback from faculty and colleagues.

As we continue our work and activities, many thanks are due to all colleagues and fellows of AthensPIL. I also add a particular word of thanks to Matina Papadaki and Dimitris Panousos for the preparation of the Report.

Please visit our website for more information and news: www.athenspil.law.uoa.gr

Professor Photini Pazartzis

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OUR PEOPLE

Faculty



Linos-Alexander Sicilianos

Professor of International Law, Dean of the Faculty of Law, National & Kapodistrian University of Athens former President of the European Court of Human Rights



Photini Pazartzis

Director, Athens PIL, Faculty of Law, National & Kapodistrian University of Athens Professor of International Law, Faculty of Law, National & Kapodistrian University of Athens former Chair, United Nations Human Rights Committee former President of the European Society of International Law



Maria Gavouneli

Professor of International Law, Faculty of Law, National & Kapodistrian University of Athens



Metaxia Kouskouna

Assistant Professor in EU Law, Faculty of Law, National & Kapodistrian University of Athens



Rebecca-Emmanouela Papadopoulou

Associate Professor in EU Law, Faculty of Law, National & Kapodistrian University of Athens



Manolis Perakis

Associate Professor in EU Law, Faculty of Law, National & Kapodistrian University of Athens



Georgios Kyriakopoulos Assistant Professor in International Law, Faculty of Law, National & Kapodistrian University of Athens



Anastasios Gourgourinis

Assistant Professor in International Law, Faculty of Law, National & Kapodistrian University of Athens



Eleni Micha Teaching Fellow, Faculty of Law, National & Kapodistrian University of Athens

Emeritus Faculty



Emmanuel Roucounas

Professor Emeritus, Faculty of Law, National & Kapodistrian University of Athens Member and Former President, Academy of Athens



Antonis Bredimas Professor Emeritus, Faculty of Law, National & Kapodistrian University of Athens



Angelos Yokaris Professor Emeritus, Faculty of Law, National & Kapodistrian University of Athens

Fellows



Christiane Bourloyannis-Vrailas Fellow Athens PIL



Orfeas Chasapis-Tassinis Research Fellow, Gonvill and Caius College, University of Cambridge Fellow, Lauterpacht Centre for International Law, University of Cambridge



Mariliza Deftou Research Fellow at Marangopoulos Foundation for Human Rights (MFHR)



Georgios Dimitropoulos

Associate Professor of Law, Associate Dean for Academic Affairs, S.J.D. Program Coordinator, HBKU College of Law Adjunct Associate Professor, Georgetown University Qatar Research Associate, University College London Centre for Blockchain Technologies



lakovos lakovidis Deputy Permanent Representative of Greece to the Office of United Nations



Markos Karavias Director, Asylum Service of the Hellenic Republic



Anthi Koskina Teaching, College IdEF, Université Paris XIII



Panos Merkouris

Tenure Track Professor of Public International Law Chair on Interpretation & Dispute Settlement in International Law, University of Groningen



Rebecca Mignot-Mahdavi Lecturer, International Law and Security, University of Manchester



Stavros-Evdokimos Pantazopoulos

Post-doctoral Researcher, Toxic Crimes Project, Erik Castrén Institute, University of Helsinki Researcher, T.M.C. Asser Institute, the Hague



Dimitra Papageorgiou

Post-Doctoral Researcher, Faculty of Law, National & Kapodistrian University of Athens



Efthymios Papastavridis

Part-time Lecturer, Faculty of Law, University of Oxford Oxford Martin Fellow, Oxford Martin School, University of Oxford Research Fellow, Academy of Athens & University of Oxford



lias Plakokefalos Assistant Professor, Utrecht University School of Law, International and European Law



Aikaterini Tsampi Assistant Professor of International Law, University of Groningen Member of the Netherlands Network for Human Rights Research



Antonios Tzanakopoulos Associate Professor of Public International Law, University of Oxford and Fellow in Law at St Anne's College



Vicky Tzatzaki Head of HR, and Secretary of the Board, Athens and Epidaurus Festival (Hellenic Festival S.A.)



<mark>Esra Ünal</mark> Fellow, Athens PIL



Nikolaos Voulgaris Teaching Assistant, Faculty of Law, National & Kapodistrian University of Athens

Researchers



Antonis Antonopoulos

Legal Officer, European Molecular Biology Laboratory SJD Candidate, School of Law, University of Virginia



Nikos Bourazelis PhD Candidate, Faculty of Law, National & Kapodistrian University of Athens



Crystalie Bourcha PhD Candidate, Faculty of Law, National & Kapodistrian University of Athens Scholar, A.G. Leventis Foundation



Aliki Gkana PhD Candidate, Faculty of Law, National & Kapodistrian University of Athens



Amalia Giannakopoulou LLM, University of Chicago



Sandrine de Herdt Researcher, Athens PIL Lecturer, Jindal Global Law School



Eirini Kikarea PhD Candidate, University of Cambridge



Eleni Methymaki Departmental Lecturer, Public International Law, University of Oxford



Dimitris Panousos Researcher, Athens PIL Executive Editor, Utrecht Journal of International and European Law



Matina Papadaki

PhD Candidate, Faculty of Law, National & Kapodistrian University of Athens Teaching Assistant, Faculty of Law, National & Kapodistrian University of Athens Member, Coordinating Committee of European Society of International Law Early Career Researchers



Alina Papanastasiou

PhD Candidate, Faculty of Law, University of Cambridge Co-Editor-in-Chief, Cambridge International Law Journal



Maria Paschou

LL.M., University of Geneva & The Graduate Institute for International and Development Studies

Katerina Pitsoli

PhD Candidate, Faculty of Law, National & Kapodistrian University of Athens



Myrto Stavridi

Research Coordinator of the Refugee and Migration Studies Hub, National and Kapodistrian University of Athens Law Consultant, The Last Rights project



Stavroula Trekli

PhD Candidate, Faculty of Law, National & Kapodistrian University of Athens Legal Representative, Greek Legal Council of State



Marina Dutra Trindade Researcher, Athens PIL



Eva Tzavala

PhD Candidate, Faculty of Law, National & Kapodistrian University of Athens Legal Adviser, Greek National Commission for Human Rights



Anna Ventouratou

DPhil Candidate, School of Law, University of Oxford Graduate Teaching Assistant, Public International Law, University of Oxford

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Visiting Researchers

The Erasmus+ Student Mobility for Placements Program offers the ability to European Universities students to work as interns for 2 to 12 months during their studies or as recent graduates. Internship can be hosted in training centers, universities, companies or organizations in the European countries participating in the program, outside the European Union's institutions.

