

12 June 2018

- 11.00-11.15: Welcome and introduction
Lecturer: *Ellen Margrethe Basse, Department of Law, Aarhus BSS, AU,*
- 11.15-12.00: How to include legal principles and soft law in research projects
Lecturer: *Hans Henrik Edlund, Department of Law, Aarhus BSS, AU*
- 12.00-13.00 Lunch
- 13.00-13.45: Plenum discussion of the relevance of legal principals and soft law in their research projects.
- 14.00-15.00: Do the Scandinavians care about International Law?
Lecturer: *Marlene Wind, Department of political Science and the Center for International Courts, Copenhagen University*
- 15.00-15.30: Coffee
- 15.30-16.15 Comparative legal approaches
Lecture: *Thomas Lundmark, University of Hull and professor emeritus, WWU Münster*
- 16.15-17.00: Some reflections of the challenges that you have focused on in your papers,
Lecturer: *Ellen Margrethe Basse, Department of Law, Aarhus BSS, AU*
- 17.00-17.45: PhD-fellows' workshop on (1) how to share experiences and ideas on ensuring the connection between their research questions and methodologies as well as (2) on the relevance of comparative law in their projects.
- 17.45-18.15: Group presentations and discussion in plenum
- 19.00- China Palace
Adresse: Paludan-Müllers Vej 24, 8200 Aarhus N
Telefon: 86 22 88 18

13 June 2018

- 09.00-10.00: Legal dogmatics. Let's talk about it. On data gathering and data processing
Lecturer: *Sten Schaumburg-Müller, Department of Law, SDU*
- 10.00-10.15: Coffee
- 10.15-11.15: Legal politics: When is the legal scholar doing legal politics and when is she/he merely trying to improve prevailing law?
Lecturer: *Jens Vedsted-Hansen, Department of Law, Aarhus BSS, AU*
- 11.15-12.00: PhD-fellows' workshop on their experiences and ideas related to use of legal dogmatics and/or legal politics
- 12.00-13.00: Lunch
- 13.15-14.00: Methods in European Criminal law
Lecturer: *Thomas Elholm, Department of Law, SDU*
- 14.00-15.00: Method(s) when writing on international law
Frederik Harhoff, Department of Law, SDU
- 15.00-15.15: Coffee
- 15.15-16.15: PhD-fellows workshop on the challenges and experiences that the students have with the use of different sources - among others EU- and international law
- 16.15-17.00: PhD-fellows' presentations and plenum discussion
- 19.00-
Le Basilic, Mejlgade 85, 8000 Aarhus C
Telefon: 86182441

14 June 2018

- 09.00- 9.45: Legal Pluralism
Lecturer: *Bettina Lemann Kristiansen, Department of Law, AU*
- 09.45-10.15: A more dogmatic approach to legal pluralism
Lecturer: *Sten Schaumburg-Müller, Department of Law, SDU*
- 10.15-10.30: Coffee
- 10.30-11.30: Research within transnational law – sources and methods
Lecturer: *Katerina Mitkidis, Department of Law, AU*
- 11.30-12.00: Plenum discussions on the possibilities related to the use of legal pluralism and transnational legal transactions
- 12.00-13.00: Lunch
- 13.00-14.00: The ‘Empirical Turn’ and its consequences for legal scholarship
Lecturer: *Jakob v. H. Holtermann, Faculty of Law, KU*
- 14.00-15.00: Law and Economics
Kim Østergaard, Department of Law, SDU
- 15.00-15.30: Coffee
- 15.30-16.30: Workshops on the use empirical and/or law and economics
- 16.30-17.00: Plenum discussion
- 19.00- Dinner

15 June 2018

- 09.00-9.45: Legal Sociology
Lecturer: *Bettina Lemann Kristiansen, Department of Law, Aarhus BSS, AU*
- 10.00-11.00: Field work in law
Lecturer: *Anette Storgaard, Department of Law, Aarhus BSS, AU*
- 11.00-11.45: Applying systematic and institutional analysis to legal scholarship and improve governance systems
Lecturer: *Elodie Le Gal, Department of Law, Aarhus BSS, AU*
- 12.00-13.00: Lunch
- 13.00-14.30: Workshops on the use of legal sociology, field work and comparative law. Three groups. 20 minutes rounds with the three presenters, questions on the basis of your summary and assessment of assignment related to a text on legal research methodology (assignment no. 2, see supra).

