In Legal Spheres

Discover the Faculty of Law at the University of Tübingen
Juristische Gesellschaft e. V., an organisation of alumni, members and friends of the Faculty of Law at Eberhard Karls University, is a reliable sponsor of research, teaching and study-related activities, as well as a hub for alumni relations. In supporting this brochure, the association significantly contributes to promoting the Faculty's visibility and standing outside Tübingen.

for their financial support for this brochure, to which we owe the opportunity of presenting the many facets of our Faculty of Law in Tübingen to an international audience. In recent years, Milbank has come to appreciate the close contact with our faculty, and the close ties to our students, particularly through recurring events on our campus. Such contacts also provide our students with a welcome opportunity to familiarise themselves with the professional life of lawyers in an international law firm as an intern, clerk, or potential future employee.
Dear friends of the Faculty of Law,

On behalf of our staff members, I am pleased to welcome and warmly invite you to learn more about our law faculty.

As a founding member, this faculty has its place at the heart of the University of Tübingen since 1477. Jurists have been researching, teaching and studying here for more than 500 years. Our Alumni include Carlo Schmid, Roman Herzog, Günter Dürig, and Jürgen Baumann. Its long history and number of great scholars have earned the faculty its excellent reputation in Germany and around the world. In that lies an obligation for the future.

We are committed to excellence in teaching and advancing knowledge. Our law faculty remains at the forefront of legal research. From the historic foundations of law to the current developments in national and international law, from civil and commercial through public and criminal to European and international law, academic contributions from Tübingen have acquired great renown.

Of equal importance are our nearly three thousand students, three hundred of whom come from other parts of Europe and the rest of the world. To them, we offer a solid education in the foundations of law and thorough preparation for the state examination. Building on this foundation, our seven focal modules make for a broad and well-rounded range of specialised courses from which students may choose. Also of great importance to us is practical relevance. Here, we profit from our close proximity to the state capital; Stuttgart is the seat of central courts and administrative bodies as well as numerous distinguished law firms with whom the faculty maintains close ties. Exceptional job opportunities are open to our graduates.

In the early stages of the study of law, work environment is key: the faculty's own sizeable library with its generous opening hours and quiet workspaces enjoys great popularity among our students and young researchers. Its up to date and immense collection of books and journals as well as access to all the major online databases facilitate efficient learning and research.

If you would like to work here as a guest researcher, remain in touch with legal scholarship as a practicing jurist, or if you are a potential undergraduate, I encourage you to come visit us.

We look forward to meeting you!

Professor Jochen von Bernstorff
Dean of the faculty
Learning from the Past – for the Future

Grounded in more than 500 years of legal research, academics at the Faculty of Law explore an impressive range of highly topical contemporary legal problems: consequences of national and international financial and economic crises, implications of a fully globalised trading order, the regulation of modern financial markets, as well as the design of the national tax code, insolvency and restructuring, modern industrial relations, or large public infrastructural projects as well as the environmental and infrastructural challenges posed by the need to develop new forms of energy supply.

Participating actively in national and international networks, our academics examine those problems from different perspectives and on the basis of a wide variety of research methods. Both within the academic community as well as among decision-makers in the legislature, corporations or the media, their advice is widely sought after.

Our research interests include:

- commercial and company law,
- civil procedure and insolvency law,
- public finances and tax law,
- the fundamentals of European legal systems,
- international law,
- public economy, infrastructure and environmental law,
- criminology and the law relating to economic offences.
Research in the area of commercial law, company law and economic law benefits from a close exchange with legal practice. We therefore cultivate our close partnerships with companies, law firms, as well as business associations. Both our junior researchers and our students benefit tremendously from this interaction.

The legal frameworks for economic activity: this is what our research in commercial and company law is all about. Whether concerned with the immense wave of new developments in financial markets regulation following the global financial crisis, the foundations of modern partnership and company law, or the vulnerability of tax systems to arbitrage effects – we always keep in mind the economic foundations and examine relevant problems not just from the perspective of national law, but also look into foreign legal systems and at the European level.

In order to stay in touch with legal practice, our academics participate actively in a circle of practitioners from law firms and legal departments of leading companies in the greater Stuttgart area. Both practising lawyers and senior members of the judiciary are teaching regularly within the Faculty.

Modern Economy in Focus

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Industrial Relations

When and why are strikes justified in air travel or railway services? Is a minimum wage compatible with the freedom of collective bargaining? What is the difference between a works council and a labour union? How to address “labour 4.0”, i.e. employment without clear-cut limits with regard to the working place and work hours? Do we need new laws to address the challenges posed by the digital revolution?

