Over the past few years, a series of political scandals have raised the ‘new constitutional question’. Multinational corporations violated human rights; private intermediaries in the internet threatened freedom of opinion, and recently, with particular impact, the global capital markets unleashed catastrophic risks — all of these pose constitutional problems in the strict sense. It is outside the limits of the nation-state in transnational politics and, at the same time, outside institutionalized politics, in the ‘private’ sectors of global society that these constitutional problems arise. In the conference, social scientists and lawyers will discuss the question whether Constitutionalism has the potential to counteract the expansionist tendencies of social systems outside the state, particularly the globalized economy, science and technology, and the information media, when they endanger individual or institutional autonomy.

For more information and registration, please visit the official conference website at http://www.hiil.org/tsc or send an e-mail to anna.beckers@maastrichtuniversity.nl.

Thursday, May 17th

09:30 Welcome & Registration

10:00 Introduction: New constitutional conflicts
Gunther Teubner, Turin & Anna Beckers, Maastricht

I. Beyond nation state constitutions: The move to the ‘societal’ and to the ‘transnational’
Chair: Hans Lindahl

10:30 A sociology of constituent power: The political code of transnational societal constitutions
Christopher Thornhill, Glasgow

11:20-11:50 Coffee break & posters

11:50 The elusive social dimension of ‘societal constitutionalism’
Emilios Christodoulidis, Glasgow
II. New constitutional subjects: Transnational regimes, the cosmopolitan state, global assemblages?
Chair: Michel Scheltema

12:40 Constitutionalism and global private ordering  
*Mattias Kumm, New York*

13:30-15:00 Lunch break & posters

15:00 We and cyberlaw: Constitutionalism and the inclusion/exclusion difference  
*Hans Lindahl, Tilburg*

15:50 Enabling constitutions: The new constitutional framework in the age of access  
*Riccardo Prandini, Bologna*

16:40-17:10 Coffee break & posters

17:10 Emergent globally bordered spaces: Anti-terrorism, global finance, and so much more  
*Saskia Sassen, New York*

18:00 End

Friday, May 18th

III. Constitutional arenas
Chair: Paul Schiff Berman

09:30 Occupy the system! Societal constitutionalism and the global economy  
*Moritz Renner, Berlin*

10:20 Private governance of knowledge: Societally crafted intellectual properties regimes  
*Dan Wielsch, Cologne*

11:10-11:40 Coffee break & posters

11:40 Constitution making and constitutive power of the commons  
*Ugo Mattei, Turin*

12:30 – 14:00 Lunch break posters

14:00 Constitutionalisation of non-governmental certification programmes  
*Jaye Ellis, Montreal*
**IV. Collisions of transnational constitutions**

Chair: Alfred Aman

14:50 Procedural principles for managing global legal pluralism  
*Paul Schiff Berman, Washington D.C.*

15:40 – 16:10 Coffee break & posters

16:10 Conflicts-law constitutionalism, societal constitutionalism and the power of technicity  
*Christian Joerges, Bremen*

17:00 End

**Saturday, May 19th**

09:30 The constitutionalism of trans-normative Law – Towards a general theory  
*Poul Kjaer, Copenhagen*

**V. Human rights and private power**

Chair: Christopher Thornhill

10:20 Fundamental rights, private law and societal constitution: On the logic of the so-called horizontal effect  
*Florian Rödl, Frankfurt*

11:10-11:40 Coffee break & posters

11:40 Corporate constitutionalism from below: The role of NGOs and social movements  
*Gavin Anderson, Glasgow*

12:30 Hierarchical power arrangements and horizontal effects in human rights regimes  
*Larry Catá Backer, Carlisle, Pennsylvania*

13:20 End