

NEWSLETTER

UNIVERSITY OF COIMBRA INSTITUTE FOR LEGAL RESEARCH

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The *time of plague(s) and silence* is also the time of achievements to-come and inspiring promises. This is the context that the second issue of our newsletter assumes, whilst celebrating the *research projects* which during these last two months were effectively applied (April 30th was one of the deadlines!), and whilst expecting (predicting) the felicitous performance of the so-called exploratory projects (to be presented by May 15th!). This means also highlighting the uninterrupted flow of UCILeR's publications and the possibilities of *external* editing which this flow gradually opens, whilst simultaneously making us all responsible for the success of *Undecidabilities and Law*, our Journal-promise.

This means finally recalling the challenges of transformation (if not growth) which the scheduled scientific meetings and other possible *calls for papers* (stimulating the reinvention of *network-conversations and webinars*) inevitably provide. In such a way that the time of plague(s) and silence may also be the time of unrepeatable opportunities.

I. Latest UCILeR Publications

a. Publications with UCILeR's edition



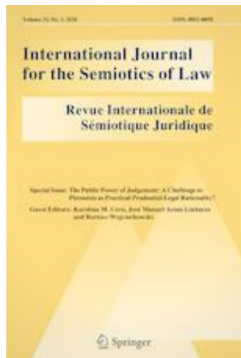
COLÓQUIO O NOVO REGIME DO MAIOR ACOMPANHADO

António Pinto Monteiro (coord.)

[ISBN: 978-989-8891-65-5]

This book brings together some articles on different issues considered at the Colloquium “O novo regime do maior acompanhado”, held on December 13, 2018, one of the first events on the subject, decisively contributing to the presentation and discussion of the new legal regime (Lei n.º 49/2018, August 14).

b. Publications with UCILeR's coordination



THE PUBLIC POWER OF JUDGEMENT: A CHALLENGE TO PHRONÉSIS AS PRACTICAL-PRUDENTIAL LEGAL RATIONALITY?, INTERNATIONAL JOURNAL FOR THE SEMIOTICS OF LAW - REVUE INTERNATIONALE DE SÉMIOTIQUE JURIDIQUE, SPECIAL ISSUE: VOLUME 33, ISSUE 1, MARCH 2020

Karolina M. Cern, J. M. Aroso Linhares, Bartosz Wojciechowski (ed.)

ISSN: 0952-8059 (PRINT) 1572-8722 (ONLINE)

<https://link.springer.com/journal/11196/33/1>

The title of this Special Issue comes directly from a Special Workshop which took place at the XXVII World Congress of the IVR (at the Georgetown Law Center in Washington D.C. on July 2015). Some of the essays which compose this volume are extended or reviewed versions of the papers presented in Washington (published for the first time here). There is however a significant assortment of other materials, due to the enriching additions of new interlocutors (among them Alexy and Atienza). The publication of the Special Issue has been prepared within the framework of two different research projects: (a) a research grant financed by the National Science Centre (Poland), No. DEC-2015/19/B/HS5/03114 and (b) the Project “Societal Challenges, Uncertainty and Law: Plurality | Vulnerability | Undecidability” [University of Coimbra Institute for Legal Research (UCILeR), Coimbra, Project I&D, UID/DIR/04643/2019].

II. Latest UCILeR events



22 ABRIL 2020

Sessão 1 do Ciclo de Conversas em Rede - Pandemia(s), Incerteza e Direito: Estado de Emergência em Democracia

(First Session of the Network Conversation Cycle -Pandemic (s), Uncertainty and Law: State of Emergency in Democracy)

Organization: UCILeR Coordinating Council

Link: www.uc.pt/fduc/ij/eventos/2020/22abril_cartaz.pdf

SUMMARY: This event took a reflexive view on the main measures adopted in Portugal and Spain in response to the recent Pandemic. Their general framework, legitimacy and proportionality were analysed and discussed.



29 ABRIL 2020

WEBINAR: III Encontros de Direito Civil – Direito Civil e Evolução Tecnológica (Webinar)

III Civil Law Meeting – Civil Law and Technological evolution)

Organization: Investigation Area “Contract and Social Development” and the Portuguese Catholic University

Link: www.uc.pt/fduc/ij/eventos/2020/29abril2020_cartaz.pdf

SUMMARY: Scientific evolution challenges Civil Law. Given the currentness and theoretical and practical importance of the subjects, this meeting reflected on some of the problems that civilists have to face in the near future.