Such are the questions in the field of German and European labour law, directly related to problems of the modern social state, our teaching focuses on – close to legal practice, and with direct relevance to day-to-day life. A good example is our weekly colloquium with practitioners – a platform for students to benefit from first-hand experience of experts from specialised law firms, organisations, companies, and from the labour courts.

A Focus on Competition and Antitrust

How can we measure, and prove to the satisfaction of courts, the damages caused by cartels? How does competition and regulatory law cater for social and public interest considerations?

As a pillar of functioning market economies, competition between firms has to be protected, but also regulated, by the state. To that end, legislators have to strike the right balance between the freedom of enterprises and private autonomy on the one hand and social aspects and public interest considerations on the other hand.

In addition to genuine matters of competition law, we therefore always look into their interplay with current developments in economics and society. In order to familiarise students with how all that looks like in practice, we maintain close partnerships with specialised law firms in the greater Stuttgart area and reach out to practitioners in joint seminars and workshops.

I have never regretted my decision to read law at Tübingen. The faculty combines academic excellence with an impressive network of courts, law firms, and companies. This is exactly what you need for a successful career start. 

Dr. Boy-Jürgen Andresen is alumnus of the Tübingen Faculty of Law and was a long-standing CEO of the Dr Heissmann GmbH.
Civil Procedure and Insolvency Law

Conflict resolution potentially is of relevance across all areas of private law. In addition to traditional court-based legal redress, aggrieved parties can also resort to other means, including arbitration. However, individual legal redress always ends in case of the insolvency of one of the parties. In cross-border litigation, the national framework is complemented, and superseded, by European law. The interplay of all these factors form the agenda for our procedural research cluster.

Law Needs Enforcement

If and where private law entitlements are not respected, claims are not fulfilled, or property titles are infringed, problems of enforcement arise. At Tübingen, we explore conditions for and methods of conflict resolution and the enforcement of claims with the attorneys, notaries public, and the courts. Relevant problems include all aspects of litigation in state courts, including the enforcement of titles and interim measures, as well as national and international arbitration. Against this backdrop, conflict resolution certainly presents a complex range of issues and an intricate interplay with substantive private law. Throughout, in cross-border contexts, national laws are increasingly superseded by provisions of European law, with competition between different jurisdictions becoming ever more important. This is why we have established close contacts with international research networks.

Moreover, given the high practical relevance of matters of conflict resolution, we collaborate closely with experts from practice. For us, intensive exchange with judges, attorneys, and corporate counsel is not just a valuable source of inspiration for the academic discussion, but also an integral part of the education of future lawyers within the Faculty of Law. Together with teachers from practice, we have established a comprehensive curriculum that provides the basis for an excellent training for future judges, litigators, insolvency practitioners, or notaries public.

Public Budgets and Taxation

There is no state without revenue. In recognition of this simple but fundamental fact, the legal framework for public budgets and taxation forms a core part of the research at Tübingen: Working closely with visiting faculty from practice, no less than four chairs examine all matters relating to the financing of the state. Inevitably, research in this area is highly dynamic, given the high frequency of changes to the applicable legal framework compared with other areas of the law.

A Strong Network

Why do we have to pay taxes? And how much tax should be paid? Answers to such and other questions can hardly be derived from a single statute, but need to be analysed by taking into account the interplay between different sources of law.

Against this backdrop, research at Tübingen in the area of public budgets and taxation takes a comprehensive perspective and looks at the constitutional constraints of public debt and public budgets, including the fiscal relationship between the federal level and the states. Moreover, we look into the restrictions on taxation resulting from fundamental rights, the relationship between tax and private law, the enforcement of tax law, the applicable criminal sanctions, and the increasing relevance of European law in this area. With tax becoming more and more of a global issue, we also widen our perspective by doing comparative research, thereby including other jurisdictions’ approaches to tax into our considerations. Reflecting this wide range of determinants, research in tax law at Tübingen covers all relevant areas and explores fundamental questions as well as special areas, such as the taxation of non-profit organizations.

Fully aware of the practical implications of tax law, we maintain a close exchange with legal practice, to which our faculty have contributed in the capacities of judge at the Bundesverfassungsgericht (the Constitutional Court) or consultants in legislative projects. Our faculty includes Rudolf Mellinghoff, president of the Bundesfinanzhof (the Federal Fiscal Court), who holds a Honorary Professorship at the Tübingen University Faculty of Law.

