

PERSONAL INFORMATION

Pietro Franzina



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Date of birth 06/12/1971 | Nationality Italian

WORK EXPERIENCE

2020 – today

Catholic University of the Sacred Heart, Milan – School of Law

Full Professor of International Law. Courses taught: Private International Law, Law of International Arbitration

2005 – 2020

University of Ferrara – Department of Law

Research fellow (*Assegnista di ricerca*), Senior Researcher (*Ricercatore*), then Associate Professor of International Law. Main courses taught: Private International Law, International Institutional Law, Law of International Commercial Contracts

Other teaching and training assignments (selection)

Hague Academy of International Law

Director of studies for the Private International Law session of the Summer course (2015); Member of the teaching staff of the External Programme (Singapore 2018); Invited to give a Special course at the in the framework of the Summer course ('Le droit international privé et le temps') (2020)

Various judicial training agencies

Trainer for the European Judicial Training Network (Omšenie, 2015; Prague, 2016; Brussels 2017; Thessaloniki, 2018; Scandicci, 2016; Trier, 2017; Zagreb, 2018; Scandicci, 2018), for ERA – Academy of European Law (Trier, 2016 and 2017), and for the Italian School of the Judiciary (2013-2019)

EDUCATION AND TRAINING

2003

University of Padova

PhD in International Law

1998

University of Ferrara

Laurea in Giurisprudenza [Five-year Degree in Law]

PERSONAL SKILLS

Mother tongue

Italian

Other languages

	UNDERSTANDING		SPEAKING		WRITING
	Listening	Reading	Spoken interaction	Spoken production	
English	C2	C2	C2	C2	C2
French	C2	C2	C2	C2	C2
Portuguese	B2	B2	B1	B1	B1
German	A1	B1	A1	A1	A1

Levels: A1/A2: Basic user - B1/B2: Independent user - C1/C2 Proficient user
[Common European Framework of Reference for Languages](#)

ADDITIONAL INFORMATION

Publications (selection)

A. MONOGRAPHS

- *La protezione degli adulti nel diritto internazionale privato* [The Protection of Adults in Private International Law] (Cedam 2012), XIII+290
- *La giurisdizione in materia contrattuale* [Jurisdiction over Contractual Matters] (Cedam 2006), XII+446

