

George Gerapetritis, (Dr. Phil Oxford)
Professor –Athens Law School
Attorney at Law[suspended-Minister for Cabinet]

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CURRICULUM VITAE

Professor George Gerapetritis is co-founder and partner at “ATHANASIOU-GERAPETRITIS Law Firm”.

In accordance with Presidential Decree no 83/2019 (Government Gazette 121 / A / 9-7-2019) George Gerapetritis was appointed as Minister for Cabinet and is on temporary suspension from partnership at the Law Firm.

He is Professor of Constitutional Law at the Law School of University of Athens and Attorney-at-Law, member of the Piraeus Association Bar, pleading before the Hellenic Council of State, the Court of Justice of the European Union and the European Court on Human Rights.

He specializes in public and EU law, and particularly in administrative law, human rights law, telecommunications law.

He has been visiting Professor at the universities of Oxford and London (London School of Economics and Institute of Advanced Legal Studies). He has also been fellow of the State Scholarship Foundation, the British Council, the French State Council and the German Marshall Fund of the United States. In addition to his academic background, he has held important positions in international and national organizations, and he has participated in a large number of legislation drafting committees. He has lectured at international conferences in Greece, Europe and America and he has handled as lawyer many cases on behalf of citizens, the public sector and European Committee before the Hellenic Council of State, the European Court of Justice in Luxembourg and the European Court of Human Rights in Strasbourg.

Education

1995: D. Phil in Public and European Union Law. Faculty of Law, University of Oxford.

1992: LL.M. in Constitutional and Administrative Law. Faculty of Law, University of Edinburgh (Subjects taught: Comparative Constitutions,

Parliamentary Institutions and Procedures, Legal Theory and Philosophy)
1989: LL.B. Faculty of Law, National and Kapodistrian University of Athens

Academic experience

- 2017 -: Professor of Constitutional Law, Faculty of Law, University of Athens
- 2016: Member of the Rectorship of at the Faculty of Law of the University of Athens
- 2016 - 2019: Director of the Department of Public Law at the Faculty of Law of the University of Athens
- 2015-2016: Visiting Fellow at the Institute of European and Comparative Law, University of Oxford
- 2015-2016: Visiting Scholar at the Institute of Advanced Legal Studies, University of London
- 2013-2017: Associate Professor of Constitutional Law, Faculty of Law, University of Athens
- 2012: Visiting Fellow at the Institute of Global Law and Policy (Harvard Law School)
- 2007-2013: Assistant Professor of Constitutional Law, Faculty of Law, University of Athens
- 2003-2007: Lector of Constitutional Law, Faculty of Law, University of Athens

Research activity

- 2016 -2019: Member of the Executive Committee of the European Public Law Organisation
- 2008: Member of the Scientific Committee of the Greek Journal Law Journal
- 2007: Member of the Organizing Committee of the 7th World Congress of Constitutional Law, organized under the auspices of the International Union of Constitutional Law and the Association of Greek Constitutionalists on the topic of Rethinking the boundaries of Constitutional Law (Athens, 11-15 June 2007)
- 2006-2018: Member of the Editorial Committee of the journal The Constitution
- 2003: German Marshal Memorial Fund Fellow
- 2000: Scientific associate of the Institute of International and Foreign Law
- 1999: Research Collaborator of the journal Human Rights
- 1999: Publication Research Fellow of the Commentary of the Constitution (Kassimatis/Mavriasis eds.)
- 1999-2004: Scientific Associate of the Non-Governmental Organization Transparency International - Greece
- 1997-2003: Researcher and Head of Research at the European Public Law Center. Participation and responsibility in more than 50 internal, European and international research projects

Professional experience

Attorney-at-law pleading before the Hellenic Council of State, the Court of Justice of the European Union and the European Court on Human Rights, member of the Piraeus Bar Association. Partner in the "ATHANASIOU-GERAPETRITIS Law Firm". In accordance with Presidential Decree no 83/2019 (Government Gazette 121 / A / 9-7-2019) George Gerapetritis was appointed as Minister for Cabinet and is on temporary suspension from partnership at the Law Firm.

He specializes in public and EU law, and particularly in administrative law, human rights law, telecommunications law.

He has been visiting Professor at the universities of Oxford and London (London School of Economics and Institute of Advanced Legal Studies). He has also been fellow of the State Scholarship Foundation, the British Council, the French State Council and the German Marshall Fund of the United States. In addition to his academic background, he has held important positions in international and national organizations, and he has participated in a large number of legislation drafting committees. He has lectured at international conferences in Greece, Europe and America and he has handled as lawyer many cases on behalf of citizens, the public sector and European Committee before the Hellenic Council of State, the European Court of Justice in Luxembourg and the European Court of Human Rights in Strasbourg.

