

HELENA ALVIAR GARCÍA

EDUCATION

Harvard Law School	SJD - June 2001
Harvard Law School	LLM - June 1997
Universidad de Los Andes	Lawyer - September 1989

EMPLOYMENT

Sciences Po Law School	Professor
Universidad de Los Andes	Full Professor 2013-2019
	Dean, School of Law March 2011-September 2016
Harvard Law School	Visiting Professor Spring 2019 2017-2018
	Robert F. Kennedy Visiting Professor Spring 2017
Institute for Global Law and Policy Harvard Law School	Member of the Academic Council
CIDE	Member of the Law School's Academic advancement committee 2017
DeJusticia	Founding and executive board member 2003-2019

AWARDS AND FELLOWSHIPS

David Rockefeller Center

Robert F. Kennedy Visiting Professor
Spring 2017

Fulbright Colombia

Fulbright Excellence Award
May, 2016

University of Pennsylvania

Bok Visiting International Professor
April 2015

University of Wisconsin-Madison

Tinker Distinguished Professorship
August – December 2008

Harvard Law School- Byse Fellowship

September – December 1999

Harvard Law School – Lewis Fellowship

December 1997

**Enrique Low Murtra Scholarship
Banco de la República de Colombia
(Colombian Central Bank)**

September 1997 – June 2001

Fulbright Scholarship

July 1996 – June 1997

Colfuturo Scholarship

July 1996 – June 1997

PUBLICATIONS

Books

Feminismo y crítica jurídica. El análisis distributivo como alternativa crítica al legalismo liberal (Feminism and Legal Criticism. Distributive Analysis as a Critical Alternative to Liberal Legalism). Universidad de los Andes and Siglo del Hombre Editores, Bogotá, Colombia, 2012.

Derecho, Desarrollo y Feminismo en América Latina (Law, Development, and Feminism in Latin America). Universidad de los Andes and Editorial Temis, Bogotá, Colombia, October 2008.

Book editions

Editor of the following books:

Authoritarian Constitutionalism: Comparative Analysis and Critique (co-edited with Günter Frankenberg), Edgar Elgar, May 2019.

El Estado Regulador, (The Regulatory State) Ediciones Uniandes, Bogotá, 2016.

Constitución y democracia en movimiento (Constitution and Democracy in Movement). Ediciones Uniandes, Universidad de los Andes, Facultad de Derecho, Bogotá, Colombia, 2016.

Nuevas tendencias del derecho administrativo (New Trends of Administrative Law). Ediciones Uniandes y Editorial Temis S.A. Universidad de los Andes, Facultad de Derecho, Bogotá, Colombia, 2016.

Perspectivas jurídicas para la paz (Legal Perspectives for Peace). Ediciones Uniandes, Universidad de los Andes, Facultad de Derecho, Bogotá, Colombia, 2016.

Social and Economic Rights in Theory and Practice. Critical Inquiries. Routledge Taylor & Francis Group, New York, 2014. (Edited with Karl Klare and Lucy Williams)

Law and the New Developmental State: The Brazilian Experience in Latin American Context. Cambridge University Press, New York, 2013. (Edited with David Trubek, Diogo Coutinho and Alvaro Santos)

Perspectivas contemporáneas en la investigación Jurídica (Contemporary Perspectives in Legal Investigation). Ediciones Uniandes, Universidad de los Andes, Facultad de Derecho, Bogotá, Colombia, 2012.

Manual de Derecho Administrativo (Administrative Law Manual). Editorial Temis, Universidad de los Andes, Facultad de Derecho, Ediciones Uniandes, Bogotá, Colombia, 2009.

Book chapters

The Legal Architecture of Populism: Exploring Antagonists in Venezuela and Colombia, in Gerald L. Neuman (ed.) Human Rights in a Time of Populism, Cambridge University Press, April 2020.

Neoliberalism as a form of Authoritarian Constitutionalism, in Authoritarian Constitutionalism: Comparative Analysis and Critique (co-edited with Günter Frankenberg), Edgar Elgar, May 2019.