B. JOURNAL ARTICLES

- 'Sangue, suolo e cultura: declinazioni dell'idea di appartenenza nel diritto internazionale privato' [Blood, Soil and Culture: Variations on the Idea of Belonging in Private International Law], *Diritti umani e diritto internazionale*, 2019, 85-98
- 'Jurisdiction in Matters Relating to Property Regimes Under EU Private International Law', *Yearbook of Private International Law*, 2017/2018, 159-194
- Il Fondo di solidarietà per il coniuge in stato di bisogno: profili di diritto internazionale privato [The Solidarity Fund for Spouses: Private International Law Aspects], *Le nuove leggi civili*, 2017, 930-953;
- 'La scelta tacita della legge applicabile al contratto secondo il regolamento Roma I' [Tacit Choice of Law under the Rome I Regulation on the Law Applicable to Contractual Obligations], *Cuadernos de Derecho Transnacional*, 2016, 2, 221-239;
- 'La Convenzione dell'Aja sulla protezione internazionale degli adulti nella prospettiva della ratifica italiana' [The Hague Convention on the International Protection of Adults and its Envisaged Ratification by Italy], *Rivista di diritto internazionale*, 2015, 748-814
- 'Le clausole "gravemente inique" per il creditore nei contratti commerciali internazionali: note sui rapporti fra la Direttiva 2011/7/UE e il Regolamento Roma I' [Grossly Unfair Contractual Terms in International Commercial Contracts: Remarks on the Relationship between Directive 2011/7/EU and the Rome I Regulation], *Cuadernos de Derecho Transnacional*, 2014, 2, 75-90
- 'Lis Pendens Involving a Third Country under the Recast Brussels I Regulation: An Overview', *Rivista di diritto internazionale privato e processuale*, 2014, 23-42
- 'The 2012 "Interpretation" of the Supreme People's Court of China Regarding the 2010 Act on Private International Law' [co-author: R. Cavalieri], *Diritto del commercio internazionale*, 2013, 891-909
- 'Jurisdiction over Sales Contracts under the Brussels I Regulation: The Relevance of Standard Trade Terms' [co-author: A. De Franceschi], *Internationales Handelsrecht*, 2012, 137-148
- 'Sulla notifica degli atti giudiziari mediante la posta secondo la Convenzione dell'Aja del 1965' [Service by Mail of Judicial Documents under the 1965 Hague Convention], *Rivista di diritto internazionale privato e processuale*, 2012, 341-362
- 'Some Remarks on the Relevance of Article 8 of the ECHR to the Recognition of Family Status Judicially Created Abroad', *Diritti umani e diritto internazionale*, 2011, 609-616
- 'The Proposed New Rule of Special Jurisdiction Regarding Rights in Rem in Moveable Property: A Good Option for a Reformed Brussels I Regulation?', *Diritto del commercio internazionale*, 2011, 789-808
- 'L'immunità giurisdizionale degli Stati rispetto alle controversie di lavoro, fra equo processo e diritto internazionale generale: il caso Guadagnino' [Jurisdictional Immunities of States in Employment Disputes, between Fair Trial and Customary International Law: the Guadagnino Case before the European Court of Human Rights], *Int'l lis*, 2011, 2, 81-90
- 'L'autonomia della volontà nella disciplina europea dei conflitti di leggi in materia di separazione e divorzio' [Party Autonomy in the European Regulation on the Law Applicable to Divorce and Legal Separation], *Rivista di diritto internazionale*, 2011, 488-496
- 'Struttura e funzionamento del foro europeo della materia contrattuale alla luce delle sentenze Car Trim e Wood Floor della Corte di giustizia' [The Articulation and Functioning of the European Special Rule on Jurisdiction in Matters Relating to a Contract in Light of the Rulings of the Court of Justice in Car Trim and Wood Floor], *Rivista di diritto internazionale privato e processuale*, 2010, 655-684
- 'Il regolamento n. 864/2007/CE sulla legge applicabile alle obbligazioni extracontrattuali ("Roma II") [Regulation No 864/2007/EC on the Law Applicable to Non-Contractual Obligations ("Rome II")], *Le nuove leggi civili*, 2008, 971-1044
- 'Translation Requirements under the EC Service Regulation: The Weiss und Partner Decision of the ECJ', *Yearbook of Private International Law*, 2008, 565-577
- 'Questioni relative al distacco del lavoratore nel diritto internazionale privato della Comunità europea' [The Posting of Workers under EC Private International Law], *Lavoro e diritto*, 2008, 97-123
- 'La responsabilità precontrattuale nello spazio giudiziario europeo' [Pre-contractual Liability in the European Judicial Area], *Rivista di diritto internazionale*, 2003, 714-745

