



**5<sup>TH</sup> RIJEKA EU SPORTS LAW, POLICY & DIPLOMACY DAYS**

***University of Rijeka, Faculty of Law  
Sports Law, Sports Policies and Sports Diplomacy Centre***

***Sport & EU Association***

**&**

***The International Sports Law Journal***

**Organize**

**15<sup>th</sup> Sport & EU Conference**

**Under the auspices of**



**14<sup>th</sup> – 17<sup>th</sup> June 2021 (Virtually in Rijeka & Opatija)**

**Online via**



Webex Meetings

# 15<sup>th</sup> Sport & EU Conference

14<sup>th</sup>-17<sup>th</sup> June, 2021 (Rijeka & Opatija – Croatia ONLINE)

## Day 1: 14<sup>th</sup> June 2021

**9:30 – 10:00 (CET time, 8:30 - 9:00 UK time) Registration**

**10:00 (CET time, 9:00 UK time) Opening Ceremony:**

Moderator: Assist. Prof. dr. Vanja Smokvina (University of Rijeka, Faculty of Law, Sports Law, Sports Policy and Sports Diplomacy Centre)

- Prof. dr. Richard Parrish (Edge Hill University, UK, Sport&EU Honorary President)
- Prof. dr. Johan Lindholm (Umeå University, Sweden; International Sports Law Journal Editor-in-Chief)
- Prof. dr. Vesna Crnić-Grotić (University of Rijeka, Faculty of Law, Dean, Croatia)
- Prof. dr. Snježana Prijić Samaržija (University of Rijeka, Rector, Croatia)
- Mr. Marko Filipović, Mayor of the City of Rijeka (Croatia)
- Mr. Zlatko Komadina, President of the Primorje Gorski Kotar County (Croatia)
- Dr. Nikolina Brnjac, PhD. (Ministry of Tourism and Sport, Republic of Croatia, Minister)

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**10:30 (CET time, 9:30 UK time) Special Guest: Key-note speech (30 min + QA 15 min)**  
**Mrs. Kolinda Grabar-Kitarović (IOC Member)**  
**TBC**

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**Break 15 min**

**11:30 (CET time, 10:30 UK time) – 12:30 (CET time, 11:30 UK time)**

**1<sup>st</sup> session: *The Integrity and Governance of Sport***

**Chair:**

**Dr. David McArdle (Head of Stirling University Law School, Scotland)**

*Anti-Doping, Interpretive Instruments and Convention Law*

**Marina Milaković, Helena Koren, Karmen Bradvica-Kelava, Dr. Marija Bubaš (Croatian Institute of Public Health, Croatia)**

*Research Ethics in Sports Science*

**Jan Exner (Ph.D. student, Charles University, Czech Republic)**

*Sanctioning Framework of the World Anti-Doping Code 2021: A Proportionate Response to Doping?*

**Lunch Break 30 min**



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**13:00 (CET time, 12:00 UK time) – 14:15 (CET time, 13:15 UK time)**

**2<sup>nd</sup> session: Sports Governance & anti-discrimination**

**Chair:**

**Prof. dr. Angela Busacca (Università Mediterranea di Reggio Calabria, Italy)**

*Policies and Strategies against Discrimination in Sport: what role for Directive 2000/78/CE?*

**Prof. dr. Nenad Hlača (University of Rijeka, Faculty of Law, Croatia)**

*Transgender Athletes in Sport*

**Ekain Zubizarreta (Institut des Sciences sociales du Politique, UMR 7220, Paris, France, Research group APPGP (“Análisis de las políticas públicas y de la gestión pública”), UNAL University, Bogotá, Colombia), Madeleine Pape (Institute of Sports Sciences and the Gender Studies Center, University of Lausanne, Switzerland)**

