



Centre for
Comparative Law



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The Centre for Comparative Law of the Faculty of Law of Charles University in Prague
in cooperation with the Department of Constitutional and Administrative Law of the
University of Vienna

invites you to an international conference

on

PUBLIC INTEREST IN LAW

October 17 and 18, 2019

Building of the Faculty of Law of Charles University, nám. Curieových 7, Prague 1,
Room No. 38, ground floor

AIM OF THE CONFERENCE

The purpose of this conference is to present and analyse the phenomenon of ‘public interest’ in a comprehensive manner in different areas of law. The conference will attempt to determine what the public interest means while respecting well-founded differences between individual legal disciplines. The presentations will, first of all, concentrate on the definition of public interest and analyse the distinction between public interest and private interest as well as define the relevant ‘public’. They will deal with fundamental characteristics of public interest and consider whether public interest is an aggregation of individual interests (*volonté de tous*) or a reasonable consideration for the coexistence of a society as a whole (*volonté générale*). Furthermore, the presentations will investigate the weight of public interest in case of conflict with other considerations and focus on legal consequences of a breach of public interest (e.g. nullity, damages, or penalties).

PROGRAM

Thursday, October 17

I.	9.00 – 13.15	Foundations	Chair: Friedrich Rüffler
	Tomáš Dumbrovský, Christoph Bezemek:	<i>The Concept of Public Interest</i>	
	Luboš Tichý:	<i>Public Interests, their Position and Importance in Law</i>	
	Michael Potacs:	<i>Public Interest and Interpretation</i>	
	<i>Coffee break</i>	<i>30 min</i>	
	Slavomíra Henčková:	<i>Protection of Public Interest as a Legal Principle</i>	
	Pavel Ondřejek:	<i>Theoretical Basis of the Relationship between Fundamental Rights and Public Interests</i>	
	Václav Janeček:	<i>Five Misconceptions about Public Interests in Law</i>	
	<i>Discussion</i>		

II.	14.00 – 18.00	EU-Law	Chair: Michael Potacs
	Claudia Wutscher:	<i>Fiscal Interest and Fundamental Freedoms</i>	
	Solange Maslowski:	<i>Public Interest as a Possible Limit to Freedom of Movement of EU Citizens</i>	
	Marina Kaspar:	<i>Public Interest and the Migration of Third-Country Nationals</i>	
	<i>Coffee break</i>	<i>30 min</i>	
	Richard Král:	<i>National Public Interest Grounds Justifying Non-Minimalistic Implementation of EU Law</i>	
	Petra Pipková:	<i>Private Enforcement versus Public Enforcement of Competition Law: The Prevalence of Public Interest</i>	
	Filip Křepelka:	<i>Public Health as a Specification of Public Interest?</i>	
	<i>Discussion</i>		

Friday, October 18

III.	9.00 – 13.00	Private Law	Chair: Filip Křepelka
	Georg Kodek:	<i>Public Interest in Private Law</i>	
	Friedrich Rüffler, Julia Told:	<i>Public Interest in Corporate Law</i>	
	Jiří Hrádek:	<i>Public Interests and Strict Liability for Abnormally Dangerous Operations</i>	
	<i>Coffee break</i>	<i>30 min</i>	
	Martin Risak:	<i>Public Interest in Labour Law</i>	
	Andreas Frössel, Tomáš Troup:	<i>Public Interest in Insolvency Law</i>	
	Rita Simon:	<i>Consumer Protection and Public Interest</i>	
	<i>Discussion</i>		
IV.	14.00 – 17.00	Selected Areas of Law	Chair: Georg Kodek
	Andrea Lehner:	<i>Public Interest in Criminal Law</i>	
	Jiří Buryan:	<i>Protection of Public Interests in Construction Law</i>	
	<i>Coffee break</i>	<i>30 min</i>	
	Jan Malíř:	<i>The Anatomy of General Interest on European Level: Cultural Heritage Protection in the Council of Europe Law</i>	
	Vojtěch Vomáčka:	<i>Imperative Reasons of Overriding Public Interest in Biodiversity Protection</i>	
	<i>Discussion</i>		
	<i>End of the Conference</i>		

Open to the public. There is no conference fee.

Registration and information: Ms. Ludmila Nováčková, e-mail: novackov@prf.cuni.cz