Participants as future professionals gain work experience relevant to their educational field. The practical experience obtained through the program help young practitioners easily adapt to the requirements of the EU labour market and become more entrepreneurial. Erasmus Placement program promotes the cooperation between European institutions and enterprises, and students can develop their communication, social and language skills and interact with other European students and cultures.

Athens PIL accepts Research Trainees in the context of the Erasmus+ Program.

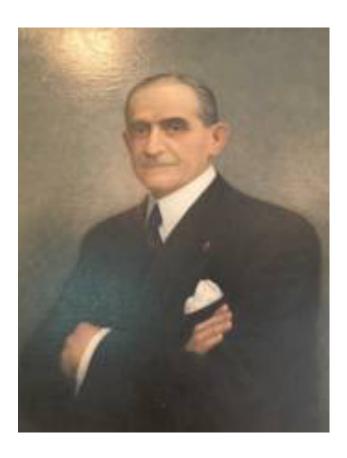


LECTURES

"Nicolas Politis" Annual Lecture Series

The "Nicolas Politis" annual lecture series are delivered each year in Athens by a person of eminence in the field of international law in memory of **Nicolas Politis**, a prominent Greek international lawyer and diplomat.

Politis started his career as an academic at the Universities of Paris and Aix. As of 1912, he began his diplomatic career by serving as a Greek ambassador to foreign capitals and the League of Nations and representing Greece in various diplomatic conferences. He also held leading positions in the Greek executive branch, serving first as Secretary General of the Ministry of Foreign Affairs (1914-1916) and subsequently as Minister of Foreign Affairs (1916-1920, 1922). He was also a Member and Vice-President of the *Institut de droit international*, a Member and Vice-President of the *Curatorium* of The Hague Academy of International Law, as well as a Member of the Permanent Court of Arbitration.



Nicolas Politis left behind a scientific work of significant magnitude, comprising of numerous articles, monographs and books on public and private international law.

Nicolas Politis Lecture (2022)



Professor Hélène Ruiz Fabri Executive Director Max Planck Institute Luxembourg for Procedural Law

Hélène Ruiz Fabri is Director of the Max Planck Institute Luxembourg for Procedural Law, where she heads the Department of International Law and Dispute Resolution. Before taking this position, she was a Professor at the Sorbonne Law School (University Paris 1 Panthéon-Sorbonne). She is an Associate Member of the Institut de droit international and has been President of the European Society of International Law.

Professor Ruiz Fabri also has experience in legal practice. She is a judge at the Bank of International Settlements Tribunal and has been an arbitrator on ICSID and UNCITRAL tribunals since 2015. She is a listed arbitrator or expert for several EU FTAs.

Professor Ruiz Fabri has published extensively on International Law and International Dispute Resolution. She is the General Editor of the web-based Max Planck Encyclopedia of International Procedural Law, published by Oxford University Press.

The subject of her lecture, which was delivered on 7 December 2022, was:

International Adjudication in Times of Crisis



EVENTS AND SUMMER SCHOOLS

1. Refugee and Migration Studies Hub (RMSHub)

The **Refugee and Migration Studies** (RMS) Hub is an independent academic unit, established in 2021, in order to conduct and promote interdisciplinary research on the various forms of refugee and migratory flows and to contribute to an integrative perception of this global contemporary phenomenon.

The RMS Hub is an initiative of the Law School, Medical School, the Department of Political Science and Public Administration, and the Department of Communication and Media Studies of the National and Kapodistrian University of Athens. **Professor Maria Gavouneli** is the Director of the RMS Hub, and the Coordinating Committee is composed of **Professor Manos Pikoulis**, **Professor Emmanuella Doussis**, and **Professor George Pleios**. **Assistant Professor Ilias Plakokefalos** is responsible for academic affairs. **Myrto Stavridi** is the Coordinator.

One of the first activities undertaken by the RMS Hub was the organisation of a **Summer School in Refugee and Migration Studies** as a joint project with the François-Xavier Bagnoud (FXB) Center for Health and Human Rights, Harvard T.H. Chan School of Public Health with the support of the Harvard Center for Hellenic Studies in Greece and the US.

The intensive three-week Summer School in Refugee and Migration Studies took place between 11 and 31 July 2022 in Athens, Nafplion and Lesvos and offered a multidisciplinary curriculum drawing upon the legal, political, medical and communication aspects of the migratory flows phenomenon. The programme was designed to offer participants both conceptual and practical engagement with key issues related to contemporary forced migration. The course included lectures, seminars, interactive class sessions and fieldwork. Expert lecturers included leading scholars, politicians, leaders of international organisations, civil society organisations and migrant/refugee groups.

2. Helga Pedersen Moot Court Competition Hosting the Athens Regional Round

Between 10-12 March 2022, Athens PIL in cooperation with ELSA Greece and ELSA Athens successfully hosted the Athens Regional Round of the 10th Helga Pedersen Moot Court Competition where 16 teams pleaded against each other for 2 consecutive days for a chance to advance to the final rounds of the competition. At the Opening Ceremony, Professor Maria Gavouneli delivered some constructive remarks on the importance of human rights in legal education and addressed recent developments in the field. At the Academic Programme, the Registrar of the European Court of Human Rights, Marialena Tsirli delved into the Court's response to the pandemic of COVID-19 and its reformed strategy for a more targeted case-processing mechanism. The Athens Regional Round concluded on Saturday evening with the Closing Ceremony where Professor Photini Pazartzis addressed an encouraging closing statement to all young participants.

3. AthensPIL Discussion Group

In 2022 AthensPIL launched the **AthensPIL Discussion Group**, furthering its mission as a leading research center committed to the study and promotion of international law.