- 2015 -2019: Member of the Legal Committee under the Rector of the University of Athens.
- 2014 - 2016: Member of the Disciplinary Board of the National Telecommunications and Post Commission
- 2011: Member of the working group of Ministry of Justice, Transparency and Human Rights regarding the matter of speeding up the trial.
- 2009-2010: Legal Counsel to the Prime Minister's Office.
- 2008-2014: Member of the Administrative Committee of the Benaki Museum
- 2008-2010: Member of the Board of Directors of the State Orchestra of Greek Music.
- 2007-2010: National Representative of the Ministry of National Education and Religions in the European Network for the Improvement of Higher Education.
- 2007-2009: Special Counsel of the Ministry of National Education and Religions
- 2006: Member of the Commission for the Study of the Patriarchal Order for the Administration of the Holy Metropolises of the Dodecanese of the Ecumenical Patriarchate.
- 2006: Representative of the Hellenic Ministry of Justice in the Council of Europe's Group of States against Corruption (GRECO).
- 2005-2008: Member of the Board of Directors of the Hellenic Telecommunications Organization A.E.

- 2005: Member of the Central Committee for Technical and Scientific Cooperation of the Ministry of Foreign Affairs.
- 2002-03: Legal Counsel to the Hellenic Minister of Foreign Affairs, Responsible for the Organisation of the 2003 Presidency of the European Union.

PUBLICATIONS

In English

A. Books

1. New Economic Constitutionalism in Europe (Hart Publications 2019)
2. *Affirmative action policies and judicial review worldwide*, Ius Gentium Series Comparative Perspectives on Law and Justice no. 43 (Springer Publications, 2015)
3. Proportionality in Administrative Law: Judicial Review in France, Greece, England and in the European Community (Ant. Sakkoulas ed, Athens 1997)

B. Articles and contributions

4. «Deliberative democracy within and beyond the state» in L. Papadopoulou, I. Pernice and J.H.H Weiler (eds.), *Legitimacy issues of the European Union in the face of crisis* (Hart / Nomos, 2017), p. 25
5. «Europe's New Deal: A new version of an expiring deal» in 38 (2014) *European Journal of Law and Economics* 91
6. «Affirmative Action: A new challenge for equality» in G. Anthony et al. eds., *Values of Global Administrative Law* (Hart Publications, Oxford 2011), ch. 12
7. «Elections in Europe – Greece» in D. Nohlen / P. Stöver eds., *Elections in Europe – A data handbook* (Nomos Verlagsgesellschaft, Baden-Baden, 2010), p. 807 (in cooperation with A. Pantelis and S. Koutsoubinas)
8. «Public interest versus freedom of competition in sea ports' privatizations: The case of Greece» in *Competition and regulation in shipping and shipping related industries*» (Martinus Nijhoff Publishers, Leiden-Boston, 2009), p. 153
9. «Rules of diffused judicial review of the constitutionality of legislation: The american model» in A. Manitakis/A. Fotiadou, *Constitutional Court* (Ant. Sakkoulas, Athens 2008), p. 195
10. «E-access to state documents: From information to Participatory and dialogic democracy» in U. Karpen (ed.), *E-Government*, (European Association of Legislation (EAL), Deutsche Gesellschaft für Gesetzgebung (DGG), vol. 8, Baden-Baden, 2005), p. 79

11. «The Hellenic Council of State vis-à-vis the European Court of Justice: From voluntary seclusion to inevitable constitutional dialogue» in *Studies in Honour of Georgios Kassimatis* (Ant. Sakkoulas / Bruylant / Verlag, Athens 2004), p. 83
12. «Fear over rights – The recent case law of the US Supreme Court» 56 [2003] *Revue Hellenique de Droit International* 475
13. «The EU Charter of Fundamental Rights, Case- Study» (2002) *European Review of Public Law* vol. 14 No. 1 p. 881 (in cooperation with E. Spiliotopoulos)
14. «Access to justice in environmental matters in the EU – Greece», in Ebbesson J. (ed.) *Access to justice in environmental matters in the EU* (Kluwer Law International/The Hague-London-New York 2002), p. 261 (in cooperation with G. Sioutis)
15. «EU Law v. the Hellenic Constitution: The Council of State non-approach, » (2001) *Revue Hellenique de Droit International* 301
16. «Non-judicial resolution of disputes in environmental law – Greece» in M. Sancy (ed.), *Non-judicial resolution of disputes in environmental law* (CEDE, Madera 2001), p. 104
17. «Towards a unified judicial protection of citizens in Europe» in Ep. Spiliotopoulos (ed.) *Towards a unified judicial protection of citizens in Europe* (Esperia Publications, London, 2000), p. 811
18. «The right of access to administrative documents» (2000) *Human Rights* 599

