



"Annex 4" updated on 11th April 2019
(The updates and the corrections are highlighted in red colour)

ANNEX 4

CALL FOR PHD POSITIONS – 35th cycle
PHD PROGRAMME IN LAW, THE INDIVIDUAL AND THE MARKET

PhD Programme Coordinator	Prof. Roberto Caranta
Department	Law
PhD Programme Length	3 years
PhD web site	http://www.dirittopersonamercatophd.unito.it/do/home.pl
Course start date	1 st November 2019
Departments involved in PhD programme	Law Department, Management Department

Positions offered by the PhD Programme¹	
n. 6 positions with scholarship, of which n. 2 reserved to candidates with international qualifications	of which: - n. 6 scholarships funded by University
n. 2 positions without financial support	
n. 1 position reserved to students selected within specific international mobility programmes or within specific agreements in which the University of Torino is involved : CSC « China Scholarship Council »	

Titles of Research Projects / Research Fields

The list of research projects is available at the end of this PhD Programme's annex. This list may be updated up to Call's deadline.

Calendar of entrance examinations

The calendar with information on dates and venues of entrance examinations shall be published on the websites: <http://www.unito.it/ricerca/fare-ricerca-unito/dottorati-di-ricerca> and <http://en.unito.it/research/phd/phd-programmes> starting from **9th April 2019**.

Useful information for applicants

Application fee: €50.00 for each application submitted. Candidates with international qualifications are exempted from paying the application fee.

¹ All additional scholarships and apprenticeship contracts (Legislative Decree n. 81/2015 art.45), which may become available after the publication of this Call, will be announced on the University websites <http://www.unito.it/ricerca/fare-ricerca-unito/dottorati-di-ricerca> and <http://en.unito.it/research/phd/phd-programmes> until Call's deadline.



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Application fee deadline: 16th April 2019 (mandatory deadline) Candidates who do not pay the application fee within the deadline will be excluded from the competition.

CALL FOR NON-RESERVED (ORDINARY) POSITIONS	
Admission procedure for non-reserved (ordinary) positions	
Assessment of qualifications, written examination and interview	
Qualifications to be uploaded in the on-line application	
<ul style="list-style-type: none"> • Application form (duly signed and including identification document/passport); • For applicants with international qualifications: submit on-line documentation as specified in Art. 4 of this Call; • For applicants under condition: provision of Bachelor's degree grade, certificate or self-certification with a complete list of academic transcripts concerning the 1st cycle degree (Laurea Triennale) and 2nd cycle degree (Laurea Magistrale) with marks, weighted average and credits. For applicants applying under condition, please also check Art. 5 of the Call. • Thesis Abstract. • Research Project (3000 words, included spaces, bibliography excluded, for both languages), both in Italian and in English, choosing a project title among those listed and offered by the PHD programme. • Publications (max. 5) 	
Assessment criteria (for non-reserved positions)	maximum score 100 points
Assessment of qualifications	maximum score 20 points
Final grade of Laurea / second cycle /Master's Degree (or list of exams with marks, weighted average and credits passed during the 2 nd Cycle Degree/Master's Degree programme - Laurea Triennale and Laurea Magistrale- for candidates applying under condition) 100L and Menzione or Dignità: 5 points 110-110L: 4 points 107-109: 2 points 105-106: 1 point	maximum score 5 points
Thesis abstract	maximum score 3 points
Publications up to 3 points for each publication, depending on their relevance	maximum score 9 points
Other qualifications Second/additional master degree: 2 points	Maximum score 3 points