29 ABRIL 2020

Sessão 2 do Ciclo de Conversas em Rede - Pandemia(s), Incerteza e Direito: Políticas de Saúde em Tempos de Pandemia

(Second Session of the Network Conversation Cycle - Pandemic (s), Uncertainty and Law: Health Policies in times of Pandemic)

Organization: UCILeR Coordinating Council

Link: www.uc.pt/fduc/ij/eventos/2020/29abril_cartaz.jpg?hires

SUMMARY: This conversation dwelled on the reaction of public and private health sectors to the recent pandemic. Hard decisions that public powers and health professionals have to take in this new environment were also analysed.

I. UCILeR Internal life

i. UNDECIDIBILITIES AND LAW – The Coimbra Journal for Legal Studies

In a time highlighted by the quest for the Master Algorithm, several major juridically relevant societal problems resist significantly the predetermination of a unique solution and open a huge spectrum of perspectives and operatories. The title Undecidabilities suggests directly this resistance (as we know, in computation complexity theory, an undecidable problem is the one for which «it is proved to be impossible to construct an algorithm to a correct yes-or-no answer»!), whilst simultaneously considering the permanent renovation of the questions and the plurality of answers which those problems allow, which means considering the instability of cultural and linguistic contexts (justifying a permanent attention to differences, if not différences, as well as to authentic «clauses of nonclausure»).

Each volume of our Journal will be dedicated to one of these societal problems and this context of resistance to unique languages and solutions, seriously taken in a reflective horizon that crosses dogmatic and meta-dogmatic legal discourses with the challenges of extra-legal perspectives and approaches.

ii. Submitted UCLeR Projects

The UCILeR remains active in its strategy of seeking external funds for research projects, thus encouraging and supporting its researchers in writing proposals. In recent months, the UCILeR has submitted 10 applications to national and international tenders.

In the FCT Call for SR&TD Project Grants, 3 projects were presented as proponent institution: AI and Corporate Crime: prevention and accountability; TrafficKIDS – Awareness, Prevention, Repression of Child Trafficking and Supporting its victims; Migrations, Tolerance and Citizenship(s). Another 3 projects were submitted as a partner institution: Confidentiality and management in adverse event notifications: analysis and suggestions from and to the Portuguese system; Migrants and Refugees Integration in Portuguese Health System; HogAr (HOusing, Guarantee of Adequateness/Accessibility & Rights) - Enforcing the right to housing? Evidence from the New Generation of Housing Policies in Portugal.

Two projects were submitted to the Erasmus+ Program, with UCILeR leading the European consortium in both cases: European Citizens' Initiative: A Tool for Engagement and Active Citizenship and Sports Media: Guides for the Future.

Also, as a partner entity, the UCILeR joined the Open Minds project, submitted to H2020 and FIRELAN, in the application for FCT's scientific research and technological development projects in the field of forest fire prevention.

II. Programed UCILeR Events

**PANDEMIA(S),
INCERTEZA e DIREITO**
CICLO DE CONVERSAS EM REDE

ORGANIZAÇÃO:
Conselho Coordenador do Instituto Jurídico da Universidade de Coimbra

REALIZAÇÃO ONLINE, ATRAVÉS DA PLATAFORMA ZOOM

**III. LIBERDADES E DIREITOS
EM TEMPOS DE CONFINAMENTO · 1ª PARTE**
6 DE MAIO · 17H30

JOSÉ MIGUEL JÚDICE
Árbitro e Professor Convidado da UNL

JOSÉ DE FARIA COSTA
Professor Catedrático da FDUC e da FDULHT

MANUEL DA COSTA ANDRADE
Presidente do Tribunal Constitucional e Professor Catedrático da FDUC

MODERADOR: José Manuel Aroso Linhares
Professor Catedrático da FDUC

ACESSO LIVRE
mediante inscrição obrigatória em www.uc.pt/fduc/ij/eventos/

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Sessão 3 do Ciclo de Conversas em Rede - Pandemia(s), Incerteza e Direito: Liberdades e Direitos em Tempos de Confinamento (primeira parte)

(Third Session of the Network Conversation
Cycle - Pandemic(s), Uncertainty and Law:
Liberties and Rights in a Confinement Age –
first part)

Organization: UCILeR Coordinating Council

**PANDEMIA(S),
INCERTEZA e DIREITO**
CICLO DE CONVERSAS EM REDE

ORGANIZAÇÃO:
Conselho Coordenador do Instituto Jurídico da Universidade de Coimbra

