

International Conference of the Court of the EAEU
«Ensuring the uniform application of the Eurasian Economic Union Law: the Role of the Court»
17-19 November 2021

Programme

17 November 2021

9.00 – 10.20.	<i>Conference opening and welcome addresses</i>
9.00 – 9.15.	<p>Erna Hayriyan President of the EAEU Court</p>
9.15 – 10.20.	<ul style="list-style-type: none"> • Mikhail Myasnikovich Chairman of the Board of the Eurasian Economic Commission • Valery Mitskevich Deputy Chairman of the House of Representatives, National Assembly of the Republic of Belarus, Head of the Belarusian Republican Union of Lawyers • Arman Dilanyan President of the Constitutional Court of the Republic of Armenia • Lilit Tadevosyan President of the Court of Cassation of the Republic of Armenia • Yuri Kobets Deputy Chairman of the Supreme Court of the Republic of Belarus • Viktor Malinovsky Member of the Constitutional Council of the Republic of Kazakhstan, welcome address from Kairat Mami, Chairman of the Constitutional Council of the Republic of Kazakhstan • Karybek Duisheev Chairman of the Constitutional Court of the Kyrgyz Republic

	<ul style="list-style-type: none"> • Irina Podnosova Deputy President of the Supreme Court of the Russian Federation - President of the Judicial Chamber for Economic Disputes of the Supreme Court of the Russian Federation • Karen Andreasyan Minister of Justice of the Republic of Armenia • Sergei Khomenko Minister of Justice of the Republic of Belarus • Marat Beketaev Minister of Justice of the Republic of Kazakhstan • Mikhail Vinogradov Director of the Main Directorate for International-Legal Cooperation of the Prosecutor General's Office of the Russian Federation • Spyridon Flogaitis Director of the European Public Law Organization (EPLO)
10.20 – 13.10.	Plenary Session «The uniform application of the Eurasian Economic Union Law and international justice» (beginning)
10.20 – 11.20.	<p>Moderated by: Erna Hayriyan President of the EAEU Court</p> <p>Speakers (time limit – 10-15 min.):</p> <ul style="list-style-type: none"> • Denis Kolos Judge of the EAEU Court <i>«The WTO and the EAEU: Problems of Correlation of Law and Competing Jurisdictions of Dispute Settlement Bodies»</i> • Alexey Ispolinov Associate Professor, Department of International Law, Moscow State University <i>«Issues of Constitutionalization and Autonomy of Legal Orders in International Law and the EAEU Law»</i>

	<ul style="list-style-type: none"> • Mark Entin Head of the Department of European Law, MGIMO-University <i>«The Splendors and Miseries of the Concept of Conflict of Legal Norms of Different Legal Systems»</i> • Vadim Voynikov Professor, Department of International and European Law, Immanuel Kant Baltic Federal University <i>«Convergence of the EU and the EAEU Legal Orders»</i>
11.20 – 11.30.	<i>Break</i>
11.30 – 13.10.	<ul style="list-style-type: none"> • Venera Seitimova Judge of the EAEU Court <i>«The Uniform Application of the Union Law in Context of Protection of the Internal Market»</i> • Alexey Kubrin Deputy Secretary of State, Standing Committee of Union State – Member of the Standing Committee of Union State <i>«Creation and Operation of Integration Courts»</i> • Michail Kleandrov Judge of the Constitutional Court of the Russian Federation in retirement <i>«The CIS Economic Court as a Forerunner of the EAEU Court»</i> • Konstantin Chaika Vice-President of the EAEU Court <i>«The Role of International Law and Jurisprudence of Other International Courts in Regional Integration Courts»</i> • Allan F. Tatham Professor of European Law, San Pablo CEU University, Madrid <i>«The Influence of the ECJ Decisions on other Regional Courts»</i> • Anatoly Kapustin Scientific Advisor, Institute of Legislation and Comparative Law under the Government of the Russian Federation <i>«Hierarchy and Interaction of Methods of Interpretation in International Courts Practice»</i>

13.10 – 14.00.	<i>Break</i>
14.00 – 16.50.	Plenary Session « The uniform application of the Eurasian Economic Union Law and international justice» (continuation)
14.00 – 15.10.	<p>Moderated by: Konstantin Chaika Vice-President of the EAEU Court</p> <p>Speakers (time limit – 10-15 min.):</p> <ul style="list-style-type: none"> • Lukáš Mareček Deputy Head of Department, Assistant Professor, Department of International Law and International Relations, Faculty of Law, Comenius University in Bratislava <i>«Interpretative Methods Used by the International Court of Justice in Recent Cases (2020-2021)»</i> • Alexander Mezyaev Head of the Department of International Law, University of Management TISBI <i>«Human Rights Jurisdiction in Courts of Integration Unions: Some Trends»</i> • Kirill Entin Deputy Registrar of the EAEU Court - Head of the Legal Research and Analysis Department <i>«Formation and Development of General Principles of Law of the EU and the EAEU»</i> • Tatiana Mikhalyova Chief Researcher at the National Centre of Legislation and Legal Research, Associate Professor at the Department of Eurasian Studies of the Belarusian State University <i>«International Treaties of the EU and the EAEU: the Role of Judicial Bodies»</i>
15.10 – 15.20.	<i>Break</i>
15.20 – 16.50.	<ul style="list-style-type: none"> • Elena Gorenskaya Chief Researcher, Institute of Legislation and Comparative Law under the Government of the Russian Federation <i>«The Problems of Enforcement of Certain Decisions of International Courts»</i> • Juan Manuel Rivero Godoy Secretary of the MERCOSUR Permanent Appeals Court <i>«The Importance of the Permanent Court of Appeals to the Integration Process in MERCOSUR»</i>

