

NEWGOV – New Modes of Governance

Consortium Conference

Co-ordinated by the European University Institute
NEWGOV is financially supported by the EU's 6th Framework Programme
www.eu-newgov.org – NEWGOV@iue.it

Montecatini Terme, 22 – 23 June 2006
Grand Hotel Vittoria

General Programme

Thursday 22 June 2006 Day 1

- 09:15 – 10:00 Welcome and Opening by **Helen Wallace**, NEWGOV co-ordinator and Director of the Robert Schuman Centre for Advanced Studies, European University Institute, Florence
Presentation of aims and tasks of the Consortium Conference, by **Adrienne Héritier**, NEWGOV Scientific Director
- 10:00 – 11:30 Workshops Clusters 1 and 2
- 11:30 – 12:00 *Coffee break*
- 12:00 – 13:30 Workshops Clusters 1 and 2, continued
- 13:30 – 15:00 *Lunch break*
- 15:00 – 16:30 Workshops Clusters 3 and 4
- 16:30 – 17:00 *Coffee break*
- 17:00 – 18:30 Workshops Clusters 3 and 4, continued
- 20:30 – 22:30 *Dinner*

Friday, 23 June 2006 Day 2

- 09:15 – 11:00 Thematic Workshops I – IV
- 11:00 – 11:30 *Coffee break*
- 11:30 – 13:00 Thematic Workshops I – IV, continued
- 13:00 – 14:30 *Lunch break*
- 14:30 – 15:30 NEWGOV General Assembly
- 15:30 – 16:00 *Coffee break*
- 16:00 – 17:30 Panel Discussion *The Practical Relevance of NEWGOV Research*:
José Candela-Castillo, Head of Unit, European Commission;
Jorge Vasconcelos, President of the ERSE and member of the NEWGOV Steering Committee; **Helen Wallace**, Director of the Robert Schuman Centre;
chaired by **Stefano Bartolini**, incoming Director of the Robert Schuman Centre for Advanced Studies
- 17:30 – 18:00 Closing remarks *The Way Ahead*, **Adrienne Héritier**, NEWGOV Scientific Director
- 20:30 – 22:30 *Dinner*

Cluster Workshop Programme
Cluster 1: Emergence, Evolution & Evaluation
Third Cluster Meeting

The Cluster Workshop at the Plenary Meeting in Florence provides an excellent opportunity for taking stocks and arriving at a first set of conclusions on the emergence and evolution of New Modes of EU Governance. Thus, one main function of the meeting will be to consolidate the findings of the different projects and to round up the main achievements of the cluster, along the lines of the following categories:

- conceptual contributions, focusing on the categorization of new and old modes of governance, the links between governance and the legal as well as living constitution of the EU;
- policy studies, presenting consolidated analyses on the development of key EU fields of action under the perspective of operationalising criteria for new and old modes of governance;
- contributions on key issues and problems of EU governance, trying to assess the impact of different modes of communication on decision-making, the role of coordination and horizontal questions of efficiency, democratic legitimacy and accountability in EU governance.

Starting from these foundations, the main desiderata of the cluster work will also be addressed, focusing research on the "E"s (emergence and evolution) from different perspectives, and linking up to the theoretical dimension of EU governance. Of particular interest will be the delineation between emergence and evolution, the methodological problems in defining the dividing line, and the analysis of the dynamics and change in the passing between these phases. From a theoretical point of view, a critical investigation will try to explore the explanatory potential of integration theories as well as of rational and reflexive approaches in addressing problems of new governance in the EU.

Thursday 22 June 2006 Day 1
Morning Sessions 10:00-13:30

- 10:00 – 10:15 **Welcome address and introduction**
Wolfgang Wessels and Udo Diedrichs, University of Cologne
Results so Far and Synthesis on Theoretical and Horizontal Research Questions
Wolfgang Wessels and Udo Diedrichs
- **Core Issues: Modes of Governance – New Theoretical Approaches for New Modes of Governance?**
 - **Emergence and Evolution of New Modes of Governance: Distinctions and Developments in Different Policy Fields**
- 10:15 – 11:00 Brief comments by cluster participants
David Natali, Oliver Treib, Holger Bähr, Kalman Deszeri, Krisztina Vida, Anya Dahmani, Colin Shaw, Christopher Tucker, Thomas Risse, Mareike Kleine, Egle Svilpaite, Andreas Orator, Udo Diedrichs, Wolfgang Wessels
- 11:00 – 11:15 *Coffee break*
- 11:15 – 13:15 Open discussion including all participants from other clusters
In this section we will discuss the contributions presented by the partners in order to focus the cluster research by strengthening the cross-policy perspective, the theoretical focus and the overall research perspective of NEWGOV. Each of the projects/partners has in the preceding session provided some comments to the items mentioned in the questionnaire.
- 13:15 – 13:30 **Concluding Remarks Deliverables and deadlines: Where to Go from Here**
Wolfgang Wessels and Udo Diedrichs

