

# Family Law and Culture in Europe

## Developments, Challenges and Opportunities

Institute for German, European and  
International Family Law (University of Bonn)

Käte Hamburger Centre for Advanced Study  
"Law as Culture" (University of Bonn)

### Fifth Conference of the Commission on European Family Law



### conference program update

#### Thursday, 29 August 2013

3:00 pm **Registration**

4:00 pm **Welcome**

Jürgen Fohrmann · Beate Kienemund · Nina Dethloff  
Katharina Boele-Woelki · Werner Gephart

#### **The CEFL Principles on Property Relations between Spouses**

Chair: Walter Pintens

4:30 pm General Rights and Duties of the Spouses  
Katharina Boele-Woelki

Marital Property Agreements  
Nigel Lowe

Participation in Acquisitions  
Dieter Martiny

Community of Acquisitions  
Frédérique Ferrand

6:00 pm **Reception by the Rector of the University**

10:00 am Break

#### **International Couples and their Property Relations**

Chair: Maarit Jänterä-Jareborg

10:30 am The Proposal for a Regulation on Matrimonial Property  
Andrea Bonomi

11:00 am Proposal for a council regulation on jurisdiction,  
applicable law and the recognition and enforcement  
of decisions regarding the property consequences  
of registered partnerships  
Miloš Hat'apka

11:30 am Discussion

12:00 pm **Reception and Lunch by the Alexander von Hum-  
boldt Foundation in Honour of Anneliese Maier  
Research Award Winner Katharina Boele-Woelki**

#### **Non-formalized Relationships (separation/death)**

Chair: Masha Antokolskaia

2:00 pm Statutory Regulation of Cohabiting Relationships  
in Scandinavia – Recent Developments and Future  
Challenges  
Tone Sverdrup

2:30 pm Legislating for Cohabitation in Common Law juris-  
dictions in Europe: Two Steps Forward and One Step  
Back?  
Anne Barlow

3:00 pm Discussion

3:30 pm Break

#### Friday, 30 August 2013

8:30 am **Registration**

#### **The CEFL Principles on Property Relations between Spouses**

Chair: Walter Pintens

9:00 am Panel Discussion: Pros and Cons of the  
CEFL Principles

Eva Becker, Barbara Dauner-Lieb, Josep Ferrer Riba

August 29-31, 2013 · Universitätsclub Bonn e.V., Bonn

### Conference Program



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# Family Law and Culture in Europe

## Developments, Challenges and Opportunities

conference program update

workshops

### Friday, 30 August 2013

- 4:00 pm **Family Law and Culture in Four Workshops of Young Researchers**  
**Contents of the workshops**
- 7:00 pm **Reception by the German Women Lawyers Association and Festive Dinner on a Rhine Ship**  
Pier Brassertufer „Am Alten Zoll“, 53111 Bonn  
Schiffahrt Schmitz GmbH Bonn –  
Bonner Personenschiffahrt

### Saturday, 31 August 2013

#### **Transnational Families and New Concepts of Parentage**

*Chair: Katharina Boele-Woelki*

- 9:00 am Transnational Family Situations in Europe seen through the Lens of the Moroccan Family Law Code  
*Marie-Claire Foblets*
- 9:30 am The Right of the Child to Parents  
*Anna Singer*
- 10:00 am Contracting on Parentage  
*Christine Budzikiewicz*
- 10:30 am Break
- 11:00 am Panel Discussion on Biological and Social Parentage: Where do we go from here?  
*Chair: Ingeborg Schwenzer*  
*Gabriele Britz, Angelika Nussberger, Nigel Lowe, Françoise Monéger*
- 12:00 pm **Closing Remarks: Family Law as Culture**  
*Werner Gephart*
- 12:30 pm **Closure of the Conference**  
*Nina Dethloff · Katharina Boele-Woelki*

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**Käte Hamburger Centre for Advanced Study “Law as Culture”** (University of Bonn)

#### **1 WORKSHOP 1: Cross-border Family Relationships**

*Chair: Cristina González-Beilfuss*

“Habitual residence” in European Family Law: Diversity, Coherence and Transparency of a Challenging Notion · *Katharina Hilbig-Lugani*

Protection orders provided for by articles 342 bis-ter, Italian Civil Code: Are they still valid when victims move across Europe?  
*Eva de Götzen*

New Approaches to Same-Sex Marriage under Private International Law – The End of Nationality as a Connecting Factor? · *Stuart Davis*

#### **2 WORKSHOP 2: Transnational Families: Across Nations and Cultures**

*Chair: Jane Mair*

Family Life and EU Citizenship: The Discovery of the Substance of the EU Citizen's Rights and its Genuine Enjoyment  
*Katharina Kaesling*

Private and Family Life vs. Morals and Tradition in the Case-law of the ECHR · *Geoffrey Willems*

Real-life International Family Law – Belgian Empirical Research on Cross-border Family Law · *Jinske Verhellen*

#### **3 WORKSHOP 3: The (Un-)Wanted Child**

*Chair: Velina Todorova*

Anonymous Relinquishment and Baby-Boxes – Life-saving Mechanisms or a Violation of Human Rights? · *Claire Fendon-Glynn*

Cross-border Recognition of Surrogacy · *Martin Engel*

Re-thinking Family Law: a New Legal Paradigm for Stepfamilies?  
*Angela D'Angelo*

#### **4 WORKSHOP 4: Relationship Breakup: Winners and Losers?**

*Chair: Ingrid Lund-Andersen*

Maintenance between Former Spouses and Gender Equality  
*Marketa Rihova*

The Swedish Cohabitees Act in the Society of Today · *Kajsa Walleng*

Collaborative Practice: An Interdisciplinary Approach to the Resolution of Conflict on Family Law Matters · *Connie Healy*