

## Juan Santos Vara

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### Current affiliation

**Associate Professor of Public International Law and  
International Relations**  
Department of Public International Law and EU Law, University of Salamanca

**Director of the MA in European Studies, University of Salamanca**

**Coordinator of the European Joint Master's in Strategic Border Management-FRONTEX**

### Education

<b>Master of Laws (LLM) in European Legal Studies, College of Europe</b>	1996-1997
<b>Certificate from the Centre for Advanced Studies and Research</b> Hague Academy of International Law	2006
<b>Master of Studies on the European Union Law</b> University Carlos III of Madrid	1993-1994
<b>Masters Degree in Law</b> University of Salamanca	1988-1993
<b>Erasmus Exchange Programme in Law</b> University Bologna	1990-1991
<b>Erasmus Exchange Programme in Law</b> University College Galway	1992-1993

### Professional experience

<b>Associate Professor of Public International Law and International Relations</b> Department of Public International Law and EU Law, University of Salamanca	From 2010
<b>Expert involved in the development of the European Master's in Strategic Border Management - FRONTEX</b>	2013-2015

<b>Lecturer of Public International Law</b> University of Salamanca	2002-2010
<b>Assistant Professor of Public International Law</b> University of Salamanca	1998-2001
<b>Legal Advisor</b> Legal firm "J. y B. Cremades" (Brussels)	1994-1995
<b>Erasmus Exchange Programme in Law</b> University Bologna	1990-1991
<b>Erasmus Exchange Programme in Law</b> University College Galway	1992-1993

## Publications

### Books and books chapters

- La Unión Europea en el Sistema de Naciones Unidas, in ALCAIDE J. (Coord.), *España y la Unión Europea en el orden internacional*, XXVI Jornadas de la AEPDIRI, 2016 (forthcoming).

-Transatlantic counter-terrorism cooperation agreements on the transfer of personal data: a test for democratic accountability in the EU", in DEIRDRE, C. and FAHEY E. (Eds.), *A Transatlantic Community of Law. Legal Perspectives on the Relationship Between the EU and US Legal Orders*, Cambridge University Press, Cambridge, 2014, pp. 256-288.

-Análisis del marco jurídico-político de la dimensión exterior de la Agencias del Espacio de Libertad, Seguridad y Justicia" in PI LLORENS, M. (Coord.), *La dimensión exterior de las agencias del espacio de libertad, seguridad y justicia*, Marcial Pons, Madrid, 2014, pp. 9-34.

-(With E. Fahey) Transatlantic relations and the operation of AFSJ flexibility, in BLOCKMANS, S. (Coord.), *Differentiated Integration in the EU. From the inside looking out*, Centre of European Policy Studies, Brussels, pp. 103-123.

-*La participación de la Unión Europea en las organizaciones internacionales*, Tecnos, Madrid, 2002, 304 pp.

-Extraordinary renditions: the interstate transfer of terrorist suspects without human rights limits, in GLENNON, M.; SUR, S. (Ed.), *Terrorism and International Law*, Hague Academy of International Law, Martinus Nijhoff Publishers, Leiden, 2008, pp. 551-583.

-Las sanciones del Consejo de Seguridad contra Al-Qaeda y los Talibanes: ¿Es posible lograr un equilibrio entre seguridad y derechos humanos?, in ESCOBAR HERNÁNDEZ, C. (Dir.), *Los Derechos Humanos en la Sociedad Internacional del Siglo XXI*, Vol. I, Asociación Española de Profesores de Derecho Internacional y Relaciones Internacionales, Madrid, 2009, pp. 283-297.

-El acuerdo SWIFT con Estados Unidos: génesis, alcance y consecuencias, In MARTÍN y PÉREZ DE NANCLARES, J. (Coord.), *La dimensión exterior del Espacio de libertad, seguridad y justicia en la Unión Europea*, Iustel, Madrid, 2012.

-Las implicaciones de la participación de la Unión Europea en la Convención de las Naciones Unidas sobre los derechos de las personas con discapacidad, in GONZÁLEZ ALONSO, L. N. (Coord.), *La Unión Europea y el multilateralismo eficaz: ¿un compromiso consistente con Naciones Unidas?*, Iustel, Madrid, 2011.