*Sport governance: Resistance and change in gender eligibility regulation*

**Karolina Skrzypczyk (LL.M. (Heidelberg), attorney-at-law, Jagiellonian University, Poland)**

*Broadcasting rights in women’s football SHORT PAPER*

**Break 15 min**

**14:30 (CET time, 13:30 UK time) Special Guest: Key-note speech (30 min + QA 15 min)**

**Prof. dr. Siniša Petrović (University of Zagreb, Faculty of Law, Croatia; CAS Arbitrator)**

*Too much ado about the Superleague? And what about grassroots sports?*

**15:15 (CET time, 14:15 UK time) – End of the Day 1 of the Conference**

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**EURO 2020: 15:00 (CET time, 14:00 UK time): match *Scotland v Czech Republic***



# 15<sup>th</sup> Sport & EU Conference

14<sup>th</sup>-17<sup>th</sup> June, 2021 (Rijeka & Opatija – Croatia ONLINE)

## Day 2: 15<sup>th</sup> June 2021

9:45 (CET time, 8:45 UK time) Warm-up for the 2<sup>nd</sup> day

10:00 (CET time, 9:00 UK time) – 11:00 (CET time, 10:00 UK time)

### Panel I: Sports Diplomacy – The role of Sport in International Relations

Panel Chair: Prof. dr. Stuart Murray (Bond University, Australia)

- Prof. dr. Carmen Pérez González (Universidad Carlos III de Madrid, Spain): *Sanctions, Diplomacy and Sport*,
- Dr. Simon Rofe (SOAS University of London, UK): *Diplomats in Pinstripes - uniforms not suits & sneakers not brogues: Athletes as Sports' informal Diplomats*,
- Silvija Mitevaska (Government of the Republic of North Macedonia): *Best examples of grassroots sports diplomacy*

Break 5 min

11:05 (CET time, 10:05 UK time) – 12:05 (CET time, 11:05 UK time)

### Panel II: Sport talents - Ethical Approach and Importance of Biological and Relative Age

Panel Chair: Assoc. Prof. dr. Dražen Čular (University of Split, Faculty of Kinesiology; Croatia; European Institute for Talents, Education, Research & Development; Einstein, Craft for Research, Development, Education, Trade and Services)

- Dr. Krešimir Šamija, Ph. D.; Dr. Martina Jeričević, Ph.D. (Ministry of Tourism and Sport, Croatia): *NATIONAL SPORT PROGRAM (2019.-2026.), Measure 3.2.2, Activity: Identify young sports talents and include them in development programs based on the criteria*,
- Prof. dr. Zoran Grgantov (University of Split, Faculty of Kinesiology, Croatia): *importance of ethical approach in sport talent development*,
- Assoc. Prof. dr. Dražen Čular, Matej Babić (University of Split, Faculty of Kinesiology, Croatia): *Biological, chronological and relative age in function of establishing of Croatian national sport talents system (HRZZ-IP-2020-02-3366)*

Break 10 min

12:15 (CET time, 11:15 UK time) – 13:30 (CET time, 12:30 UK time)

3<sup>rd</sup> session: *Sport policy, governance and integrity in Europe*

Chair:

Prof. dr. Jack Anderson (Melbourne Law School, University of Melbourne, Australia, CAS Arbitrator)  
*Is the European Court of Human Rights as an Effective Remedy for Sporting Disputes?*



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**Prof. dr. Cristian Jura** ('Dimitrie Cantemir' Christian University, Rumania, CAS Arbitrator)  
*Less known instruments for combating hate speech in sport: ECRI's GPR 12, NCCD and CAS/TAS*

**Surbhi Kuwelkar** (Qualified Lawyer; Ph.D. student, University of Neuchâtel, Switzerland)  
*CAS Jurisprudence on DSD Regulations - Future of Binary Classification in Sport*

**Prof. dr. Jürgen Mittag** (Deutsche Sporthochschule Köln, Jean Monnet Chair, Institute of European Sport Development and Leisure Studies, Germany); **Prof. dr. Roland Naul** (Westfälische Wilhelms-Universität (WWU) Münster, Willibald Gebhardt Institute (WGI) Münster and Conseil Européen des Recherches en Éducation Physique et Sportive (CEREPS) Luxembourg)