C. Translations

19. *Hellenic Draft Code of Administrative Procedure* (Ant. Sakkoulas Publications, Athens 1998) – From Greek into English

D. Book Reviews

20. Savvas Papasavvas, *The Annan Plan: A "constructively" ambiguous constitutional "future" for Cyprus* (in Greek) 15/2 (2003) *European Review of Public Law* 946
21. P. Naskou-Perraki / G. Ktistakis (eds.), *The Greek cases before Strasbourg Vol. 1 1991-2001* Human Rights
22. C. Stefanou/E. Xanthaki, *A Legal and Political Interpretation of Article 215(2) [New Article 288(2)] of the Treaty of Rome. The individual strikes back* (2001) *Revue Hellenique de Droit International*
23. S. Lytras / G. Sioutis, *Administrative Law Texts* (I. Administrative organisation II. Administrative action III. Administrative justice) 1/2006 *The Constitution* 363

24. Guy S. Goodwin-Gill, *The Refugee in International Law* (1999) Human Rights 1020
25. René Chapus, *L'administration et son juge* (Doctrine juridique, PUF, Paris 1999) Human Rights
26. M. Kloepfer, «Freedom within the press» and «Tendency protection» under Art. 10 of the European Convention on Human Rights (1999) Human Rights 692
27. J. Beatson / T. Tridimas (eds.), *New Directions in European Public Law* (Hart Publishing, 1998) (1998) European Review of Public Law 277
28. *European Community Cases* (CGU Editions, 1998) (1998) European Review of Public Law 1325

In Greek

A. Books

29. *Constitution – Commentary per Article* (in co-operation with Ph. Spyropoulos, X. Contiades and Ch. Anthopoulos, Sakkoulas ed. Thessaloniki 2017)
30. *Anglo-American Constitutional Institutions. Foundations and interrelationship with Continental European law* (Nomiki Bibliothiki ed., Athens 2016)
31. *A new Constitution for Greece* (in co-operation with N.K. Alivizatos et al., Metaixmio publications, Athens 2016)
32. *Constitution and Parliament* (Nomiki Bibliothiki ed., Athens 2012)
33. *Equality and positive measures* (Ant. Sakkoulas ed., Athens, 2007)
34. *Reasoning of administrative acts* (Ant. Sakkoulas ed., Athens 1998)

B. Articles and contributions

35. «Constitutional revision towards rational parliamentarism» in EMΔΔΟΕ, (ed), *Better regulation as a necessary condition for an effective functioning of the State in compliance with the rule of law* (Nomiki Bibliothiki, Athens 2018), p. 51
36. «Human and power. Introduction» in Vyron Municipality ed. *Human and Power*, 2017
37. «Analysis of Articles 40, 65, 67, 70-77, 108, 113-114 and 116» of the Greek Constitution in Ph. Spyropoulos et al. eds., *Constitution – Commentary per Article*, (Sakkoulas ed. Thessaloniki 2017)
38. «Constitution and television licenses» in 16 (2017) *De Jure*, The European Law Students' Association - ELSA Athens Law Journal

