



Eugen Ehrlich

**September 22nd
and 23rd, 2022**

**Salle 6,
Centre Panthéon
12 place du Panthéon,
75005 Paris**

**In-Person and virtual
meeting.
Free admission subject to
availability.
Registration required:
irjs@univ-paris1.fr**

THE RELEVANCE OF EUGEN EHRLICH'S THOUGHT TO EMPIRICAL METHODS OF LAW

**L'ACTUALITÉ DE LA PENSÉE D'EUGEN EHRLICH POUR LES MÉTHODES
EMPIRIQUES DU DROIT**

The relevance of Eugen Ehrlich's thought to empirical methods of law

The year 2022 marks the centenary of Eugen Ehrlich's death. This great Austro-Hungarian jurist is often presented as the father of legal sociology. As a close observer of legal practices, he was the first to use and invent concepts that have become fundamental in legal sociology today, such as legal pluralism, living law, and legal consciousness. Ehrlich's research revisits and reverses the illustrious tradition of the Pandects, established and perfected by legal scholars such as Savigny or Puchta. Although Ehrlich has inspired jurists around the world, he remains a little known figure in France. The present symposium is therefore devoted to reconsider the actuality of his thought, using the last chapters of his *Grundlegung der Soziologie des Rechts* (Foundation of the Sociology of Law) as a main reference. During the first day, specialists will introduce us to the concepts of his methodology of legal sociology and the influence he had on his contemporaries. Once the fundamentals have been established, the second day will highlight the dynamics of Ehrlich's thought for law contemporary research.

Organizing Committee:

Pierre Brunet, *Professor, Paris 1 Panthéon-Sorbonne University*
Clara Gavelli, *PhD Student, Paris 1 Panthéon-Sorbonne University*
Linxin He, *Associate Professor, Paris 1 Panthéon-Sorbonne University*
Jean-Baptiste Scherrer, *PhD Student, Paris 1 Panthéon-Sorbonne University*

Lieu:

Paris 1 Panthéon-Sorbonne University, 12 place du Panthéon 75005 Paris, Salle 6

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Day 1 – Thursday September 22nd 2022

**Founding Sociology of Law with Ehrlich:
Ehrlich's socio-legal methodology**

13h00 – *Reception*

13h15 – *Opening speech*: Pierre Brunet, Clara Gavelli, Linxin He, Jean-Baptiste Scherrer

Panel 1: Basic concepts of Ehrlich's sociology of law

Presidency: Rainer Maria Kiesow, *Professor, EHESS (France)*

13h30 – Stefan Machura, *Professor, Bangor University (Wales)*

« *Unfinished Business: An Appreciation of Eugen Ehrlich's Methods* »

14h00 – Ralf Seinecke, *Doctor, Max Planck Institute for Legal History and Legal Theory, Frankfurt (Germany)* « *The concepts of law and living law in Ehrlich's Fundamental Principles of the Sociology of Law* »

14h30 – Marc Hertogh, *Professor, University of Groningen (The Netherlands)*

« *Ehrlich in Brussels: Living Law, Legal Consciousness and the EU Rule of Law Crisis* »

15h00-15h45 – *Discussion*

15h45 – *Coffee break*

Panel 2: Dialogue between Ehrlich and other scholars

Presidency: Jacques Commaille, *Professor, ENS Paris-Saclay (France)*

16h00 – Werner Gephart, *Professor, Käte Hamburger Kolleg "Recht als Kultur, University of Bonn (Germany)* « *Law as cultural fact. The hidden influences of Eugen Ehrlich in Weber's texts about law?* »

16h30 – Garance Navarro-Ug e, *Doctor, Paris 1 Panth on-Sorbonne University (France)*

« *Interdisciplinarity viewed by Ehrlich and Gurvitch* »*

17h-17h15 – *Coffee break*

17h15 – Michel Coutu, *Professor Emeritus, University of Montreal (Canada)*

« *Eugen Ehrlich, Hugo Sinzheimer and the sociology of labour law* »*

17h45 – Claude Didry, *Director of research at the CNRS (France)*

« *How is labour law (still) alive? Ehrlich, Durkheim and the social fact of salaried work* »*

18h15-19h – *Discussion*

* **Intervention in French**

Day 2 – Friday September 23th 2022

Building sociology of law beyond Ehrlich: Ehrlich and contemporary sociology of law

8h45 – *Reception*

Panel 3: Immaterial objects

Presidency: Marie Cornu, *Director of research at the CNRS, ENS Paris-Saclay, Paris Nanterre University (France)*

9h15 – Jean-Baptiste Scherrer, *PhD Student, Paris 1 Panthéon-Sorbonne University (France)*
« *The legal consciousness of moral rights. A sociolegal study of artists' right* »

9h45 – Alain Pottage, *Professor, SciencesPo Paris (France)*
« *The medial life of law* »

10h15 – *Coffee break*

10h30 – David Nelken, *Distinguished Professor, King's College London (United Kingdom)*
« *Ehrlich and the living law of Wikipedia* »

11h-11h45 – *Discussion*

12h-13h45 – *Lunch*

Panel 4: Living law

Presidency: Eugénie Mérieau, *Associate Professor, Paris 1 Panthéon-Sorbonne (France)*

13h45 – Amanda Perry-Kessaris, *Professor, University of Kent (United Kingdom)*
« *Investigating 'living law' through design* »

14h15 – Évelyne Serverin, *Emeritus Director of research at the CNRS and Former Member of the French Superior Council of the Judiciary (France)*
« *Theories and methods of recognition of social practices as legal norms* »*

14h45 – Yoshiki Kurumisawa, *Professor, University of Waseda (Japan)*
« *The Acceptance of Ehrlich's Concepts of Living Law and Facts of Law in Japan* »

15h15-16h – *Discussion*

16h-16h15 – *Coffee break*

Panel 5: Legal pluralism

Presidency: Évelyne Serverin, *Emeritus Director of research at the CNRS and Former Member of the French Superior Council of the Judiciary (France)*

16h15 – Judith Beyer, *Professor, University of Konstanz (Germany)*
« *The law of others. Legal anthropology between pluralism, indigeneity and alterity* ».

16h45 – Cléa Hance, *PhD Student, Paris-Saclay University (France)*
« *Legal standard as a tool of normative pluralism. The issue of implementing cultural rights* ».

17h15 – Nafay Choudhury, *Doctor, University of Cambridge (United Kingdom)*
« *Exchanging Laws: Legal Pluralism and Market Governance in Afghanistan* »

17h45-18h30 – *Discussion*

* **Intervention in French**

Scientific partners:

L'Association Droit & Société

Le Centre Georg Simmel (EHESS)

L'IERDJ, Institut des Études et de la Recherche sur le Droit et la justice

L'IREDIS, Institut de recherche en droit international et européen de la Sorbonne (Paris 1)

L'IRJS, Institut juridique de la Sorbonne (Paris 1)

Le DReDIS, Laboratoire Droit de l'immatériel de la Sorbonne (IRJS, Paris 1)

Le Département Théorie du droit et Histoire du droit (IRJS, Paris 1)



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