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Specialising master 1 st and 2 nd level degree if relevant: 1 point Any other pertinent specialising course: 1 point <i>Titles mainly relating to professional skills will not be evaluated (license to practice law or any other professional licences)</i>	
<i>Minimum threshold for admission to the next examination</i>	3 points
Written examination The exam paper must include a 200 words abstract in English.	Maximum score: 50 points
<i>Minimum threshold for admission to the interview</i>	30 points
Interview	Maximum score: 30 points
<i>Minimum threshold for passing the interview</i>	18 points
Further information on examinations: English and eventually French, Spanish and/or German language knowledge is compulsory. English knowledge will be assessed through the written examination and during the interview. PhD courses are held in Italian or in English. In the written examination to be held at candidate's choice in Italian or in English with an abstract of about 200 words in the non selected language, the candidate is required to write his/her exam paper focusing on features of transnational, comparative and European law, also considering the historical evolution of the legal institutions examined. The interview will focus on the research project chosen among those listed and offered by the PHD program. The interview will be in English and in Italian, and also in French, German or Spanish if the candidate wishes. Candidates may, on request and upon authorisation of the Board, take part the interview by videoconference (See art. 5 of the Call). The research project must be written in Italian and in English (3000 words, including spaces , bibliography excluded, for each language). The candidate must choose one project title among those listed and offered by the PHD programme. The examining board will evaluate the scientific dimension of the project, its feasibility related to the length of the PhD, the target setting, the scientific impact of outcomes. The candidate must organize his/her research project according to: a) Title of Research Project - clearly indicating the research object. b) Abstract of the project - a short summary of the research project purposes and objectives. c) State of the art – providing a brief account of the existing European and possibly global literature highlighting the most relevant references, specifically focusing on the yet unanswered questions with which the research project will deal. d) Project targets - general and specific objectives of the project, referring to the theoretical and	



empirical unresolved questions pointed out in the previous section.

e) Research design – defining the project development phases, the procedures for the collection of data and the methodology used for data analysis, highlighting the reasons militating for spending at least one year to do research abroad. Please point out the timeline for each phase of the project.

f) Expected results - explaining the expected results, according to the research area and the project objectives.

g) Innovative elements and critical points - explaining the reasons why the project is relevant and the theoretical and practical innovative features. Limits and potential critical elements, relating to time and available resources, will also be highlighted.

h) Bibliography, should contain from 10 to 20 references

The research project must include also one or more international research periods, a minimum of 12 months spent abroad during the PhD implementation.

Project proposals eligible for a co-supervised PhD programme (joint doctoral research thesis or "co-tutelle" of thesis) with a foreign Academic Institution will command special consideration.

CALL FOR POSITIONS RESERVED TO APPLICANTS WITH INTERNATIONAL QUALIFICATIONS

Admission procedure for position reserved to applicants with international qualifications

Assessment of qualifications and Interview

Qualifications to be uploaded in the on-line application

- Application form (duly signed and including identification document/passport).
- For international qualifications: submit on-line documentation as specified in Art. 4 of this Call. For applicants applying under condition please check Art. 5.
- Research Project (max 3000 words, ~~spaces included~~, bibliography excluded) written by the candidate in English, choosing one project title among those listed and offered by the PHD program.
- Publications (max. 7).

Assessment criteria for positions reserved to applicants with international qualifications	maximum score 100 points
Curriculum studiorum and vitae (as per information provided in the APPLICATION FORM)	maximum score 10 points
Publications 3 points for each publication (max 6 publications already published will be evaluated)	maximum score 18 points
Previous post-degree research experiences (as indicated in the APPLICATION FORM)	maximum score 12 points
Research Project	Maximum score 10 points
<i>Minimum threshold for admission to the interview</i>	<u>25 points</u>



Interview	maximum score 50 points
<i>Minimum threshold for admission to the PHD program</i>	60 points

Further information on examinations for reserved positions.

English and eventually French, Spanish and/or German language knowledge is compulsory. English knowledge will be assessed through the abstract and during the interview.

PhD courses are held in Italian or in English.

The interview will focus on the research project chosen among those listed and offered by the PHD program (see *Titoli progetti di ricerca/Titles of research projects*). The interview will be in English and eventually in other languages indicated by the candidate in the APPLICATION FORM.

Candidates may, on request and upon authorisation of the Board, take part the interview by videoconference (See art. 5 of the Call).

The research project must be written in Italian and in English (3000 words, ~~including spaces~~, bibliography excluded, for each language). The candidate must choose one project title among those listed and offered by the PHD programme. The examining board will evaluate the scientific dimension of the project, its feasibility related to the length of the PhD, the target setting, the scientific impact of outcomes.

