



H.C.R.S.L.

Hellenic  
Center  
of Research  
on Sports  
Law



I.A.S.L.

International  
Association of  
Sports law

**14<sup>th</sup> WORLD IASL CONGRESS**  
**SPORTS LAW: AN EMERGING LEGAL ORDER**

27-29 November 2008, Athens

University of Athens – TITANIA Hotel

Under the auspices of:

His Excellency President of the Hellenic Republic

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**PROGRAM**

**14<sup>th</sup> World I.A.S.L. Congress on Sports Law**

**Sports Law: An Emerging Legal Order**

**Human Rights of Athletes**

**27-29 November, ATHENS 2008**

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**Organised**

**By:**

**Hellenic Center of Research on Sports Law (H.C.R.S.L.)**

**Sports Law Institute of PhEd of University of Athens**

**With**

**The Co-Operation of:**

**National and Kapodistrian University of Athens,  
Law Faculty, and PhED&SS,**

**Faculty of Law & Economical Sciences, Aristotle University of Thessaloniki,**

**Law Faculty, Democritus University of Thrace,**

**Section of Public International Law of European and International Studies  
Department, Panteion University of Athens**

**Sport Management Department, University of Peloponnese,**

**Athens Bar Association**

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**Under the auspices of the President of the Hellenic Republic,  
His Excellency, Mr. KAROLOS PAPOULIAS**

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**University of Athens  
30 El. Venizelou (Panepistimiou) St., ATHENS**

- 14<sup>th</sup> World IASL Congress:**
- Organised By:**
- International Association of Sports law (IASL)
  - Hellenic Center of Research on Sports Law (H.C.R.S.L)
  - Institute of Sports Law, University of Athens

- With Co- Operation of:**
- National and Kapodistrian University of Athens, Law Faculty and Ph.Ed& S.S.
  - Law Faculty, Aristotle University of Thessaloniki
  - Law Faculty, Democritus University of Thrace
  - Section of Public International Law of European and International Studies Department, Panteion University of Athens
  - Sport Management Department, University of Peloponnese
  - Athens Bar Association

**Under the Auspices of:** The President of the Hellenic Republic,  
*His Excellency, Mr. KAROLOS PAPOULIAS*

- Congress Official Languages**
- Greek
  - English
  - French

Message of the  
**Organizing Committee**

Ladies and Gentlemen,

Sports Law nowadays has been acknowledged as an academic subject of research and teaching in Law Schools, Schools of Sports Science and Organization and Administration of Sports in many countries. Sports Law is also developing in the field of law practicing all over the world and a great number of lawyers and sport officials deal with the everyday praxis in the field of sports law. The normal function of sporting activity and the international sporting relations in the international sporting scene can therefore be achieved.

The field of study of the discipline of Sports Law consists of the problems related to the application of the special regulations of the sports legal order.

Lex Sportiva and Sports Jurisdiction are the two concepts which define the field of action of Sports Law, the relevant jurisdiction, the applicable law and the notion of judicial control in the sporting scene.

The 1<sup>st</sup> International Conference of Sports Law was held in Athens in 1992, when IASL was also founded, which today becomes 16 years old and organizes this 14<sup>th</sup> International Conference of Sports Law together with the Hellenic Center of Research on Sports Law.

The topics of this Conference are to be divided into four theme units: Sports Legislation and Sport, Professional Sports, Human Rights in the Sporting Activity and Sports Jurisdictional Order and will be presented by specialist guests, scholars and researchers from around the world.

On behalf of the Organizing Committee we welcome you all to the 14<sup>th</sup> IASL International Conference of Sports Law.

We would also like to express our deepest thanks to the Rector of the University of Athens, Prof. Christos Kittas for the continuous assistance of the University in organizing this Conference. We also thank the Ministries of Education and Culture, the Municipality of Athens and the Athens Bar Association for their moral and financial assistance and co-operation. Thanks are also owed to all members of the Committees of this Conference and in particular to OPAP S.E for sponsoring the Conference.

We are confident that the 14<sup>th</sup> IASL International Conference of Sports Law will set a milestone to the progress of Sports Law in the world, introducing new scientific concepts in all actual fields of research, praxis and jurisdiction of Sports Law.

I wish the best success to this Conference, and good luck to all the Participants.