	<ul style="list-style-type: none"> • Maria Tuchina Lecturer at the Department of Integration Processes, MGIMO-University <i>«Appellate Jurisdiction of Courts in Integration Unions: the Experience of the EU and the EAEU»</i> • Andrei Kartun Deputy Minister of Antimonopoly Regulation and Trade of the Republic of Belarus <i>«Impact of Advisory Opinions of the EAEU Court on the Development of Rule-Making and Law Enforcement Practice of the Commission and the Union Member States in the Field of Competition Law»</i> • Kuanysh Yelikbayev Deputy Director of Domestic Markets Operation Department of the Eurasian Economic Commission <i>«Ensuring the Enforcement of Decisions of the EAEU Bodies on the Issues of the Need for the EAEU Member-States to Fulfill their Obligations within the Framework of Functioning of the EAEU Internal Market. Improving the Legal Regulation»</i>
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18 November 2021

09.30 – 13.00.	Session I «The Eurasian Economic Union law in the case law of the EAEU Court and the courts of the Member States»
09.30 – 11.30.	<p>Moderated by: Galina Skripkina Judge of the EAEU Court</p> <p>Speakers (time limit – 10-15 min.):</p> <ul style="list-style-type: none"> • Ekaterina Diyachenko Counsellor of the Judge of the EAEU Court <i>«Application of the EAEU law by National Judicial Bodies and Development of Interjudicial Dialogue»</i> • Elena Vasyakina Associate Professor of the Department of International Law, Orenburg Institute (branch) of Kutafin Moscow State Law University (MSAL) <i>«Non Progređi est Regredi: Problems of Application of the EAEU law by the Courts of the Member States»</i>

	<ul style="list-style-type: none"> • Olga Kadysheva Acting Head of the Department of International Law, Moscow State University <i>«Liability Issues in Law of the Eurasian Economic Union»</i> • Yuri Ivanenko President of the panel of judges of the Judicial Chamber for Economic Disputes, Supreme Court of the Russian Federation <i>«Remote Justice in the Era of a Pandemic: the Experience of the Judicial Systems of the EAEU Member States»</i> • Marat Sarsembayev Chief Scientific Advisor, Department of International Law and Comparative Law, Institute of Law and Legal Information of the Republic of Kazakhstan <i>«The Use (Application) of Digital Technologies in the EAEU Court Proceedings and in the EAEU Law»</i>
	<i>Discussion</i>
11.30 – 11.45.	<i>Break</i>
11.45 – 13.00.	<ul style="list-style-type: none"> • Evgeny Taribo Head, Office for the Constitutional Foundations of Public Law, Registry of the Constitutional Court of the Russian Federation <i>«Customs Regulation under Review of the Russian Constitutional Justice»</i> • Aleftina Timoshenko Assistant to the Head of the Federal Antimonopoly Service of Russia, Head of the Institute for Competition Development and Antimonopoly Regulation, Saint-Petersburg State University <i>«The Supreme Court of the Russian Federation Plenary Decision about the Group of Persons and Prohibition of Anti-Competitive Agreements (Resolution of March 4, 2021 No. 2). Issues of Interpretation»</i> • Elena Dobriyan Vice-President, JSC Center for the Competition Policy Development and Protection <i>«The Role of Advisory Opinions of the EAEU Court in Consideration of Antitrust Cases by the Courts of the Republic of Kazakhstan»</i> • Ekaterina Dmitrikova Associate Professor, Department of Administrative and Financial Law, Saint-Petersburg State University <i>«Protection of the Rights of Subjects of Foreign Economic Activities in Jurisdictional Proceedings»</i>

	<i>Discussion</i>
13.00 – 14.00.	<i>Break</i>
14.00 – 16.00.	Session II «Applying to the Court of the EAEU: questions and answers(workshop for practicing lawyers)»
	<p>Registry of the EAEU Court</p> <ul style="list-style-type: none"> • General principles of legal drafting: interrelation with the Statute and the Rules of Procedure of the EAEU Court • Practical aspects of application and representation of interests in the EAEU Court • Issues of compliance with the pre-trial procedure • Drafting and submission of applications and complaints to the EAEU Court • The procedure for conducting and participating in the oral stage of legal proceedings in the EAEU Court