*Observer, Facilitator, or Co-Player? The European Parliament and the Parliamentary Dimension of European Sport Politics*

**Break 10 min**

**13:40 (CET time, 12:40 UK time) – 14:40 (CET time, 13:30 UK time)**

**4<sup>th</sup> session: Sport policy and politics in Central and Eastern Europe**

**Chair:**

**Assoc. Prof. András Varga** (Faculty of Public Governance and International Relations, National University of Public Service, Budapest, Hungary)

*Sport as a mean of legitimacy in Hungary*

**Pavel Glos** (Ph.D. student, Palacky University in Olomouc, Czech Republic)

*The exclusion of sports clubs from the junior hockey competition – the case from the Czech Republic in the perspective of EU competition law*

**Prof. dr. Tomáš Gábriš** (Trnava University in Trnava, Faculty of Law, Slovak Republic)

*The Status of Professional Players between Self-Employed and Employee Status: State of the Art in Slovakia and in East-Central Europe* PAPER PUBLISHED – Faculty of Law in Rijeka Journal

**Mateja Vodiškar** (Faculty of Social Sciences, University of Ljubljana, Slovenia), **Igor Lukšič** (Faculty of Social Sciences, University of Ljubljana, Slovenia), **Janez Vodičar** (Faculty of Social Sciences, University of Ljubljana, Slovenia) **SHORT PAPER**

*Importance of sports facilities in Slovenia and the EU*

**Lunch Break 40 min**

**15:20 (CET time, 14:20 UK time) – 16:30 (CET time, 15:30 UK time)**

**5<sup>th</sup> session: COVID-19 and its impact on sports**

**Chair:**

**Prof. dr. Roland Naul** (Westfälische Wilhelms-Universität (WWU) Münster, Willibald Gebhardt Institute (WGI) Münster and Conseil européen des recherches en éducation physique et sportive (CEREPS) Luxembourg), **Jacob Kornbeck**, European Commission (Youth Unit) Brussels, Belgium (acting in a private capacity), and **German Sport University Cologne**, Germany), **Sladjana Petkovic**



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(Unicef Montenegro and EU-Council of Europe Youth Partnership Pool of European Youth researchers (PEYR)

*Physical Activity/Physical Education Rollback Caused by Covid-19-related Developments*

**Seán Crosson (NUI Galway, Ireland), Marcus Free (Mary Immaculate College, University of Limerick, Ireland)**

*Gaelic Games, Irish Media and the Covid-19 Pandemic's 'Exposing Force' in Ireland*

**Mateja Vodiškar (Faculty of Social Sciences, University of Ljubljana, Slovenia), Igor Lukšič (Faculty of Social Sciences, University of Ljubljana, Slovenia), Janez Vodičar (Faculty of Social Sciences, University of Ljubljana, Slovenia)**

*Importance of sports facilities in Slovenia and the EU*

**Dr. Marin Galić, Ph.D. (Faculty of Political Science, University of Zagreb, Croatia), Slaven Dobrić, M.Sc., Ivona Čulo, BA**

*Impact of the pandemic on the most popular recreational sports in Croatia – football, tennis and running*

**Break 15 min**

**16:45 (CET time, 15:45 UK time) – 17:30 (CET time, 16:30 UK time)**

**Special Guest: Key-note speech (30 min + QA 15 min)**

**Prof. dr. Marko Ilešič (Court of Justice of the EU, Luxemburg)**

*Sports in the Hands of Regulations and Judges*

**17:30 (CET time, 16:30 UK time) – End of the Day 2 of the Conference**

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**EURO 2020: 18:00 (CET time, 17:00 UK time): match Hungary v Portugal**



# 15<sup>th</sup> Sport & EU Conference

14<sup>th</sup>-17<sup>th</sup> June, 2021 (Rijeka & Opatija – Croatia ONLINE)

## Day 3: 16<sup>th</sup> June 2021

9:45 (CET time, 8:45 UK time) Warm-up for the 3<sup>rd</sup> day

10:00 (CET time, 9:00 UK time)

