

## Transnational Societal Constitutionalism

*International Conference Torino, 17-19 May 2012, starting 09:30 hrs  
Collegio Carlo Alberto, Moncalieri, Turin, Italy*

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.

### **I. Beyond nation state constitutions: The move to the ‘societal’ and to the ‘transnational’**

Introduction: New constitutional conflicts

*Gunther Teubner, Turin & Anna Beckers, Maastricht*

A sociology of constituent power: The political code of transnational societal constitutions

*Christopher Thornhill, Glasgow*

The elusive social dimension of ‘societal constitutionalism’

*Emilios Christodoulidis, Glasgow*

### **II. New constitutional subjects: Transnational regimes, the cosmopolitan state, global assemblages?**

Constitutionalism and global private ordering

*Mattias Kumm, New York*

A ‘world external politics’: Societal constitutionalism and a topology of law in a global setting

*Hans Lindahl, Tilburg*

Enabling constitutions: The new constitutional framework in the age of access

*Riccardo Prandini, Bologna*

Emergent globally bordered spaces: Anti-terrorism, global finance, and so much more

*Saskia Sassen, New York*

### **III. Constitutional arenas**

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

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

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

Constitutionalisation of non-governmental certification programmes  
*Jaye Ellis, Montreal*

### **IV. Human rights and private power**

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

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

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

### **V. Collisions of transnational constitutions**

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

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

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