

Réf. : *memomeasuringlegalsystemversionen-9-11-06-speakers.doc*

Nanterre, 9 november 2006

Workshop on “Measuring Law” Terms of reference

General context: Quantitative analysis of the economic effect of Law and Institutions.

The interest for the quantification of the economic effects of law and institutions has considerably increased within the last decade for at least two reasons:

- a. First, several requests have lead to the production of a measurement system:

Mainly as a response to the private sector demand, several organizations have tried to construct indices to measure the economic effects of law and institutions, particularly in order to develop foreign direct investment (i.e., the Davos World Economic Forum).

Concerning development aid, one observes an increasing need to use that kind of indicators in order to establish a diagnosis or a control of the quality of « governance » of recipient countries.

Those indicators are undoubtedly becoming a major reference to international institutions, economic actors and the media.

The *Doing Business* reports published by the IFC (World Bank Group) constitute the most elaborated attempt to quantify the effect of law on economic development. Since 2003, *Doing Business* reports have published a new set of indicators on « the Ease of Doing Business », now in 175 countries. As a response to the publication of those reports, important debates have arisen on the effects, the quality and the efficiency of the legal and institutional framework on economic development.

On the other hand, researchers have always attempted to quantify the effect of law, and more generally, institutions, on economic development. This issue has received an increasing attention from the academic community and constitutes the heart of the New Institutional Economics-school around the two Nobel price winners R. Coase and D. North.

However, these tendencies raise several questions as to the methodology, the interpretation and the use of those indicators. In this realm, a possible cause of methodological limitation is the difficulty to associate economists, lawyers and other institutional specialists in a common observation of legal practice.

- b. On the other hand, since the beginning of the 1990s, public agencies felt the need to gather data to monitor the cost and the efficiency of the judicial system. On an

international basis, the CEPEJ project from the Council of Europe, for instance, is probably the most comprehensive attempt of that sort.

Today, there is a growing need, especially within public agencies and international organisations, for a thorough assessment of this contrasted situation and also to identify the needs for official statistics and information systems. Among the academic community, it is time to take stock, on a multidisciplinary basis, of this growing trend and also of the difficulties to build and interpret such indicators.

Purpose of the workshop

The workshop aims at, *on a multidisciplinary basis*:

- Taking stock of the several research going on in the field of *the indicators on the effect of law or, more generally, institutions on economic development*;
- Comparing methodologies used;
- Identifying methodological difficulties;
- Assessing the needs in terms of data availability, standardization of statistics, etc.
- Confronting the several teams producing such indicators;
- Building a common approach between lawyers and economists;
- Taking stock, at the stage of the interpretation of these indicators, of researches addressing the relationships between institutions and economic development through the use of such indicators;

Programme

The workshop will last 1 ½ day:

- Thursday evening: welcome dinner with all foreign speakers and discussants;
- Friday:
 - 9h-13h : Discussion
 - 13h-14h30 : Buffet- lunch
 - 14h30-18h : Discussion
 - Dinner: Official dinner with all speakers and discussants and representatives of the sponsors.
- Saturday:
 - 9h-12h30 : Discussion
 - 12h30-14h00 : Buffet- lunch

Discussion will follow this pattern: 1h15 per session:

- 20 minutes presentation for each speaker ;
- 10 minutes discussion by each of the 2 discussants: one lawyer and one economist.

- 35 minutes general discussion.

Since the workshop will follow an academic purpose, attendance will be by **INVITATION** only, for speakers, discussants as well as for the audience (members of Scientific Council of the Research Program on Economic Attractiveness of Law). Around 50 persons maximum will take part.

Schedule

- 15 and 16 December 2006.

Venue

Paris: in the Conseil d'État (Supreme Court branch in charge of judicial review) building
1 place du Palais Royal - 75001 PARIS

Travel and Accommodation arrangements

The organizers will cover travel expenses and provide accommodations only for lecturers or discussants. However, since our grants are provided by governmental agencies, here is the travel policy.

- Lodging expenses justified by the constraints of the travel will be covered by the organizers according to a lump sum;
- for foreign speakers and discussants, this lump sum is 139 Euros/night, for 3 nights.
- We will invite speakers and discussants to most of the meals.

Air Transportation

-Travel expenses will be integrally covered, but only for APX ticket, when available. In any case, we can reimburse only coach class tariff.

For those flying from abroad, to benefit from an APX fare means to leave France on Sunday (and hence to spend a Saturday night in France). You have to make your own travel arrangement and you will be reimbursed soon after the seminar, on remittance of original proofs of purchase and boarding cards.

During the workshop, our administrative officers will help you to answer all your questions.

Local Transportation

It is often more convenient and faster to take the train (RER B) between the airport and downtown Paris. Train and Taxi will be reimbursed, according to original receipts.

Accommodation

You have to make your own hotel reservation. Once you will confirm your participation we will provide you a list of convenient and good quality hotels.

Secretariat of the workshop

- Isabelle BILON at EconomiX in charge of travel and accommodations details.

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- Emmanuel RIVET at Attractivité Economique du Droit (AED) in charge of technical details.

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Scientific preparation

Papers are to be handed over by each team by November 24th, by e-mail. We do not expect you to write original papers but they should address the following, in order to allow discussions by discussants (economists as well as lawyers): description of the methodology, motivations of their indicators, analysis of their results and limits, ways of improvement.

Draft Program

	Teams	Discutant économiste	Discutant juriste	Chair persons
Friday				
9:00	Opening remarks			
9:15 – 10:30	Banque mondiale : Doing Business: S. Djankov (TBC)			
10 :30 – 11 :00	Coffee break			
11 :00 – 12 :15	OECD : Glenda Quintini : Labour & employment) - confirmed			
12:15 – 13:45	Lunch			
13:45 – 15:00	OECD : Giuseppe Nicoletti and Paul Conway - "Measuring economy-wide and sectoral product market regulations in OECD economies" (confirmed)			
15:00 – 16:15	CEPEJ: (TBC)			
16:15 – 16h45	Coffee break			
16:45 – 18:00	World Economic Forum : I. Mia			
	Dinner			

Saturday		Teams	Discussant economist	Discussant lawyer	Chair persons
9:00 – 10:15		DGTPE : Jacques Ould-Aoudia (governance) (confirmed)			
10:15 – 10:45	–	Coffee Break			
10:45 – 12:00	–	LLSV			
12:00 – 13:15	–	Banque mondiale : World Bank Institute: Aart Kray (TBC)			
13:15 – 14:30	–	Farewell Lunch			