**Special Guest: Key-note speech (30 min) + QA (15 min)**

**Prof. dr. Michele Colucci (FIFA DRC, Member)**

*FIFA Regulations on Status and Transfer of Players: the Way Ahead*

Break 15 min

11:00 (CET time, 10:00 UK time) – 12:00 (CET time, 11:00 UK time)

**6<sup>th</sup> session: Governance and autonomy in global sport**

**Chair:**

**Prof. dr. Henk Erik Meier (University of Münster, Germany), Borja García García (Loughborough University, UK)**

*Customizing sports autonomy: Transnational private governance in practice*

**Dr. Darius Wainwright (London School of Economics, UK; University of Reading, UK)**

*The United States, Public Diplomacy and the Governance of Iranian Sport, 1953-1958*

**Dr. Till Müller-Schoell (Research Associate, German Sport University Cologne, Germany)**

*Explaining the quality of governance in national sports governing bodies – A regression analysis of National Sports Governance Observer Data*

Break 15 min

12:15 (CET time, 11:15 UK time) – 13:30 (CET time, 12:30 UK time)

**7<sup>th</sup> session: Regulatory and legal challenges in modern sport practice**

**Chair:**

**Adam Pendlebury (Edge Hill University, UK), Assist. Prof. Vanja Smokvina (University of Rijeka, Faculty of Law, Croatia)**

*Employer (vicarious) liability in sport?*

**Maximilian Seltmann (Research Associate German Sport University Cologne, Germany)**

*The Emancipation of Elite Athletes: A new Challenge to the Legitimacy of Sport Governing Bodies?*



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**Louis Vandercruyse (PhD. candidate, Ghent University, Belgium), Prof. dr. An Vermeersch (Ghent University, Belgium), Prof. dr. Tom Vander Beken (Ghent University, Belgium)**

*Macolin and Beyond: Legal and Regulatory Initiatives Against Match Manipulation*

**Dr. Niccolò Emanuele Onesti (Università degli Studi di Milano – Bicocca, Italy)**

*VAT and Taxation of football agents, into the light of the EU-UK Trade and Cooperation Agreement.*

**Lunch Break 30 min**

**14:00 (CET time, 13:00 UK time) – 15:00 (CET time, 14:00 UK time)**

**8<sup>th</sup> session: Analysing legal and social aspects of sport policy and regulation**

**Chair:**

**Assist. Prof. Marko Ivkošić (University of Split, Faculty of Law, Croatia)**

*Influence of European union competition law on organization and finance of professional football*

**Rusa Agafonova (PhD candidate at the University of Zurich, Switzerland)**

*Sports arbitration and EU competition law: evolution of the love-hate relationship*

**Pawan Mathur (Senior Researcher at the International Institute for Non-Aligned Studies, Delhi, India)**  
**SHORT PAPER**

*A comparison of the breakaway defunct Indian Cricket League and the proposed European football Super League*

**Ángel Luis Clemente Remón (University of Alcalá, Spain), Marta Agnieszka Panufnik (University of Alcalá, Spain), Víctor Jiménez Diaz-Benito (University of Camilo José Cela, Spain), José Antonio Santacruz Lozano (University of Alcalá, Spain)**

*Physical activity levels in senior citizens of the European Union according to socio-demographic variables and geographic subregion* **SHORT PAPER**

**15:00 (CET time, 14:00 UK time) – End of the Day 3 of the Conference**

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**EURO 2020: 15:00 (CET time, 14:00 UK time): match Finland v Russia**





# 15<sup>th</sup> Sport & EU Conference

14<sup>th</sup>-17<sup>th</sup> June, 2021 (Rijeka & Opatija – Croatia ONLINE)

## Day 4: 17<sup>th</sup> June 2021

9:45 (CET time, 8:45 UK time) Warm-up for the 4<sup>th</sup> day

10:00 (CET time, 9:00 UK time) – 11:00 (CET time, 10:00 UK time)

