

# WEIMAR MOMENTS

CONSTITUTIONALISING MASS DEMOCRACY  
IN GERMANY, ITALY, SPAIN, AND BEYOND

WORKSHOP IN MADRID  
13–15 NOVEMBER 2019

PROGRAM



GOETHE  
UNIVERSITÄT  
FRANKFURT AM MAIN



UAM  
Universidad Autónoma  
de Madrid



UNIVERSITÀ  
DEGLI STUDI  
DI FERRARA  
EX ALMA MATER



Instituto de  
Derechos Humanos  
UNIVERSITAT DE VALÈNCIA



MAX-PLANCK-INSTITUT  
FOR AUSLÄNDISCHES ÖFFENTLICHES RECHT  
UND VÖLKERRECHT

## Wednesday, 13 November 2019

☐ Centro de Estudios Políticos y Constitucionales  
(Plaza de la Marina Española, 9, 28013 Madrid)

### ⌚ 10:00 *Opening*

✍ Dña. Yolanda Gómez Sánchez (CEPC)  
✍ D. Juan Damián Moreno (UAM)

### ⌚ 10:30-13:30 *Weimar Moments I*

(Chair: Ramírez)

✍ *Weimar Moments: Framing Paper* Goldmann (Frankfurt), Borelli (Ferrara), García (Valencia), Menéndez (UAM), Ramírez (MPI Frankfurt)  
✍ *Popular Sovereignty and the Concept of Democracy in the Weimar Republic*, Lepsius (Münster)  
✍ *The Weimar Experience in the Italian Constituent Process*, Ragone (Bologna)  
✍ *The Weimar Impulse to Constitutional Adjudication in Europe*, Cruz Villalón (UAM)

### ⌚ 13:30-15:30 *Lunch Break* (tbd)

### ⌚ 15:30-17:15 *Weimar Moments II*

(Chair: Menéndez)

✍ *The Failure of a Treaty-based Constitution*, Bast (U Gießen)  
✍ *Constitutional Prospects, Constitutional Pathologies: Otto Kirchheimers's Weimar Moments*, Kemmerer, (MPI Heidelberg)  
✍ *Economic and Social Rights in the 1931 Spanish Constitution* (Palao Gil, Valencia)

### ⌚ 17:15-17:45 *Coffee Break*

### ⌚ 17:45-19:30 *Weimar Moments III*

(Chair: Goldmann)

✍ *The 1947 Italian 'Weimar Moment' between constitutional openness and constitutionalisation of the social conflict*, Faraguna (Trieste)

⌚ *The Italian Constitution of 1948 and Contemporary Populisms*, Blokker (Bologna)

⌚ *The Dual Role of Law in Interwar Corporatism and Contemporary Governance* (Kjaer, Copenhagen Business School)

⌚ 20:00 *Dinner* (Restaurante Sr. Vázquez, Plaza de la Marina Española, 4)



## Thursday, 14 November 2019

☐ Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Sala Luis Diez Picazo

⌚ 9:00-10:45 *Weimar Identities I* (Chair: Goldmann)

✍ *Neutral Power. 1919-1945-1992 and after*, Spagnolo (Bari)

✍ *Weimar and 'the International'* Kleinlein (Jena)

✍ *The Internationalists in Weimar* (García Pascual, Valencia)

10:45-11:15 *Coffee Break*

⌚ 11:15-12:30 **Weimar Identities II**

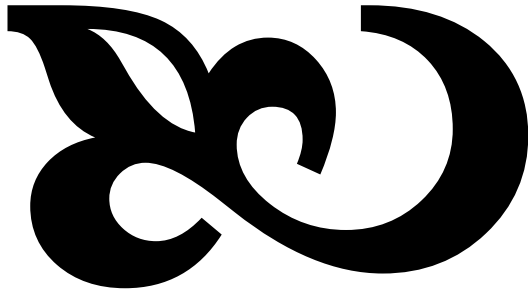
(Chair: García Saez)

✍ *The Principle of Equality in Italy's 1948 Constitution: institutional debate, political cultures and social rights*, Giorgi (Pisa)

✍ *Citizenship, Constitution and the Limits of Legal Equality for Women in the Weimar Republic?* (Rowekamp, Colegio de México & HU Berlin)

⌚ 13:00 - 15:00 **Lunch Break**

(Restaurante El Goloso Campus, Calle Francisco Tomás y Valiente, 7)



**Parallel Session 1: Weimar Reverberations**

☐ *Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Seminario V*

⌚ 15:00-16:15 **Weimar Reverberations I**

(Chair: Ramírez)

✍ *Latin American Social Constitutionalism and the Weimar Constitution: Origins and ideas of the Formation of the Social Question in the Global South*, Ossio (MPI for Social Law)

✍ *Constitutionalising Mass Democracy in Mexico*, Alterio (Instituto Tecnológico Autónomo de México)

⌚ 16:15-16:45 **Coffee Break**

⌚ 16:45-18:00 **Weimar Reverberations II**

(Chair: Ramírez)

✍ *Weimar, Manuel García-Pelayo and the Concept of the Social State* (Téllez Mora, MPI Frankfurt)

✍ *Eastern Europe before the Sovietization* (Erkvania, Georgian Institute of Public Affairs)



**Parallel Session 2: Weimar Thinkers**

☐ *Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Seminario VII*

⌚ 15:00-16:15 **Weimar Thinkers I** (Chair: Menéndez)

✍ *The Weimar Concept of the State*, La Torre (Catanzaro)

✍ *The debate on political leadership in the Weimar Republic: Weber's value pluralism & the ideal-types of politicians*, García Guitián, (UAM)