19 November 2021

10.00 – 12.45.	Session III «Problematic issues of the application and the development of the EAEU law» (beginning)
10.00 – 11.30.	<p>Moderated by: Nikolai Kulesh Registrar of the EAEU Court</p> <p>Speakers (time limit – 10-15 min.):</p> <ul style="list-style-type: none"> • Artur Simonyan Postgraduate student at the University of Tartu <i>«Institutional balance as a driver of the development of the EAEU law»</i> • Maxim Shmelev WTO Expertise Center <i>«Ping-pong without Rules: the Mechanisms for (Non)Execution of the EAEU Court Judgments»</i> • Anastasia Chursina Expert on customs issues, the public representative of the Russia's Presidential Commissioner for the Protection of Entrepreneurs' Rights <i>«The Issues of Implementation in the Russian Federation of Article 29 of the Union Treaty Regarding the Movement between Russia and the Republic of Belarus of Goods from Groups 27-29 of CN FEA of the EAEU»</i> • Sergei Garusov Advocate of Minsk city bar association <i>«The issues of application and improvement of Article 56 of the Customs Code of the EAEU»</i> • Ekaterina Egorova Associate professor, Department of European Law, MGIMO-University <i>«The Legal Regulation of Freedom of Movement of Workers in the EAEU and the EU: the Role of Juresprudence»</i>
	<i>Discussion</i>
11.30 – 11.40	<i>Break</i>

11.40 – 12.45.	<ul style="list-style-type: none"> • Alexey Anischenko Senior Lecturer, Department of Eurasian Studies, Belarusian State University, Partner at «Sorainen» Law Office <i>«Freedom of Establishment of Companies in the EU and the EAEU law: Problems and Prospects»</i> • Chris Campbell-Holt Registrar, Chief Executive, AIFC Court <i>«Protecting Investor Rights: The AIFC Court and IAC»</i> • Andrey Dementiev Senior Lecturer, Department of International Law, Peoples' Friendship University of Russia <i>«Reforming the International System for Resolving Investment Disputes: Significance and Prospects for the EAEU»</i> • Nikolay Kazantsev Chief Researcher, Institute of Legislation and Comparative Law under the Government of Russia <i>«Traditional Gap in Public Property Legislation in EAEU Member-States»</i>
12.45 – 13.30.	<i>Break</i>
13.30 – 16.40.	Session III «Problematic issues of the application and the development of the EAEU law» (continuation)
13.30 – 14.55.	<p>Moderated by: Kirill Entin Deputy Registrar of the EAEU Court</p> <p>Speakers (time limit – 10-15 min.):</p> <ul style="list-style-type: none"> • Artem Molchanov Head of the Legal Department, Federal Antimonopoly Service of Russia <i>«The Issues of Defining Cross-Border Markets»</i> • Galina Shinkaretskaya Chief Scientific Advisor, Institute of State and Law of the Russian Academy of Sciences <i>«The Problem of Determining the Boundaries of Product Markets in the EAEU»</i> • Ivan Starikov Lawyer, Antitrust Advisory <i>«EEC Powers to Conduct Investigations on its Own Initiative»</i>

	<ul style="list-style-type: none"> • Andrey Tenishev Head of the Competition Law Department, Institute of Law and National Security, Russian Presidential Academy of National Economy and Public Administration (RANEPA) <i>«Competition Law of the Eurasian Union: Regulatory Gaps and Competition with National Legal Regimes»</i> • Tatiana Ignatovskaya Partner and Deputy Director, “Stepanovski, Papakul and Partners. Legal services” LLC <i>«Issues and Challenges the EAEU Competition Legislation Application to Entities from Third States»</i>
	<i>Discussion</i>
14.55 – 15.10	<i>Break</i>
15.10 – 16.40	<ul style="list-style-type: none"> • Pavel Zhukovsky Deputy Director of EEC Department for Competition and Public Procurement <i>«Improving the EAEU Law in Public Procurement»</i> • Julia Amelchenya Counsellor of the Judge of the EAEU Court <i>«Adherence to the Principles of Sustainable Public Procurement in the EAEU law»</i> • Natalya Gurinovich Head of the Government Procurement Department, Ministry of Antimonopoly Regulation and Trade of the Republic of Belarus <i>«Improving the Procedure for Establishing Exemptions from the National Regime in the Field of Public Procurement as a Way to form a Single Market for Goods, Services»</i> • Olga Bakinovskaya Head of the Civil, Environmental, and Social Law Research Department, National Center of Legislation and Legal Research of the Republic of Belarus <i>«Implementation of the Legal Norms of the Eurasian Economic Union on Maintaining the Register of Bad-Faith Suppliers in the Member States»</i>
	<i>Discussion</i>