Cluster Workshop Programme

Cluster 2: Delegation, Hierarchy and Accountability

Third Cluster Meeting: *The Effectiveness of NEWGOV and the Shadow of Hierarchy: Conceptualising the Interface*

Our half-day meeting during this year's NEWGOV Consortium Conference will address the effectiveness of new modes of governance. We will specifically concentrate on the interface between governance and government, with an effort to conceptualise the potential impact of the 'shadow of hierarchy' on new modes. In this respect, the contributions to a forthcoming Special Issue of a peer-reviewed journal will be discussed. In addition, the meeting will be an opportunity for those cluster members who are not participating in the first publication to present their project output.

Thursday 22 June 2006 Day 1 Morning Sessions 10:00-13:30

- 10:00 – 11:30 Presentation of conceptual framework by cluster leaders
1. ***New Modes of Governance and the Shadow of Hierarchy. Sectoral Governance and Territorially Bound Government***
Adrienne Héritier and Dirk Lehmkuhl, EUI/ Zürich University
Presentation of project contributions (5 minutes each), followed by discussion
 2. ***Governance of the EU Securities Market: Fiduciary Relationships and Policy Effectiveness***
Frédéric Varone, Christian de Visscher & Olivier Maiscoq, Université catholique de Louvain [presented by Olivier Maiscoq]
 3. ***The Emergence and Evolution of European Networks of Regulators***
David Coen and Mark Thatcher, UCL/LSE
 4. ***European Courts and Functional Governance: The Case of European Competition Policy***
Dirk Lehmkuhl, Zürich University
 5. ***Corporate Self-Regulation in the Shadow of Hierarchy: Voluntary Environmental Agreements at Community Level***
Adrienne Héritier and Sandra Eckert, EUI
 6. ***The Making of the Internal Energy Market: Combining Governance and Government***
Burkard Eberlein, York University Canada
 7. ***New Modes of Governance in the Spanish Electricity Sector***
Léonor Moral Soriano, University of Granada
- 11:30 – 12:00 Coffee Break
- 12:00 – 12:45 Discussion of project contributions
- 12:45 – 13:20 Reporting from other cluster projects (10 minutes each), followed by discussion.
8. ***Choice and Combination of Policy Instruments. Evolving Policy Instruments in the Urban and the Environmental Policy Fields since the 1970s***
Charlotte Halpern, Cevipof-FNSP
 9. ***Why and under what Conditions Do International Organizations Cooperate with NGOs?***
Jens Steffek, Bremen University
- 13:20 – 13:30 Concluding Remarks by the Cluster leaders

Cluster Workshop Programme
Cluster 3: Effectiveness, Capacity and Legitimacy
Third Cluster Meeting

The aim of the meeting is to systematically discuss the result produced so far in light of the general questions that guide the research programme of NEWGOV (the four "E"s).

Each project is expected to submit a short paper (to be circulated two weeks in advance) summarizing its major findings and addressing the following issues:

- What kind of new modes of governance do you find in your project?
- To what extent, and if so, under which conditions have NMG helped to increase the problem-solving capacity (effectiveness) and social acceptance (legitimacy) of public policy intended to meet EU requirements?
- To what extent are the findings generalizable?
- The meeting will include a 15 minutes presentation by each project.

