

## Solidarity in Comparative Case Law – Germany

**Day 1, 18 December 2023, 14:00 – 18:00**

### **The German Federal Constitutional Court (GFCC) and Social Europe**

1. Introduction & Mentimeter “What is solidarity?”
2. Introduction to Procedural Law and core decisions of the German Federal Constitutional Court (GFCC) on European Integration

BREAK

3. Case-Law on the Eurozone and implicit concept of solidarity (Breakout Sessions)
  - a. Rescue Package Greece  
(<https://www.bundesverfassungsgericht.de/SharedDocs/Pressemitteilungen/EN/2011/bvg11-055.html>)
  - b. OMT  
(<https://www.bundesverfassungsgericht.de/SharedDocs/Pressemitteilungen/EN/2016/bvg16-034.html>)
  - c. PSPP  
(<https://www.bundesverfassungsgericht.de/SharedDocs/Pressemitteilungen/EN/2020/bvg20-032.html>)
  - d. NGEU  
(<https://www.bundesverfassungsgericht.de/SharedDocs/Pressemitteilungen/EN/2022/bvg22-103.html>)

BREAK

4. Solidarity in non-EU cases (social assistance and debt break)
5. Concluding Discussion Day 1

**Day 2, 19 December 2023; 9:00 – 13:00**

### **The GFCC and Solidarity in the Area of Freedom, Security and Justice (AFSJ)**

1. Introduction to GFCC case law on Asylum and Safe Third Country
2. Mentimeter: Do you think that the concept of Safe Third Country is fair?

BREAK

3. Introduction to the AFSJ and the Dublin-System
4. Case-Law on Asylum and Solidarity in Europe (Breakout Sessions)
  - a. GFCC on refoulement to Greece, 2009 (see PDF file)
  - b. ECtHR, M.S.S./Greece & Belgium, 2011  
(<file:///C:/Users/ur88imoz/Downloads/Grand%20Chamber%20judgment%20M.S.S.%20v.%20Belgium%20and%20Greece%2021.01.11.pdf>)

- c. ECJ, N.S. and M.E., 2011  
(<https://curia.europa.eu/jcms/upload/docs/application/pdf/2011-12/cp110140en.pdf>)
- d. ECJ, COM/Poland, Hungary and Czech Republik  
(<https://curia.europa.eu/jcms/upload/docs/application/pdf/2020-04/cp200040en.pdf>)

BREAK

5. Mentimeter: How would a system of fair distribution look like?
6. Concluding Discussion