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Foundations of European Legal Systems

When finding your way through today’s debates on topical matters of social or religious policy, a look into the past always helps. As our contemporary constitutional system roots the whole history of our civilisation and, in many parts, goes back to the Roman Empire, in our research cluster “Foundations of European Legal Systems”, we explore the origins of our legal system.

Looking at the Roman Empire

Researchers at Tübingen explore the Roman law foundations of contemporary private law, including the whole range of classic Roman private law, more specifically, the law of obligations, of property, inheritance, and master and slave. They also look into the development of Roman law in the Middle Ages through to the European codifications of private law. As Roman law is taught and researched worldwide, both research and teaching benefit from manifold international academic contacts.

At the same time, our research addresses contemporary problems of private law, including problems related to works of art and objects of cultural value. In this context, research also covers aspects of contemporary legal history including, for example, the relevance of Roman law in National Socialism or the restitution of Jewish assets seized in the NS era.

Our Perspective on Religion and Law

In our research cluster on the interplay between constitutional and ecclesiastical law, we build on Tübingen’s tradition as a prominent research center in this area in general and, in particular, in the area of Protestant ecclesiastical law.

The shrinking relevance of the large Christian churches and the battle for legitimacy in multireligious societies challenge not just the legal system in its capacity as the basis for a peaceful coexistence of the citizens. Moreover, such developments also affect and change the legal framework for the pursuit of the pastorate and, hence, ecclesiastical law.

Within this fascinating area, academics in Tübingen seek to help define responses to contemporary political problems – in close contact with practice and in an ongoing interdisciplinary exchange.
In a globalised world, in which social challenges like the migration crisis and their roots transcend national boundaries, legal solutions have to be developed, and analysed, with an international perspective. In this spirit, researchers at Tübingen work in areas like human rights, climate change, free international trade, and the international movement of capital, goods, or services.

Over the past decades, a host of international and non-governmental organisations, European rules, and international treaties have complemented, and to some extent superseded, national legislation. International and European actors have assumed responsibility for central areas of public policy, including European integration and the prevention and solution of regional and global conflicts.

Our researchers explore the interplay and the coordination of these various institutions and levels. They examine, for example, how global markets can be regulated in the public interest and how the protection of the human rights can be accomplished in a global perspective, even in the face of challenges like the current migration crisis.

Large public projects are closely monitored by the media and the general public. They also illustrate the potential for conflicting interests – and the need to reconsider the legal frameworks for the management of such conflicts. Examples for that can be found in large infrastructure projects, but also in the quest for alternative energies. These and many other topics are examined in our specialisation in the state sector, public infrastructure, and environmental law.

Global Problems – Who Is in Charge?

Which courts have jurisdiction in cross-border cases? What are the conditions for the recognition and enforcement of foreign judgements? International mergers and acquisitions, online business, international holidays, or migration: With ever more integrated markets and cross-border relationships between people, national legal systems have entered a state of dynamic exchange with one another. Even small and medium-sized enterprises are no longer focused on domestic business. The resulting problems in terms of jurisdiction and applicable law in cross-border cases define the focus of academic research within the Tübingen Faculty of Law.

Striking the Balance

The state is in charge of maintaining and improving the infrastructure. In this context, striking the balance between economic interests and the protection of nature and other legitimate interests is of essence. Both the German Constitution and the European Treaties focus on protecting economic freedoms and the Single European Market. At the same time, the state, municipalities, but also the European Union are required to protect human health, sustainability in terms of the use of natural resources, and the climate. They also have to use public funds efficiently and maintain adequate levels of participation of stakeholders in the decision-making processes. Research at Tübingen examines these conflicts from an interdisciplinary perspective, making use of the close connections between the Faculty of Law, the natural sciences, and the European Center for Research on Federalism at the University of Tübingen.

As the exit from nuclear and fossil-fuel energy is a genuinely European topic, the excellent international contacts between our researchers and colleagues in different countries, including Switzerland, the United Kingdom, and the Netherlands, are particularly fruitful in this field.
Exploring the Causes of Crime

What are the implications of societal developments, e.g., changes in the demographic structure or migration, on the dimension and nature of crimes? Why and how does one become a criminal? Such questions involve empirical and interdisciplinary work, and are explored by researchers from a wide range of disciplines in the Tübingen Institute of Criminology. Established more than 50 years ago, the Institute brings together not just lawyers, but also sociologists, psychologists and experts from educational sciences. Their interdisciplinary collaboration opens new perspectives which facilitate the quest for better and more effective sanctions systems in criminal law.

Our research covers a broad range of diverse topics, ranging from the choice of effective sanctions, problems relating to specific areas of crime (e.g., sexual offences), to the perception of crime among citizens. A good example can be found in an ongoing study on the problems of young Muslim offenders in prison, commissioned by the federal government and carried out by the Institute.

