

CV Prof. Dr. Jürgen Bast

Current positions at Justus Liebig University Gießen

- Professor of Public Law and European Law, Faculty of Law
- Academic Director of Refugee Law Clinic (RLC)
- Convener of Research Group Migration and Human Rights (RG-MHR/FGMM)

Contact data

Professur für Öffentliches Recht und Europarecht
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Fields of interest

- German, European and international migration law and policy, including refugee and citizenship studies
- European constitutional law, in particular institutional law of the EU and the future of economic governance & the welfare state in Europe
- European administrative law, in particular issues of composite administration, executive rule-making and legal protection in the EU
- Public law of globalization, in particular exercise of public authority by international institutions, and theories of human rights, territory, and supranationalism

Employment and professional experience

- 04/2017–09/2017 Guest Researcher at the Collaborative Research Centre (SFB) 'Bedrohte Ordnungen/Threatened Orders', Eberhard Karls University Tübingen
- 10/2013– Professor of Public Law and European Law, University of Giessen (until 10/2015: of Public Law)
- 10/2015– Academic Director of Refugee Law Clinic Gießen (succeeding Paul Tiedemann)
- 02/2017–03/2017 Visiting Professor at the National Center of Competence in Research 'The Migration-Mobility Nexus' (nccr – on the move), University Fribourg, Switzerland
- 12/2015 Visiting Lecturer at the Interdisciplinary Center Herzliya (IDC), Israel
- 08/2012–09/2013: Professor of International and European Law, Radboud University Nijmegen
- 02/2010–07/2012: Guest professor at the University of Frankfurt, University of Hannover, University of Bielefeld, Humboldt-University of Berlin, and University of Leipzig
- 05/2009–07/2009: Visiting researcher at the Centre for Migration Law (CMR), Radboud University Nijmegen
- 10/2003–07/2012: Senior Research Fellow, Max Planck Institute for Comparative Public Law and International Law, Heidelberg
- 08/2001–08/2003: Judicial Service Trainee, High Court of Berlin (Kammergericht)
- 04/1998–07/2001: Junior Researcher and Lecturer at the Faculty of Law, University of Frankfurt

Education and qualifications

- 05/2010: Habilitation by the Faculty of Law, University of Frankfurt, award of the lecture qualification [venia legendi] for public law, European law, international law, and sociology of law
- 01/2005: PhD in Law (Dr. jur., summa cum laude), Faculty of Law, University of Frankfurt
- 08/2003: Second state exam in law (bar exam equivalent, eligibility for judgeship), Justizprüfungsamt Berlin
- 06/1999: First state exam in law (JD equivalent), Justizprüfungsamt Hessen
- 06/1997: Diploma in Sociology (Dipl.-Soz., MA equivalent), Faculty of Social Sciences, University of Frankfurt

Recent publications

2017

- Völker- und unionsrechtliche Anstöße zur Entterritorialisierung des Rechts [International and EU Law Impetuses for the De-territorialization of the Law; lecture at the Annual Meeting of the Association of German Public Law Professors, Linz, 7 October 2016], *VVDStRL* 76 (2017), 277–314.
- Scharade im kontrollfreien Raum: Hat die EU gar keinen Türkei-Deal geschlossen?, *VerfBlog* 2017/2/3, <http://verfassungsblog.de/scharade-im-kontrollfreien-raum-hat-die-eu-gar-keinen-tuerkei-deal-geschlossen>.

2016

- Die Flüchtlingskrise und das Recht: Chancen der Europäisierung, in: *vorgänge* No. 214: Deutsche Flüchtlingspolitik zwischen Willkommenskultur und Politik der Abschottung (issue 2/2016), 34–37.
- Deepening Supranational Integration: Interstate Solidarity in EU Migration Law, in: *European Public Law* 22 (2016), 289–304.
- Art. 26, 27 AEUV: Der Binnenmarkt, 58. Ergänzungslieferung Januar 2016, in: Grabitz/Hilf/Nettesheim, *Das Recht der Europäischen Union: Kommentar*, München (Verlag CH Beck).
- Is There a Hierarchy of Legislative, Delegated and Implementing Acts?, in: Carl Fredrik Bergström/Dominique Ritleng (Hrsg.), *Rulemaking by the European Commission: The New System for Delegation of Powers*, Oxford (OUP) 2016, 157-171.
- Dem Freistaat zum Gefallen: über Udo Di Fabio's Gutachten zur staatsrechtlichen Beurteilung der Flüchtlingskrise, *VerfBlog*, 2016/1/16, <http://verfassungsblog.de/dem-freistaat-zum-gefallen-ueber-udo-di-fabios-gutachten-zur-staatsrechtlichen-beurteilung-der-fluechtlingskrise> (together with Christoph Möllers)

Key publications

Books

- *Aufenthaltsrecht und Migrationssteuerung*, Tübingen (Mohr Siebeck), 2011, 340 p.
- *Grundbegriffe der Handlungsformen der EU – entwickelt am Beschluss als praxisgenerierter Handlungsform des Unions- und Gemeinschaftsrechts*, Heidelberg et al. (Springer) 2006, 485 p.
- *Totalitärer Pluralismus: Zu Franz L. Neumanns Analysen der politischen und rechtlichen Struktur der NS-Herrschaft*, Tübingen (Mohr Siebeck) 1999, 328 p.

Edited volumes

- *Wohlfahrtsstaatlichkeit und soziale Demokratie in der Europäischen Union*, *Europarecht Beiheft* 1/2013, Baden-Baden (Nomos), 2013, 227 p. (ed. together with Florian Rödl).
- *Principles of European Constitutional Law*, Oxford und München (Hart Publishing & Verlag C.H. Beck), 2nd rev. edn. 2010, 806 p. (ed. together with Armin von Bogdandy)
- *Europäisches Verfassungsrecht: Theoretische und dogmatische Grundzüge*, Heidelberg et al. (Springer), 2nd rev. edn. 2009, 1094 p. (ed. together with Armin von Bogdandy).