39. «Licensing of the providers of free broadband digital television content» 12 (2016) *Theory and Practice of Administrative Law* (in cooperation with Ch. Politis and G. Dellis)
40. «Political party funding and political competition in Greece» in A.-I.D. Metaxas (ed.), *Political Science. Multidisciplinary and contemporary inquiry into the political act. IV. Political Sociology. Social representation and political participation* (I. Sideris publications, Athens 2016) and 2/2013 *Administrative Law Journal* 270
41. «The ground of urgency as an exception from public procurement procedures» in K. Vardakastanis et al. (ed.) *Environment and public contracts. Latest evolution and questions* (Nomiki Bibliothiki , Athens 2016), pp. 391
42. «Adverse effect of town planning changes between dogma and realism» in Aik. Sakellaropoulou et al. (eds.), *Judge, law and environment. Tribute to honorary president of the Council of State k. Menoudakos* (Sakkoulas Publications, Athens-Thessaloniki, 2016).
43. «Institutions. Crisis and disruption» in Th. Diamantopoulos, *Institutions. Crisis and disruption* (Patakis publications, Athens 2016), p. 154
44. «Unsuitable modernisation of administrative justice and the only way of radical solutions» in F.Th. Katsigiannis et al. (eds.), *Tribute for the 50 years of ordinary administrative courts* (Sakkoulas publications, Athens-Thessaloniki 2015), pp. 495
45. «Liability of the political personnel and issues of prevention of corruption» in N. Kourakis and A. Samara-Krispi (eds.), *Public Administration and corruption. The problem and the ways to solve it* (Ant. N. Sakkoulas publications, Athens-Komotini, 2015), pp. 263
46. «Anglo-Saxon legal orders» in Th. Antoniou and G. Gerapetritis (eds.), *European Constitutional History* (Nomiki Bibliothiki, Athens 2014), Part I pp. 1-136
47. «Fair trial as a vehicle of a European rule of law» in Th. Antoniou (ed.), *Principles of Public Law* (Nomiki Bibliothiki, Athens 2014), p. 223
48. «Beyond formal equality: Mutation of the legal principle of equality» in G. Katrougalos (ed.), *Inequalities and Law* (Alexandria, Athens 2014), chapter 1.
49. «Financial crisis as an element of destruction of the hierarchy of norms: Inevitability or alibi?» 60 (2012) *Legal Post* 2776, republished in Athens Bar (eds.), *Essays on the Greek Memorandum* (Athens 2013), p. 229
50. «Constitutional amendment towards rationalized parliamentarism» in X. Akrivopoulou / N. Papachristou (επιμ.), *The challenge of amending the Constitution* (Sakkoulas ed., Athens – Thessaloniki 2013), p. 27
51. «Unapproachable post-lyceum education in Greece» 2/2013 *Theory and Practice of Administrative Law* 128

52. «Fees in postgraduate studies: The constitution against reality» 94 (2012) *Advocate* 42
53. «The political initiation of the judicial review of the constitutionality of laws: The “unknown” Marbury v. Madison» in *Essays in Honour of P. Pararas* (Ant. N. Sakkoulas 2012), p. 141
54. «George Washington’s inaugural speeches. Translation and comments» in A. Makridimitris / M. Pravita / K Kapli *Inaugural speeches of American Presidents 1789-2004* (Sakkoulas ed. 2011) p. 29 (cooperation with A Panezi)
55. «Judicial control of financial policies: Contemporary reflections of the New Deal» in 3/2011 *Administrative Law Journal* 460
56. «Legal Opinion on the constitutionality of draft legislation on higher education institutions» in 3/2011 *Administrative Law Journal* 460, cooperation with S. Vlachopoulos
57. «The retraction of the EU judge against member states’ monopolies in cases of gambling and betting» in 2/2010 *Piraeus Journal* 118
58. «Enterprises’ political speech: Some thoughts on decision Citizens United v. Federal Election Commission of the US Supreme Court», 11/2010 *Applications of Public Law* 798
59. «Politics and constitution bypass» in I. Kamtsidou (ed.), *The procedure for the election of the President of the Republic and its interpretational ambiguities* (Sakkoulas ed. 2010), p. 61
60. «Political competition and the myth of “proportionate” equality», 3/2009 *The Constitution* 718
61. «Constitution and EU law in the privatisation of ports: A contradictory coexistence» in 3/2009 *Commerce and Company Law* 269
62. «The expiration of parliamentary session on the edge of constitutionality and political honesty», 2/2009 *The Constitution* 323
63. G. Gerapetritis, “Comments on CJEU C-559/07 Commission vs Greece. Indulgence or discrimination: The distortion of inequality regarding retirement age of men and women”, *The Constitution* 2/2009, p. 434
64. «The new regulations of the Parliamentary Statutes: A critical review», 4/2008 *The Constitution* 789
65. «Back to formal equality: The retract of affirmative action in the case law of the US Supreme Court», 1/2008 *Applications of Public Law* 397
66. «Right to fair trial. Observations on Vilho Ekselinen v. Finland of the European Court on Human Rights, 4/2007 *The Constitution* 1303
67. «Comment on decision 22/2006 of the Hellenic Supreme Court on the imposition of a fee on intellectual property rights» in 1/2007 *Media Law* 87
68. «Observations on decision Tsalkitzis v. Greece of the European Court on Human Rights on parliamentary immunities» in NZ/2007 *Criminal Law Chronicles* 277

