

100 Years Later

The University of Tartu School of Law celebrates the centenary of the establishment of the Estonian national university with an academic conference.

Thursday, 3 October

Plenary session – Estonian Legal Science in 2019

(Assembly Hall of the University of Tartu, web streaming)

- Moderator: **Gaabriel Tavits**, *Director of the School of Law, Professor of Social Law*
- 11:00 Opening by the rector of the University of Tartu, Professor **Toomas Asser**
Welcoming addresses by **Villu Kõve**, Chief Justice of the Estonian Supreme Court, and **Ülle Madise**, Chancellor of Justice
- 11:20–11:40 **Gaabriel Tavits**, *Director of the School of Law, Professor of Social Law*
The School of Law of the University of Tartu at a National University – We Can Change the World!
- 11:40–12:10 **Marju Luts-Sootak**, *Assistant Director for Research, School of Law, Professor of Legal History*
The World's Best Estonian Legal Science – at the University of Tartu, of Course!
- 12:10–12:30 **Age Värvi**, *Assistant Director for Academic Affairs, School of Law, Associate Professor of the Law of Obligation*
21st-century Legal Education at a National University
- 12:30–12:50 **Ants Nõmper**, *dr.iur., Member of the Council of the University of Tartu, Attorney-at-Law, and Managing Partner, Law firm Ellex Raidla*
A Crossroads in Studies of Law
- 12:50–14:00 Lunch, with participants moving to various sessions

Panel sessions dedicated to special-interest topics

14:00–16:00

The Limits of Judicial Discretion in Private Law

Moderator: **Irene Kull**, *Professor of Civil Law*

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Judicial Discretion and Contracts

Janno Lahe, *Professor of Delict Law*

Limits of the Judicial Discretion in Ordering Payment of Compensation for Non-patrimonial Damage

Villu Kõve, *Associate Professor of Civil Law*

Limits of the Judicial Discretion in Ending Common Ownership and Dividing Joint Property

Tiina Mikk, *mag. iur., Assistant of Civil Law, doctoral student at the University of Tartu*

Limits of the Judicial Discretion in Interpreting Wills

International Law, a 'Nuclear Bomb of a Small Country' (L. Meri)?

Moderator: **Lauri Mälksoo**, *Professor of International Law*

Merilin Kiviorg, *DPhil (Oxon), Senior Research Fellow of International Law*

Disputes over the Role of Human Rights in Modern International Law

Alexander Lott, *Lecturer of Administrative Law*

The Estonian Maritime Boundaries – Known and Unknown

Lauri Mälksoo, *Professor of International Law*

Estonia as a United Nations Security Council's Elected Member in 2020-2021

René Värk, *Associate Professor of International Law*

Contemporary Challenges for the Rules of Warfare

Addressing Unequal Counter-effects of Weak and Strong on the Example of the Criminal Law of the European Union and Estonia

Moderators: **Anneli Soo**, *Associate Professor of Penal Law*, and **Andres Parmas**, *mag. iur., Assistant of Penal Law*

Marko Kairjak, *PhD*

The Asymmetric Impact of the EU Law on the General Part of the Penal Code

Kaie Rosin, *mag. iur., doctoral student at the University of Tartu*

The Fundamental Principles of Estonian Criminal Law as Grounds for Pulling the Emergency Brake under Articles 82 and 83 of the TFEU

Anneli Soo, *Associate Professor of Penal Law*

European Law of Criminal Procedure?

Markus Kärner, *mag. iur., doctoral student at the University of Tartu*

The Impact of the Administrative Penalties of the European Union on the Estonian Penal-law System

Scientific Psychology and Practical Law

- Moderator: **Talis Bachmann**, *Professor of Cognitive Psychology and Psychology of Law*
- Talis Bachmann**, *Professor of Cognitive Psychology and Psychology of Law*
Law-relevant Studies at the Cognitive Psychology Laboratory of the Department of Penal Law
- Iiris Tuvi**, *PhD, Senior Research Fellow of Criminology and Cognitive Psychology*, and **Inga Karton**, *PhD*
Detection of Lying and Influences on Willingness to Lie
- Jaan Tulviste**, *PhD*
Brain Mechanisms Involved in Risky Decisions
- Andreas Kangur**, *Lecturer of Criminal Procedure*
Psychology and Rules of Evidence: are Science and Law on the Same Page?

Minority Rights and Their Protection in Companies

- Moderator: **Andres Vutt**, *Associate Professor of Commercial Law*
- Andres Vutt**, *Associate Professor of Commercial Law*
Systematics of Minority Rights
- Margit Vutt**, *Lecturer in Civil Law*
Exit Rights of a Shareholder in a Private Limited Company
- Urmas Volens**, *Associate Professor of Civil Process*
Compulsory Acquisition of a Share by a Limited Liability Company
- Kalev Saare**, *Associate Professor of Civil Law*
Legal Protection for a Minority Shareholder in Cases of Transactions and Disputes between a Company and the Majority Shareholder