Selected articles and book chapters (in English)

- Don't Act Beyond Your Powers: The Perils and Pitfalls of the German Constitutional Court's Ultra Vires Review, *German Law Journal* Vol. 15 No. 2 (2014), Special Issue: The OMT Decision of the German Federal Constitutional Court, 167–181.
- New Categories of Acts after the Lisbon Reform: Dynamics of Parliamentarization in EU Law, *CML Rev.* 49 (2012), 885–928.
- European Community and Union, Supplementary Agreements between Member States, in: R. Wolfrum (ed.), *Max Planck Encyclopedia of Public International Law* Vol. III, Oxford (OUP) 2012, 871–877 (together with Julia Heesen)
- Of General Principles and Trojan Horses – Procedural Due Process in Immigration Proceedings under EU Law, *German Law Journal* Vol. 11 No. 9 (2010), 1006–1024.

- The Federal Order of Competences, in: Armin von Bogdandy/Jürgen Bast (eds.), *Principles of European Constitutional Law*, Oxford and München (Hart Publishing & Verlag CH Beck), 2nd edn. 2010, 275–307 (together with Armin von Bogdandy).
- Legal Instruments and Judicial Protection, in: Armin von Bogdandy/Jürgen Bast (eds.), *Principles of European Constitutional Law*, Oxford and München (Hart Publishing & Verlag CH Beck), 2nd edn. 2010, 345–397.
- Annex on Movement of Natural Persons, in: Rüdiger Wolfrum/Peter-Tobias Stoll/Clemens Feinäugle (eds.), *WTO – Trade in Services*, Leiden et al. (Martinus Nijhoff Publishers) 2008, 573–595.
- Scope and Limits of ECB Powers in the Field of Securities Settlement: An Analysis in View of the Proposed “TARGET2-Securities” System, *Euredia* 2006/3–4 (*Revue européenne de Droit bancaire et financier / European banking and financial law journal*), 365–409 (together with Armin von Bogdandy).
- The Constitutional Treaty as a Reflexive Constitution, *GLJ* Vol. 6 No. 11 (2005), Special Issue: The Unity of the European Constitution (Guest Editors: Philipp Dann/Michał Rynkowski), 1433–1452.
- Legal Instruments in European Union Law and Their Reform: A Systematic Approach on an Empirical Basis, in: Piet Eeckhout/Takis Tridimas (eds.), *Yearbook of European Law* 23 (2004), Oxford (OUP), 91–136 (together with Armin von Bogdandy and Felix Arndt).
- The European Union’s Vertical Order of Competences: The Current Law and Proposals for its Reform, *CMLRev.* 39 (2002), 227–268 (together with Armin von Bogdandy).

Teaching activities

Courses taught at University of Giessen and other universities

- EU law, introduction (Gießen 2015/16, 2014/15, Hannover 2010/11, Heidelberg 2007/08)
- EU administrative law, advanced (Frankfurt 2010)
- EU constitutional law, advanced (Gießen 2016, 2015, Hannover 2010/11)
- EU substantive law, advanced (Gießen 2016, Bielefeld 2011, Frankfurt 2010)
- Environmental law, advanced (Gießen 2014/15, 2013/14)
- German administrative law, advanced (Heidelberg 2007/08)
- German constitutional law: institutional aspects, introduction (Gießen 2015, 2014)
- German constitutional law, advanced (Heidelberg 2007)
- German constitutional law: international aspects, introduction (HU Berlin 2011/12)
- Immigration law, introduction (Gießen 2016/17, 2015/16, 2014/15)
- Immigration law, advanced (Bielefeld 2011)
- International economic law, advanced (Hannover 2010/11)
- International institutional law, advanced (Gießen 2016, Leipzig 2012, HU Berlin 2011/12)
- International Migration Law, advanced (Gießen 2016, 2015, IDC Herzliya 2015)
- Public International Law, advanced (Nijmegen 2012/13, Leipzig 2012, HU Berlin 2011/12, Bielefeld 2011)
- Public International Law, introduction (Gießen 2015/16, 2014/15, Nijmegen 2012/13)

Editorial responsibilities

- Senior Editor of the journal ‘German Law Journal: Review of Developments in German, European and International Jurisprudence (GLJ)’
- Co-editor of the journal ‘European Journal of Migration and Law (EJML)’
- Co-editor of the journal ‘Verfassung und Recht in Übersee / Law and politics in Africa, Asia and Latin America (VRÜ)’
- Co-editor of the journal ‘Zeitschrift für Ausländerrecht und Ausländerpolitik (ZAR); Managing Editor of the book review section
- Co-editor of the book series ‘Schriften zum Migrationsrecht’, Nomos-Verlag
- Member of the Academic Advisory Board of the journals ‘Zeitschrift für ausländisches öffentliches Recht und Völkerrecht / Heidelberg Journal of International Law (ZaöRV / HJIL)’ and ‘Zeitschrift für Flüchtlingsforschung / The German Journal for Refugee Studies (Z’Flucht)’.

Professional affiliations

European Society of International Law (ESIL); German Association for Law and Society (VfR); German Society of International Law (DGIR); Netzwerk Migrationsrecht (association of researchers and legal practitioners of migration law); University Association for Contemporary European Studies (UACES); Rat für Migration (RfM); Vereinigung der Deutschen Staatsrechtslehrer (Association of German public law scholars); Wissenschaftliche Gesellschaft für Europarecht (European law section of the German national committee of comparative law)