



Universidade do Minho
Escola de Direito
Centre of Studies in European Union Law



**European Law Moot Court Competition
Braga Regional Final
February 6th – 8th, 2014**



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A Word of Welcome from the Society

On behalf of the European Law Moot Court Society, I would like to welcome you to the oral rounds of the 2014 edition of the European Law Moot Court Competition here in Braga.

To the competing teams, I offer my congratulations on being selected as amongst the best from all the teams that submitted written pleadings in the Competition.

The best team at this Regional Final will go on to represent its University before the Court of Justice on the month of April 2014 and I wish that team all success.

However, you should all realise that to a large degree the purpose of this Competition - which is to promote studies in European Law - has already been achieved. Think back for a moment over the hours that you spent preparing your written and oral pleadings. I assure you that the depth of knowledge acquired through that preparation with respect to moot problem approaches that of any practising lawyer in Europe. Admittedly that knowledge is in a narrow area, but the experience you have acquired in preparing this case for argument before the Moot Court will help you tremendously in future - when you are working as a lawyer - to expand the breadth of your knowledge of European Law into other areas.

At this point, I would also like to take the opportunity to thank the members of the Braga Regional Team for their efforts in organising what I am sure will be a great event. Lastly I wish to thank the judges for their assistance in sitting on the panel. Without their contribution this event would not be possible.

Good luck, and remember to enjoy yourselves!

Dr. Georges Vallindas
President, European Law Moot Court Society

Panel of Judges

- Canotilho, Mariana
- Coutinho, Francisco Pereira
- De Baere, Philippe
- Hordijk, Erik Pijnacker
- Lane, Robert
- Moniz, Carlos Botelho
- Pettersson, Tommy
- Vale, Luís
- Van Den Bogaert, Stefaan

Small Curricular reference



- Canotilho, Mariana

Mariana Canotilho graduated in Law at the University of Coimbra, Portugal, where she also obtained her LLM. She is currently (since January 2013) Legal Adviser of the President at the Portuguese Constitutional Court, the same functions she held from 2003 to 2007. Mariana is also Assistant Professor at the Faculty of Law of the University of Coimbra, where she has lectured Constitutional and Public International law to undergraduate students. She is a collaborator of the Peter Häberle Research Center on Constitutional Law at the University of Granada, Spain and a Research member of CEDU (Centre of Studies in European Union Law), University of Minho, Portugal.

Mariana is a PhD candidate in European Constitutional Law at the Faculty of Law of the University of Granada, Spain.



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- Coutinho, Francisco Pereira

Degree (2002) and PhD (2009) in Law in the Law Faculty of the New University of Lisbon. Since 2010, he is an Assistant Professor in Lisbon's Superior Institute of Political and Social Sciences and an Invited Professor at the Law Faculty of the New University of Lisbon. He was a collaborator of the Diplomatic Institute of the Foreign Office's Ministry between 2005 and 2011.



- De Baere, Philippe

Philippe De Baere is a partner at Van Bael & Bellis. His practice focuses on EU and WTO trade law as well as EU customs law. He represents international clients before the European Commission, the General Court, the Court of Justice of the European Union, WTO Panels and the WTO Appellate Body. In the area of WTO trade law, Philippe has assisted WTO Members in various leading WTO dispute settlement proceedings. He has also assisted governments during their WTO accession negotiations. Philippe regularly lectures, writes and speaks on EU and international trade law matters. He is included in the Chambers Global Band 1 category of the world's leading lawyers for trade law.



- Hordijk, Erik Pijnacker

Erik Pijnacker Hordijk is a partner in the Amsterdam and Brussels offices of the law firm De Brauw Blackstone Westbroek, specialising in EU and competition law. He joined the bar in 1983 and made his first appearance before the European Court of Justice in 1985. Erik has been a judge in regional finals of the European Law Moot Court every year since 1995.



- Lane, Robert

Dr Robert Lane is a senior lecturer in the School of Law of the University of Edinburgh. His interests cover the various strands of European Union law, and in particular the constitutional structure and challenges of the EU, jurisdiction, reasoning and procedure of the Court of Justice, the law of the internal market and competition law, both EU and comparative. He has taught on these subjects widely, holding teaching posts in the United Kingdom, the Netherlands and Sweden.