The Discussion Group gathers together AthensPIL people -faculty, fellows, researchers, students- and international law enthusiasts from around the world to listen, discuss, and debate with invited guest speakers sharing their research on important and topical issues of international law.

Five online discussions took place during the academic year 2021-2, featuring distinguished speakers and discussants:

- 12 January 2022: Professor Dire Tladi on "The Second Reading of the ILC's Draft Conclusions on Peremptory Norms", with Discussant Ms Maria Telalian
- 9 February 2022: Professor Philippa Webb on "The Right to a Fair Trial: The Most Litigated Yet Elusive Human Right", with Discussant Professor Yuval Shany
- 23 February 2022: Dr Martins Paparinskis on "Crippling Compensation after the Armed Activities on the Territory of the Congo Case", with Discussant Professor Pierre d'Argent
- 30 March 2022: Professor Marko Milanovic on "International Law and the War in Ukraine", with Discussant Professor Alexander Linos Sicilianos
- 13 April 2022: Professor Makane Moïse Mbengue on "The 'Africanization' of International Investment Law: Myth or Reality?", with Discussant Asst. Professor Anastasios Gourgourinis

All Discussion Group talks are live streamed and remain available for viewing at the AthensPIL Youtube page.

• Wednesday, 12 January 2022

"The Second Reading of the ILC's Draft Conclusions on Peremptory Norms"

Professor Dire Tladi



Dire Tladi, BLC LLB (Pretoria) LLM (Connecticut) PhD (Erasmus) is Professor of international law, the holder of the NRF SARChI Chair in International Constitutional Law at the University of Pretoria. He is a member of the UN International Law Commission and its Special Rapporteur on Peremptory Norms of General International Law (Jus Cogens). He is also a member of the Institut de Droit International. He was formerly Special Adviser to the South African Foreign Minister and has also been legal adviser to the South African Foreign Ministry and the Legal Counsel to the South African Mission to the United Nations in New York. Professor Tladi has appeared as counsel before the International Criminal Court.

Latest book: Peremptory Norms of General International Law: Disquisitions and Disputations (Brill)

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Discussant: **Ms Maria Telalian**, Legal Advisor to the Prime Minister, Former Head of the Legal Department of the Greek MFA

Moderator: Professor Photini Pazartzis

Convenors: Dr Nikolaos Voulgaris, Dr Efthimios Papastavridis

Research Coordinator: Ms Matina Papadaki

• Wednesday, 9 February 2022

"The Right to a Fair Trial: The Most Litigated Yet Elusive Human Right"

Professor Philippa Webb



Philippa Webb is Professor of Public International Law at King's College London and a barrister at Twenty Essex Chambers. Previously, she served as the Special Assistant and Legal Officer to Judge Rosalyn Higgins GBE QC during her Presidency of the International Court of Justice and held positions in the International Criminal Court and United Nations Headquarters. Her publications include: The Right to a Fair Trial in International Law (OUP 2020, with Amal Clooney) with the accompanying travaux préparatoires to Article 14 of the ICCPR (2021), Oppenheim's International Law: United Nations (2017, with Rosalyn Higgins, Dapo Akande, Sandy Sivakumaran, and James Sloan, awarded the ASIL Certificate of Merit), The Law of State Immunity (2105, with Lady Hazel Fox QC) and International Judicial Integration and Fragmentation (2015). Her work has been cited by the leading national courts in the United Kingdom, Canada, Germany, and South Africa as well as the International Court of Justice.

Discussant: **Professor Yuval Shany**, Hersch Lauterpacht Chair in International Law, Hebrew University, former Chair UN Human Rights Committee

• Wednesday, 23 February 2022

"Crippling Compensation after the Armed Activities on the Territory of the Congo Case"

Dr Martins Paparinskis



Dr Martins Paparinskis is Reader in Public International Law at University College London. He has published widely on foundational as well as specialist topics of public international law, including in American Journal of International Law, British Year Book of International Law, European Journal of International Law, and Modern Law Review. Martins is a member of the Permanent Court of Arbitration, the OSCE Court of Conciliation and Arbitration, ICSID Panels of Arbitrators and of Conciliators, and the Implementation Committee of the UNECE Water Convention, and was recently elected to the International Law Commission for the 2023-2027 quinquennium.

Recent publications: "A Case Against Crippling Compensation in International Law of State Responsibility", 83 Modern Law Review, 2020/6, pp. 1246-1286.

Symposium: https://www.modernlawreview.co.uk/paparinskis-symposium/

Discussant: **Professor Pierre d'Argent**, University of Louvain, Member of the Institute of International Law, President European Society of International Law, Member of the Brussels Bar, special counsel to Foley Hoag (notably counsel and advocate of Uganda in the DRC v. Uganda case).

Moderator: Professor Photini Pazartzis

• Wednesday, 30 March 2022

"International Law and the War in Ukraine"

Professor Marko Milanovic



Marko Milanovic is Professor of Public International Law and Co-Director of the Human Rights Law Centre at the University of Nottingham School of Law. He is co-editor of EJIL: Talk!, the blog of the European Journal of International Law, as well as a member of the EJIL's Editorial Board. Professor Milanovic was formerly Vice-President and member of the Executive Board of the European Society of International Law. He held visiting professor-ships at Michigan Law School, Columbia Law School, Deakin Law School, the University of Bologna, the University of the Philippines College of Law, and the Geneva Academy of International Humanitarian Law and Human Rights. Professor Milanovic was appointed by the UN High Commissioner on Human Rights as one of three high-level experts who will assist her in conducting a comprehensive examination of alleged human rights violations committed in Belarus since 1 May 2020, pursuant to the UN Human Rights Council's mandate in its Resolution 46/20. He is co-general editor of the ongoing Tallinn Manual 3.0 project on the application of international law in cyberspace and Senior Fellow, NATO Cooperative Cyber Defence Centre of Excellence.