REALIZAÇÃO ONLINE, ATRAVÉS DA PLATAFORMA ZOOM

**IV. LIBERDADES E DIREITOS
EM TEMPOS DE CONFINAMENTO · 2ª PARTE**
13 DE MAIO · 17H30

CARLOS OLIVEIRA
Juiz Presidente das Comarcas de Coimbra e Leiria

SALVADOR MALHEIRO FERREIRA DA SILVA
Presidente da Câmara Municipal de Ovar

JOÃO LOUREIRO
Professor Associado com Agregação da FDUC

MODERADORA: SUSANA AIRES DE SOUSA
Professora Auxiliar da FDUC

ACESSO LIVRE
mediante inscrição obrigatória em www.uc.pt/fduc/ij/eventos/

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Sessão 4 do Ciclo de Conversas em Rede - Pandemia(s), Incerteza e Direito: Liberdades e Direitos em Tempos de Confinamento (segunda parte)

(Third Session of the Network Conversation
Cycle - Pandemic(s), Uncertainty and Law:
Liberties and Rights in a Confinement Age –
second part)

Organization: UCILeR Coordinating Council

I. Project Calls

i. JUST-ACTION Opportunities

The main objective is to promote efficient justice systems, knowing it performs a fundamental role in defending the Rule of Law and the fundamental values of the European Union.

A call is still open for proposals for action grants to support transnational projects on training of justice professionals covering civil law, criminal law or fundamental rights. ID: JUST-JTRA-EJTR-AG-2020. Call ends 13 May 2020.

Further information available at: <https://ec.europa.eu/info/funding-tenders/opportunities/portal/screen/opportunities/topic-details/just-jtra-ejtr-ag-2020;freeTextSearchKeyword=;typeCodes=1;statusCodes=31094501,31094502,31094503;programCode=JUST;programDivisionCode=null;focusAreaCode=null;crossCuttingPriorityCode=null;callCode=JUST-AG-2020;sortQuery=openingDate;orderBy=asc;onlyTenders=false;topicListKey=callTopicSearchTableState>

ii. CALL AI 4 COVID-19: Data Science and Artificial Intelligence in Public Administration

This call aims to support scientific research and technological development (IC&DT) projects and initiatives that can contribute to responses to this and future pandemics through data science and artificial intelligence. The projects may have a duration of 24 to 36 months, with a maximum budget of 240 thousand euros. The total allocation for this line of financing will be 3 million euros, and the approved projects will be fully financed by national funds through the FCT budget. **Call ends 28 May 2020.**

Further information available at:

<https://www.fct.pt/apoios/projetos/concursos/datascience/index.phtml.pt>

iii. INTERNATIONAL COOPERATION: SR&TD Projects Portugal-India

In order to support and encourage cooperation between research institutions, universities and R&D centers in India and Portugal, the Foundation for Science and Technology (FCT) and Department of Science and Technology of India (DST) hereby announce that a call is open to fund of Scientific Research and Technological

Development Joint Projects, developed in close collaboration by Portuguese and Indian research teams in the following priority areas of common interest: Biotechnology; Energy; Environment; Infrastructure Sustainability; Climate Change; Disaster Management; Marine Science & Technology.

All projects related to S&T solutions against COVID-19/ Pandemic – which falls under the above given subjects – will be encouraged and considered. **Call ends 30 June 2020.**

Further information available at:

https://www.fct.pt/apoios/cooptrans/india/india_projetos.phtml.en

iv. COST Actions

COST Actions supports collaborative transnational activities under a system of networks of investigators based on open access and bottom-up principles, covering all scientific and technological domains. These networks, designated COST Actions, enable breakthrough scientific developments contributing to the Europe's leadership in Research Development Innovation. Portugal is a success case within COST, where more than 1000 researchers benefit at the present, being present in more than 95% of current actions.

Submit your expression of interest to be part of the Management Committee of ongoing COST Actions (or recently approved COST Actions) until 30 June 2020.

After this date, the next collection date will be **15 October 2020**.

Further information available at: <https://www.fct.pt/apoios/cooptrans/cost/index.phtml.pt>.

v. Fund for Bilateral Relations Open Call

FBR Open Call #1 supports initiatives aiming at strengthening bilateral relations between Portugal and Iceland, Liechtenstein and/or Norway. Activities that can be supported by the FBR Open Call #1 could be, as examples: a) matchmaking events; b) technical cooperation and exchange of experts; c) short-term internships; d) training actions; e) workshops and seminars on topics of common interest; f) study trips; g) case studies and publications; h) campaigns, expositions and promotional material.