Violencia económica contra la mujer y deber de alimentos en Colombia: visiones teóricas en conflicto (Economic violence against women and alimony in Colombia: theoretical interpretations in conflict) in Isabel Cristina Jaramillo (ed.) El papel del Régimen Civil

de Alimentos en la Construcción del Género y la Desigualdad, Ediciones Uniandes (2017).

Looking beyond the Constitution: The Social and Ecological Function of Property in Rosalind Dixon and Tom Ginsburg, Comparative Constitutionalism in Latin America, Edgar Elgar, (2017)

The Distributive Politics of Impunity and Anti-Impunity: Lessons from Four Decades of Colombian Peace Negotiations (co-authored with Karen Engle), in Karen Engle, Zinaida Miller and D.M. Davis, Anti-Impunity and the Human Rights Agenda Cambridge University Press (2016)

Perspectivas Contemporaneas del Estado Regulador (Contemporary perspectives on the regulatory state). In the book El Estado Regulador (The Regulatory State). Ediciones Uniandes, Bogotá, Colombia (2016)

Enmarcando las nuevas tendencias del Derecho Administrativo (Framing new trends in Administrative Law). In the book Nuevas tendencias del derecho administrativo (New Tendencies of Administrative Law). Ediciones Uniandes y Editorial Temis S.A., Bogotá, Colombia (2016)

La discusión en torno a la política de desarrollo agrario: ¿perspectivas encontradas?, ¿nuevas soluciones? (The Discussion on Agricultural Development Policy: Opposing Perspectives?, New Solutions?). In the book Perspectivas jurídicas para la paz (Legal Perspectives for Peace). Universidad de los Andes, Facultad de Derecho, Ediciones Uniandes, Bogotá, Colombia, (2016)

Entendiendo el contenido jurídico de los Acuerdos una Introducción (Making sense of law in the Peace Agreement an Introduction). In the book Perspectivas jurídicas para la paz (Legal Perspectives for Peace). Universidad de los Andes, Facultad de Derecho, Ediciones Uniandes, Bogotá, Colombia, (2016)

Los derechos económicos sociales y culturales en el Estado Social de Derecho: entre el liberalismo clásico y el estado de bienestar (Economic, Social and Cultural Rights in the Social State Under the Rule of Law: Between Classical Liberalism and the Welfare State). In the book Constitución y democracia en movimiento (Constitution and Democracy in Movement). Universidad de los Andes, Facultad de Derecho, Ediciones Uniandes, Bogotá, Colombia (2016)

La distribución de los recursos y el rol del Estado (The Distribution of Resources and the Role of the State). In the book Constitución y democracia en movimiento (Constitution and

Democracy in Movement). Universidad de los Andes, Facultad de Derecho, Ediciones Uniandes, Bogotá, Colombia (2016)

El TLC con los Estados Unidos: Redefiniendo los límites del debate (The FTA with the United States: Redefining the Limits of the Debate). In the book Derecho Internacional. Poder y límites del derecho en la sociedad global (International Law. Power and Limits of Law in the Global Society). Universidad de los Andes, Facultad de Derecho, Ediciones Uniandes, Bogotá, Colombia (2015)

Distribution of Resources led by Courts: a few words of Caution in Helena Alviar Garcia, Karl Klare and Lucy Williams, Social and Economic Rights in Theory and Practice. Critical Inquiries. Routledge Taylor & Francis Group, New York (2014)

Quando ideias viajam: algumas reflexões sobre a globalização do ensino jurídico e a circulação da crítica (When Ideas Travel: Some Reflections on Globalization of Legal Education and the Circulation of Critique) In the book Cadernos Fgv Direito Rio Globalização Do Ensino Jurídico (Fgv Notebooks Rio Law Globalization of Legal Education). Edição Fgv Direito Rio, Rio de Janeiro, (2014)