9th session: The social dimension of sport: Culture, identity and politics

### Chair:

Prof. dr. Alexander Brand (Rhine-Waal University, Germany), Regina Weber (Rhine-Waal University, Germany), Prof. dr. Arne Niemann (University of Mainz, Germany), Florian Koch (University of Mainz, Germany)

*Conceptions of Europe among football fans*

Daniel Ziesche (Chemnitz University of Technology, Germany)

*A protest culture in its own right? Applying social movement theory to football fan protests*

Sabine Rusmane, (Ph.D. student Faculty of Business, Management and Economics, University of Latvia, Latvia) SHORT PAPER

*The socio-economic impact of social capital on sport within the public sport strategic governance: theoretical overview of the concept – cases of the Baltic States*

Johnny-Precious Ogbah (Ph.D. student, Loughborough University, UK) SHORT PAPER

*Supervised Autonomy and Its Impact on the Integrity of Sport*

Break 15 min

11:15 (CET time, 10:15 UK time)

Special Guest: Key-note speech (30 min + QA 15 min)

Prof. dr. Vesna Tomljenović (General Court, Court of Justice of the EU, Luxemburg)

*Definition of sport through the CJEU point of view*

Break 15 min

12:15 (CET time, 11:15 UK time) – 13:15 (CET time, 12:15 UK time)

10th session: Equality and diversity in and through sport

### Chair:

Assist. Prof. dr. Sandra Winkler (University of Rijeka, Faculty of Law, Croatia)

*Children and sport: The right to engage in play and recreational activities*



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**Björn Hessert (LL.M. (University of Melbourne, Australia; Attorney-at-law, Research Assistant of Prof. Ulrich Haas at the Chair of Procedural and Private Law, University of Zurich, Zurich, Switzerland))**  
The protection of minor athletes in sports investigation proceedings PAPER PUBLISHED – ISLJ

**Andréanne Desforgues-Houle (Birkbeck College – UCL, UK)**

*The effect of girls' pre-college participation in sporting activities on gender-role flexibility and their attitude towards cultural gender-based professional expectations*

**Lunch Break 30 min**

**13:45 (CET time, 12:45 UK time)**

**Special guest: Key-note interview (30 min + QA 15 min)**

**Julien Zylberstein (Chief of Governance & Stakeholder Affairs, UEFA)**

**Break 10 min**

**14:40 (CET time, 13:40 UK time) – 16:00 (CET time, 15:00 UK time)**

**Panel III: Football Agents**

**Panel Chair: Prof. dr. Richard Parrish (Edge Hill University, UK)**

- **Hrvoje Čabraja (FC Lokomotiva, Croatia):** Agents in Croatia and Italy: A Comparative study,
- **Maximilian Seltmann (Research Associate German Sport University Cologne, Germany):** The re-introduction of agent licensing,
- **Dr. Andrea Cattaneo (Edge Hill University, UK):** The legality of fee capping,
- **Prof. dr. Carmen Pérez González (Universidad Carlos III de Madrid, Spain):** Agents and minors

**16:00 (CET time, 15:00 UK time) – Concluding remarks**

- **Dr. Borja García García (Loughborough University, UK, Sport & EU Executive Director)**

**16:00 (CET time, 15:00 UK time) – Closure of the Conference**

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**EURO 2020: 15:00 (CET time, 14:00 UK time): match *Ukraine v North Macedonia***





**5<sup>TH</sup> RIJEKA EU SPORTS LAW, POLICY & DIPLOMACY DAYS**

***University of Rijeka, Faculty of Law***  
***Sports Law, Sports Policies and Sports Diplomacy Centre***  
**&**  
***Sport & EU Association***

**Organize**

# **EU Sports Law, Policy & Diplomacy Rijeka Summer School**

**Under the auspices of  
European Commission Representation in Croatia**



**18<sup>th</sup> – 20<sup>th</sup> June 2021 (Virtually in Rijeka & Opatija)**

**Online via**



Webex Meetings

# EU Sports Law, Policy & Diplomacy Rijeka Summer School

18<sup>th</sup>-20<sup>th</sup> June, 2021 (University of Rijeka, Faculty of Law – Online)