### **Journals**

-In Deep Water: Towards a Greater Commitment for Human Rights in Sea Operations Coordinated by FRONTEX?, (2016) 18:1 *European Journal of Migration and Law*, vol. 18: 1 (With Soledad R. Sánchez-Tabernero).

-The External Activities of AFSJ Agencies: The Weakness of Democratic and Judicial Controls”, *European Foreign Affairs Review*, 2015, vol. 20, pp 118-136.

-EU representation to International Organisations: A Challenging Task for the EEAS”, in Luis N. González Alonso (Ed.), *Between autonomy and cooperation: shaping the institutional profile of the European External Action Service*, CLEER Papers 2014/6.

-The role of the European Parliament in the conclusion of Transatlantic Agreements on the transfer of personal data after Lisbon, CLEER Working Papers 2013/2.

-Yahya Razougui v Spain, Constitutional appeal, ILDC 1425 (ES 2005)”, *Oxford Reports on International Law*, 2014.

-Reglamento (UE) n.º 1052/2013 del Parlamento Europeo y del Consejo, de 22 de octubre de 2013, por el que se crea un Sistema Europeo de Vigilancia de Fronteras (Eurosur) [DOUE L 295, 6-XI-2013] Sistema Europeo de Vigilancia de Fronteras (Eurosur)” IS: *Ars Iuris Salmanticensis. Revista Europea e Iberoamericana de Pensamiento y Análisis de Derecho, Ciencia Política y Criminología*, 2014, nº 2.

-The Consequences of Kadi: Where the Divergence of Opinion between EU and International Lawyers Lies?, *European Law Journal*, 2011, vol. 17, nº 2.

-The Establishment of the European External Action Service: The EU in Search of a Stronger Role on the International Stage, *Croatian Yearbook of European Law*, 2011, pp. 109-134.

-Spain v Alvaro and ors, Appeal judgment on admissibility, Case no 582/2007; ILDC 994 (ES 2007)*Oxford Reports on International Law in Domestic Courts*, 2010.

-Adolfo Francisco Scilingo Manzorro v Spain, Appeal judgment, No 798; ILDC 1430 (ES 2007)*Oxford Reports on International Law in Domestic Courts*, 2011.

-The European External Action Service: a new instrument to improve the effectiveness and consistency of the European Union’s external action, *Revista General de Derecho Europeo*, 2010, nº 23.

-Josep Vallmajo I Sala and ors v James Kabarebe and ors, Order No 3/2008; ILDC 1198 (ES 2008), 6 February 2008, *Oxford Reports on International Law in Domestic Courts*, 2010.

-Las consecuencias de la integración de Europol en el Derecho de la Unión Europea (Comentario a la Decisión del Consejo 2009/371/JAI, de 6 de abril de 2009), *Revista General de Derecho Europeo*, 2010, nº 20.

-The External Dimension of the Area of Freedom, Security and Justice in the Lisbon Treaty, *European Journal of Law Reform*, Vol. 10, n.º 4, 2008, pp. 577-599.

-Judicial control over the sanctions against Al-Qaeda and the Taliban in the European Union: a challenge to the powers of the Security Council?, *Revista de Derecho Comunitario Europeo*, 2009, n.º 32, pp. 91-120.