Social, Economic and Cultural Rights and Economic Development: Limiting or Reinforcing the Market? In the book Critical Legal Perspectives on Global Governance: Liber Amicorum David M Trubek. Edited by Gráinne de Búrca, Claire Kilpatrick and Joanne Scott (2013)

Gender structures and constitutional law. In the book Order from Transfer. Comparative Constitutional Design and Legal Culture. Edward Elgar Publishing, Inc. Massachusetts (2013)

Leon Duguit's influence in Colombia: the lost opportunity of a potentially progressive reform. In the book Order from Transfer. Comparative Constitutional Design and Legal Culture. Edward Elgar Publishing, Inc. Massachusetts (2013)

Libertad de expresión: Algunas ideas para expandir su potencial distribuidor (Freedom of Expression: Some Ideas to Expand its Distributive Potential). In the book Libertad de expresión entre tradición y renovación: ensayos en homenaje a Owen Fiss (Freedom of Expression Between Tradition and Renovation: Essays in Tribute to Owen Fiss). Ediciones Uniandes, Universidad de los Andes, Facultad de Derecho, Bogotá, Colombia (2013)

Social Policy and the New Development State: The Case of Colombia. In the book Law and the New Developmental State: The Brazilian Experience in Latin American Context. Cambridge University Press, New York (2013)

Property. In the book Gender and Sexuality in Latin America – Cases and Decisions. Publisher Springer Netherlands (2013)

Recomendaciones para avanzar en el goce efectivo del derecho a la vivienda (Recommendations to Advance in the Effective Enjoyment of the Right to Housing). In the book Desplazamiento

forzado. Reflexiones para salir de la encrucijada (Forced Displacement. Reflections to Leave the Crossroads). USAID, OIM, Facultad de Derecho de la Universidad de los Andes, Colombia (2012)

Derechos económicos, sociales y culturales: ¿derechos de segunda generación? (Economic, Social, and Cultural Rights: Second-Generation Rights?) In the book Teoría del Derecho y Argumentación Jurídica (Legal Theory and Argumentation). Editorial Porrúa, Centro de Investigación e Informática Jurídica (2012)

Más allá de la constitución: Obstáculos a la función social de la propiedad (Beyond the Constitution: Obstacles to the Social Function of Property). In the book La función social de la propiedad en las constituciones colombianas (The Social Function of Property in Colombian Constitutions). Ediciones Uniandes, Universidad de los Andes, Bogotá, Colombia (2012)

Introducción. Nuevos retos, nuevas perspectivas (Introduction. New Challenges, New Perspectives). In the book Perspectivas contemporáneas en la investigación Jurídica (Contemporary Perspectives in Legal Investigation). Ediciones Uniandes, Universidad de los Andes, Facultad de Derecho, Bogotá, Colombia, February (2012)

La función social de la propiedad: Entre los fines progresistas del derecho y la ineficacia (The Social Function of Property: Between the Progressive Goals of Law and Inefficacy). In the book Introducción al Derecho: obra en construcción (Introduction to Law: Work in Progress). Universidad de los Andes y Editorial Temis, Bogotá, Colombia (2011)

Políticas de un particularismo transmutado (Policies of a Transmuted Particularism). In the book Teoría del derecho y trasplantes jurídicos (Legal Theory and Legal Transplants). Siglo del Hombre Editores, Universidad de los Andes, Pontificia Universidad Javeriana, Bogotá, Colombia (2009)

Introducción (Introduction). In the book Manual de Derecho Administrativo (Administrative Law Manual). Editorial Temis, Ediciones Uniandes, Universidad de los Andes, Facultad de Derecho, Bogotá, Colombia (2009)

Propiedad (Property). In the book La Mirada de los Jueces. Género en la jurisprudencia latinoamericana (The Look of Judges: Gender in Latin American Case Law) Siglo del Hombre Editores, American University Washington College of Law, Center for Reproductive Rights, Bogotá, Colombia (2008)

