

CURRICULUM VITAE

Hans-W. Micklitz

Academic and Professional Background

1995-2007	Professor at the University of Bamberg for Civil Law, in particular Commercial, Company and Economic Law (Privatrecht, insbes. Handels-, Gesellschafts- und Wirtschaftsrecht), since 1997 Jean Monnet Chair of Private Law and European Economic Law
Qualifications	Professor at the University of Applied Sciences in Berlin (1991-1994), Habilitation 1991 Bremen, senior researcher at the Centre for European Legal Policy (Zentrum für Europäische Rechtspolitik, Bremen) 1982-1990, Dissertation 1983 Bremen, research assistant at the University of Hamburg (1976-1981)
Study visits	Visiting professor at Somerville College at the University of Oxford (1999); at the University of Michigan, Ann Arbor (1990 and 1995); Jean Monnet Fellow at the European University Institute Florence (1991)
Consultancies	Consultancies for OECD in Paris (1986-1988), UNEP Geneva Switzerland/Nairobi Kenya and CI (Consumers International) Den Haag Netherlands/Penang Malaysia (1985-1989); the European Commission in Bulgaria (1996), the Czech Republic (1996), Estonia (1997), Hungary (1996), Latvia (1997), Lithuania (1997), Poland (1996), Slovakia (1996), Albania (2002), Croatia (2003), Turkey (2003, 2005, 2006)
Studies	Studies of law and sociology in Mainz, Lausanne/Geneva (Switzerland), Giessen and Hamburg (1967-1973), first state exam 1973, second state exam 1976
Functions	Since 1994 Head of the Institute of European and Consumer Law (VIEW) in Bamberg. Since 2003 Head of the Scientific Committee on Consumer and Nutrition Policy at the Federal Ministry of Nutrition, Agriculture and Consumer Protection

Experience and expertise in private and public dimensions of economic law at national and European levels Over nearly three decades my research has focused on (1) particular policy fields: European (consumer) private law, technical standardisation and certification, product safety, investor protection, unfair commercial practices, liability for unsafe services, the law relating to telecommunication, energy and transport; and (2) law enforcement through administrative cooperation in the various EU forums (comitology, the Lamfalussy procedure, new modes of governance, the regulation on cooperation in enforcement), judicial cooperation between national and European courts, appropriate remedies (injunctive and collective actions) from a horizontal perspective. Most of the projects have been sponsored by funding organisations (inter alia, the European Commission, the Federal Ministry of Nutrition, Agriculture and Consumer Protection as well as NGOs). The main findings have been published, or are under the process of being published.

Fundraising Since the late nineties I have raised substantial grants for nearly thirty research projects, including a number of conferences from various funding organisations. Most of the projects are carried out by the Institut für Europäisches Wirtschafts- und Verbraucherrecht, founded 1994 in Berlin and transferred to Bamberg in 2005. The Institute is a registered association under German law, established by researchers (comprising academic lawyers, sociologists, accountants and practicing lawyers).

European and International experience My personal experiences result from:

(1) more than five years that I spent as a student, researcher and professor in Switzerland (student in Lausanne/Geneva), France (assistant at the University of Montpellier), research fellow in the Netherlands/The Hague and Penang/Malaysia (UNEP and Consumers International), in the United States (Ann Arbor), at the European University Institute in Florence and at Somerville College, University of Oxford;

(2) from numerous lectures at conferences with keynote speeches in between, in Vienna under the Austrian Presidency (*Collective Remedies in Europe*, 2006), at the University of Helsinki (*European Law between Economisation and Politicisation*, 2006, *Social Justice in European Private Law*, 1994), at the University of Sorbonne Paris I (*Regulatory Contract Law on Services*, 2005); at the Cour de Cassation in Paris (*Différentes formes d'action collective en RFA*, 2005); at the University of Oxford (*Transborder Law Enforcement*, 2006, *An Expanded and Systematized Community Consumer Law as Alternative or Compliment*, 2002); at the University of La Sapienza (*Cassis de Dijon and European Contract Law*, 2004); at the University of Riga (*A new Paradigm – Competitive Contract Law*, 2004); at the European Academy in Trier (*The Notion of Contract in the Rome and Brussels Convention*, 2001);

(3) from consultancies for the new Member States and possible candidate States.

In my research I have tried to integrate a transnational, comparative, European and occasionally international perspective. The book written jointly with Geraint Howells (UK) and Thomas Wilhelmsson (Finland) entitled *Unfair Commercial Practices* resulted in an intercultural exercise (to be published in 2006).

Interdisciplinary approach: I have studied law and (basic) sociology. My professional experience in Hamburg, Bremen, Berlin and Bamberg has been shaped by cooperation with sociologists, political scientists and economists. In the project on the management of emergency situations (published under the heading of *Federalism and Responsibility* in 1994), I, together with a sociologist, contrasted the legal rules as they *should be* applied (should be analysis) to the way in which they *are* applied in current practice (as it is analysis). The basis for this analysis was a series of registered qualitative interviews with experts. We are applying the same approach in a current research project on public warnings against unsafe products within the Baltic Sea Market Surveillance Network. In lieu of qualitative interviews I have also used queries and telephone interviews as a means to evaluate the law in practice, e.g. in a project on the implementation and enforcement of the Directive 98/27/EC in 25 Member States (not yet published). More recently, together with an economist, I am preparing a project where we intend to investigate the quality of bank advice in investment services through so called 'mystery shopping'. In this research set trained interviewers present themselves as consumers who seek advice in how to place their money and what for. Afterwards the conversation is documented by the interviewer.

Teaching and management experience: I have a long standing experience in teaching German and European private, commercial, company and competition law. Together with four colleagues (two sociologists, one political scientist, one economist) I have succeeded in raising funds from the Deutsche Forschungsgemeinschaft on the establishing of a PhD programme (Graduiertenkolleg Öffnung und Schließung von Märkten (<http://web.uni-bamberg.de/sowi/mse/forschungsprogramm.html>)). We have jointly organised interdisciplinary seminars – e.g. on justice in European private law; on the overindebtedness of consumers, sociological, economic and legal explanations – for around twenty PhD Students drawn from more than 8 different countries. In addition to the usual management functions in a university, such as heading the examination committee, I should emphasise my responsibility for organising each year the introductory days for the newly arriving students (presentation of the City of Bamberg, the University, its facilities, presentation of the curricula via trained tutors) and my experience in running and executing research projects and international conferences which involve the participation of colleagues from various Member States and from outside the EU.

Language Skills (1 to 5 for competence, where 5 is the highest)

<i>Language</i>	<i>Reading</i>	<i>Speaking</i>	<i>Writing</i>
German (mother tongue)	5	5	5
English	5	5	4
French	5	5	4
Italian	4	3	2