



Universität Hamburg

DER FORSCHUNG | DER LEHRE | DER BILDUNG

# SUMMER SCHOOL IN LAW & ECONOMICS

## 2011



Organised by the  
**Graduate School**  
**'The Economics of the Internationalisation  
of the Law'**

and the  
**European Doctorate  
in Law and Economics**

University of Hamburg  
June 6th – July 15th, 2011



European Commission  
**ERASMUS  
MUNDUS**



Deutsche  
Forschungsgemeinschaft

## The Economics of International Law

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**JUNE 06 – 10** PROF. JOEL TRACHTMAN  
**2 PM – 6 PM** UNIVERSITY OF HAMBURG  
**Von-Melle-Park 5, Room 1083 A**

Joel P. Trachtman is Professor of International Law at The Fletcher School of Law and Diplomacy. He has consulted for the United Nations, the OECD, APEC, the World Bank, the Organisation of American States, and the U.S. Agency for International Development. From 1998 to 2001, he was Academic Dean of the Fletcher School, and during 2000 and 2001, he served as Dean ad interim. In 2002, he was Manley O. Hudson Visiting Professor of Law, and in 2004 he was Nomura Visiting Professor of International Financial Systems, at Harvard Law School. He graduated in 1980 from Harvard Law School, where he served as editor in chief of the Harvard International Law Journal.

This course will examine the economic analysis of international law, focusing on techniques and theories of economic analysis as applied to selected international law issues. The course will begin with an overview of law and economics methodologies as applicable to international law. It will then examine problems of allocation of authority, as well as related issues of regulatory competition. It will examine the role of international organizations as mechanisms for sharing authority. This course will examine different methods for reallocating authority under international law, including through the development of customary international law and treaty law. It will examine the international and domestic determinants of compliance with international law. The course will also address the economic analysis of specified areas of international law, including international environmental and health law, international financial law, international trade law, the law of the sea, and human rights.

## Introduction to German Law

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**JUNE 15 – 17** DR. HANNES RÖSLER  
**9 AM – 1 PM** MAX PLANCK INSTITUTE FOR COM-  
PARATIVE AND INTERNATIONAL PRIVATE LAW  
**Mittelweg 187**

Hannes Rösler is a Senior Research Fellow at the Max Planck Institute for Comparative and International Private Law in Hamburg. He has published numerous articles on German and European private and public law in several languages. Prior to entering the Max Planck Institute, he was a Research Assistant at the Institute for Comparative Law in Marburg and

a law clerk in Frankfurt am Main. He received a doctorate in 2003 from Marburg University, where he graduated in 1998, following one year of studies at the London School of Economics. In 2004 he received a Master from Harvard Law School. Rösler has held visiting positions at the Oxford University, New York University, University of Cambridge as well as, i.a., universities in Italy, Turkey and Japan.

The course provides a comprehensive introduction to the three branches of German law (public, criminal and private law). The course consists of four parts: (1.) constitutional law, judicial system and criminal law, (2.) German law as a civil law system, (3.) contract law and (4.) tort law. The origins, structure and mentality of German law is thoroughly explained. Further emphasis is on the comparative differences in regard to other legal systems and the relationship of German law to European law. The course is accompanied by two excursions:

June 16th, 12.30 pm: Guided tour through the library of the Max Planck Institute for Comparative and International Private Law (meeting point is the main entrance of the Max Planck Institute for Comparative and International Private Law, Mittelweg 187).

June 17th, 3 pm: Guided tour through Hamburg town hall (meeting point is the main entrance of Hamburg town hall, Rathausmarkt 1).