The candidate must organize his/her research project according to:

- a) Title of Research Project - clearly indicating the research object.
- b) Abstract of the project - a short summary of the research project purposes and objectives.
- c) State of the art – providing a brief account of the existing European and possibly global literature highlighting the most relevant references, specifically focusing on the yet unanswered questions with which the research project will deal.
- d) Project targets - general and specific objectives of the project, referring to the theoretical and empirical unresolved questions pointed out in the previous section.
- e) Research design – defining the project development phases, the procedures for the collection of data and the methodology used for data analysis, highlighting the reasons militating for spending at least one year to do research abroad. Please point out the timeline for each phase of the project.
- f) Expected results - explaining the expected results, according to the research area and the project objectives.
- g) Innovative elements and critical points - explaining the reasons why the project is relevant and the theoretical and practical innovative features. Limits and potential critical elements, relating to time and available resources, will also be highlighted.
- h) Bibliography, should contain from 10 to 20 references

The research project must include also one or more international research periods, a minimum of 12 months spent abroad during the PhD implementation.

Project proposals eligible for a co-supervised PhD programme (joint doctoral research thesis or "co-tutelle" of thesis) with a foreign Academic Institution will command special consideration.

Titoli progetti di ricerca

Dottorato di Ricerca in Diritto, Persona e Mercato



Titles of research projects

PhD Programme in Law, the Individual and the Market

- 1) Il sistema bancario islamico tra globalizzazione e territorializzazione / Islamic banking between globalisation and territorialisation (*supervisor: prof.ssa Roberta Aluffi*)
- 2) Trapianti di norme e cultura nei diritti africani / Legal transplants and culture in African laws (*supervisor: prof.ssa Roberta Aluffi*)
- 3) Poligamia in Europa/Polygamy in Europe (*supervisor: prof.ssa Roberta Aluffi*)
- 4) Trapianti di norme e cultura nel diritto indiano / Legal transplants and culture in Indian law (*supervisor: prof. Domenico Francavilla*)
- 5) 'Design Thinking' per un diritto migliore: I giuristi e le sfide future / 'Design Thinking' for Building Better Law: Future Challenges to the Legal Mindset (*supervisor: prof.ssa Barbara Pasa*)
- 6) Dagli utenti ai sistemi giuridici: come il 'Diritto attraverso il Design' può migliorare l'offerta e la fruizione dei servizi legali / From Users to Legal Systems: How 'Law by Design' can make Legal Services work better (*supervisor: prof.ssa Barbara Pasa*)
- 7) Consenso informato: nodi giuridici e applicazioni alla pratica clinica / Informed Consent: Legal Issues and Applications to Clinical Practice (*supervisor: dott.ssa Joëlle Long*)
- 8) Protezione e accoglienza dei minori stranieri non accompagnati: modelli a confronto / Protection and care of unaccompanied migrant children: a comparison of models (*supervisor: dott.ssa Joëlle Long*)
- 9) Bigenitorialità e affidamento condiviso nella scissione della coppia genitoriale: modelli a confronto / Shared parenting and joint custody after divorce: a comparison of models (*supervisor: dott.ssa Joëlle Long*)
- 10) L'autonomia dei minori / Children's autonomy (*supervisor: prof. Raffaele Caterina*)
- 11) La storia del diritto dei consumatori nella seconda metà del ventesimo secolo / History of consumer law in the second half of the twentieth century (*supervisor: prof. Raffaele Caterina*)
- 12) La tutela del pluralismo e il principio di non discriminazione nel diritto privato / Pluralism and non-discrimination in private law (*supervisor: prof. Raffaele Caterina*)
- 13) Psicologia della decisione e tutela del consumatore / Psychology of decision making and consumer protection (*supervisor: prof. Raffaele Caterina*)