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Discussant: **Professor Linos-Alexandre Sicilianos**, Dean of the Athens Law School, National and Kapodistrian University of Athens, former President of the European Court of Human Rights

Moderator: **Professor Maria Gavouneli**, Director, Refugee & Migration Studies Hub -RMS Hub, National & Kapodistrian University of Athens

• Wednesday, 13 April 2022

"The 'Africanization' of International Investment Law: Myth or Reality?"

Professor Makane Moïse Mbengue



Makane Moïse Mbengue is Professor of International Law at the Faculty of Law of the University of Geneva and Director of the Department of International Law and International Organization. He is also an Affiliate Professor at Sciences Po Paris (School of Law). He holds a Ph.D. in Public International Law from the University of Geneva. Since 2017, he is the President of the African Society of International Law (AfSIL). He has acted and acts as expert for the African Union, the Secretary-General of the United Nations, the United Nations Economic Commission for Africa, the United Nations Environment Programme (UNEP), the Office of the High Commissioner for Human Rights, the World Health Organization (WHO), the World Bank, the International Labour Organization (ILO), the Organization of the Islamic Conference (OIC) and the International Institute for Sustainable Development (IISD) among others. He also acts as a Professor for courses in International Law organised by the United Nations Office of Legal Affairs (OLA) and by the United Nations Institute for Training and Research (UNITAR). Professor Mbengue acts as counsel in disputes before international courts and tribunals (in particular, before the International Court of Justice and in investment cases) and as advisor for governments. He is involved in the negotiations of several international investment agreements in Africa.

Discussant: Assistant Professor Anastasios Gourgourinis, Athens Law School, National & Kapodistrian University of Athens

Moderator: **Professor Linos-Alexandre Sicilianos**, Dean of the Athens Law School, National & Kapodistrian University of Athens, former President of the European Court of Human Rights

4. AthensPIL Research Exchange

The *Research Exchange* is a monthly hybrid meeting bringing together AthensPIL young researchers, PhD candidates, recent doctorate holders, and postgraduate students on public international law to present their current research to faculty and peers. The *Research Exchange* aims to foster discussions on both substance and method and is focused on constructive talks and feedback.

During the second term of the academic year 2021-2022 a new monthly meeting was launched called "AthensPIL Research Exchange".

In the meetings held during this period, researchers present either concluded, on-going, or planned research on a public international law subject. They also share written work-inprogress to be discussed, which is distributed it to attendants beforehand and discussed during each session. The goal is twofold: to create a community of graduate researchers and to give early career scholars the opportunity to get valuable feedback. Discussants are invited to comment and converse.

Meetings are hybrid and are held at AthensPIL premises and online once a month

The Convenors for 2022 are PhD candidates and AthensPIL Researchers Aliki Gkana and Matina Papadaki.

• First meeting: 6 April 2022:

A human rights focused event with two post-doctoral researchers, Dr Evangelos Tolis and Dr Maria Louisa Deftou

Dr Evangelos Tolis gave a presentation of his current research project titled **"Application of article 6 ECHR before Greek criminal courts"** focusing on jurisprudential solutions derived from the application and interpretation of the Greek CCP in the light of the ECHR.

Second, **Dr Maria-Louiza Deftou** presented the main arguments of her PhD thesis titled **"Exporting the European Convention on Human Rights"** examining the question of impact of the ECHR norms on other regional and global legal orders as well as the methodology of the judicial dialogue between their enforcement mechanisms.

Short Bios of the Presenters:

Dr Evangelos Tolis is a Military Judge (Grade: D, JC) and holds an LLB, an LLM, as well as a PhD from the University of Athens. Currently, Dr Tolis is a post-doctoral researcher at the University of Athens. His research interests are focused on the law of the international civil service, international organizations, international criminal law, international dispute settlement and human rights.

Dr Maria-Louiza Deftou is an active AthensPIL researcher with a multifold involvement in academic life and legal advisor at IOM. She has recently been awarded a PhD (with Honours) from the Faculty of Law of the University of Athens. She is already participating in a number of research and teaching projects: as Post- Doctoral Researcher in the HFRI project: 'Border-less Challenges: Redefining Sovereignty' (2020-2022), as member of the AthensPIL Research Team in the Jean Monnet Network programme 'Migration and Asylum Policies Systems (MAPS)' (2019-2021). She has also taught international law and international human rights law at the University of Athens (2020-2021).

• Second Meeting: 11 May 2022:

A presentation of a research paper on the law of the sea by LL.M student Mr Dimitris Panousos with Mr Panagiotis Sergis, Legal Advisor at the Hellenic Navy, as a discussant

Mr Dimitris Panousos, postgraduate researcher at the National and Kapodistrian University of Athens, presented a research paper produced in the context of the course on "International Humanitarian Law" of the LL.M. in International and European Law. The paper was shared with the registered attendants.

Mr Panousos' paper, titled **"The HMS Defender Incident: a gap in the law of neutrality?"**, argues about the continued applicability of the UN Convention on the Law of the Sea in times of war as well as analyses its interplay with the law of naval warfare and the compromises to be made in such scenarios, in light of the 2021 HMS Defender incident between Russia and the United Kingdom.

Short Bio of the Presenter:

Mr Dimitris Panousos is a member of the Athens PIL and trainee lawyer with the Athens Bar Association. Currently, he is an LL.M. Candidate in Public International Law from the National and Kapodistrian University of Athens. He holds an LL.B. from the same university. His interest areas are focused in general international law, international law of the sea, international environmental law and international dispute settlement.

Discussant:

Mr Panagiotis Sergis, Policy & Legal Advisor at the Hellenic Navy.



• Third Meeting: 16 June 2022:

A presentation on drafting a PhD proposal by Ms Myrto Stavridi with Dr Efthymios Papastavridis as a discussant

Ms Myrto Stavridi, graduate from the National and Kapodistrian University of Athens, presented on **"Preparing for a PhD Research Proposal"**. She initiated a discussion around the procedure leading to the submission of a new PhD proposal, sharing her own experience and exchanging thoughts with other colleagues at the same stage of their career as well as with more senior researchers who can offer insights and advice. Apart from the substance of the proposal we tackled general questions regarding the manner we approach and explore a PhD topic, finding an original research field, choosing a methodology suited to our project, as well as more formal ones such as the sections of the proposal and the research questions, and the selection criteria regarding universities or supervisors. To complement Myrto's presentation and further the discussion, **Dr Papastavridis** served as a discussant.