## PROGRAMME

**18<sup>th</sup> June 2021 (Friday)**

**11:00 (CET time, 10:00 UK time) Opening Ceremony:**

Moderator: Assist. Prof. dr. Vanja Smokvina (University of Rijeka, Faculty of Law, Centre for Sports Law, Sports Policy and Sports Diplomacy)

- Prof. dr. Vesna Crnić-Grotić (University of Rijeka, Faculty of Law, Dean, Croatia)
- Prof. dr. Senka Maćešić (University of Rijeka, Vice-Rector, Croatia)
- H. E. Ognian Zlatev (Head of the European Commission Representation in the Republic of Croatia)

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**11:30 (CET time, 10:30 UK time) – 13:30 (CET time, 13:30 UK time)**

**1<sup>st</sup> Lecture (3 hours)**

**Prof. dr. Richard Parrish (Edge Hill University, UK)**

*The Preservation of the European Model of Sport and EU Diplomacy*

**Lunch Break 30 min**

**14:00 (CET time, 13:00 UK time) – 16:00 (CET time, 15:00 UK time)**

**2<sup>nd</sup> Lecture (3 hours)**

**Dr. David McArdle (Head of Stirling University Law School, Scotland, UK)**

*Disciplinary Tribunals and Human Rights: What Lessons Must Sports Learn from Strasbourg?*

**Break 10 min**

**16:00 (CET time, 15:00 UK time) – 18:00 (CET time, 17:00 UK time)**

**3<sup>rd</sup> Lecture (3 hours)**

**Prof. dr. Jacopo Tognon (Università Ca' Foscari Venice, Italy, CAS Arbitrator)**

*The Role and Functions of the CAS (CAS Jurisdiction on Football Matters)*

**18:00 (CET time, 17:00 UK time) – End of the Day 1 of the Summer School**

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**EURO 2021: 18:00 (CET time, 17:00 UK time): match *Croatia v Czech Republic***



# EU Sports Law, Policy & Diplomacy Rijeka Summer School

18<sup>th</sup>-20<sup>th</sup> June, 2021 (University of Rijeka, Faculty of Law – Online)

## 19<sup>th</sup> June 2021 (Saturday)

10:00 (CET time, 9:00 UK time) – 12:15 (CET time, 11:15 UK time)

4<sup>th</sup> Lecture (3 hours)

Dr. Simon Rofe (SOAS University of London, UK)

*Sports Diplomacy: Concept and Practice*

Break 15 min

12:30 (CET time, 11:30 UK time) – 14:45 (CET time, 13:45 UK time)

5<sup>th</sup> Lecture (3 hours)

Prof. dr. Carmen Pérez González (Universidad Carlos III de Madrid, Spain – YUFE, YERUN)

*Sport and Human Rights in International and European Law*

Lunch Break 30 min

15:15 (CET time, 14:15 UK time) – 17:30 (CET time, 16:30 UK time)

6<sup>th</sup> Lecture (3 hours)

Dr. Borja García García (Loughborough University, UK)

*European Union Sports Policy and the Governance of Sport*

17:30 (CET time, 16:30 UK time) – End of the Day 2 of the Summer School

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**EURO 2021: 15:00 (CET time, 14:00 UK time): match *Hungary v France***  
**EURO 2021: 18:00 (CET time, 17:00 UK time): match *Portugal v Germany***

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## 20<sup>th</sup> June 2021 (Sunday)

10:00 (CET time, 9:00 UK time) – 13:00 (CET time, 12:00 UK time)

7<sup>th</sup> Lecture (4 hours)

Dr. Andrea Cattaneo (Edge Hill University, UK)

*EU Competition Law and Sport – from Bosman to the Superleague*

13:00 (CET time, 12:00 UK time) – End of the Summer School

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**Accredited LLL programme by the University of Rijeka (Croatia) with 4 ECTS**  
**22 hours**  
**Via Online Cisco Webex**