From Compliance to Corruption

In recent years, a large number of high-profile cases of white-collar crime, including a series of scandals in large public companies, have illustrated the relevance of the law relating to economic offences – not just in economic terms, but also in terms of new doctrinal problems. A case in point is the ongoing discussion on the need for criminal sanctions against companies. In their research activities, academics at Tübingen focus on issues like corruption and the criminal law implications of labour relations, competition law, copyright, money-laundering, environmental law, the regulation of foodstuffs, the health sector, IT, and media law. They also cover problems relating to corporate compliance and internal investigations in companies. On a wide range of problems, they cooperate closely with colleagues in Europe, Africa, Asia, and Latin America.

The subdiscipline of European criminal law is comparatively young and provides a number of specific challenges for both academia and legal practice. To what extent is the EU empowered to harmonise national criminal law and criminal procedure? What are the conditions for surrender under a European Arrest Warrant? What is the scope for the non bis in idem principle under the European Charter of Fundamental Rights? Questions like these are core elements of criminal law research at Tübingen.
Studying Law at Tübingen – Close to Practice and Dedicated

“Arts and sciences, research and teaching shall be free.” True to this excerpt from Article 5 of the German Constitution, we serve society and influence public debates in a number of ways – by publishing our research and law reviews and periodicals, as experts in official enquiries, in lectures and public symposia, and, of course, in the lecture hall.

Teaching future lawyers, we are committed to maintaining close and intensive collaboration with practitioners. Hardly any other Germany faculty of law comprises as many acting or retired judges and other practitioners, including, for example, the former Vice President of the German Constitutional Court, Professor Ferdinand Kirchhof, or the President of the Federal Fiscal Court, Professor Rudolf Mellinghoff. At the same time, we emphasise the need to promote high ethical standards beyond the letter of the law, e.g. through our specialised programme “Law – Ethics – Economy”.

Comprehensive mentoring is our objective – not just in the lecture hall. From the start, both our administration and a number of student organisations stand ready to support our students in many ways, including the search for internships, the organisation of studies abroad, or the participation in courses and events offered outside the faculty.

ELSA – a Global Network

“ELSA” is the European Law Students’ Association – the largest association of law students worldwide, with over 40,000 members in close to 300 law faculties and law schools in 42 European countries. In order to promote the international dialogue between law students, ELSA’s Tübingen branch organizes workshops, moot courts, lectures, and paid internships abroad. ELSA has acquired an observer’s status in international organisations like UNESCO, the European Council, and the Economic and Social Council of the United Nations. As part of its delegations, ELSA’s members can participate in meetings of these international organisations.
Promoting the Dialogue

“Forum Junge Rechtswissenschaft”, the Young Researchers’ Forum, is an initiative of postdocs within the faculty. It offers a vibrant platform for academic exchange and the discussion of research projects. To fully reflect the whole range of methods applied in modern legal research, the forum adopts a broad, interdisciplinary perspective, integrating also researchers from neighbouring disciplines and their work on projects pertaining to legal problems. The international dimension of contemporary legal problems is explored by academic participants from foreign research institutions.

An Excellent Network

Phi Delta Phi is an international, bipartisan honor society. It was established in the United States of America and bears no similarities with traditional German fraternities. Phi Delta Phi is organized in more than 130 Inns world-wide. In 2008, former German President Richard von Weizsäcker sponsored the new Tübingen Inn.

In order to promote the exchange between academia and legal practice, the Inn organises public lectures and panel discussions involving both prominent legal scholars and practitioners, workshops, and seminars with prominent law firms, banks, and other companies. In addition, the Inn is involved in informational events for our students. Moreover, its members actively engage in pro bono work, e.g. by offering legal training classes in local schools. Phi Delta Phi at Tübingen thus established an impressive international network of students, alumni, academics, and practitioners.

Antitrust Law in Practice

The “Young Antitrust Forum” is a network connecting students, doctoral students, postdocs, and practitioners. In lectures, presentations, and panel discussions, participants explore topical problems of anti-trust and competition law, promoting academic discourse at an early level of the legal education. The network helps disseminate the results of contemporary legal research and, at the same time, provides a platform to young researchers to test and refine their work results. The forum has been established by students and research staff as a unique network and valuable basis for contacts to potential future employers. It reflects not just the long-standing tradition of competition law at Tübingen, but also the relevance of the greater Stuttgart area as one of the hotspots in anti-trust and competition law.