Short Bio of the Presenter:

Ms Myrto Stavridi is a practicing attorney registered with the Athens Bar Association and the coordinator of the Refugee and Migration Studies Hub of the National and Kapodistrian University of Athens. She is also the coach of the team representing the university in the Helga Pedersen Moot Court Competition. She holds an LL.B. and an LL.M. (with distinction) from the same university. Her interest areas include general public international law, international human rights law, and international dispute settlement.

Discussant:

Dr Efthymios Papastavridis, Lecturer at the Faculty of Law of University of Oxford, Research Fellow at the Athens PIL, Teaching Associate at the Faculty of Law, National and Kapodistrian University of Athens, Research Fellow at the Academy of Athens, Bureau of International Relations, under the supervision of Professor Emmanuel Roucounas.

5. ELSA Summer School on International Investment Law 2022



The 2022 Summer School on International Investment Law, co-organized annually since 2016 by ELSA Athens and the Athens Public International Law Center (Athens PIL), under the academic supervision of Assistant Professor Anastasios Gourgourinis, took place in Athens as an in-person event, between July 25 and July 30, 2022.

The Summer Law School on International Investment Law 2022 consisted of a total of 42 hours of interactive lectures and workshops over 6 days, and provided participants with all the essential tools to grasp the key aspects of international investment law, while also addressing some of the currently "hottest topics" of the field. The programme also featured a Skills Training Workshop on Written and Oral Advocacy in Investment Arbitration offered by ICDR Y&I and a Skills Training Workshop on Cross Examination, offered by Young ICCA.

The academic programme is available here.

RESEARCH PROJECTS

Athens PIL is engaged in the development and execution of Research Projects relating to the study and promotion of various aspects of public international law, at the national, European and international level.

Our projects include:

- Research programmes, including privately-funded programmes;
- Organisation and hosting of scientific events, lectures, seminars and conferences;
- Specialized research-oriented summer courses;
- Research conducted for the Faculty of Law of the National and Kapodistrian University of Athens;
- Other activities relating to the study of public international law.

The outcomes of the Athens PIL Research Projects are publishable, in accordance with its statute. For more information, consult our **Research Paper Series** and our **Publications section on our website**.

1. Migration and Asylum Policy Systems -MAPS

Jean Monnet Module, Erasmus+ Programme



MigrationAndAsylumPoliciesSystems

Expanding our work on migratory flows into the roots, causes and context of the asylum conundrum, Athens PIL participates in the Migration and Asylum Policy Systems - MAPS project, co-funded by the Erasmus+ Programme of the European Commission.

The MAPS project is carried out by a network of ten European Universities, encompassing more than 150 researchers, working together in more than 60 workshops and meetings with world-class

scholars and all pertinent shareholders. It aims to create an international platform of knowhow on legal tools and best practices for stakeholders and provide a coherent framework for risk assessment and sustainable management of different implementation on migration and asylum policies in EU member States.

It develops into two distinct strands:

i. Migration law courses: Taught in the national language or each participating institution or in English, the courses offer a comprehensive and cohesive overview of migration and asylum law. They are available through the MAPS Network platform: <u>mapsnetwork.eu</u> and in the distance-learning platform of the National and Kapodistrian University of Athens: <u>delos.uoa.gr</u>.

ii. Workshops: Organized by each participating institution, this series of workshops will address specific aspects of the migration and asylum issues with the participation of important shareholders from the State administration, civil society and relief organizations.

The first such workshop was organized by the Università degli studi di Napoli L'Orientale, which serves as project leader, on 23-24 September 2019.

Athens PIL organised a workshop on outsourcing and cooperation with third countries on 8 July 2020.

Athens PIL also participated in the **Conference of 11 December 2020**, organised by **Queen Mary University of London**. Among the speakers was **Professor Maria Gavouneli**, Coordinator of MAPS project for Athens PIL. The theme of the conference was **"Vulnerability, Hostility and the Prospects of the New Pact on Migration and Asylum"**.

The conference aimed to examine the law's response to the challenges faced by those searching safe haven during the COVID-19 pandemic, which has shed light on the barriers faced by forced migrants in accessing their rights. It interrogated the law's conflicting role in creating vulnerability and hostility, while also being a source of protection.

Professor Gavouneli participated in the panel concerning the impact of the clash of legal regimes on the protection of forced migrants. The panel assessed how conflicts, clashes and encounters of legal regimes affect the provision of international protection.



FOR ATHENS PIL:

Coordinator: Professor Maria Gavouneli

Faculty: Assoc. Professor Rebecca-Emmanouela Papadopoulou, Assistant Professor E. Perakis Fellows: Dr Dimitra Papageorgiou, Dr Efthymios Papastavridis, Dr Maria-Louiza Deftou Researchers: Eva Tzavala

Queen Mary

universität



2. Borderless Challenges - Redefining Sovereignty

The present project identifies specific areas where sovereignty and the borders that define it are challenged and seeks to establish whether the traditional rules would suffice to address present and future realities. Such challenges coalesce into two major categories:



i. Beyond territory, where the State seeks to move further from its borders sovereign functions, such as immigration control, and powers, such as jurisdiction in the high seas, traditionally exercised within its territorial limits; and

ii. Beyond sovereignty, where the challenges presented go beyond the very essence of the concept of sovereignty, effectively by-passing the State and functioning on both a sub-statal and an intra-statal level, as in the case of addressing climate change or cyberspace governance.

Each one of these topics remains at the forefront of international law today, while the subject-matter of the proposed research is extremely relevant to our daily concerns. These strands are run through by two horizontal considerations: they involve flows of people, living resources, natural elements and data that need to be regulated so as to address global concerns. The fluidity of the subject runs counter to the rigidity of the borders, whereas the pre-eminence of common considerations contradicts the fundamental importance accorded to the State and its interests. Therein lies the challenge of the current project.