Uso y límites de la acción pública de inconstitucionalidad en Colombia (The Use and Limits of the Unconstitutionality Public Action). In the book Teoría Constitucional y Políticas Públicas. Bases críticas para una discusión (Constitutional Theory and Public Policy. Critical Bases to Discuss). Universidad Externado de Colombia, Bogotá, Colombia (2007)

La búsqueda del desarrollo (The Search for Development). In the book ¿Es realmente libre el libre comercio? (Is Free Trade Really Free?). Siglo del Hombre Editores, Universidad de los

Andes - Facultad de Derecho, Pontificia Universidad Javeriana - Instituto Pensar, Bogotá, Colombia (2006)

Traducción del capítulo: ¿Contribuyen las instituciones de comercio internacional al crecimiento y desarrollo económico? (Translation of the chapter: Do International Trade Institutions contribute to Economic Growth and Development?) In the book ¿Es realmente libre el libre comercio? (Is Free Trade Really Free?). Siglo del Hombre Editores, Universidad de los Andes - Facultad de Derecho, Pontificia Universidad Javeriana - Instituto Pensar, Bogotá, Colombia (2006)

La búsqueda del progreso en la interpretación de la Constitución de 1991: el caso de la intervención de la Corte en la economía (The Search for Progress in the Interpretation of the 1991 Constitution: The Case of the Court's Intervention in Economy). In the book Hacia un Nuevo Derecho Constitucional (Toward a New Constitutional Law). Universidad de los Andes, Facultad de Derecho, Bogotá, Colombia (2005)

Law reviews

“Competing Perspectives on Climate Change and Gender” in Cogito Sciences Po Research Magazine, 10, May 18, 2020.

“La lucha por el género en la paz: un análisis del proceso de paz en Colombia” In About Gender: Rivista Internazionale di Studi di Genere, vol. 19, No. 17 (2020)

“El Proceso de Impeachment en los Estados Unidos. ¿Derecho o Política?” In *Teoría y Derecho: Revista de Pensamiento Jurídico*, No. 25 (2019)

“Rethinking law and Development in Colombia: how a Dynamic Approach could overcome the chasm between law and ideas of economic development”, in *The law and Development Review*, Vol. 9 (2), 2016.

“Engulfed by the Family: Women in the Colombian Development State between 1966 and 1990” In *Revista Direito GV*, Volume 11, Number 2, FGV Direito SP, Sao Paulo, Brasil, July-December 2015.

“Políticas de paridad de género en Colombia: interpretaciones, avances y retrocesos” In *Periódico do Núcleo de Estudos e Pesquisas sobre Género e Direito*, número 01, Centro de Ciências Jurídicas, Universidade Federal da Paraíba, Brasil, 2015.

“Family as a legal concept” In *Revista CS*, número 15, Facultad de Derecho y Ciencias Sociales, Universidad ICESI, Cali, Colombia, January-April 2015.

“What indexes leave behind: measuring law in Colombia” In *Anuario di diritto comparato e di studi legislative*, 2012.

“What does it mean to be a Latina Dean? Reflections from the South” In *California Western Law Review*, Symposium, Volume 48, Number 2. San Diego, CA 2012.

“Searching for women and sustainable development in Colombia: Restructuring the limits”. In *Fordham Environmental Law Review*, volume 23, number 2, Colloquium 2012.

“Presentación del libro: The elusive promise of indigenous development: rights, culture, strategy” (Presentation of the book: The elusive promise of indigenous development: rights, culture, strategy) In *Revista de Derecho Público*, number 26, Facultad de Derecho, Universidad de los Andes, Bogotá, Colombia, January-June 2011.

“The Unending Quest for Land: The Tale of Broken Constitutional Promises” In *Texas Law Review*, Volume 89, number 7, Texas, 2011.

“Legal reform, social policy, and gendered redistribution in Colombia: The role of the family” In *American University, Journal of Gender, Social Policy & the Law*, Volume 19, Number 2. Washington, 2011.

