THE CORE OF PROPERTY
The aim of this Private Law Theory (PLT) workshop is to initiate a dialogue about property theory in North America and in Europe. Is there a 'core of property'? And if so, what is it? How are basic concepts affected through the idea of the commons as a viable “third way” of regulating the use of resources? Which new questions of legitimacy occur in the context of intellectual property? How does globalization impact on property doctrine? What is the relation between politics, economy and the ‘law of things’?

Participants will not present their papers in a classical way, but are asked to place their texts into context and into conversation with the other papers of each session. The workshop wants to encourage a constructive dialogue of theoretical perspectives encircling the values and forms of property.

Organizers:
Dan Wielsch | University of Cologne
Bertram Lomfeld | Free University Berlin
Hanoch Dagan | Columbia Law School, NY

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- Thursday, October 08 -

Arrival at Hirschburg
19.00 Welcome Drinks & Dinner

- Friday, October 09 -

9.50 Session 1 – Setting the Course
Hanoch Dagan (Columbia)
− Property’s Structural Pluralism
− The Human Right to Private Property
Sjef van Erp (Amsterdam)
− Flexibility of Ownership and the Tragedy of Hierarchy
Lee Anne Fennell (Chicago)
− The Problem of Resource Access
− Lumpy Property
Christine Godt (Oldenburg)
− Regulatory Property Rights and the Reconceptualisation of Private Property
Lunch Break
14.00 Session 2 – Changing the Game
Yochai Benkler (Harvard)
− Commons and Growth
− Practical Anarchism
Dan Wielsch (Cologne)
− The Differentiation of Property
− Private Governance of Knowledge
Maria Marella (Perugia)
− Exploring the Limits of Property’s Sociability
Michael Heller (Columbia)
− The Tragedy of the Anticommons
Dinner at Hirschburg

- Saturday, October 10 -

9.50 Session 3 – Restructuring the Concept
Thomas W. Merrill (Columbia)
− Property and Sovereignty, Information and Audience
Gregory S. Alexander (Cornell)
− Ownership and Obligations
Mikhail Xifaras (Science Po, Paris)
− What’s Property?
− Revitalising Possessive Individualism
Bertram Lomfeld (FU Berlin)
− De-Liberating Property
Lunch at Hirschburg
Departure

Workshop room and accommodation are located on the castle Hirschburg (Hirschburg 1, 53639 Königswinter, Germany).