The project is being conducted under the auspices of the **Athens PIL** and the academic supervision of **Professor Maria Gavouneli**. The work is structured taking into account both the expertise required and the team complimentarity skills in order to optimize the final objective. In addition to traditional types of research, the team members will engage in dissemination exercises, presenting their findings in international conferences. The final product will be presented in an international conference organized in Athens, to which a number of experts in the field will be invited to participate, and published in a volume by a reputable international law publisher.

Publications:

- Research Paper on Cyber governance (30/6/22)
- Policy Brief on Cyber governance (4/11/21)
- Policy Brief on Cyber-governance (30/4/21)
- Research Paper on Migration Interdiction in the Mediterranean Sea: From Unilateral to Multilateral Cooperation (15/12/20)
- Policy Brief on Migration (15/12/20)
- Policy Brief on Migration Controlling immigration beyond the External Borders of the EU (15/12/20)
- Policy Brief on Climate Change Governance (15/12/20)

Coordinator:

Professor Maria Gavouneli

Research Team:

Professor Photini Pazartzis, Professor Theodore Christakis, Dr Efthymios Papastavridis, Dr Dimitra Papageorgiou, Dr Ilias Plakokefalos, Dr Maria-Louiza Deftou, Antonis Antonopoulos, Eva Tzavala, Eleni Anagnostopoulou

3. EU Maritime Security Post - 2020

The present project addresses several key aspects of the new maritime security architecture of the European Union (EU) post 2020 from the viewpoint of public international law. The EU Maritime Security is of paramount significance not only for the efficient management of the maritime borders of the EU Member States, but also for the protection of common interests, like energy and the environment. As the EU Maritime Security Strategy underscores, there are novel threats ahead, such as the protection of critical energy infrastructures and of marine biodiversity. At the same time, the EU envisages the increasing use of drones or satellites for maritime surveillance purposes and gives funding to competent EU Agencies, like the European Border and Coast Guard Agency, to purchase and operate their own assets (vessels, planes, vehicles), instead of those of the Member States, for policing purposes.

Evidently, the above developments give rise to very intriguing and perplexing questions under international law, including whether the current legal framework is well-equipped to address these novel threats and challenges, like the use of earth observation tools, as well as to issues of shared responsibility and human rights law, including the right to privacy and data protection legislation.

The project is being conducted under the auspices of the Athens Public International Law Center under the supervision of the Principal Investigator, **Dr Efthymios Papastavridis**, who has a long research record on matters concerning the law of the sea and maritime security and has concluded another research project at the University of Oxford on fisheries and marine biodiversity. The research team comprises of postdoctoral and doctoral researchers, all experts in their respective fields, which with the valuable guidance of the Advisory Committee, consisting of worldwide established academics, will address the legal aspects of EU Maritime Security through the following discrete yet linked angles:

- i) novel threats
- ii) maritime domain awareness
- iii) maritime multilateralism and cooperation
- iv) legal remedies

The final product will be presented in an international conference organized in Athens, to which a number of experts in the field will be invited to participate, and published in a volume by a reputable international law publ; isher.

Principal Investigator: Dr Efthymios Papastavridis

Research Team: Dr Dimitra Papageorgiou, Dr Ilias Plakokefalos, Dr Maria-Louiza Deftou, Eva Tzavala

Advisory Committee: Professor Maria Gavouneli, Professor Irini Papanicolopulu, Professor Sofia Galani, Professor Seline Trevisanut, Dr Kiara Neri

4. Clean Mediterranean Sea! Project

On July 3rd, 2021, Greece's ban on a large variety of single-use plastics came officially into effect. This was indeed an important milestone for the direction of the economy towards a more sustainable model, achieved in the framework of the transposition of the EU Single-Use Plastic Directive 2019/904 by Greek Law No. 4736/2020. Occasioned by such a development, we are very excited to announce that a research group was created under the auspices of the AthensPIL during the past months, in order to provide an in-depth analysis of the domestic environmental and waste management law and its conformity with EU and international law standards.

The "inciting incident" for the above was the invitation to cooperate with other esteemed international colleagues for the "Clean Mediterranean Sea! - CMS!" project. The focus of the latter is the legal response of Mediterranean countries to marine plastic pollution, *vis-a-vis* international standards. Marine plastic pollution, constituting a highly problematic reality, calls for targeted action, which is strongly linked to current international trends and national interests. The "Clean Mediterranean Sea! - CMS!" project is carried out under the aegis of the Vienna Forum für Democracy and Human Rights and supported by the Hermann and Marianne Straniak Foundation (Switzerland/Austria).

As highlighted through our research, there is no special law or specific administrative act regulating marine plastic pollution. Thus, the latter is covered by the general provisions on environmental protection from any type of pollution or degradation. To this end, the core role is played by Law No. 1650/1986, which is the basic instrument in Greece that introduces criminal, civil, and administrative liability for environmental violations. However, the said Law is deemed rather general, thus, a number of domestic laws implementing EU directives and international conventions have enhanced and solidified it.

Indicatively, it is worth mentioning Law No. 3983/2011 ("National strategy for the protection and management of the marine environment") which transposed the Directive 2008/56. To its implementation, the national programme of measures was published, through the adoption of a Ministerial Decision in December 2017. The national programme of measures serves as the point of reference for the existing and proposed measures concerning, *inter alia*, the plastic pollution in Greek seas. Furthermore, with the aim of reducing the consumption of lightweight plastic carrier bags, Law No. 4537/2018 and Law No. 4685/2020 (both transposing EU Directives) provided that consumers are required to pay an environmental fee per piece of plastic carrier bag. On top of the above, the aforementioned Law No. 4736/2020 prohibits the placing of certain single-use plastic products on the market. The prohibition will apply pursuant to the depletion of stocks and, in any case, no later than ten months after 3 July 2021, while it is provided that an environmental protection levy will be imposed on consumers for the use of the above.

All in all, the prompt transposition of the **Directive 2019/904** by Greece as well as the promising national measures adopted, undoubtedly produce a positive precedent. This is only highlighted by the fact that Law No. 4736/2020 sets higher targets than the Directive itself. However, the challenging part of the complete and effective implementation of these measures, especially with regard to marine plastic pollution, remains to be seen.