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- Moniz, Carlos Botelho

Law Degree - University of Lisbon Law School (1976). Certificate of European Studies / European Community Law - College of Europe, Bruges (1979). "Program of Instruction for Lawyers" - Harvard Law School, Cambridge, Massachusetts - USA (July 1981). L.L.M in Law and Economics University of Lisbon Law School (1989). Assistant at the College of Europe - Legal Studies Department (1980-1983). Assistant Professor of European Integration - Institute of Social and Political Sciences, Technical University of Lisbon (1991-2001). Visiting Professor at the Portuguese Catholic University Law School and at the Center for European Studies since 1983 - European Economic Law and EU Litigation, as part of the post-graduate program and LL.M in European Studies. Lawyer at the Lisbon Bar, Carlos Botelho Moniz joined the firm *Moraes Leitão, Galvão Teles, Soares da Silva & Associados* in 2001 as a partner. He coordinates the European law and competition team. His experience includes advising and representing clients in internal market and competition cases, both at the national and European level, in areas as anti-trust, merger control and state aids. He has extensive experience in representing Portuguese authorities and private parties before the General Court and the Court of Justice of the European Union. Regular presence in working sessions, seminars and conferences on the problems of European integration. Author and co-author of several articles on European law and competition law published in professional journals.



- Pettersson, Tommy

Tommy Pettersson is a partner at Mannheimer Swartling and co-chairman of its EU and Competition law group. Over the years, Mr Pettersson has worked extensively on both EC competition matters and Swedish competition law matters, representing international and domestic clients before the European Court of First Instance, the European Commission, the Swedish Competition Authority, Swedish courts and arbitral tribunals. He has written numerous articles and has spoken at several seminars on the subject of EC and competition law. For many years, he has also been engaged as a judge in the European Law Moot Court Society.



- Vale, Luís

Graduation in Law at the Faculty of Law of the University of Coimbra (2003). Master Degree in Public Law (juridical and political sciences) at the Faculty of Law of the University of Coimbra (2004-2008), under the supervision of J. J. Gomes Canotilho. Doctorate (Phd) Student in Public Law (juridical and political sciences) at the Faculty of Law of the University of Coimbra (also near J. J. Gomes Canotilho). Additional studies in Bolonha (Comparative Public Law, Constitutional Law, Philosophy of Law), Gallway (International Criminal law) and Coimbra (Contemporary Critical Thought). Monitor (2003-2004), Trainee Assistant (2004-2008) and Teaching Assistant (Assistant Professor) at the Faculty of Law of the University of Coimbra (since 11/2008). Professor at the Faculty of Psychology and Educational Sciences of the University of Coimbra (2010/2011), Lecturer (in



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Post-graduations and Master Degrees) at the Faculty of Medicine of the University of Coimbra (since 9/2011), at the Faculty of Law of the University of Lisbon (2009) as well as at the Master Course in European Union Law of the School of Law of the University of Minho (2013). Invited Teacher at the Law Master Course of the Bissaya Barreto Institute (2011). Member of the Executive Board/Directive Council (2008-2009) and also of the Pedagogical Council (2009-2011) of the Faculty of Law of the University of Coimbra. Member and Secretary of the Assembly of the Faculty of Law of the University of Coimbra (since 2011). Founding Member of the Portuguese Association of Theory of Law, Philosophy of Law and Social Philosophy; Member of the Scientific Council of Eurofacts - Institute of European Studies; Collaborating Member of TheCentre of Studies in European Union Law of The School of Law of the University of Minho; Collaborating Member of The Coimbra's University Centre for 20th Century Interdisciplinary Studies (CEIS20). Associate Member of the Centre for Biomedical Law of the Faculty of Law of the University of Coimbra. Associate Member of the Portuguese Society of Rhetoric; Collaborator of the University of Coimbra Radio Station (RUC).



- Van Den Bogaert, Stefaan

Stefaan Van den Bogaert is Professor of European law and Director of the Europa Institute at Leiden Law School, the Netherlands. He is also visiting Professor in European Sports Law at the University of Brussels (VUB), Belgium and member of the editorial board of the Common Market Law Review.

Stefaan Van den Bogaert graduated from the Faculty of Law at the Catholic University of Leuven. He also studied at the University of Osnabrück (Erasmus Programme 'Social Security in Europe'). He holds an LL.M. from the University of Cambridge (LL.M. in European and Commercial Law) and obtained a Ph.D in Law at the European University Institute in Florence with a thesis on the regulation of the mobility of sportsmen in the European Union in the post-Bosman era. His main research interests are EU internal market law, EU competition law, EU institutional law, EMU and sport.