Thursday 22 June 2006 Day 1
Afternoon sessions 15:00-18:30

- 15:00 – 16:30 **Welcome address and introduction**
Tanja A. Börzel, Freie Universität Berlin
- Project Presentations
- ***New Modes of Governance in New EU Member States***
Tomasz Grosse, Institute of Public Affairs, Warsaw
 - ***New Modes of Governance in the Environmental Sector in Spain, Portugal and Greece***
Nuria Font and **Charalampos Koutalakis**, Universitat Autònoma de Barcelona/University of Athens
 - ***New Modes of Governance in the Environmental Sector in Poland, Hungary and Rumania***
Tanja Börzel, **Aron Buzogany** and **Sonja Guttenbrunner**, Freie Universität Berlin
 - ***Pharmaceutical Harmonization in Poland and Hungary. Assesing the Effectiveness of New Modes of Governance***
Charalampos Koutalakis, University of Athens
- 16:30 – 17:00 *Coffee break*
- 17:00 – 18:15 Project Presentations, continued
- ***Multi-Level Governance. The Eastern Version***
Laszlo Bruszt, European University Institute
 - ***The Domestic Impact of European Law***
Susanne Schmidt, Universität Bielefeld
 - ***New Modes of Governance in the Relations with Associated Countries. First Empirical Findings***
Nicole Wichmann, University of Lucerne
- 18:15 – 18:30 Concluding Remarks by the Cluster leader

Cluster Workshop Programme

Cluster 4: Learning, Experimental Governance and Participation Second Cluster Meeting

The cluster meeting will be comprised of state-of-the-art presentations from those projects whose research is most advanced. The core focus will be on the changing nature of economic governance in Europe, focusing on non-hierarchical modes (pacts; dialogue), innovation in corporate governance, the coordination of macro-economic policies within EMU, the development of new instruments (taxation) and new ways of legalizing the shadow economy.

Thursday 22 June 2006 Day 1 Afternoon sessions 15:00-18:30

15:00 – 16:30 **Welcome address and introduction**
Jelle Visser, Amsterdam University

Project Presentations

- **Project 24. Democratisation/Participation of Civil Society in New Modes of Governance**
Daniela Obradovic, Amsterdam University
- **Project 18a. Distributive Politics, Learning and Reform: Emergence and Evolution of National Social Pacts**
Jelle Visser, Amsterdam University
- **Project 18b. Distributive Politics, Learning and Reform: Emergence and Evolution of Administrative Partnerships: Local Partnership and Learning**
Patrick Vesan, Milan University and URGE
- **Project 18b. Distributive Politics, Learning and Reform: Emergence and Evolution of Administrative Partnerships: Comparative Issues**
Ida Regalia, Milan University

16:30 – 17:00 *Coffee Break*

17:00 – 18:15 Project Presentations, cont.

- **Project 19a. New Approaches to Economic Governance in the EU**
Waltraud Schelkle, LSE
- **Project 20. Towards New Corporate Governance Regimes in Europe**
Marina Martynova, Tilburg University
- **Project 22. Changing Governance Architecture of International Taxation**
Ulrike Sabrina Kraemer, Exeter University

18:15 – 18:30 Concluding Remarks by the Cluster leader

Thematic Workshop Programme

Thematic Workshop I: Delegation of Regulatory Tasks to Independent Agencies

(Adrienne Héritier responsible)

The trend in European policy-making to increasingly delegate regulatory tasks to independent agencies will be discussed in this thematic panel. Jorge Vasconcelos, advisor to the NEWGOV steering committee, will contribute with his experience as a practitioner in energy regulation. Jorge is chairman of the ERSE (Entidade Reguladora dos Serviços Energéticos), the Portuguese Energy Regulator, and was president of the CEER (Council of European Energy Regulators). Burkhard Eberlein from our cluster will provide comments on this talk. Charalampos Koutalakis is project leader within NEWGOV cluster 3 (project title 'Smoothing Eastern Enlargement: Independent Regulatory Agencies and Non-Hierarchical Steering') and will present his research which is looking at delegation to IRAs in the field of environmental policy and pharmaceuticals regulation. Comments on this presentation will be provided by David Coen and Mark Thatcher.

Friday 23 June 2006 Day 2

Morning Sessions 09:15-13:00

09:15 – 09:30 **Introduction to the Panel**

Chair: **Adrienne Héritier**, EUI, Scientific Director

09:30 – 11:00 Presentations of panel speaker (20 minutes) followed by discussion

- ***The Role of Regulatory Agencies in the Internal Energy Market***
Jorge Vasconcelos, Chairman of the ERSE (Portuguese Energy Regulator)
- ***Comments***
Burkhard Eberlein, York University Canada

11:00 – 11:30 *Coffee break*

11:30 – 13:00 Presentations of panel speaker (20 minutes) followed by discussion

- ***A Sign of Weakness or Strength? State Capacity and Delegation to Independent Regulatory Agencies and Networks***
Charalampos Koutalakis, Freie Universität Berlin
- ***Comments***
David Coen and **Mark Thatcher**, University College London/
London School of Economics

Thematic Workshop Programme

Thematic Workshop II: Civil Society and Democratisation

(Jelle Visser responsible)