The output of this research was published in a dedicated issue of the *Journal of Law and Environment* (Nomiki Vivliothiki) in June 2022.

The research team consists of: Efstathia Kosma, Eirini Zachariadi, Foivos Stathas, Giorgos Kouvaras, and Konstantina Meletiadou under the supervision of Professor Maria Gavouneli.

PUBLICATIONS

1. Publications by Researchers and Fellows

• Maria-Louiza Deftou

Book: Exporting the European Convention on Human Rights, Hart Publishing 2022

Book Chapter: "Balancing public interest with health-related rights: current dilemmas and future prospects", Hart Publishing 2023

Book Chapter: Maria-Louiza Deftou, Dimitra Papageorgiou, Efthymios Papastavridis, Interdiction in the Mediterranean: From Unilateral to Bilateral Cooperation in Amy Nethery, Asher Hirsch and Azadeh Dastyari (eds), Refugee Externalisation Policies Responsibility, Legitimacy and Accountability, Routledge 2022

Article: "The Road to the EU's Accession to the ECHR: Reshaping the ECtHR-CJEU Judicial Interaction in Cases of 'Unwanted Migration'?", (2022) 24 International Community Law Review 377

Article: "Οι «άτυπες αναγκαστικές επιστροφές» (push-backs) μεταναστών στη Μεσόγειο."(2021) 14(2) *De Jure Journal* 129 ['Push-backs in the Mediterranean Sea' (publ. In Greek)]

Panos Merkouris

Book: P. Merkouris, A. Kulick, J. Alvarez-Zarrate and M Zenkiewicz (eds), *Custom and its Interpretation in International Investment Law* (CUP 2023)

Book: P. Merkouris, 'Interpretation of Customary International Law: of Methods and Limits [2022] *BRILL Research Perspectives in International Legal Theory and Practice*

Book: P. Merkouris, J. Kammerhoffer and N. Arajärvi (eds) & N. Mileva (ass. ed.), *The Theory, Practice, and Interpretation of Customary International Law* (CUP 2022)

Book: M. Fitzmaurice, M. Brus and P. Merkouris (eds), *Research Handbook on International Environmental Law* (2nd edn, EdwardElgar 2021)

Book: P. Merkouris and M. Fitzmaurice, *Treaties in Motion: The Evolution of Treaties from Formation to Termination* (CUP 2020)

Book Chapter: P. Merkouris, 'Time-Travelling Rules of Interpretation: Of "Time-Will" and "Time-Bubbles" in L. Pasquet, K. Polackova van der Ploeg, and L. Castellanos Jankiewicz (eds), *International Law and Time: Narratives and Techniques* (Springer 2023)

Book Chapter: P. Merkouris, Fr. Nelissen and M. Malaihollo, 'Regulation of Ocean CDR Methods in the Kingdom of the Netherlands' in R.M. Webb, K. Silverman-Roati and M. Gerrard (eds), *Ocean Carbon Dioxide Removal for Climate Mitigation: The Legal Framework* (Edward Elgar 2023)

Book Chapter: P. Merkouris, 'The Correct Interpretation Premise in International Adjudication' in P. Westerman, K. Gorobets and A. Hadjigeorgiou (eds), *Conceptual (De)Constructions of International Law* (Edward Elgar 2023)

Book Chapter: P. Merkouris, 'The Individual and its Fidelity to International Law: a Kaleidoscope' in P. Westerman, K. Gorobets and A. Hadjigeorgiou (eds), *Conceptual (De)Constructions of International Law* (Edward Elgar 2023)

Book Chapter: P. Merkouris, 'Interpreting Customary International Law: You'll Never Walk Alone' in P. Merkouris, J. Kammerhoffer and N. Arajärvi (eds), *The Theory, Practice, and Interpretation of Customary International Law* (CUP 2022)

Book Chapter: P. Merkouris & S. Lekkas, 'The Individual: Subject, Participant or User of International Law?' in K. Antonopoulos and K. Magliveras (eds), *The Law of the International Community* (4th edn, Nomiki Vivliothiki 2022)

Book Chapter: P. Merkouris, 'Treaties' in Chr Binder et al (eds), *Elgar Encyclopedia of Human Rights* (Edward Elgar 2022)

Book Chapter: P. Merkouris and SI. Lekkas, 'Reservations to Treaties' in Chr Binder et al (eds), *Elgar Encyclopedia of Human Rights* (Edward Elgar 2022)

Book Chapter: P. Merkouris, 'Termination of Treaties: The Contribution of the Gabčikovo-Nagymaros Judgment' in S Forlati, MM Mbengue and B McGarry (eds), *The Gabčikovo-Nagymaros Judgment and its Contribution to the Development of International Law* (BRILL/Martinus Nijhoff 2020)

Article: P. Merkouris, 'Debating Interpretation: On the Road to Ithaca' (2022) 35/2 Leiden Journal of International Law 1-8

Article: P. Merkouris, 'The Principle of Systemic Integration' [2020] Max Planck Encyclopaedia of International Procedural Law 2866

Article: P. Merkouris and M. Fitzmaurice, 'Environmental Compliance Mechanisms' in Oxford Bibliographies Online: PublicInternational Law (OUP, 2020 update)

Rebecca Mignot-Mahdavi

Book: Rebecca Mignot-Mahdavi, Francesca Capone, Christophe Paulussen (eds.), Foreign Fighters under International Law and Beyond, Vol 2 (Springer, forthcoming 2022)

Book Chapter: Rebecca Mignot-Mahdavi, "All Dangerous: The Lack of Individualisation of Sentences and Their Enforcement at the Expense of Reintegration in France", in Capone, Mignot-Mahdavi, Paulussen (eds.), *Foreign Fighters under International Law and Beyond*, Vol 2 (Springer, 2022)

Book Chapter: Nehal Bhuta and Rebecca Mignot-Mahdavi, "Dangerous Proportions: Means and Ends in Non-Finite War", in Bhuta, N., Hoffman, F., Knuckey, S., Megret, F. & Satterthwaite, M. (eds.), *The Struggle for Human Rights: Essays in Honour of Philip Alston* (Oxford University Press, 2021)