69. "Women's quota in electoral posts. A case law critique in Greece and the USA", G. Gerapetritis in *Human Rights* 32/2006, p.1299 (in Greek)
70. «A constitutional court for Greece: a late transplant» (2006) *Applications of Public Law* 53
71. «Religious clauses in the US Constitution: The constitutional prohibition to establish a religion» (2006) *Clerical Law* 1
72. «The Constitution and the Judge: An eternal dialectical relationship» (2005) *Legal Post* 443
73. «Affirmative action in the Constitution: The trip towards substantive equality» in X. Kontiadis (ed.), *Five years after the constitutional revision* (Sakkoulas ed., Athens-Thessaloniki 2004), p. 541
74. «The EU democratic foundations in Quo vadis Europa? The Convention on the Constitution of Europe» (<http://www.eofn.gr/Ekdiloseis/2005/gerapetriths.pdf>)
75. «Statutory regulation of the sea side on the verge of the protection of constitutional rights» in *Essays in Honour of Apostolos Georgiadis Vol. II* (Ant. Sakkoulas ed., Athens-Komotini 2006), p. 2125
76. «On the road towards an institutionally balanced judicial intervention: Judicial control of the principle of proportionality and the duty to give reasons» (2005) *Human Rights* 187
77. «The regulatory framework of the archaeological experiments: The scientific tool of a constitutional risk» in Trova et al. eds. *The new legislation on cultural goods in Cultural heritage and law* (Sakkoulas ed., Athens-Thessaloniki 2004), p. 451
78. «Balance of powers and judicial interventionism: comparative thoughts on the functioning of the Hellenic Council of State and the US Supreme Court» in *Essays in Honour of the Hellenic Council of State - 75 years* (Sakkoulas ed., Athens-Thessaloniki 2004), p. 197
79. «Trial proceedings in expropriation cases Constitutional rationale and perspective of "unified jurisdiction"» (2003) *Administrative Trial* 11
80. «Enforcement of judicial decisions against the state» (2003) *Human Rights* 237
81. «Constitutionality control during the cassation trial on judges' own motion?» (2002) *Human Rights* 1195
82. «Promotion to the Ambassador post: Giving reasons for administrative acts» 1/2002 *Applications of Public Law* 238
83. «Direct effect of law and access to justice», (2001) *Human Rights* 573
84. «The European Convention on Human Rights as an interpretative guide of the national procedural provisions» (2001) *Human Rights* 181
85. «Revision of Article 17 of the Constitution» (2001) *Human Rights* 405
86. «A comment on the annual report of the Ombudsman on local government» 4/2001 *Demos* 41

87. «The Right to Environmental Information: recent tendencies in Greece and Europe» 2/2000 *Environment and Law* 172
88. «Production of the original promisory notes prior to the commencement of evidence in the court» (1999) *Law of Enterprises and Companies* 263
89. «The amendments in Local Government in relation to the European Charter of Local Autonomy» 40 (1999) *Greek Justice* 1686
90. «Transfer of competence to the local government authorities – the interactive power of the legislature», (1999) *Human Rights* 986
91. «Restrictions on the professional activity of attorneys – Exercise of duties of the elected Prefect», (1999) *Human Rights* 691
92. «Inquisitorial character of the administrative trial and the burden of proof» 1/1997 *Critical Review of Law and Practice* 113
93. «The right of access to administrative documents» (1997) *Piraeus Law Journal* 369
94. «English public aw on the road to the continent» 2/1996 2 *Critical Review of Law* 103
95. «Translations of foreign legal publications in Greece in the period 1821-1824» (1990) *Applications of Public Law* 111 (in co-operation with P. Petropoulos)

C. Collective volumes

96. *Constitution – Commentary per Article* with Ph. Spyropoulos, X. Contiades, Ch. Anthopoulos (Sakkoulas ed. Thessaloniki 2017)

In French

A. Articles and contributions

97. «Le financement du parlement Grecque» in A. Baudu ed. *Finances publiques comparées* (Centre Droits et perspectives du droit, Lille 2018, in cooperation with N. Milionis and A. Koundouros
98. «Publicité et entrée en vigueur des normes» in *L'Accès aux Normes Juridiques* (Editions du Conseil de l'Europe, Strasbourg 2000), p. 9
99. «Droit d'accès aux documents administratifs» in *L'Accès aux Normes Juridiques* (Editions du Conseil de l'Europe, Strasbourg 2000), p. 31