“La redistribución de la propiedad en Latinoamérica ¿Deberíamos de perder nuestra fe en el Derecho?” (Property Redistribution in Latin America: Should We Lose Our Faith in Law?) In *Revista Internacional de Pensamiento Político*, Volume 5, Sevilla, 2010.

“¿Quién paga o debe pagar por los costos del Estado Social de Derecho?” (Who Pays or Should Pay for the Costs of the Social Rule of Law?) In *Revista de Derecho Público*, number 22, Facultad de Derecho, Universidad de los Andes, Bogotá, Colombia, February 2009.

“The Classroom and the Clinic: The Relationship between Clinical Legal Education, Economic Development and Social Transformation” In *UCLA Journal of International Law and Foreign Affairs*, Los Angeles, 2008.

“Una mirada distinta a las transformaciones del Derecho Administrativo” (A Different Look on the Transformations of Administrative Law) In *Revista de Derecho Público*, number 19, Facultad de Derecho, Universidad de los Andes, Bogotá, Colombia, June 2007.

“Notas en torno a la teoría impura del Derecho” (Notes on the Impure Theory of Law) In *Serie Documentos de Investigación - Nuevos Estudios Socio Jurídicos*, number 14, Facultad de Derecho, Universidad de los Andes, April 2004.

“El impacto Económico de la Constitución” (The Constitution’s Economic Impact) In *Revista de la Universidad Icesi*, Cali, Colombia, August 2003.

“Aproximaciones feministas al Derecho Comercial” (Feminist Approaches to Commercial Law) In *Revista de Derecho Privado*, number 27, Facultad de Derecho, Universidad de los Andes, Bogotá, Colombia, February 2002.

CONFERENCES (ORGANIZED OR CO-ORGANIZED) (*indicates that event led to publication of chapters in book)

“Beyond the Future of Work,” University of Texas, co-organized by Rapoport Center and Harvard Institute for Global Law and Policy, February 14-16, 2020

“Beyond Inequality,” Chatham, Massachusetts, co-organized by Rapoport Center and Harvard Institute for Global Law and Policy, October 30-November 1, 2019

“Transitional Justice and Property in Latin America”, Sciences Po, Paris, June 17-18, 2019

“The Ends of Critique” co-organized with Tel Aviv Law School, Sciences Po, Paris, June 21, 2019

*“Contemporary debates on Property”, Universidad de Los Andes, Bogota, Colombia, July 16-18, 2018

“IGLP Scholars Workshop” co-organized with the Institute for Global Law and Policy at Harvard Law School, Universidad de Los Andes, Bogota, Colombia, August 22-26, 2018.

*“Authoritarian Constitutionalism” co-organized with Guenter Frankenberg, Sciences Po, Paris, February 22-23, 2018.

*“El Estado Regulador” co-organized with Everaldo Lamprea, Universidad de Los Andes, Bogota, Colombia, March 12-14, 2015.

*“*Perspectivas Juridicas para la Paz*” co-organized with Isabel Cristina Jaramillo, Universidad de Los Andes, Bogota, Colombia, November 26-28, 2015.

‘The Fictions of Latin American Law’ Universidad de Los Andes, Bogota, Colombia, November 26-28, 2014.

*‘Social and Economic Rights in Theory and Practice: A Critical Appraisal’ co-organized with Karl Klare and Lucy Williams, The Bellagio Center, The Rockefeller Foundation, March 26-29, 2013.

‘Social and Economic Rights’ co-organized with Karl Klare and Lucy Williams, Universidad de Los Andes, Bogota, Colombia, April 22-24, 2010.

‘New Perspectives on Law and Development’, co-organized with David Kennedy, Universidad de Los Andes, Bogota, Colombia, August 21-23, 2008.

*‘The New Law and Developmental State: the Brazilian Experience in Latin American Context’, co-organized with David Trubek, Alvaro Santos and Diogo Coutinho, University of Wisconsin at Madison, November 13-15, 2008.