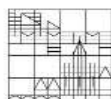




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## **The Judicial Deconstruction of Union Citizenship**

### **The Limits of Free Movement & Solidarity in the EU**

#### **University of Konstanz, 28/29 April**

The free movement of persons is central to the legal and political identity of the European project and the Court of Justice famously maintained that citizens from other Member States may expect 'a certain degree of financial solidarity.' For more than a decade, innovative judgments from Luxembourg captured the imagination of academics working on Union law, in particular concerning the access to social benefits. However, the expansionary potential of Union citizenship seems to have met its limits when the Court of Justice declined equal treatment rights to those who do not work or are looking for jobs in a number of recent judgments. This contrasts with the optimistic outlook on transnational citizenship which had defined many academic contributions. The time has come, therefore, for academic commentators to consider the limits of Union citizenship. This conference will confront this challenge by embedding ongoing legal debates in a broader constitutional and theoretical analysis about how to accommodate social solidarity and transnational mobility. It will explore in how far debates about Union citizenship can be connected to wider discussions about the treatment of foreigners.

#### **Participation / Registration**

Participation is free of charge. Those wishing to register shall send an email to Felix Weber [felix.weber@uni-konstanz.de](mailto:felix.weber@uni-konstanz.de) indicating their name, position, institutional affiliation and email address. The conference will take place in the meeting hall of the university senate in room V1001. Konstanz can be reached easily through Zurich airport; for further information consult the 'how to find us' below.

## **Programme**

**Thursday, 28 April 2016**

**9:00 Welcome / Introduction**

**9:10 Panel 1: The Legal (De-)Construction of Transnational Citizenship**

Prof. Dr. DORA KOSTAKOPOULOU, University of Warwick:  
How to Explain the Evolution of ECJ Case-Law on the Free Movement of Persons.

Prof. Dr. NIAM NIC SHUIBHNE, University of Edinburgh:  
Citizenship and Its Legal Context: The Treaty, a Directive - and then what?

Prof. Dr. DIMITRY KOCHENOV, University of Groningen:  
The Vacant Ethical Foundations of EU 'Citizenship' Law and the Way Forward.

*Discussant: Prof. Dr. CHRISTOPH SCHÖNBERGER, University of Konstanz.*

**11.10 Coffee Break**

**11:40 Panel 1 (continued)**

Prof. Dr. DANIEL THYM, University of Konstanz:  
The Evolution of Citizens' Rights in Light of the EU's Constitutional Development.

Prof. Dr. URSKA SADL, University of Copenhagen:  
A new and restrictive judicial approach to citizenship rights: Do the opinions of the AG supply the missing piece of the puzzle?

**13.00–14.30 Lunch Break****14.30 Panel 2: Equal Treatment, Social Solidarity and Free Movement**

Dr. PAUL MINDERHOUD, Radboud University Nijmegen:  
Back to the Roots? Access to Social Assistance by Union citizens who are Economically Inactive.

Prof. Dr. FERDINAND WOLLENSCHLÄGER, University of Augsburg:  
The Acquisition and Loss of Residence Rights by Jobseekers and the Economically Inactive.

Prof. Dr. Dr. h.c. KAY HAILBRONNER, University of Konstanz:  
The Limits of Immigration Control towards Union Citizens (Abuse, Re-Entry Bans, Deportation).

Dr. STEPHANIE REYNOLDS, University of Liverpool:  
The Impact of the 'Brexit' Debate and Ongoing Discussions with Regard to the United Kingdom.

*Discussants:*

*Dr. MANUEL KELLERBAUER, European Commission*

*Prof. Dr. ULRICH BECKER, Max Planck Institute for Social Law and Social Policy, Munich.*

***app. 16.00–16.30 Coffee Break (thereafter: continuation of panel 3)***

***app. 17.30 End of Proceedings***

**Friday, 29 April 2016****09:00 Panel 3: The Interaction of Immigration and Citizenship**

Dr. KARIN DE VRIES, VU University Amsterdam:  
Equal Treatment and Social Benefits for Union Citizens and Third-Country Nationals: common standards?

Dr. SARA IGLESIAS SÁNCHEZ, Luxembourg:

Fundamental Rights of Third-Country Nationals and their Interaction with Rules on Union Citizenship.

Dr. CLÍODHNA MURPHY, Maynooth University:  
Membership without Naturalisation? The Limits of ECtHR Case Law on Residence Security and Equal Treatment.

Dr. FRANCESCA STRUMIA, University of Sheffield:  
The Language Used in Political Debates about Free Movement and Immigration.

*Discussant: Prof. Dr. PHILIPPE DE BRUYCKER, European University Institute/Université Libre de Bruxelles.*

***app. 10.20–10.50 Coffee Break (thereafter: continuation of panel 3)***

**12.00 Final Remarks**

***13.00 End of the Conference***