- El control judicial de la ejecución de las sanciones del Consejo de Seguridad en la Unión Europea, *Revista Electrónica de Estudios Internacionales*, 2008, n.º 15.
- Headnote on Jiménez Sánchez and ors v. Gibson and ors, Appeal Judgment, No 1240/2006; ILDC 993 (ES 2006), December 2006, *Oxford Reports on International Law in Domestic Courts*, 2009.
- Fundación Casa del Tibet and ors v Jiang Zemin and ors, Appeal Decision No. 196/05; ILDC 1002 (ES 2006), January 2006, *Oxford Reports on International Law in Domestic Courts*, 2009.
- The Directive on the Right to Family Reunification: a restrictive immigration policy?, *Dionysiana*, 2008, n.º 1.
- El desafío de las “entregas extraordinarias” a la protección internacional de los derechos humanos: la responsabilidad de los Estados Europeos, *Revista Española de Derecho Internacional*, Vol. 59, n.º 1, 2007, pp. 175-196.
- La indefensión de los particulares frente a las sanciones del Consejo de Seguridad: el reconocimiento de la competencia de los tribunales internos para controlar las resoluciones del Consejo de Seguridad en relación con el *iuscogens*, *Revista General de Derecho Europeo*, 2005, n.º 10.
- Los efectos de los conflictos armados en los tratados, *Revista Española de Derecho Internacional*, Vol. 58, Nº 1, 2006, pp. 147-173.
- La jurisdicción de los tribunales españoles para enjuiciar los crímenes cometidos en Guatemala, *Revista Electrónica de Estudios Internacionales*, 2005, n.º 11.
- La aplicación de la interpretación conforme a las decisiones marco. El acercamiento de la cooperación policial y judicial en materia penal al primer pilar (Comentario a la Sentencia del TJCE de 16 de junio de 2005, asunto *Pupino*), *Revista General de Derecho Europeo*, 2005, n.º 8.
- La simplificación normativa en el proyecto de Constitución Europea: ¿unificación del sistema de actos o mantenimiento de la diversidad?, *Gaceta Jurídica de la Unión Europea y de la Competencia*, 2004, n.º 230
- La independencia del Banco Central Europeo y del Banco Europeo de Inversiones frente a la Oficina de lucha contra el fraude (OLAF) (Comentario a las sentencias del TJCE de 10 de julio de 2003, *Comisión c. BCE* y *Comisión c. BEI*, *Revista de Derecho Comunitario Europeo*, 2004, n.º 17.
- La estrategia de la Unión Europea contra la proliferación de armas de destrucción masiva, *Revista Española de Derecho Internacional*, 2004, n.º 1.
- La simplificación normativa en el proyecto de Constitución Europea: ¿unificación del sistema de actos o mantenimiento de la diversidad?, *Revista General de Derecho Europeo*, 2003, n.º 2.
- El alcance del principio *ne bis in idem* en el marco del Convenio Schengen. (Comentario a la sentencia del TJCE de 11 de febrero de 2003, C-187/01 y C-385/01), *Revista General de Derecho Europeo*, 2003, n.º 1.
- El desarrollo de las competencias de la Oficina Europea de Policía (EUROPOL): el control judicial y democrático”, *Revista de Derecho Comunitario Europeo* n.º 14, 2003.
- Las restricciones nacionales en materia de publicidad y la libre circulación de mercancías (comentario a la Sentencia del TJCE de 8 de marzo de 2001, *Gourmet International Products*), *Revista de Derecho Comunitario Europeo*, n.º 11, enero 2002.
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## Stays Abroad

-He has been a Visiting fellow at the European University Institute (2010), Harvard School Law (2008), Watson Institute of International Studies of Brown University (2008), King's College London (2007) and Centre for Advanced Studies and Research of the Hague Academy of International Law (2006 y 2004).

-Visiting Professor at l'Institut d'Etudes Politiques de Grenoble (2011), Catholic University of Lima (2013), Grenoble (2011), University of Asunción (2014) Marburg University (2007), University College Dublin (2004), Bologna University (2006), Universidad Nacional de Colombia (2009) and Universidad Tecnológica de México (2006 y 2007).

## Main Presentations to International Conferences

-Invited speaker at the Biannual Conference of the Spanish Society of International Law on "The role of the EU at United Nations" in Sevilla, October 2015.

-EU external representation post-Lisbon, in *CLEER Graduate Workshop on EU External Relations Law*, Brussels, 22 June 2015.

-In Deep Water: Towards a Greater Commitment for Human Rights in Sea Operations Coordinated by FRONTEX?, Biannual Meeting of the European Studies Association, Boston, MA, March 5th-7th, 2015 (with Soledad R. Sánchez-Tabernero).

-Transatlantic Transfer of Personal Data: Rebuilding Trust in EU-US Data Relations?, Biannual Meeting of the European Studies Association, Boston, MA, March 5th-7th, 2015 (with Soledad R. Sánchez-Tabernero).

-Judicial dialogue in Universal Jurisdiction, in *International Law through the National Prism: The Role of Domestic Courts in Shaping International Law*, Amsterdam 10 October 2014.

-EU Delegations and cooperation within International Organisations", in *The European External Action Service and the new Institutional Balance in the EU External Action*, Salamanca, 25-26 September 2014

-Transatlantic relations and the operation of AFSJ flexibility, in *The external dimension of a multi-speed, multi-tier European Union*, Brussels, 6 May 2013 (with Elaine Fahey).

-He was invited to give a seminar to the Spanish lawyers on the preparation of the Spanish's position in *Kadi IV*, Madrid, October 2011.