New modes of governance tend to undermine traditional assumptions of accountability and legitimacy that theorists of democracy have applied to thinking about democratic polities. Traditionally, political authority has been thought of as being located in governments, and democratic theories of legitimacy argue that such governments should be accountable to and representative of the populations whom they serve. Europeanisation (and globalisation) entail a) more cross-border effects of policies, b) contested territorial allocation of political authority, c) shifts in the capabilities of private and public actors to set, implement and enforce regulation. These and further reasons may support new modes of governance and the reconfiguration or replacement of traditional mechanisms of legitimacy, most obviously regarding means of accountability and responsiveness. Thematic Workshop II will address these issues in particular in relation to the development of social dialogue in Central and Eastern Europe, the democratising effects of civil dialogue, new modes of accountability and interaction between civil society and political institutions, and local (private-public) partnerships.

Friday 23 June 2006 Day 2

Morning Sessions 09:15-13:00

09:15 – 09:30 **Introduction to the Panel**

Chair: **Jelle Visser**, Amsterdam University

09:30 – 11:00 Presentations of panel speaker (20 minutes) followed by discussion

- ***Social Dialogue in Selected New European Union Member States***

Tomasz Grosse, Warsaw Institute of Public Affairs

- ***Watchdogs Don't Deliberate: Rethinking the Democratizing Effects of Civil Society Participation***

Jens Steffek, Bremen University

11:00 – 11:30 *Coffee break*

11:30 – 13:00 Presentations of panel speaker (20 minutes) followed by discussion

- ***Accountability to the Forum – The Case of Civil Society interacting with Political Institutions***

Michal L. Federowicz, Polish Academy of Science

- ***Territorial Pacts: Which Kind of Concertation?***

Ida Regalia, Milan University

Thematic Workshop Programme

Thematic Workshop III: EU Governance 'after' the Constitutional Treaty: Crisis or Opportunity?

(Wolfgang Wessels responsible)

The half-day panel will take up a highly controversial and relevant issue of the current integration process. In view of the non-ratification of the TCE, it will focus on scenarios and strategies for the EU in the coming years, approaching the constitutionalization from a broader perspective and trying to identify conceptual links and interrelations between different and possibly new modes of governance.

Friday 23 June 2006 Day 2
Morning Sessions 09:15-13:00

- 09:15 – 09:30 ***Introduction to the Panel***
Chair: **Wolfgang Wessels**, University of Cologne
- 09:30 – 11:00 Presentations of panel speaker (10-15 minutes each)
- ***Modes of Governance and Constitutionalisation:
Two Sides of the same Coin?***
Wolfgang Wessels, University of Cologne
 - ***Lessons from the Constitutional Treaty: Missed Opportunity or
Milestone for Designing New Modes of Governance?***
Bruno de Witte, European University Institute
 - ***Options and Perspectives for Constitutionalisation beyond the
Constitutional Treaty***
Jérôme Vignon, European Commission, tbc
 - ***The Convention and the IGC: Experiments in Constitutional Governance***
Helen Wallace, European University Institute
- 11:00 – 11:30 *Coffee break*
- 11:30 – 13:00 ***Discussion***

Thematic Workshop Programme

Thematic Workshop IV: New Modes of Governance in Old and New Member States Compared

(Tanja Börzel responsible)

The aim of the workshop is to systematically compare New Modes of Governance in the EU 15 and the EU 25. Drawing on the expertise of our four clusters, we will explore whether the emergence, the effectiveness and legitimacy of New Modes of Governance differs significantly given the different historical trajectories, political and socio-economic development, political cultures, and capacities of old and new member states.

Friday 23 June 2006 Day 2
Morning Sessions 09:15-13:00

- 09:15 – 09:30 ***Introduction to the Panel***
Chair: **Tanja A. Börzel**, Freie Universität Berlin
- 09:30 – 11:00 Presentations of panel speaker (10-15 minutes each)
- ***Pensions OMC: Any Co-ordination of Reforms in Old Member States?***
David Natali, OSE
 - ***Regulation and Delegation***
Marc Thatcher, LSE
 - ***New Modes of Governance and Enlargement: South and East Compared***
Nuria Font, Universidad Autònoma de Barcelona
 - ***Civil Society Initiatives in the Former State Socialist Societies: Problems and Prospects***
David Lane, Cambridge University
- 11:00 – 11:30 *Coffee break*
- 11:30 – 13:00 ***Discussion***