For the Organizing Committee and  
The Hellenic Center of Research on Sports Law  
The President

**Dimitrios P. Panagiotopoulos**  
*Assoc. Professor, Attorney-at-Law*  
*IASL Secretary-General*

# **Sports Law: Emerging Legal Order Human Rights of Athletes**

## **STRUCTURE AND METHODOLOGY**

The 14<sup>th</sup> International Congress on Sports Law will be approached through four special topics containing six scientific fields:

### **A. National Legislation and Sport**

- Lex Sportiva and Traditional Sports Legal Order
- Sponsoring, Broadcasting Rights

### **B. Professional Sport**

- Lex Sportiva and European Union Law
- Sports Law Contracts and Sports Regulation

### **G. Human Rights in Sports Activities**

- Sports Ethics - Doping and Violence
- Human Rights of athletes

### **D. Sports Jurisdictional Order**

- Sports disputes and sports justice
- Sports jurisdiction and fair trials

### **E. FINDINGS - RESULTS**

# I

## CONGRESS PROGRAMME

Thursday 27<sup>th</sup> November 2008

**Time: 17:30 -18:30**

Delegate registration – distribution of Congress documentation, University of Athens, 30 El. Venizelou St. (Panepistimiou St.).

**19:00 -20:30** Opening Ceremony,

University of Athens, Ceremonies Hall, Central Building, 30 El. Venizelou St. (Panepistimiou St.)

**Time Arrival: 18:45**

**19:00-20:00**

- Guest announcements
- Addresses:

The Vice Rector of the University of Athens, Prof. Demosthenes Asimakopoulos

Screening of 3' video “16 years I A S L and 19 years H.C.R.S.L”

The President of the Organising Committee, Dimitrios P. Panagiotopoulos  
Assoc. Prof., University of Athens

The President of Greek Parliament Dimitris Sioufas is represented by the  
Vice President of Greek Parliament Anastasios Nerantzis

The Representative of Greek Government

The President of IASL James Nafziger, Prof., Willamette University, USA

The President of IASL Scientific Committee, Gerard Auneau Prof. University  
Paul Sabatier of Toulouse III – France

Representing the participant lecturers of the Congress, Kee-Young Yeun,  
Prof., Dongguk University, Seoul, Korea

- Official opening of the Congress

By the Vice President of the Greek Parliament Anastasios Nerantzis

**20:00-20:15**

- Opening Speech

A fundamental approach of Sports Law: Bodily Agon – Gymnastics - Law  
**Dimitrios Panagiotopoulos**, Assoc. Prof., University of Athens, Advocate,  
Attorney- at- law, Greece.

**20:20-20:35**

- Musical program (15'), from the pianist Mema Eirinaïou, instructor at  
the DHPE&Sp.S, University of Athens.

**20:45** Kostis Palamas Hall of University of Athens (Akadimias 48& Sina Str.)

- Reception by Rector, Prof. Christos Kittas

**Friday, 28<sup>th</sup> November 2008**

**HOTEL TITANIA**

**8:30 -9:00 Registration**

## **Topic A**

### **National Legislation and Sport**

#### **1<sup>st</sup> Session**

**Lex Sportiva and Traditional Sports Legal Order**

**09:00 -10:45**

**Chair: Dimitrios Panagiotopoulos, Assoc. Prof. in Sports Law, University of Athens, Greece**

**Wang Xiao Ping, Prof., Law Faculty China University of Political Science, China**

#### **Special Lectures**

**Taxation of sports sponsorship in Spain**

**José Luis Carretero Lestón, Prof., University of Malaga, Spain**

**Possible relations between legal regulation of sport and its effectiveness**

**Nemes András, (PhD) Semmelweis University Budapest Faculty of PE and SportSc-es, President of SportJus, Hungarian Association of Sportlawyers, Hungaria**

**Intellectual property rights, licensing and merchandising in sports: Comparative analysis USA-UK-Italy.**

**Lucio Colantuoni, Lawyer, Italy**

**The Unification and Harmonization of the Asian Sports Law**

**Kee Young Yeun, Prof., College of Law, Dongguk University in Seoul, President of the Korean Association of Sports & Entertainment Law/, Korea**

#### **Announcements (10')**

**The right of the sports for all (exercise of body) in the Greek Law (1975 - 2008)**

**Vasileios Oikonomou, Candidate Dr., University of Peloponnese, Greece**

**The legal protection of sport moves in UK and US law**

**Vangelis Alexandrakis, LLM Sports Law, Nottingham and University of Athens, Greece**

Evaluation of the by- law of volleyball coaches in Egypt

**Hassan El-Shafie**, Faculty of Physical Education for Girls, University of Alexandria, Egypt and El-Mohsen Gmal El-din, Mohamed Gowaid Faculty of Physical Education for Men, University of Alexandria, Egypt.