Stefaan Van den Bogaert has been a part of the ELMC in almost all different possible capacities since 1999 when he himself competed and received the Best Written Pleading Award. He has coached five Maastricht teams, three of which won a Regional Final and one of which won the All-European Final in 2006 in Luxembourg. In 2007, Stefaan was the author of the ELMC case and he has been an ELMC judge ever since.



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Programme for the Braga Regional Final
Thursday, 6th February

14.30 – 17.30	Arrival of Teams – welcome reception to collect fees (Hotel Lobby)
17.35	Meeting at hotel lobby and departure to University of Minho
18.00 – 19.30	Welcome Reception at Restaurant “Panorâmico” (Gualtar Pole, University of Minho, Braga)
20:00	Judges: Dinner in Restaurant “Panorâmico”
22.30	Departure to Bom Jesus Hotels (Bom Jesus, Braga)

Friday, 7th February – First Pleading Day

07.30 – 08.10	Breakfast
08.15	Departure to Court Rooms at Law School of University of Minho (Gualtar Pole, Braga)
09.00 – 10.00	First Round; Sessions I & II
10.00 – 10.15	Coffee Break
10.15 – 11.15	Second Round; Sessions III & IV
11.15 – 11.30	Coffee Break
11.30 – 12.30	Third Round; Sessions V & VI
12.30 – 12.45	Deliberations
12.45 – 14.15	Judges: Lunch in Restaurant “Panorâmico”
14.15 – 15.15	Fourth Round; Sessions VII & VIII
15.15 – 15.30	Coffee Break
15.30 – 16.30	Fifth Round; Sessions IX & X
16.30 – 16.45	Coffee Break
16.45 – 17.45	Sixth Round; Sessions XI & XII
17.45 – 18.30	Deliberation and calculation of results (Possible Round table with sponsors)
18.30	Announcement of results
20.00	Judges: meeting for Dinner
22.00 - Onwards	All Participants: Bar Rally with OT representatives

Saturday, 8th February – Second Pleading Day

07.30 – 08.30	Breakfast
08.30	Departure to Court Rooms at Court of Appeal of Guimarães
09.30 – 10.40	First and Second Semi-final
10.40 – 11.00	Coffee Break



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11.00 – 12.10	Third and Fourth Semi-final
12.10 – 12.30	Deliberation and announcement of finalists
12.30 – 14.15	Judges Lunch at Restaurant “O Oriental” (Guimarães)
14.15 – 16.00	Final: VENUE
16.00 – 16.15	Deliberation
16.15 – 17.30	Winner Ceremony
18.00	Transportation to the Hotel (Guimarães Castle - Braga)
20.00	Meeting for all involved at hotel lobbies and farewell dinner

Acknowledgements
Sponsors of the Braga Regional Final



Gama Lobo Xavier, Luís Teixeira e Melo e Associados
Sociedade de Advogados, RL



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All those who made the event possible, including:

The Judges,
The Board of the European Law Moot Court Society,
The Executive Secretaries: Javier Porras and Maria Moreno,
The Members of the Organising Team,
The Members of the Logistics Committee,
The Rectorate of the University of Minho,
The Law School of the University of Minho,
The Court of Appeal of Guimarães,
The Law firms Morais Leitão, Galvão Teles, Soares da Silva & Associados and Gama Lobo Xavier, Luís Teixeira e Melo e Associados
Braga City Hall,
Hotel Bom Jesus,
Suminho
The Staff at the University,
Academic Association of the University of Minho (AAUM).

Useful Contacts:

Dr. Joana Rita Abreu, Braga Organising Team +351 93 864 79 86
Dr. Joana Whyte, Braga Organising Team +351 91 369 17 70

Hotel do Templo (teams):

Address:
Bom Jesus do Monte
4710-455 Braga - Portugal
Phone: +351 253 603 610
E-mail: templo@hoteisbomjesus.pt
GPS: 41°33'16"N | 8°22'38"W

Hotel do Elevador (judges):

Address:
Bom Jesus do Monte
4710-455 Braga - Portugal
Phone: +351 253 603 400
E-mail: elevador@hoteisbomjesus.pt
GPS: 41°33'20"N | 8°22'39"W

National Emergency Number: 112

Taxi Number

Braga
+351 96 280 77 16
+351 93 501 11 45
+351 93 420 10 00

Guimarães
+351 253 513 535

Oporto
+351 22 507 39 00