Creating Networks

Current Legal Problems in the Spotlight

TV stations covering a Tübingen event – this is what happened in May 2015, when Claus Weselsky, president of one of the railway unions, joined a panel discussion on the legality and legitimacy of strikes in the railway sector amid a controversial strike that hit both citizens and companies across the country. The event, which had to be relegated to the largest lecture hall in order to seat all guests and journalists, clearly was an excellent example of the role of “Juristische Gesellschaft” as a forum for discussions between the faculty and the public at large.

The association, established also as a network between the faculty and its alumni, is chaired, inter alia, by Professor Hermann Reichold, the Dean, the President of the High Court of Tübingen, and representatives of the Bar. It currently has around 500 members. Twice a year, the association organises panel discussions on topical issues from all fields of the law, ranging from sanctions for sports doping and prominent cases of securities fraud to the legalisation of assisted suicide. The association is not just a platform for intensive debates between faculty and legal practice, students and attorneys, officials, and companies, but also an active promoter for job fairs. It also manages the public relations of the faculty.

Current Legal Problems in the Spotlight

"Our discussions demonstrate how fascinating the law can be – and how much this is of interest to the general public!"

Professor Hermann Reichold,

Chair, Juristische Gesellschaft Tübingen
Law in the International Arena

Global connections, international politics, and world trade, all require legal solutions that extend beyond national law. In order to provide these solutions, we have for many years worked consciously to advance our international contribution to research and legal education.

Our legal academics research in international cooperation with Universities in Lwiw (Ukraine), Izmir (Turkey), and Szeged (Hungary) as part of the “Netzwerk Ost-West” research cooperative. At the same time, our academics take heed of the American and British legal worlds, both of which are particularly influential in capital market and banking law. In the field of criminal law, through both the Tübingen based research project “eurocrim” and the German-Iberian criminal law research group, the Faculty of Law at Tübingen enjoys international recognition. And last, but not least, we are proud that our professors have achieved international acclaim through appearances as legal representatives in both the German Constitutional and European Courts. This varied international involvement has led to foreign language publications which tackle the most diverse of international legal problems, as well as to participation in international conferences and meetings.

Our students can also enjoy being part of this internationally orientated focus, be it through participation in an ERASMUS exchange programme, in a specially designed Master of Laws programme, or even in the unique academic programme offered by the Universities of Tübingen and Aix-en-Provence. Finally, students at the faculty have opportunities to participate in international moot courts, which allow students to get absorbed in a truly international legal arena.
Cross-cultural competence, flexibility, and the ability to work in foreign languages – key skills for a successful career in the 21st century. For future lawyers just as for any other profession, it is therefore instrumental to spend part of their studies in a foreign jurisdiction. The Faculty of Law actively promotes and supports its students in this respect.

Probably the best known program for academic exchange within the European Union is the Erasmus programme. Within this context, the University of Tübingen maintains exchange options with no less than 300 reputable partner universities across Europe. With a lot of these, the Faculty of Law has entered into separate exchange agreements, allowing it students to study free from tuition at their respective destination.

A particularly intensive and successful partnership has been established with the University of Aix-en-Provence in Southern France. Each year, several students from Tübingen spend a whole academic year in Aix under the well-established TübAix programme, with French students coming to Tübingen in return. Historically, the TübAix programme has been particularly appealing to students with a specialization in public international and European law.

Since 2015, the “Netzwerk Ost-West” has offered joint seminars of two weeks each with partner faculties in East and South-East Europe, including cooperations with Lviv (Ukraine), Szeged (Hungary), and Izmir (Turkey).

As from 2019, the Tübingen Chapel Hill Programme provides a platform for research and teaching exchange between the Faculty of Law and the University of North Carolina at Chapel Hill School of Law. Under this programme, academics and students from both institutions meet twice a year in the US and in Tübingen, respectively.

Moot courts are internationally organized, fictitious court proceedings designed to provide future lawyers with exposure to the practical implications of international litigation. In view of the increasingly global nature of legal services, moot courts thus constitute a valuable basis for a career in an international environment.

In recent years, students from Tübingen have been very successful in several international moot courts, including the renowned Willem C. Vis International Commercial Arbitration Moot Court. Following half a term of intensive preparations in the areas of international commercial law and international sales law, the Tübingen team participated in hearings and coachings in Frankfurt, Munich, Vienna, and Hong Kong. Students from Tübingen also participated in the International Roman Law Moot Court, in the Philip C. Jessup International Law Moot Court, as well as in national events like the moot courts organized by the Administrative Court of Appeals of Mannheim and the tax law moot organized by the Federal Fiscal Court.
The Faculty of Law at a Glance

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