



# European Association of Legislation

## NEWSLETTER NO. 20

April 2006

Board:

Prof. Dr. Ulrich Karpen, University of Hamburg (Chairman)

Prof. Dr. St. John N. Bates, Isle of Man

Prof. Dr. Jean-Pierre Duprat, University of Bordeaux

Prof. Dr. Slamowira Wronkowska-Jaskiewicz, Poznań University

Dr. Marta Tavares de Almeida, University of Lisbon

Address:

Prof. Dr. Ulrich Karpen, Universität Hamburg, Fakultät für Rechtswissenschaft,  
Seminar für Öffentliches Recht und Staatslehre, Schlüterstrasse 28, D-20146 Hamburg

Phone: +49 40 42838-3023 or +49 40 42838-7848

Fax:

+49 40 42838-7848

Bank:

Sparkasse Bonn, Bank-Code 380 500 00,  
Account number: 19 00 30 78

Table of Contents:

1. **Sixth Congress**
2. **Other Activities**
3. **Members**
4. **Publications**
  - a) **EAL**
  - b) **Other Publications**
5. **Board Activities**
6. **Varia**

Dear Members and Friends,

Fortunately enough, the European Association of Legislation has relaunched its website with links to most affiliated national associations. May I encourage every member to have a look at the website ([www.eal-online.com](http://www.eal-online.com)) and let us know of recommendations for improvements. Additionally, please let us know updated links to national associations and periodicals.

The website enables the board to switch to electronic communication with the members. So, the board is of the opinion that Newsletter No. 20 may be in general the last one in paper form.

**If there are, however, members, who need or prefer the paper form: Let us know.**

### **1. Seventh Congress of the EAL, The Hague, Netherlands**

Please notice the attached program of the Congress. The following from the organisers:

The Academy for Legislation and the Knowledge Centre for Legislation (KCW) of the Dutch Ministry of Justice and the Dutch Association for Legislation (VWW) are happy to announce, that the **7th Congress of The European Association of Legislation (EAL) 2006 will be held in The Hague, Netherlands on 31<sup>st</sup> May, 1<sup>st</sup> June 2006.**

The organisers are very proud to be able to host the event in the Peace Palace.

The Congress theme **‘The Learning legislator’**, referring to the ‘knowledge-needs’ of legislative lawyers in different stages of their career, will not only be viewed from different angles, but dealt with in a comparative perspective as well. So far, keynote speakers and other distinguished contributors from the United States, Canada, Italy, Swiss, Belgium, France, Germany, the United Kingdom and the Netherlands have confirmed their participation to the event. In lectures, workshops, and comparative presentations, views will be shared and opinions challenged.

Preparations are on schedule. Though the programme still has a preliminary status, the secretariat hopes in final consultation with contributors to complete the programme in a few weeks time.

So, distinguished EAL-members: don't miss a unique congress, specially targeted at those act-

ively involved in legislation, academically, practically or otherwise.

Please visit the congress website ([www.eal2006.org](http://www.eal2006.org)) in order to obtain all relevant information (a.o. preliminary programme, hotels, registration-info) about the congress. In case you have any specific questions, do contact us at: [info@eal2006.org](mailto:info@eal2006.org).

We look forward welcoming you in The Hague!

Chris Moll, LL.M.

Secretariat 7<sup>th</sup> EAL Congress 2006

## 2. Other Activities

### a. Recent Activities

The Centre of Legislation (Zentrum für Rechtssetzungslehre in Zürich) has held a conference on 27 March 2006: “**Status quo and perspectives of Legislation**” (Stand und Perspektiven der Rechtssetzungslehre).

The workshop in Zurich agreed in that the EAL and in particular the national associations should strengthen their capabilities to get access to political decision makers and parliamentarians for furthering the acceptance of scientific and practical knowledge. Furthermore, for research and teaching new forms of steering and regulating civil society and politics should be taken into the focus in addition to the traditional instruments of the law, delegated legislation and so on. The network of the EAL in the meantime is strong enough to support these undertakings.

*For more information please contact: Zentrum für Rechtssetzungslehre, Wilfriedstr. 6, CH-8032 Zürich, phone: +31 01 634 30 19, e-mail: [zfr@rwi.unizh.ch](mailto:zfr@rwi.unizh.ch)*

The **Centre of Legislation, Regulation and Legisprudence (CLRL)**, Brussel, organised during the IVR-Congress a special workshop on **Legisprudence**. Some 15 speakers presented a contribution, which will be published as a book by Ashgate by the end of 2006.

*For more information please contact: [www.clrl.be](http://www.clrl.be).*

The Austrian Association of Legislation (Österreichische Gesellschaft für Gesetzgebungslehre) had a workshop on the topic: “**Evaluation/Regulatory Impact Assessment (RIA)**” (Evaluierung/Gesetzesfolgenabschätzung) (10 March 2006, Wien) and a sem-

inar: „**Better Regulation**“ (3 April 2006, Wien).

*For more information please contact our member: Prof. Dr. Heinz Schäffer; Kapitelgasse 5-7, A-5020 Salzburg, phone: +43 662 8044 3631, fax: +43 662 8044 303.*

The German Association of Legislation e.V. (Deutsche Gesellschaft für Gesetzgebung e.V.) has held a Conference in cooperation with Bertelsmann Stiftung „**Guidelines for an efficient reduction of bureaucracy – Standard-costs-modell and Council of Draft Control in the Federal Chancery**” (“Wege zu einem effektiven Bürokratieabbau – Standard-Kosten-Modell und Normenkontroll-Rat on 9 February 2006 at the German Bundestag, Berlin.