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- 14) L'attuale stato del diritto contrattuale europeo tra regole vigenti, regole viventi e regole "soft" (dopo il ritiro della CESL) / The current state of european contract law through hard, soft and case rules (after the CESL) (*supervisor: prof. Edoardo Ferrante*)
- 15) La formazione del contratto nella vendita internazionale / The formation of international sales contracts (*supervisor: prof. Edoardo Ferrante*)
- 16) Il diritto privato "antitrust" e le azioni di danno / Private enforcement of EU competition law and actions for damages (*supervisor: prof. Edoardo Ferrante*)
- 17) La volontà del donante e la sua tutela paternalista / Donor's will under paternalist protection (*supervisor: prof. Edoardo Ferrante*)
- 18) Incrementare la partecipazione nella governance mondiale del cibo / Enhancing participation in global food governance (*supervisor: prof. Roberto Caranta*)
- 19) I rapporti tra controllo su fusioni e acquisizioni e diritto degli investimenti internazionali, con attenzione alle relazioni cino-europee / The Interaction Between Merger Control Policy and International Investment Law: With a Focus on the Present and Future of the EU-China Investment Relationship (*supervisor: prof. Roberto Caranta*)
- 20) China's accession to the WTO-GPA and Domestic Law Reform: Possible pilot programme in Hainan and Guangdong (Qianhai, Shenzhen) Free Trade Zone (*posto in sovrannumero bando China Scholarship Council, supervisor prof. Roberto Caranta*)
- 21) I rapporti di lavoro cd. non standard / Non standard work relationships / (*supervisor: Mariapaola Aimo*)
- 22) Il lavoro nelle piattaforme digitali tra qualificazione e regolazione / Work on digital platforms between qualification and regulation (*supervisor: prof.ssa Mariapaola Aimo*)
- 23) Il distacco transnazionale di lavoratori nell'Unione europea: i problemi aperti / Posting of workers in the European Union: open issues (*supervisor: prof.ssa Daniela Izzì*)
- 24) I doveri di informazione / Information duties (*supervisor: prof. Paolo Gallo*)
- 25) Recenti sviluppi della prescrizione in Europa / Recent developments of limitation in Europe (*supervisor: prof. Paolo Gallo*)
- 26) La revisione del contratto / Contract adjustment (*supervisor: prof. Paolo Gallo*)
- 27) Compensatio lucri cum damno e benefici collaterali / Compensatio lucri cum damno e collateral benefits (*supervisor: prof. Paolo Gallo*)
- 28) La responsabilità medica / Medical malpractice (*supervisor: prof. Paolo Gallo*)
- 29) Le restituzioni contrattuali / Contractual restitutions (*supervisor: prof. Paolo Gallo*)



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- 30) Lo scambio di embrioni / The exchange of embryos (*supervisor: prof. Paolo Gallo*)
- 31) Autonomia privata e principio di non discriminazione / Private autonomy and the principle of non-discrimination (*supervisor: prof. Paolo Gallo*)
- 32) Nullità parziale necessaria ed integrazione del contratto / Partial invalidity and contract integration (*supervisor: prof. Paolo Gallo*)
- 33) Recenti tendenze evolutive in materia di revocatoria (art. 2929 bis c.c.) / Recent trends in the field of revocatory action (art. 2929 bis c.c.) (*supervisor: prof. Paolo Gallo*)
- 34) Le clausole di merger / The merger clause (*supervisor: prof. Paolo Gallo*)
- 35) Contratto e clausole generali/ Contract and general clauses (*supervisor: prof. Paolo Gallo*)
- 36) Contratto e famiglia/ Contract and family law (*supervisor: prof. Paolo Gallo*)
- 37) Autonomia privata e persona/ Private autonomy and person (*supervisor: prof. Paolo Gallo*)
- 38) Contratto e successioni /Contract and successions (*supervisor: prof. Paolo Gallo*)
- 39) Recenti tendenze in materia di garanzie/ New trends in the field of warranties (*supervisor: prof. Paolo Gallo*)
- 40) Donazioni indirette /Indirect donations (*supervisor: prof. Paolo Gallo*)
- 41) **Diritto e Sviluppo: riflessioni sui processi di trapianto giuridico / Comparative Law &Development: Re-thinking the Global Discourses of Legal** (*supervisor: prof.ssa Cristina Poncibò*)
- 42) Studi di genere e diritto comparato / Gender and Comparative Law (*supervisor: prof.ssa Cristina Poncibò*)
- 43) **Diritti degli animali: profili di diritto comparato / Comparative Animal Law** (*supervisor: prof.ssa Cristina Poncibò*)
- 44) L'efficacia delle prove assunte nel processo civile in violazione del diritto alla riservatezza /Admissibility in civil trials of relevant evidence obtained in breach of privacy laws (*supervisor: prof. Elena D'Alessandro*)
- 45) La risoluzione alternativa delle controversie nel settore bancario e finanziario. L'esperienza italiana e il contesto europeo / Banking and Financial Alternative Dispute Resolution. The Italian Experience and the European Context (*supervisor: prof. Eugenio Dalmotto*)
- 46) L'arbitrato endosocietario in Italia e in Spagna (o Francia o Brasile) / Intra-Corporate Arbitration in Italy and Spain (or France or Brasil) (*supervisor: prof. Eugenio Dalmotto*)
- 47) L'arbitrato dei consumatori. Il modello spagnolo / Consumer Arbitration. The Spanish Model (*supervisor: prof. Eugenio Dalmotto*)