The Institution of Extreme Sports (E-X) Regulations and Re-Regulations

**George Kipreos**, Asst. Prof., University of Peloponnese, Greece

**10:20-10:45** Discussion

**10: 45 – 11:00** Coffee break

## 2nd Session

Sponsoring, Broadcasting Rights

**11:00 - 13:00**

**Chair: Gérard Auneau**, Prof. Université Paul Sabatier – Toulouse, France

**Dušan Nikolić**, Prof., Novi Sad University Faculty of Law, Serbia

### Special Lectures

A Preliminary Analysis of the Chinese Sports Laws in the Post-Olympics Era

**Hongjun Ma**, Professor, College of Laws, China University of Political Science and Law Member, Academic Committee, College of Laws, China University of Political Science and Law, China

Indian sports policy 2007, in making

**Amaresh Kumar**, Prof., Advocate, Supreme Court of India, Secretary General, Sports Law India & All India Council for Physical Education, India

Show Me 'My' Money!! Conflict of Interest for Sports Agents

**Jaekyoung Lee**, Prof., Konkuk Law School & Attorney of Korean Bar Association, Seoul, Korea

### Announcements (10')

Roboref: the Future of Sporting enforcement.

**Simon Gardiner**, Assoc. Prof. in Sports Law, Leeds Metropolitan University, UK

Business contracts for sports activities: the Italian discipline for the sale of television broadcasting rights.

**Barbara Agostinis**, Prof. University of Urbino, Italy.



**Redefining Ambush Marketing: A review of ambush marketing at the Beijing Olympics**

Dr. **Lingling Wei**, *Post-doctoral Research Fellow Bournemouth University, UK*

**Sponsoring and TV advertising**

Dr. **Tone Jagodic**, *Secretary General of Olympic Committee, Slovenia*

**Sponsoring: Greek Choregia and modern sponsoring; Application Problems**

**Sergios Manarakis**, *LLM- Candidate Dr., Lawyer, IASL member, Greece*

12:40-13:00 Discussion

13:00 - 13:15 Coffee break

## **Topic B**

### **Professional Sport**

#### **3<sup>rd</sup> Session**

#### **Lex Sportiva and European Union Law**

13:15 - 14:45

**Chair:** **Charis Pamboukis**, *Assoc. Prof., Law Faculty, University of Athens, Greece*

**Alexandru Virgil Voicu** (Dr.), *Prof., Babes-Bolyai University, Romania*

#### **Special Lectures**

**Convergence of different legal cultures, globalization of law and Lex Sportiva**

**Dušan Nikolić**, *Prof., Law Faculty, Novi Sad University Faculty of Law  
Member of the International academy of comparative law – Paris, Serbia*

**Sports and EC Competition Law: Judicial evolution**

**Xenophon Contiades**, *Prof., University of Peloponnese, Greece*

**Michael Fefes**, *Lecturer, University of Peloponnese, Greece*

**Study into the identification of themes and issues which can be dealt with in a social dialogue in the European professional football sector**

Dr. **Robert Siekmann**, *Director, ASSER International Sports Law Centre, the Hague, Netherlands*

#### **Announcements (10')**

**Sport and EC Law: Application and Exemption**

**Ioannis E. Mournianakis**, *LL.M. (Heidelberg), Attorney-at-Law*

**Policy, European Sports Law and Lex Sportiva**

**Marios Papaloukas**, *Lawyer, Asst. Prof., University of Peloponnese, Greece*

**The sporting exception in the EC free movement rules**

**Vangelis Alexandrakis**, *LLM Sports Law, Nottingham and University of Athens, Greece*

**14:30-14:45 Discussion**

**14:45-15:30 Lunch** in TITANIA Hotel (for all Congress Participants)

#### **4<sup>th</sup> Session**

**Sports Law Contracts and Sports Regulation**

**15:30-17:45**

**Chair:** **José Luis Carretero Lestón**, *Prof. Law Faculty, University of Malaga, Spain*

**Dimitra Koutsouki**, *Prof., PhED&SS, University of Athens, Greece*

#### **Special Lectures**

**The research on legal status of Olympic participants**

**Gao Fei**, *Assoc. Prof., China University of Political Science and Law Secretary, China Sports Law Research Center, China*

**Modern trends in providing safety during Olympic Games**

**Iskander M. Amirov** Ph.D., *Head of the chair of Theory of State and law of Ufa Law Institute of the Ministry of Internal Affairs of Russia*

#### **Announcements (10')**

**The employee status for sportspersons in English and Greek law**

**Vagelis Alexandrakis**, *LLM Sports Law, Nottingham University and University of Athens, Greece*

**The clearing salary of professional basketball player with fines**

**Ioanna Maragou**, *LL.M, Attorney- at- Law Athens Bar Association, Greece*

**Labour rights of minor athletes**

**Ioannis K. Anagnostopoulos**, *Attorney-at-Law, Instructor, University of Peloponnese, General Secretary, Hellenic Centre of Research on Sports Law, Greece*