*For more information please contact: Deutsche Gesellschaft für Gesetzgebung e.V., c/o Prof. Dr. Ulrich Karpen, Universität Hamburg, Fakultät für Rechtswissenschaft, Seminar für Öffentliches Recht und Staatslehre, Schlüterstrasse 28, D-20146 Hamburg, phone: +49 40 42838-3023/-7848, fax: +49 40 42838-7848, e-mail: [dg-gev@web.de](mailto:dg-gev@web.de).*

### b. Future Activities

As far as further activities are concerned the board is more and more frequently asked to present experts namely for teaching, guiding and counselling parliaments and deputies in Eastern European countries, which are in the transformation process. Capacity of the EAL is appreciated in particular since our association is not partisan and not associated to special nations. In other words the idea of the EAL works as it should work.

So currently members of the board are active to council parliaments and governments in legislation-issues in Bosnia and Herzegovina, Belarus, Liberia and Afghanistan.

One of the upcoming topics of the **Academy of European Law (ERA)** (Europäische Rechtsakademie Trier) are several seminars on the subject of **discrimination** (Seminarreihe zur Diskriminierung 2006) for judges and state attorneys (8, 9 May 2006, Trier).

*For more information please contact: Europäische Rechtsakademie Trier, Metzger Allee 4 D-54295 Trier, phone: +49 651 937 37 0, fax: +49 651 937 37 90, e-mail: [info@era.int](mailto:info@era.int), [www.era.int](http://www.era.int)*

The fourth European Jurists’ Forum (4. Europäischer Juristentag) will be held from 3-5 May 2007 in Wien.

*For more information please contact: Austropa Interconvention/Helga Eismair, Österreichisches Verkehrsbüro AG, 1010 Wien, Friedrichstr. 7, Austria, tel.: 0043-1-588 00 517, fax.: 0043-1-588 00 520, mail: eujurist2007@interconvention.at or go to www.eujurist2007.at.*

The Swiss Association of Legislation (SSL) will hold scientific seminar with the topic **“Private Norms and State-Legislation”** (Private Normen und staatliche Rechtssetzung) (19 May 2006, Bern).

*For more information please contact: Jean-Christophe Geiser, c/o Office fédéral de la justice, CH-3003 Bern, phone: +31 322 47 44, fax: +31 322 84 01, e-mail: jean-christophe.geiser@bj.admin.ch.*

### 3. Members

The EAL welcomes its new member Profa. Dra. Fabiana de Menezes Soares from Brazil.

### 4. Publications

#### a. EAL

**No. 8 – “E-Government”:** Report on the proceedings of the Fifth Congress of the EAL in Athens, 2002.

**No. 9 – “Civil Society”:** Report on the Sixth Congress of the EAL in Bern, 2004.

**No. 10 – “Electronic Elections. Some constitutional Questions”:** (publication in German language: “Elektronische Wahlen? Einige verfassungsrechtliche Fragen”).

**No. 11 – “Maritime Safety - Current Problems of Use of the Baltic Sea”:** Report on a Conference in Cooperation with the International Tribunal for the Law of the Sea, 2004.

**No. 12 – Ulrich Karpen: “Gesetzgebungslehre – neu überprüft” – “Legislation freshly evaluated”** is in print and will be available in June 2006.

#### b. Other Publications

For consultants-work in legislatures and governments of various countries, the EAL prepared **Legislative Drafting - A Reader**, edited by Professor Dr. iur. Ulrich Karpen and Ex. iur. Nils Mölle, Hamburg, 2003 – now edited in a second edition, 2005. It covers some 600 pages of materials, concerning the Legislative Procedure, Standards for Law Drafting and Evaluation of Bills and Laws. This Reader may be copied on demand.

### 5. Board Activities

Some members of the board are involved in consulting missions, namely to the parliaments of Bosnia and Herzegovina, Afghanistan, Belarus and Liberia.

### 6. Varia

The German Association of Legislation e.V. (Deutsche Gesellschaft für Gesetzgebung e.V.) is able to offer a „**Prize for Good Legislation**“, which is sponsored by the “Stiftung Apfelbaum” for:

- A good act,
- a good draft of an act or parts of it,
- an alternative draft of an act,
- an explained proposal for a methodical innovation in legislation,
- a successful performed Regulatory Impact Assessment (RIA)

The price is honoured with € 5,000. Members of the jury are in particular the Vice-President of the German Diet, the President of the German Constitutional Court and the Director of the Association of German Industry.

It should be mentioned explicitly that proposals for prizing are eligible from non-German-Associations and individuals dealing, however, with general aspects of improving legislation, not initiative and drafts for foreign laws. The whole area of European Legislation is included.

**Finally, we have completed the reconstructing of the homepage of the EAL (www.eal-online.com) and are planning to include the next newsletter into the homepage or send it to you by e-mail. Or does it cause you any problem to read electronic messages by e-mail of www.? If so: Let me know! We then can continue paper contact with you.**

I hope to see as many as possible of you in the Hague.

Yours truly,

Prof. Dr. Ulrich Karpen