



5TH RIJEKA EU SPORTS LAW, POLICY & DIPLOMACY DAYS

University of Rijeka, Faculty of Law

Sports Law, Sports Policy and Sports Diplomacy Centre

Sport & EU Association

&

The International Sports Law Journal

Organize

15th Sport & EU Conference

Under the auspices of



**REPUBLIC OF CROATIA
Ministry of
Tourism and Sport**

14th – 17th June 2021 (Virtually in Rijeka & Opatija)

Online via



Webex Meetings

15th Sport & EU Conference

14th-17th June, 2021 (Rijeka & Opatija – Croatia ONLINE)

Day 1: 14th 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. Zdravko Ivanković (Head of the Department of Sports and Technical Culture City of Rijeka)
- Mr. Vojko Braut (Deputy Head of the Primorje-Gorski kotar County)
- Dr. Krešimir Šamija (Director General for Sport, Ministry of Tourism and Sport, Croatia)

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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)**

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Break 15 min

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

1st session: *The Integrity and Governance of Sport*

Chair: An Vermeersch (Ghent University, Belgium)

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)

2nd session: Sports Governance & anti-discrimination

Chair: Prof. dr. Cristian Jura ('Dimitrie Cantemir' Christian University, Rumania; CAS Arbitrator)

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



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



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Day 2: 15th June 2021

9:45 (CET time, 8:45 UK time) Warm-up for the 2nd 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*,
- Gavin Price (Independent sports diplomacy and cultural relations expert at Bond University (Australia) and Counsel Ltd): *Small nations with large sporting footprints: Example of sports paradiplomacy*

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; Dr. Martina Jeričević (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)*
- Matej Babić (University of Split, Faculty of Kinesiology, Croatia): *Relative age effect in Croatian taekwondo competitors at cadet level*

Break 10 min

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

3rd session: *Sport Policy, Governance and Integrity in Europe*

Chair: Rui Alexandre Jesus (Autonoma Academy, University of Lisbon, Portugal)

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

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

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

Break 10 min

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

4th session: Sport Policy and Politics in Central and Eastern Europe

Chair: Assist. Prof. Vanja Smokvina (University of Rijeka, Faculty of Law, Croatia)

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

Mateja Vodiškar (Faculty of Social Sciences, University of Ljubljana, Slovenia), Prof. dr. Igor Lukšič (Faculty of Social Sciences, University of Ljubljana, Slovenia), Assoc. Prof. dr. Janez Vodičar (Faculty of Social Sciences, University of Ljubljana, Slovenia) SHORT PAPER
Importance of sports facilities in Slovenia and the EU

Pavel Glos (Ph.D. student, Palacky University in Olomouc, Czech Republic), Assoc. Professor Václav Stehlík (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 PAPER PUBLISHED – ISLJ

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

Lunch Break 40 min

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

5th 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



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(acting in a private capacity), and German Sport University Cologne, Germany), Sladjana Petkovic (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

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

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

Dr. Marin Galić, (Faculty of Political Science, University of Zagreb, Croatia), Slaven Dobrić, M.Sc. (Allianz Hrvatska d.d., Zagreb, Croatia), Ivona Čulo, BA (University North, Croatia)

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

Break 10 min

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

17:15 (CET time, 16:30 UK time) – End of the Day 2 of the Conference



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



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Day 3: 16th June 2021

9:45 (CET time, 8:45 UK time) Warm-up for the 3rd 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)

6th session: Governance and Autonomy in Global Sport

Chair: Dr. Leanne O’Leary (Edge Hill University, UK)

Prof. dr. Henk Erik Meier (University of Münster, Germany), Dr. 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)

7th session: Regulatory and Legal Challenges in Modern Sport Practice

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

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?

Louis Vandercruyssen (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



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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)

8th session: Analysing Legal and Social Aspects of Sport Policy and Regulation

Chair: Dr. Andrea Cattaneo (Edge Hill University, UK)

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

Dr. Pawan Mathur (Senior Researcher at the International Institute for Non -Aligned Studies, Delhi, India)

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

Dr. Ángel Luis Clemente Remón (University of Alcalá, Spain), Marta Agnieszka Panufnik (University of Alcalá, Spain), Professor 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



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



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Day 4: 17th June 2021

9:45 (CET time, 8:45 UK time) Warm-up for the 4th 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: Dr. Seán Crosson (National University of Ireland Galway, Republic of Ireland)

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

Conceptions of Europe among football fans

Assist. Prof. 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)

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 **SHORT PAPER**

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: Dr. Borja García García (Loughborough University, UK)

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

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

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 Desforges-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



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Lunch Break 30 min

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

Moderators: Professor Richard Parrish (Edge Hill University, UK)

Assist. Prof. Vanja Smokvina (University of Rijeka, Faculty of Law, Croatia)

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 and Closure

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



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