**The lawful regulations (Art.2 Gr. Law 216/2006) concerning the educational personnel of private gyms**

**Theodora Gennimata**, *Law Faculty and DPh.E & Sp.S, Bachelor Degree, University of Athens in law, Greece*

Oarsmen's views about their relationships with coaches applying  
Coffman's theory in the rowing communes

**Konstantinos Koukouris** Ph.D. and **Gounaropoulos Panagiotis**, *Independent  
Researcher, Greece*

17:20- 17:45, Discussion

17:45-18:00 Coffee Break

## Topic C

### Human Rights in Sports Activities

#### 5<sup>th</sup> Session

#### Sports Ethics - Doping and Violence

18:00 -19: 30

**Chair:** **Kostas Chatzikonstantinou**, *Prof., Law Faculty, Aristotle University of  
Thessaloniki, Greece*

**Hongjun Ma**, *Prof., China University of Political Science and Law, China*

#### Special Lectures

The Equation of «ΕΥ» (excellence): Meta-ethics and Theory of Sports Law

**Georgios D. Farandos**, *Prof. (Em.), University of Athens, Greece*

The Victory's morality

**Ioannis Panoussis**, *Prof., University of Athens, Greece*

Doping Control Procedures in Athletes with Disabilities

**Dimitra Koutsouki**, *Prof., University of Athens, Greece*

#### Announcements (10')

Sporting Boycotts: Legal Intervention in the Sporting Arena

**Bandini Chhichhia**, *Researcher Court of Appeal, New South Wales, Australia*

The prohibition of suspension award for violence crimes in courts

Dr. **Mavromatis Achilleas**, *Advocate, Attorney-at-law, Greece*

Doping and patrimonial interests

**Anna Di Giandomenico**, *Law's Philosophy Researcher, Faculty of Political Science of  
Teramo's University, Italy*

Doping scandal of Hungarian gold medallist swimmer

Dr. **Emese Simon - Eszter Vivien Kiss**, *SPORTJUS® Hungarian Association of  
Sportslawyers, Budapest, Hungary*

**19:10 - 19:30 Discussion**

## **Violence Panel**

**19:30 - 20:20**

*Chair: Ilias Kostantakopoulos, Sports Public prosecutor, Piraeus, Greece*  
**Ioannis Panoussis, Prof., University of Athens, Greece**

**The penal confrontation of violence in the sport**  
**Yiannis Papadogiannakis, Lawyer, Greece**

**The modern challenges of confrontation of crimes in sports and the role of sport Public prosecutor according to Law 2725/99**  
**Ilias Konstantakopoulos, Sports Public prosecutor, Peiraeus, Greece**

**Philippos Sirigos, Journalist of the Eleftherotypia Journal, Athens, Greece**  
**Discussion 20:30 - 20:30**

**21:00 Athens City Hall, Kotzia Square**

- **Dance Performance: performed by the Eupyrides Dance Group**
- **Reception by the Mayor of Athens, Mr. Nikitas Kaklamanis**

**Saturday, 29<sup>th</sup> November 2008**

**6<sup>th</sup> Session**

**Human Rights of athletes**

**09:00- 10:45**

*Chair: Stylianos Perrakis, Prof., Panteion University of Athens*  
**AP Agbonjinmi, Prof., Faculty of Management Sciences and Law**  
*University of Limpopo, South Africa*

### ***Special Lectures***

**Sport, racial discriminations and United Nations: The fight against apartheid**  
**Kostas Chatzikonstantinou, Prof., Law Faculty, Aristotle University of Thessaloniki, Greece**

**Rôle et influence du mouvement sportif international dans le règlement des contentieux : une indépendance renforcée**  
**Gérard Auneau, Prof., Université Paul Sabatier – Toulouse, France**

The right to identity and the commercial exploitation of the individual's public image

**S. J. Cornelius**, Prof., Law Faculty, University of Johannesburg, Director of UJ Centre for Sport Law, South Africa

### **Announcements (10')**

Participation of transgenders in sports competitions – an issue of human rights

**Luiz César Cunha Lima**, Lawyer in Brasília/DF (Brazil), FIFA Player Agent, Brasil

The athlete's right to respect for his private file and his home

Dr **Janwillem Soek**, Senior researcher at the ASSER International Sports Law Centre, Netherlands