⌚ 16:15-16:45 **Coffee Break**

⌚ 16:45-18:00 **Weimar Thinkers II**

(Chair: Menéndez)

✍ *Weber/Schmitt: Socialization/Neutralisation*, Villacañas Berlanga (UCM)

✍ *Lineages of Authoritarian Liberalism*, Wilkinson (LSE)

⌚ 20:00 **Dinner** (to be confirmed)

**Friday, 15 November 2019**

**Parallel Session 1: The Weimar Labour Constitution**

☐ *Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Seminario V*

🕒 09:00-11:20 ***The Weimar Labour Constitution I*** (Chair: Borelli)

✍ *The Labour Constitution and the Democratisation of industrial relations in Spain, (Baylos, UCLM)*

✍ *The influence of Weimar on the labour part of the Italian Constitution, (Gaeta/ Loffredo, Siena)*

✍ *Peace based on social justice – The International Labour Organization as a Lasting Weimar Moment? (Hofmann, Frankfurt)*

✍ *Labour Constitutions: Then and Now (Dukes, Glasgow)*



**Parallel Session 2: Weimar Thinkers**

☐ *Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Seminario VII*

🕒 09:00-11:20 ***Weimar Thinkers III*** (Chair: García Saez)

✍ *The Mysterious Meeting between Carl Schmitt and Josef Redlich, Bassok (Nottingham)*

✍ *Herman Heller on Law and Justice, (Cueva Fernández UAM)*  
*Marxism for Intellectuals: the case of*

*Siegfried Kracauer during the Weimar Period (Yoshino, Toho University's Komaba Highschool, Tokyo)*  
*Weimar and Hannah Arendt (Sánchez Muñoz, UAM)*



🕒 11:20-11:40 ***Coffee Break***



**Parallel Session 1: Weimar Reverberations**

☐ *Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Seminario V*

🕒 11:40-12:50 ***Weimar Reverberations III*** (Chair: Ramírez)

✍ *The influence of Weimar on the Greek Constitution of 1927, (Kessopoulos, Crete)*

✍ *The Japanese constitutional drafting process as a half failed Weimar moment (Bertolini, Bocconi)*



**Parallel Session 2: The Weimar Economic Constitution**

☐ *Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Seminario VII*

⌚ 11:40-12:50 ***The Weimar Economic Constitution I*** (Chair: Borelli)

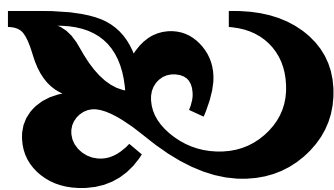
✍ *The 'Family' of social-democratic approaches in Weimar constitutional theory: Between state theory and legal theory, (Vagdoutis, Thessaloniki)*

✍ *Labour Law, Social Reform and Conflict in Weimar. The Legacy of Hugo Sinzheimer and Karl Korsch (Salomone, Trento)*



⌚ 13:00 - 15:00 ***Lunch Break***

(Restaurante El Goloso Campus, Calle Francisco Tomás y Valiente, 7)



**Parallel Session 1: Weimar Reverberations**

☐ *Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Seminario V*

⌚ 14:30-15:45 ***Weimar Reverberations IV*** (Chair: Goldmann)

✍ *Looking Through Drawbacks and*

*Hobbles: Not How Democracies Die, But How Liar Democracies Will Survive (Kurnaz, Bilkent)*

✍ *'Xinhai moments' or 'Weimar moments'? The Weimar Constitution, and the Republic of China, 1905-1946 (Moniz Bandeira, UAM)*



**Parallel Session 2: The Weimar Economic Constitution**

☐ *Universidad Autónoma de Madrid, Facultad de Derecho, Edificio de Ciencias Políticas, C/Kelsen 1, Cantoblanco Seminario VII*

⌚ 14:30-15:45 ***The Weimar Economic Constitution II*** (Chair: Borelli)

✍ *Class struggle in the democratic-republican institutional form: the constitutional state of labour (Tedde, Sassari)*

✍ *The Life and Times of the "Economic Constitution" (Saitto, Sapienza)*



⌚ 15:45-16:15 ***Coffee Break***



## **Communications**

🕒 16:15-18:00

### **Communications 1**

☐ *Universidad Autónoma de Madrid,  
Facultad de Derecho, Edificio de Ciencias  
Políticas, C/Kelsen 1, Cantoblanco*  
Seminario V  
(Chair: Borelli and Goldmann)

✍ *Il costituzionalismo democratico-  
sociale: origini e tratti distintivi,  
Gambilonghi (Genova/ULB)*

✍ *Why an "emergency social and  
economic democracy" at European  
level is an unpostponable  
constitutional need: lessons of Weimar  
(Lasa López, UPV)*

✍ *A glimpse of the limits of the European  
economic governance through the  
legislative and jurisprudential route of  
the "after-Weimar" German  
"economic constitution" (Censi, Ferrara)*

### **Communications 2**

☐ *Universidad Autónoma de Madrid,  
Facultad de Derecho, Edificio de Ciencias  
Políticas, C/Kelsen 1, Cantoblanco*  
Seminario VII  
(Chair: García Saez and Menéndez)

✍ *El "Reichsgericht" como Guardián de la  
Constitución en la Obra de Carl Schmitt,  
Riquelme Vázquez, (Vigo)*

✍ *Caminos del totalitarismo: El  
neohegeliano de Weimar y su  
influencia la filosofía jurídica  
española, Fernández-Crehuet, (Granada)*

✍ *A silenced Theory: Spinoza's  
Contribution behind Weimar Moments  
–Franco-Chasán (Augsburg/ Valencia)*