

GLOBAL LAW AND GOVERNANCE SUMMER SCHOOL, EPLO, SOUNIO, JULY 2013

Course: **Evidence influenced legal decision-making: the example of regulatory impact assessments**

Professor: **Ioannis Lianos**

Timetable: Monday, 22 July, 2013

10:00 – 11:30

11:30 – 13:30

Hours: 4

Course code: B1/2

Content

The seminar adopts an interdisciplinary methodology and discusses how evidence is incorporated (or not) in different dimensions of legal decision-making, in particular by focusing on the tool of regulatory impact assessment. The course also introduces the tool of regulatory impact assessment and explores its use in a number of jurisdictions in Europe. The first part of the seminar will introduce the concept of evidence based or evidence influenced law and policy making and will explore the different conceptions of evidence in social science and in law and the different theoretical frameworks developed for integrating evidence in decision-making in a scientific or policy context. We will then reflect on the tensions that these differences may create to the integration of social science evidence in law-making by focusing on the tool of regulatory impact assessment. The course will explore how regulatory impact assessments are made in various jurisdictions, the different types of regulatory impact assessments and will discuss the possible integration of this tool in Greece and other jurisdictions. The course will end by reflecting on the challenges that evidence-influenced law and public policy set to institutions and will discuss proposals for reform.

Reading

Kenneth Prewitt, Thomas A. Schwandt, and Miron L. Straf (eds.), Using Science as Evidence in Public Policy, National Academy of Sciences (2012) available at

http://biblioteca.ucv.cl/site/colecciones/manuales_u/13460.pdf

Ioannis Lianos, 'Judging' Economists: Economic Expertise in Competition Law Litigation - A European View (September 4, 2009). NEW CHALLENGES IN EC COMPETITION LAW ENFORCEMENT, Ioannis Lianos & Ioannis Kokkoris, eds., Kluwer, Forthcoming. Available at SSRN:

<http://ssrn.com/abstract=1468502>

Jasanoff S., Contested boundaries in policy-relevant science, Social Studies of Science, Vol. 17, No. 2 (May, 1987), pp. 195-230, available at

http://www.colorado.edu/geography/class_homepages/geog_6402_f10/Jasanoff%2087_Soc%20Studies%20of%20Science.pdf