Call ends 31 December 2020.

Further information available at: <https://www.eeagrants.gov.pt/pt/programas/fundo-de-relacoes-bilaterais/concursos/fthqxu1ibbk/>.

II. Calls for events and publication

Call for papers UNDECIDABILITIES AND LAW – The Coimbra Journal for Legal Studies, I Volume - 2020/ 2021. Law and the Janus-faced Morality of Political Correctness.

Concerning the possibility of juridically relevant responses, is the culture of the so-called political correctness a significant challenge? Although the affirmative answer seems obvious, the relevance to be taken in account is not, however, as linear as an approach in terms of public policies and their legislative prescriptions apparently justifies. The problem at stake has not only to do with the (more or less extensively grasped) opportunity to sustain a new branch of Politics of Law, the distinctive feature of which would be an explicit progressive sensitivity and responsiveness to the pluralism of marginalised identities and their narrative intersections (involving gender, race, sexual orientation, practical-cultural and geopolitical provenience, health, mental and physical disability, as well as the relation to the colonial past and the status of victim). The problem concerns also the difficulties which this plurality (whilst favouring the fragmentation of perspectives, meanings and semantic values) effectively creates, when we consider Law's claim for an integrating context — and with this, the vocation for comparability related to the status or dignity of *sui juris*. Last but not least, the problem concerns also some institutionalizing procedures and social effects which the culture of political correctness has indisputably imposed: the hypertrophy of duties and their concentration in apparently trivial strongholds (justifying unresolved tensions between universal and parochial claims), the legitimization of a limitless responsibility (with public devastating pre-judicial judgements, destroying lives and careers), the unconditional celebration of differences as a (paradoxically) ethical homogenizing reference (if not as an effective intolerance factor, generating new and subtle forms of censorship).

We can say that the discussion of this cluster of themes, in their juridical (dogmatic and meta-dogmatic) systematic implications, is still fundamentally to be done. Favouring a context open to multiple perspectives, without excluding (rather expecting!) the intertwining of juridical and non-judicial approaches, the volume which we now propose - as a first number of the journal *Undecidabilities and Law* -- aims to be part of this indispensable reflexive path.

This first issue will be coordinated by José Manuel Aroso Linhares, Full Professor at the Faculty of Law of the University of Coimbra and Coordinator at the University of Coimbra Institute for Legal Research.

The articles on the proposed theme, to be published in the first issue, in 2020/2021, **must be submitted until September 15th**, to ulcj@ij.uc.pt.

Further information available at: https://www.uc.pt/fduc/ij/rev_nl/cp.pdf.

III. Calls for other events and publications

The Legal Scholarship Blog (<http://legalscholarshipblog.com/category/agricultural-law/>) includes a wide set of calls for events and publications. Consultation is recommended

IV. Miscellanea

i. Rui Pena Award – Energy Law

Created in 2018, the main objective of this award is to promote the investigation and the study about Energy Law, both in the sectors of electricity, gas, oil, renewable energies, and in matters related to regulation. The Rui Pena Award – Energy Law allocates an international scholarship or internship through the distinction of the best legal works on the subjects mentioned above, developed by students of graduation course, master's, doctorate and postgraduate courses. **Call ends 30 July 2020.**

Further information available at: https://cms.law/pt/prt/news-information/cms-rui-pena-arnaut-promove-edicao-do-premio-rui-pena-direito-da-energia?fbclid=IwAR20QqUh_sGyg4HjOebYjZcRDjK7Tck4nZUWhQcuPFPZi7xFZGSzZ7YI94

ii. CPC Award – Science 2019-2020

The Corruption Prevention Council has approved the launch of a second Edition of the Award CPC – Science. This initiative, adopted in the higher education investigation area, aims to stimulate knowledge of corruption phenomena, in the ethical, integrity, transparency and risk management domains.

The University community is invited to research topics related to corruption, fraud and conflict of interests, in order to conceive risk prevention solutions regarding public money, valuables and assets.

The CPC Award – Science 2019-2020 defines as strategical investigation areas Public Administration and Finances, Political Science, Law, Economics and Management, but applications in other areas are welcomed, when relevant.

The amount of the prize is 4.500 €, complemented by the digital edition of winning essay and its public presentation and distribution. **Call ends 30 June 2020.**

Further information available at: http://www.cpc.tcontas.pt/projetos/cpc_ciencia/edicao_02.html