Article: Rebecca Mignot-Mahdavi, "Rethinking the Concept of Direct Participation in Hostilities in the Counter-Terrorism Context", International Review of the Red Cross, 7 September 2022

Blog: Ramzi Kassem, Rebecca Mignot-Mahdavi and Gavin Sullivan, "Watchlisting the World: Digital Security Infrastructures, Informal Law, and the "Global War on Terror", Just Security, October 2021

Other: Rebecca Mignot-Mahdavi, "International Peace and Security', co-authored with Robin Geiss, *Elgar Encyclopedia of Human Rights* (Edward Elgar, 2021)

Dimitris Panousos

Article: 'Sustainable waste management as a fundamental tool from preventing marine plastic pollution' (in Greek), *Environment and Law (Nomiki Vivliothiki)*, Vol. 100, April 2022. Co-authored with E. Zachariadi, E. Meletiadou and E. Kosma

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Stavros-Evdokimos Pantazopoulos

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Article: 'The Promise and Perils of Protected Zones', (2020) Environmental Scientist, June 2020, 44-49

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Article: Diffuse Law-making of Environmental Protection in Relation to Armed Conflicts' in the special issue 'A Greener International Law: International Legal Responses to the Global Environmental Crisis' 21 Netherlands Yearbook of International Law (forthcoming in 2022)

Blog: 'Strengthening the Thin Green Line: A call for an international monitoring mechanism for environmental peacebuilding law', in Geneva Peacebuilding Platform, *White Paper on the Future of Environmental Peacebuilding*, available here, (co-authored with Dr Mara Tignino)

• Matina Papadaki

Article: 'Incidental Questions as A Gatekeeping Doctrine' 116 American Journal of International Law Unbound Symposium (June 2022) 170-175 [available here]

Blog: 'Complex Disputes and Narrow Compromissory Clauses: Ukraine's Institution of Proceedings against Russia' *EJIL*: *Talk!* 7 March 2022 [available here]

Alina Papanastasiou

Article: 'Media Wars: Transparency and Aggravation in Investment Arbitration', in: Katia Fach Gómez (ed), Private Actors in International Investment Law, *European Yearbook of International Economic Law*, Springer (2021), pp 191-207

• Vicky Tzatzaki

Article: Second generation of human rights and natural disasters. The protection of the right to health and housing, 3/2022 Environment and Law (Nomiki Vivliothiki)

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Article: Recent Developments in Environmental Law in Greece: A Commentary, 2020 International Journal of Environmental Protection and Policy

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• Eva Tzavala

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Article: E. Tzavala, "The new provisions of Law 4636/2019 on International Protection under the angle of fair and efficient asylum procedures", *Efarmoges Dimosiou Dikaiou*, year 33rd, vol. 1/2020, pp. 18-31 [in Greek]

Article: E. Tzavala, "The recognition of the inalienable nature of the principle of non-refoulement in Europe and its systematic breach in practice", *Epetirida Dikaiou Prosfigon kai Allodapon*, 2018-2020, pp. 551-582 [in Greek]

Nikolaos Voulgaris

Book Chapter: 'International Organisations as Autonomous Actors in the Formation of Customary International Law' in *Perspectives on International Organisations and Formation of Customary International Law*, S. Droubi & J. d' Aspremont (eds), Melland Schill Guidebooks on International Law, Manchester University Press, 2020, 21-41

Article: International Public-Private Partnerships: Responsible Global Governance or International Law at a Cross-Roads?', 33 (2021) *European Review of Public Law* 405-436

Honourable mentions to PhD and LLM dissertations of AthensPIL and RMS Hub affiliates by the Hellenic Society of International Law and International Relations

We are very proud to announce that two of the AthensPIL Center Fellows received an honourable mention for their PhD dissertations by the Hellenic Society of International Law and International Relations. The Hellenic Society of International Law and International Relations in the Commemorative Conference for its 40th anniversary (1982-2022) with subject Contemporary Challenges to the International Rule of Law: Convergences and Deviations, within the context of the G. Tenekidis award for the best PhD dissertation on a subject related to International Law and International Relations, bestowed an honourable mention to the PhD dissertations of Dr Maria-Louiza Deftou and Dr Stavros-Evdokimos Pantazopoulos.

Dr Maria-Louiza Deftou obtained her PhD at Law School of the National and Kapodistrian University of Athens and is a lawyer and postdoctoral researcher in the research project 'Sovereignty without borders', undertaken by AthensPIL Center and funded by the Hellenic Foundation for Research and Innovation - ELIDEK. Her PhD dissertation is titled "Exporting the European Convention on Human Rights". Dr Stavros-Evdokimos Pantazopoulos obtained his PhD at the European University Institute and is a lawyer and postdoctoral researcher with the Toxic Crimes Project of the Erik Castrén Institute at the University of Helsinki. His PhD dissertation is titled "Protecting the environment against the impacts of armed conflict".

We are also very proud to announce that **Myrto Stavridi** and **Aikaterini Koinaki**, graduates of the LLM in Public International Law of the National and Kapodistrian University of Athens **received an honourable mention for their LLM dissertations** by the Hellenic Society of International Law and International Relations within the context of the Constantine Economidis award for the best LLM dissertation on a subject related to International Law and International Relations. Myrto Stavridi's LLM dissertation is titled "Inter-State applications under the European Convention on Human Rights" and an updated version was published in the Research Paper Series of the AthensPIL Center. Myrto Stavridi is a lawyer and the coordinator of the RMS Hub. Aikaterini Koinaki's LLM dissertation is titled "EU sanctions regime under international law". Aikaterini Koinaki was, at the moment of receiving the award, a stagiaire of the European Court of Justice.

2. Research Paper Series

As part of the Athens PIL research activity, Fellows and Researchers conduct research on current issues of international law. The outcome of this effort is published in the Athens PIL Research Paper Series.

- Panagiotis Chalvantzis, *Recent Practice in Recognition of Governments: The Case of Libya between 2015-2020*, Research Paper 1/2021
- Myrto Stavridi, Inter-State Applications under the European Convention on Human Rights, Research Paper 2/2021



Athens **PIL**



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