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Conference

« Internationalisation of law »

Dialogue between Mireille
Delmas-Marty and Alain Supiot

Tuesday June 19th 2012

At 6 :00 pm

Amphitheater Simone Weil
5 allée Jacques Berque, Nantes

With

Mireille Delmas-Marty,

Honorary Professor at the Collège de France
(Chair of Comparative Legal Studies and
Internalisation of Law)

and

Alain Supiot,

Professor at the University of Nantes and honorary
member of the Institut Universitaire de France
(Chair of Legal Dogmatic and Social Relations).

Mireille Delmas-Marty

After studying law in Paris, Mireille Delmas-Marty received her Ph.D. (1969), then the aggregation of Private Law and Criminal Sciences (1970). Her teaching career, after a short assistantship at the Faculty of Law of Paris (1967-1970), led her to teach at the universities of Lille II (1970-1977), Paris XI (1977-1990) and Paris I (1990-2002). Member of the Institut Universitaire de France (1992-2002), she was elected to the Collège de France where she held, since 2002, the chair "Comparative Legal Studies and Internationalisation of Law." In 2007, she was elected member of the Academy of Moral and Political Sciences. This career is also of international significance, since Mireille Delmas-Marty has been a visiting professor in most major European universities and, especially, the United States, Latin America, China, Japan and Canada.

Besides her teaching, Mrs. Professor Delmas-Marty has devoted to research in the Ecole des Hautes Etudes en Sciences Sociales and the Association of European Criminal Research she created, then in the UMR of Comparative Law (University of Paris 1/CNRS) she directed from 1997 to 2002. She manages, since 1984, the Journal of Criminal Science and comparative criminal law and participated in the edition of various legal journals both national (Archive of Criminal Policy, Quarterly Review of Human Rights) and international (European Journal of crime, Criminal Law and Criminal Justice, and Journal of International Criminal Justice).

Finally, Mrs. Professor Delmas-Marty has held a number of expert missions, including: to the President of the Republic, for example, the revision of the Constitution in 1992; to the Minister of Justice, for the reform of the Penal Code in 1981 and the reform of criminal procedure in 1988 and to the European Union, the criminal project called Corpus Juris (1996-1999) and the Surveillance Committee of the Office of Fraud Prevention (1999-2005).

Mrs. Professor Delmas-Marty has published twenty or so reference books, among which are:

- 1986 – Le flou du droit (2^{ème} éd. 2004)
- 1992 – Les grands systèmes de politique criminelle
- 1994 – Pour un droit commun
- 1996 – Vers un droit commun de l'humanité (2^{ème} éd. 2005)
- 1998 – Trois défis pour un droit mondial
- 2004 – Les forces imaginantes du droit (I) Le relatif et l'universel
- 2006 – Les forces imaginantes du droit (II) Le Pluralisme ordonné
- 2007– Les forces imaginantes du droit (III) La refondation des pouvoirs
- 2010 - Libertés et sûreté dans un monde dangereux
- 2011 - "Vers une communauté de valeurs ? (Les forces imaginantes du droit - Tome 4)", Seuil

Her articles and collaborations in collective publishing exceed a hundred: initially affecting criminal law and criminal policy they are also moving towards the internationalisation of law and were translated into several languages.

Theme of the conference

Until recently the law arose in Europe as a tiling of national rights. Each of them was a system closed on itself and had, with the private international law, its own (national) tool of communication with everyone else.

This picture has changed greatly over the last thirty years. While the national tropism continues to dominate the study of law, it has lost its force for reasons both within and outside Europe. Internally, with the now considerable expropriation of a right developed out of the national frameworks, mainly by the European Commission, the Court of Justice of the Union and to a lesser extent, the European Court of Human Rights. Externally, with the end of European empires, the disappearance of the borders of trade and the correlative rise in power of individual rights detached from their national frameworks and new international judges (International Criminal Court, Appellate Body for the Settlement of Dispute for the World Trade Organization).

This internationalisation of law raises many questions, including the status of human rights, land registration laws, national sovereignty or the nature of European law.

These are questions that will be at the root of a dialogue between Mireille Delmas-Marty and Alain Supiot, followed by an open discussion with the auditors of this conversation.