-The role of the European Parliament in the conclusion of transatlantic agreements in the area of justice and home affairs after Lisbon, ECSA-C 9<sup>th</sup> Biennial Meeting, Ottawa (Canada), 26-28 April 2012.

- The establishment of the European External Action Service: the EU in search of a stronger role on the international scene, in *The First Year of the Treaty of Lisbon: Consolidation and Enlargement*, Dubrovnik (Croatia), April 2011.

-The External Dimension of the Area of Freedom, Security and Justice, in European Union Studies Association, Los Angeles, April 2009.

-The Contribution of the Spanish Courts to Prosecuting War Crimes, in War Crimes: Retrospectives and Prospects, Institute of Advanced Legal Studies/SOLON, London, February 2009.

- EU Anti-terrorism measures and human rights, in After Empire: Global Governance Today, Brown University (Providence, RI), June 2008.

-The External Dimension of the Area of Freedom, Security and Justice in the Lisbon Treaty, in The Lisbon Reform Treaty: Internal and External Implications, Hebrew University of Jerusalem, July 2008.

-Targeted Sanctions and Human Rights in the Fight against Terrorism, in From Past to Present: Spanish Research, Real Colegio Complutense at Harvard University, August 2008.

-The Directive on the Right to Family Reunification: a restrictive immigration policy?, in European citizenship and national citizenship, in European citizenship and national citizenship, Constanza, May 2007.

### **Participation in Research Projects**

-Democratic Control and EU External Action, financed by the Spanish Ministry of Economy and Competitiveness (2016-2019).

-International law through the national prism: the impact of judicial dialogue, European Science Foundation. Main researcher: Prof. Dr. Andre Nollkaemper. See <http://acil.uva.nl/research/research-projects/current-projects/international-law-through-the-national-prism-the-impact-of-judicial-dialogue.html>

-El dialogo judicial en el espacio europeo multinivel: las relaciones del TJUE con los tribunales constitucionales, el TEDH y otros tribunales internacionales, financed by the Spanish Ministry of Economy and Competitiveness (1.1.2013-31.12.2015).

-Implicaciones jurídico-institucionales de la creación del Servicio Europeo de Acción Exterior (DER 2011-28459), financed by the Spanish Ministry of Economy and Competitiveness (1.1.2012-31.12.2014)

-¿Hacia una refundación europea? El debate sobre la reforma de 2004, CICYT (SEC2002-00751) (2002-2005).

-La refundación de Europa: la reforma de 2004 y el Tratado Constitucional (SA004C05) (2005-2008).

-Las relaciones entre la UE y NU: hacia la defensa del multilateralismo eficaz (DER2008-05419/JURI) (2008-2011).

-La seguridad de las personas y la acción exterior de la Unión: Grupo investigador de excelencia, GR 247, Junta de Castilla y León (2009-2011).

-La dimensión exterior del Espacio de libertad, seguridad y justicia, DER2009-13679 Ministerio de Ciencia e Innovación (2009-2011).

### **Membership of Editorial Boards**

-Member of the Editorial team of *European Papers*

-Managing Editor of the *Revista General de Derecho Europeo* from 2010 to 2014.

- Member of the Editorial Board of *Revista General de Derecho Europeo* since 2010.
- Coordinator in Spain of the Oxford Reports on *International Law in Domestic Courts* since 2008.
- Coordinator of the section “Crónica sobre la aplicación judicial del Derecho Internacional en España” since 2005.

#### Other activities

- He has peer-reviewed papers for the following journal in the last two years: *European Law Journal*, *Revista de Derecho Comunitario Europeo*, *Spanish Yearbook of International Law*, *Revista General de Derecho Europeo*, *Revista Española de Derecho Internacional*, *Revista Electrónica de Estudios Internacionales*, *Revista CIDOB d'affers Internacionals* and *European Journal of Policing Studies*.
- He has given several seminars and courses to high officers of the Spanish and regional administration on EU law.
- Consultant to the Andean Community in the negotiation of the Association agreement with the EU in 2007.
- Appointed by the Spanish Ministry of Science as Spanish representative in the Management Committee of the Cost Action ISO602 (International Law in Domestic Courts), [http://w3.cost.esf.org/index.php?id=234&action\\_number=ISO602](http://w3.cost.esf.org/index.php?id=234&action_number=ISO602)