100 Years of Intellectual Property Law in Estonia: Where Next?

- Moderator: **Aleksei Kelli**, *Professor of Intellectual Property*
- Aleksei Kelli**, *Professor of Intellectual Property*
On Copyright and Protection of Personal Data in Digitalising the Estonian Language
- Gea Lepik**, *MJur (Oxon), Assistant in Civil Law*
Developments in the Trademark Law of the EU and Estonia in Recent Years: Requirements for Protected Trade Indications and the Essence of Legal Protection for a Mark
- Age Väriv**, *Associate Professor of the Law of Obligation*
The New Face of Protection of Business Secrets
- Karmen Turk**, *mag. iur., Visiting Lecturer of IT Law, doctoral student at the University of Tartu*
Technology and Enforcement of Intellectual Property Rights: Conflict or Opportunity?
- Heiki Pisuke**, *Visiting Professor at the University of Tartu*
Translation and Intellectual Property: Some Connections and Tendencies

Computer Practicum – Law and Technology, *Quo Vadis?*

Is advoCODE the Future of the Legal Science?

(Iuridicum, Näituse 20-203)

Moderators: **Anette Aav**, *IT Law Programme Director*, and **Liisi Adamson**, *Visiting Lecturer of IT Law*

The world of law is witnessing increasing debate over whether robots could also take over the work of legal practitioners.

- How does technology affect the law; i.e., what is the impact of technology on practising law?
- How can legal scientists themselves influence the technology; i.e., how does the technological solution function, and how can it be made to work to your advantage?

The session is practical in nature, and active participation is expected from those who take part, to study and practise symbiosis between technology and lawyers. We will see whether advoCODE is the future or, rather, people still represent additional value in the areas where technology and law come together.

16:00–16:30 Coffee Break

Panel sessions dedicated to special-interest topics

16:30–18:30

Is the European Union Interfering Too Much in Estonian Contract Law?

Moderator: **Karin Sein**, *Professor of Civil Law*

Piia Kalamees, *Associate Professor of Civil Law*

Does Estonia Have to Change Its Regulation on Expedited Procedure for Payment Orders in Response to the Consumer Contract Law of the European Union?

Karin Sein, *Professor of Civil Law*

My Contracts with Telia and Elisa in 2022: Does the European Union Require Too Much or Too Little for Consumer Protection?

Mari Ann Simovart, *Associate Professor of Civil Law*

Does the European Union Law Allow Contracting Authorities to Terminate Public Contracts Too Easily?

Carri Ginter, *Associate Professor of European Law*

Mari Kelve-Liivsoo

Symbiosis between Standard Terms and Public Procurement Law

Prevention and Law Enforcement: The End of the Rule of Law?

Moderators: **Ivo Pilving**, *Associate Professor of Administrative Law*,
and **Paloma Krõõt Tupay**, *Lecturer of Constitutional Law*

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The State's Watchful Eye in the Public Space – Effective Prevention or Total Surveillance?

Mait Laaring, *Lecturer of Administrative Law*

Development of the Society and Preventive Intervention by the State

Janar Jäätma, *PhD*

Article 28 of the Law Enforcement Act as General Authorisation

Ivo Pilving, *Associate Professor of Administrative Law*

Judicial Activism and Restraint in Reviewing Law-enforcement Decisions

Minors in the Legal System

Moderators: **Anna Markina**, *Research Fellow of Criminology*

Jüri Saar, *Professor of Criminology*, and **Anna Markina**, *Research Fellow of Criminology*

The Impact of Social Context on Criminal Careers (of Minors)

Anna Markina, *MA, Research Fellow of Criminology*

Responses of Minors Who Have Been Given Criminal Penalties

Judit Strömpl, *Associate Professor of Social Work Research at the Institute of Social Studies*

Katre Luhamaa, *Lecturer of European Law and of International Law*

Involving Children in the Process of Administration of Justice

Jaan Ginter, *Professor of Criminology*

Reform to Criminal Procedure and Penal Law Pertaining to Minors and Its Potential Impacts

Lawyers and Legal Education in History

Moderator: **Marju Luts-Sootak**, *Professor of Legal History*

Hesi Siimets-Gross, *Associate Professor of Legal History and Roman Law*

Letters by David Hilchen (1561–1610) – Procedural Tool or Means of Communication?

Lea Leppik, *Associate Professor of Legal History*

Studying to Become a Lawyer at the University of Tartu of the Republic of Estonia, 1920–1940

Marju Luts-Sootak, *Professor of Legal History*

The Faculty of Law at the University of Tartu during the German Occupation, 1941–1944

Merike Ristikivi, *Associate Professor of Legal History (Roman Law and Latin)*

Colleagues, Competitors, Critics? Women Attorneys in Estonia in the Interwar Period

Challenges of a Digital Society for Labour Law

Moderator: **Merle Erikson**, *Professor of Labour Law*

Thea Treier, *mag. iur., doctoral student at the University of Tartu*

Which Workers Should Be Protected in the Changing World of Work, and How?

Seili Suder, *doctoral student at the University of Tartu*

The Employer's Right to Control an Employee in a Digital World and the Example of Microchipping

Annika Rosin, *PhD, Lecturer of Labour Law at the University of Turku*

Platform Work – a Need for Special Regulation or Reason for Smart Application of Existing Law?

Ga Gabriel Tavits, *Professor of Social Law*

How to Involve Employees in a Digital Society

Computer Practicum – Law and Technology, Quo Vadis?

Is advoCODE the Future of the Legal Science?

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