## Law and Economic Development

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**JUNE 20 – 24 PROF. TOM ULEN**  
**9 AM – 1 PM UNIVERSITY OF HAMBURG**  
**Von-Melle-Park 5, Room 1083 A**

Thomas S. Ulen is Professor Emeritus of Law at the College of Law, University of Illinois at Urbana-Champaign and Former Director of the Illinois Program in Law and Economics and the Illinois Program in Law, Behavioural, and Social Sciences. He has published three books on law and economics and over 100 articles, essays and book reviews. His textbook with Robert D. Cooter, *Law and Economics*, is now in its sixth edition and has been translated into Chinese, Japanese, Italian, Spanish, French, Slovenian and Russian. Thomas Ulen was involved in the founding of the American Law and Economics Association and hosted the association's inaugural meeting held at the University of Illinois College of Law in May 1991. During the 2000-2001 academic year he served as Chair of the UIUC Chancellor Search Committee and Co-Chair of the Dean Search Committee at the law school in 2008-2009. In March 2003 he was appointed a Swanlund Chair at UIUC. He received an honorary doctorate from the Katholieke Universiteit Leuven (Belgium) in 2007 and retired from the University of Illinois on August 1, 2010.

This course will explore the causes and consequences of modern

economic growth. We will first explore what factors distinguish modern economic growth from previous episodes of national wealth in human history. We will then seek to understand why modern growth began in the United Kingdom and the Netherlands in the early 19th century, spread to the rest of Western Europe, North America, and Japan, and then took much longer to reach other parts of the world. We will be particularly interested to explain why certain parts of the world appear to have been very late to begin the process of modern growth. Then we will turn our attention to various theories of wealth and poverty among nations. Of particular interest will be recent theories that identify a central role for the "rule of law" and particular substantive legal doctrines in property, contract, the law of business associations, and other areas in fostering economic growth. We will conclude with case studies of the Arab countries, China, and India.

## **Behavioural Law and Economics**

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**JUNE 27 – 30 DR. AVISHALOM TOR**  
**9 AM – 2 PM UNIVERSITY OF HAMBURG**  
**Von-Melle-Park 5, Room 1083 A**

Avishalom Tor is currently a Visiting Professor of Law at Fordham Law School (Spring 2011) and a Senior Lecturer and Co-Director of the Forum for Law and Markets at the University of Haifa Faculty of Law. Professor Tor teaches and writes in the areas of Antitrust, Corporations, and the Behavioural Analysis of Law and studies experimentally the psychology of competitive behaviour. He taught at Notre Dame Law School, Hamburg University, George Mason University School of Law, and Boston University School of Law. Professor Tor earned his B.A. and law degree from the Hebrew University of Jerusalem, and then received both an LL.M. and an S.J.D. from Harvard Law School. He also worked for several years as an attorney advisor and consultant for the Federal Trade Commission and serves as the Secretary of the European Association of Law and Economics.

This class will grapple with a variety of current legal and policy debates regarding the role of the state in regulating financial and other markets, both international and domestic. Specific attention will be given to the limits and failures of markets on the one hand and of regulatory interventions that seek to correct these failures on the other, using the recent world financial crisis and the responses to it in Europe and the U.S. as one of our focal themes. We will draw on legal, economic, and psychological scholarship and empirical evidence to examine interactions among consumers, firms, and regulators. Our analysis will address the function of law and regulation in financial markets, corporate governance, competition, consumer protection, and more.

## Public Choice

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**JULY 04 – 08** PROF. DENNIS C. MUELLER  
**9 AM – 1 PM** UNIVERSITY OF HAMBURG  
**Von-Melle-Park 5, Room 1083 A**

Dennis C. Mueller received his Ph.D. in economics from Princeton University. He has taught at Cornell University, the University of Maryland, and the University of Vienna, where he joined the faculty in 1994. He was twice a fellow and later a director at the Science Center Berlin (1974-77 and 1981-83). He is the author or editor of over 20 books, and the author of over 100 articles in professional journals.