Reading list

We recommend buying or getting hold of Dawn Watkins and Mandy Burton (eds.), *Research Methods in Law*, Routledge, 2013. We will use 3-4 chapters from this book, which is available at Juridisk Bogformidling (the legal bookstore), Aarhus University, building 1328, room 014, price DKK 337,50 (for students). It is written for PhD fellows and one of the only books doing so. It approaches legal scholarly work from a common law perspective, which is a minor drawback for scholars working in other legal environment, but it is a lot better than nothing.

Legal Sociology

Fiona Cownie & Anthony Bradney, “Socio-legal studies: a challenge to the doctrinal approach”, in Dawn Watkins and Mandy Burton (eds.), *Research Methods in Law*, Routledge, 2013. (Will be forwarded to the participants)

Legal dogmatics and legal philosophy

Sten Schaumburg-Müller, “On Danish Legal Method”, Ingvill Helland and Sören Koch (eds.), *Nordic and Germanic Legal Methods – Contributions to a dialogue between different legal cultures, with a main focus on Norway and Germany*. Mohr Siebeck, 2015.

Terry Hutchinson, “Doctrinal research: researching the jury” (Chapter 1), in Watkins & Burton (eds.) *Research Methods in Law*. Routledge (Taylor & Francis Group), Abingdon, Oxfordshire, UK

Panu Minkkine, “Critical legal method as attitude” (Chapter 7), in Watkins & Burton (eds.) *Research Methods in Law*. Routledge (Taylor & Francis Group), Abingdon, Oxfordshire, UK

Van Gestel R., Micklitz H.-W., Maduro M. P., ‘Methodology in the New Legal World’, EUI Working Papers, Law 2012/13 (available through ssrn.com)

Law and political science

Marlene Wind ”Do the Scandinavian Supreme Courts care about international law? A citation analysis of International Courts legitimacy and impact at the domestic level” in Nordic Journal of International Law https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2833215

Field work and empirical studies

Pierre Bourdieu, “Understanding”, *Theory Culture Society* 1996, vol. 13(2), pp. 17-37 (20 pages, scanning is OK according to CopyDan. Will be forwarded to the participants)

Jakob v.H. Holtermann and Mikael Rask Madsen, “Toleration, Synthesis or Replacement? The ‘Empirical Turn’ and its Consequences for the Science of International Law,

Downloaded from <https://www.cambridge.org/core>. Copenhagen University Library, on 20 Jan 2017 at 13:35:06, subject to the Cambridge Core terms of use, available at <https://www.cambridge.org/core/terms>.
<https://doi.org/10.1017/S0922156516000479>

Law and economics:

Cento Veljanovski: “The Economics of Law”, 2nd ed., chp. 4-5 (pp. 62-105). Available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=935952 (or google: Veljanovkis ecomics of law)

Sonali K. Shah and Kevin G. Corley, “Building Better Theory by Bridging the Quantitative–Qualitative Divide”, *Journal of Management Studies* 43:8 December 2006, pp. 1821-1835.

Comparative law

Geoffrey Samuel, “Comparative law and its methodology” (Chapter 6), in Watkins & Burton (eds.) *Research Methods in Law*. Routledge (Taylor & Francis Group), Abingdon, Oxfordshire, UK

Thomas Lundmark, *Charting the Divide between Common and Civil Law*, OUP 2012, chapter one

Legal Pluralism and Theories on multi-level legal systems

Jørgen Dalberg-Larsen, “The Unity of Law. An Illusion” Galda & Wilch Verlag, Berlin (this book is available at the PhD-room at the Law Department, Aarhus BSS)

Carla Sieburgh, “*Principles in Private Law: From Luxury to Necessity – Multi-layered Legal Systems and the Generative Force of Principles*” *European Review of Private Law* 2-2012 [295–312] © Kluwer Law International BV. Printed in the Great Britain

Systematic and institutional analysis

Lynn M. LoPucki, *Systems Approach to Law*, 82 *Cornell L. Rev.* 479 (1997)

<http://scholarship.law.cornell.edu/cgi/viewcontent.cgi?article=2680&context=clr>

Materials to be used as basis for the questions to be handled at the PhD-fellows’ workshop. Vasudha Chhotray and Gerry Stoker “*Governance Theory and Practice. A Cross-Disciplinary Approach*”, Palgrave Macmillan; 2008; we will focus on Chapter 1 and Chapter 6 (Contact your librarian directly in order to request access, or use our Library Recommendation Form to recommend this book to your library; see the first 19 pages and info concerning the use of your university librarian at: <http://www.palgraveconnect.com/pc/doifinder/view/10.1057/9780230583344>)