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- 48) L'onere della prova nella tradizione dei principali ordinamenti romano-germanici / The Burden of Proof in the Civil Law Tradition (*supervisor: prof. Eugenio Dalmotto*)
- 49) Il controllo giudiziario sulle società commerciali (azioni di impugnazione delle delibere assembleari; e/o azioni di responsabilità contro gli amministratori; e/o denuncia al tribunale per irregolarità nella gestione). L'esperienza italiana ed estera / Judicial control over corporate governance and shareholders' meeting decisions: procedural aspects in Italian and foreign laws (*supervisor: prof. Eugenio Dalmotto*)
- 50) Gruppi di società: la direzione e coordinamento tra fatto e contratto / Groups of companies: legal concept of control, contractual groups and de facto groups (*supervisor: prof.ssa Mia Callegari*)
- 51) Cancellazione della società e tutela dei creditori / The removal from the register and the protection of creditors' rights (*supervisor: prof.ssa Mia Callegari*)
- 52) Il gruppo di imprese e la riforma delle procedure concorsuali / Groups of companies and bankruptcy reform (*supervisor: prof.ssa Mia Callegari*)
- 53) Le procedure di composizione delle crisi / Procedures for dealing with situations of over-indebtedness (*supervisor: prof.ssa Eva Desana*)
- 54) Corporate governance e diversità: dalla l. 120 del 2011 al ruolo della diversità nella Direttiva CRD IV e nel Codice di Autodisciplina / Corporate governance and equity gender (*supervisor: prof.ssa Eva Desana*)
- 55) La responsabilità degli amministratori di associazioni e fondazioni che esercitano attività d'impresa / The personal liability of the directors of italian associations and foundations engaged in business activities (*supervisor: prof. Gianni Mignone*)
- 56) Il comitato per il controllo sulla gestione nel sistema monistico / The Management Control Committee in the One-tier System (*supervisor: prof. Gianni Mignone*)
- 57) Gli organismi di gestione collettiva del diritto d'autore in una prospettiva europea / Copyright collection societies and companies in the European perspective (*supervisor: prof. Gianni Mignone*)
- 58) La riforma del diritto d'autore europeo / The reform of European copyright law (*supervisor: prof. Alessandro Enrico Cogo*)
- 59) La s.r.l. P.M.I./ L.L.C. and P.M.I. (*supervisor: prof.ssa Tilde Cavaliere*)
- 60) La Direttiva Shareholder's Rights II/ Shareholder's Rights II Directive (*supervisor: prof.ssa Barbara Petrazzini*)
- 61) Mezzi di conservazione transfrontaliera della garanzia patrimoniale: giurisdizione e legge applicabile / Cross-border measures for the protection of securities: jurisdiction and applicable law (*supervisor: prof.ssa Margherita Salvadori*)