10:30-10:45 Discussion

10: 45- 11:00 Coffee Break

## **Topic D**

### **Sports Jurisdictional Order**

#### **7<sup>th</sup> Session**

#### **Sports disputes and sports justice**

11: 00- 13:00

**Chair: Kee Young Yeun**, Prof., College of Law, Dongguk University, Korea

**Kostas Remelis**, Prof., Law Faculty, Democritus University of Thrace, Greece

#### **Special Lectures**

“PIL” and lex sportiva issues in the field of international sport dispute resolution

**Charis Pamboukis**, Assoc. Prof., Law Faculty, University of Athens, Greece

Occupiers' liability in sport and recreation

**AP Agbonjinmi**, Prof. of Exercise Physiology and LL. D Candidate Department of Public and Environmental Law School of Law, Faculty of Management Sciences and Law University of Limpopo, Turfloop Campus Sovenga, South Africa

Resolving Sport Disputes of administrative nature before the Supreme Council of Resolution of Sport disputes (ASEAD)

**Katerina Karfaki**, Judge at the Administrative Court of Appeal, Greece

### **Announcements (10')**

The evolution of the European Court of Justice's case law on sports betting and gambling: an internal market perspective

**Thomas Papadopoulos**, *PHD Candidate, University of Oxford , U.K.*

The right to be previously heard to the sports adjudicatory authority

**Marieta Kotsifaki**, *Advocate, Attorney-at-Law, Postgraduate student, Panteion University of Athens, Greece*

Compensation as a consequence of a contract's termination without just cause by a professional football player: Webster case

**Alkis Papantoniou** *Lawyer, Postgraduate student on sports law, Univ. of Athens, Greece*

The Character of Sports Committee of the Hellenic Football Federation

**Ioannis Voultsis**, *Advocate, Athens, Greece*

**12: 40- 13:00 Discussions**

**13:00-13:15 Coffee Break**

### **8th Session**

**Sports jurisdiction and fair trials**

**13:15-15:00**

**Chair: Georgios D. Farandos**, *Prof. (Em.), University of Athens, Greece*

**Jaekyoung Lee**, *Prof., Konkuk Law Faculty, Seoul, Korea*

### **Special Lectures**

The establishment and assumption of Chinese sports law arbitration

**Wang XiaoPing**, *Prof., China University of political science and law, Vice director, China sports law research center, Beijing, China*

Case law of administrative court - Council of State for sports disputes

**Kostas Remelis**, *Prof., Law Faculty, Democritus University of Thrace, Greece*

La juridiction sportive à l'encontre de la juridiction légale ordinaire en droit turc: Evolution et enjeux.

**Dr.Özgerhan Tolunay**, *Lawyer, Turkey*

Emphasizing juridical foundations of children's protection against exploitation through work/sport in a constitutional state- Romania

**Alexandru Virgil Voicu** *Prof., Babes-Bolyai, University, Cluj-Napoca Faculty of Physical Education and Sport, Romania*

### **Announcements (10')**

**Korean model of sports arbitration**

**Joseph Hwasuk Oh, LL.M., Seoul National University, Korea**

**Arbitration and alternative disputes resolution (ADR) in sport**

**Vangelis Alexandrakis, LL.M Sports Law, Nottingham University and University of Athens, Greece**

**“Sporting spirit” violation - The way that justice is provided by the Committee of Sporting Spirit**

**Aikaterini Asimakopoulou, Post Graduate Student on Sports Law, University of Athens, Greece**

**Who is the Judge in Sport?**

**Ioannis Zoumpoulis, Advocate, Attorney-at-law, Athens, Greece**

### **14: 30- 14:50 Discussions**

**E.**

### **Findings – Results**

### **14:50-15:00**

**Assoc. Prof. Dimitrios Panagiotopoulos – Prof. Gerard Auneau**

The Congress Proceedings will be published by the Publishing House Nomiki Bibliothiki and a selection of them will also be published to the official IASL: International Sports Law Review: Pandektis Vol. 8 issues 1/2, 2009.

### **15:00**

**End of the sessions of the 14<sup>th</sup> World IASL Congress,  
Lunch in Hotel TITANIA (For all Congress Participants)**

**21:00 H.C.R.S.L. social event for participants at the Tavern "Arxaion gefseis",  
in Athens Square Karaiskaki, 22 Kordatou Str.**

**Dance performance: Performed by the Eupyrides Dance Group (part two)  
Participants wishing to attend the event should register not later than 12:00  
hours, November 28, to the Secretariat.**

**Sunday 30<sup>th</sup> November 2008**

**Social Event**

**Walk to ancient Athens: Agora- Thiseion, Akropolis and Plaka**

**Maria Marini Archaeologist in Tour**

**CONGRESS SECRETARIAT**

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