This course will introduce the student to some basic concepts and developments in the public choice field. It begins by reviewing the famous Arrow Impossibility Theorem. This is followed by a discussion of Rawls's social contract, and constitutional choices of voting rules and rights. Three justifications for the state are next examined – to provide public goods, correct externalities, and redistribution. The properties of the simple majority rule are next explored. The course closes with a comparison of two- and multi-party systems of representation.

## Basic Econometrics

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**JULY 11 – 15** PROF. JONATHAN KLICK  
**9 AM – 1 PM** UNIVERSITY OF HAMBURG  
**Von-Melle-Park 5, Room 1083 A**

Jonathan Klick, Professor of Law at the University of Pennsylvania, has published numerous articles in law and economics, focusing in particular on econometric studies of legal institutions and offsetting behaviours in health and safety regulation. Prior to entering law teaching, he served as the Associate Director of the Liability Project at the American Enterprise Institute. Trained both as a lawyer and an economist, he has also served as a research fellow/economist for the Department of Defense, Council of Economic Advisors and Bureau of Economic Analysis, and the Mercatus Center. While in law school at George Mason University, he won the Whitney Writing Prize and was a Robert Levy Fellow.

This class will provide the basic tools of modern empirical law and economics. The class will focus on identifying the causal effects of laws and regulation on individual behaviour. We will cover cross sectional, time series, and panel data techniques, and we will draw examples from various legal areas, including crime, torts, and finance.

## Applications

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The Summer School provides a seminar atmosphere with groups not larger than 25 participants. Therefore, the number of places for each course is limited. To apply, please send a short outline of your research project and its conjunction to the Summer School course(s) you wish to attend (not more than one page) to David Börn (david.boern@ile-hamburg.de) by May 6th. Include your background in Law & Economics and indicate which course you wish to attend. In case you would like to attend more than one course please indicate your preferences. Participants will be informed by mid-May.

## Materials and Housing

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Reading materials will be made accessible free of charge on the internet. We regret that the University of Hamburg cannot assist participants in finding accommodation.

## Contact

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Institute of Law and Economics  
Rothenbaumchaussee 36  
20148 Hamburg

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Email: david.boern@ile-hamburg.de

## Graduate School in Law & Economics

### **Graduate School 'The Economics of the Internationalisation of the Law'**

The Graduate School Programme 'The Economics of the Internationalisation of the Law' is an academic initiative that is sponsored by the German Science Foundation (DFG), led by the Institute of Law and Economics in Hamburg and chaired by Prof. Dr. Thomas Eger and Prof. Dr. Stefan Voigt.

The programme combines an intense mentoring and teaching curriculum with high-level research on the economics of international law. The graduate school is one of the first doctoral programmes in Europe to focus explicitly on an economic approach to international public and private law. This focus is made possible by a dedicated cooperation between leading experts in law, as well as in institutional and empirical economics. To this aim, the Graduate School cooperates with highly renowned institutions in these areas, such as the Max-Planck-Institute for Comparative and International Private Law, the Bucerius Law School and the faculties of both Law and Economics of the University of Hamburg. For more information, please visit

[www.ile-graduateschool.de](http://www.ile-graduateschool.de)



*Hamburg Harbour, Hafen City*



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## European Doctorate in Law and Economics

The European Doctorate in Law and Economics (EDLE) is offered by the Universities of Rotterdam, Bologna and Hamburg with the collaboration of the Indira Ghandi Institute of Development Research (IGIDR), Mumbai. In Hamburg, the programme is chaired by Jun. Prof. Patrick C. Leyens. EDLE offers the unique opportunity to study Law and Economics on a PhD-level in at least three different countries. The programme prepares economists and lawyers of high promise for an academic career in a research field of growing importance or for responsible positions in government, research organizations and international consulting groups. The doctoral degree is awarded by each of the partner universities. Since 2010 EDLE is an excellence programme sponsored by the European Commission under the Erasmus Mundus scheme. For more information, please visit

[www.edle-phd.eu](http://www.edle-phd.eu)



*Hamburg, Town Hall*