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- 62) Legge applicabile all'opponibilità ai terzi della cessione dei crediti / Law applicable to the third-party effects of assignments of claims (*supervisor: prof.ssa Margherita Salvadori*)
- 63) Azione revocatoria pauliana transfrontaliera: giurisdizione e legge applicabile / Cross-border actio pauliana: jurisdiction and applicable law (*supervisor: prof.ssa Margherita Salvadori*)
- 64) Trasformazioni, fusioni e scissioni transfrontaliere: giurisdizione e legge applicabile / Transformations, mergers and divisions: jurisdiction and applicable law (*supervisor: prof.ssa Margherita Salvadori*)
- 65) Il trasferimento dei dati personali e la sua disciplina internazionaleprivatistica / The transfer of personal data and its private international law framework (*supervisor: prof.ssa Margherita Salvadori*)
- 66) La nozione di residenza abituale in diritto europeo della famiglia / The notion of habitual residence according to European family law (*supervisor: prof.ssa Margherita Salvadori*)
- 67) L'ingiustizia del danno dalla prospettiva del diritto romano all'ingresso di nuovi paradigmi nel diritto italiano / Injustice from the Roman tort law perspective up to the development of new models under Italian law (*supervisor: prof. Ferdinando Zuccotti*)
- 68) Il patto leonino dal diritto romano attraverso il diritto intermedio sino alle legislazioni moderne / The leonine agreement under Roman law, during the intermediate law period up to Italian law (*supervisor: prof. Ferdinando Zuccotti*)
- 69) Usucapione acquisitiva romana, prescrizione estintiva greca ed origini della longi temporis praescriptio / Roman adverse possession, Greek limitation period and origins of the longi temporis praescriptio (*supervisor: prof. Ferdinando Zuccotti*)
- 70) Friedlosigkeit germanica, atimia greca e 'sacer esto' romano: impietas religiosa e esclusione dalla comunità in una prospettiva comparatistica / German Friedlosigkeit, Greek atimia and Roman "sacer esto": religious impietas and social exclusion on a comparative perspective (*supervisor: prof. Ferdinando Zuccotti*)
- 71) Rivendicazione della proprietà e prospettive possessorie nel diritto romano tardoantico / Roman law replevin and possessory actions in Late Antiquity (*supervisor: prof. Ferdinando Zuccotti*)
- 72) Legittimazione processuale alle actiones de servitute nel diritto romano classico e nel diritto italiano attuale / Standing to bring actiones de servitute in Classical Roman law and in modern Italian law (*supervisor: prof. Ferdinando Zuccotti*)
- 73) La disciplina per l'avvio di nuove iniziative imprenditoriali in prospettiva comparata / The legal framework for the establishment of new businesses in comparative perspective (*supervisor: dott. Riccardo De Caria*)



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74) La prova nei giudizi di impugnazione / Evidence in appeal's proceedings (*supervisor prof. Alberto Ronco*)

75) Il concorso di impugnazioni contro la medesima decisione / Plurality of appeals against the same sentence (*supervisor prof. Alberto Ronco*)

76) Il diritto all'impugnazione ed i suoi limiti / Right and limits in sentence contesting (*supervisor prof. Alberto Ronco*)

77) L'interpretazione delle convenzioni di diritto privato uniforme da parte del giudice italiano / Interpretation of uniform private law conventions by the Italian judge (*supervisors: prof.ssa Lorenza Mola e prof.ssa Cristina Poncibò*)

78) Misure di difesa commerciali, sanzioni economiche e clausole contrattuali di hardship / Trade remedies, economic sanctions and contractual hardship clauses (*supervisors: prof.ssa Lorenza Mola e prof.ssa Cristina Poncibò*)

79) I contratti nel sistema internazionale degli investimenti stranieri / Contracts and the international investment system (*supervisor: prof.ssa Lorenza Mola*)

80) Il concetto di 'emanazione di uno Stato' nel diritto del mercato unico europeo e nel diritto internazionale dell'economia / The concept of 'emanation of a State' under the European single market law and international economic law (*supervisor: prof.ssa Lorenza Mola*)