Publications (selection) *cont'd*

C. BOOK CHAPTERS AND OTHER CONTRIBUTIONS TO COLLECTIVE WORKS

- 'The Application of the Rome I and Rome II Regulations in Italy' [co-author: I. Maccagnani], in *Rome I and Rome II in Practice*, ed. by E. Guinchard, forthcoming
- 'The Substantive Validity of Forum-Selection Agreements under the Brussels I bis Regulation', in *Research Handbook on the Brussels I bis Regulation*, ed. by P. Mankowski, forthcoming
- 'Article 8', in *The Rome III Regulation*, ed. by S. Corneloup (Edward Elgar 2020), 92-112
- 'The Place of Human Rights in the Private International Law of the Union in Family Matters', in *Fundamental Rights and Best Interests of the Child in Transnational Families*, ed. by E. Bergamini and C. Ragni (Intersentia 2019), 141-155
- 'The Relationship Between EU Legislation and International Instruments in the Field of Private International Law', in *How European is European Private International Law?*, ed. by J. von Hein, E.-M. Kieninger and G. Rühl (Intersentia 2019), 19-52
- 'The Purpose and Operation of the Public Policy Defence as Applied to Punitive Damages', in *Punitive Damages and European Private International Law: State of the Art and Future Developments*, ed. by S. Bariatti, L. Fumagalli and Z. Crespi Reghizzi (Wolters Kluwer 2019), 43-73
- 'The External Relations of Italy', in *European Private International Law and Member State Treaties with Third States*, ed. by A. Dutta and W. Wurmnest (Intersentia, 2019), 175-206
- 'Article 23'; 'Article 24'; 'Article 25', in *Rome II Regulation*, ed. by U. Magnus and P. Mankowski (Otto Schmidt 2019), 625-661
- 'Promoting Fairness and Transparency for Business Users of Online Platforms: The Role of Private International Law', in *Conflict of Laws in the Maze of Digital Platforms*, ed. by I. Pretelli (Schulthess 2018), 147-162
- 'Article 23'; 'Article 24'; 'Article 25', in *Le droit européen des régimes patrimoniaux des couples*, ed. by S. Corneloup, V. Egéa, E. Gallant e F. Jault-Seseke (Société de Législation Comparée 2018), 221-251
- 'Aldricus'; 'Bartolus'; 'Jurisdiction, Contracts and Torts'; 'Place of Performance', in *Encyclopedia of Private International Law*, ed. by J. Basedow, F. Ferrari, P. de Miguel Asensio and G. Rühl (Edward Elgar 2017), 48-50, 157-163, 1032-1042 and 1360-1367
- 'Article 20'; 'Article 21'; 'Article 22', in *Rome I Regulation*, ed. by U. Magnus and P. Mankowski (Otto Schmidt 2017), 811-845
- 'Article 83'; 'Article 84', in *The EU Succession Regulation*, ed. by Alfonso-Luis Calvo Caravaca, A. Davi and H.-P. Mansel (Cambridge University Press 2016), 852-866
- 'Jurisdiction Regarding Claims for the Infringement of Privacy Rights under the General Data Protection Regulation', in *European Contract Law and the Digital Single Market*, ed. by A. De Franceschi (Intersentia 2016), 81-108
- 'Regolamento (CE) n. 864/2007 sulla legge applicabile alle obbligazioni extracontrattuali' [Regulation (EC) No 864/2007 on the Law Applicable to Non-Contractual Obligations], in *Commentario breve al diritto dei consumatori*, ed. by G. De Cristofaro and A. Zaccaria (2nd ed., Cedam 2013), 1135-1151
- 'La crisi matrimoniale con elementi di internazionalità' [The Breakdown of Marriage in Cross-border Scenarios] in *Diritto processuale di famiglia*, ed. by A. Graziosi (Giappichelli 2016), 377-455
- 'Article 36'; 'Article 37'; 'Article 38', in *The Brussels I Regulation Recast*, ed. by A. Dickinson and E. Lein (Oxford University Press 2015), 373-403
- 'L'universalisation partielle du régime européen de la compétence en matière civile et commerciale dans le règlement Bruxelles I bis: une mise en perspective' [The Partial Universalisation of the EU Rules on Jurisdiction over Civil and Commercial Matters], in *Le nouveau règlement Bruxelles I bis*, ed. by E. Guinchard (Bruylant 2014), 39-82
- 'Successive Proceedings over the Same Cause of Action: A Plea for a New Rule on Dismissals for Lack of Jurisdiction', in *Recasting Brussels I*, edited by F. Pocar, I. Viarengo and F.C. Villata, Padova (Cedam), 2012, p. 253-271

D. EDITED BOOKS

- *Universal Civil Jurisdiction – Which Way Forward?* [co-editor: S. Forlati], forthcoming (Brill)
- *Property Regimes of International Couples* [co-editor: I. Viarengo], forthcoming (Edward Elgar)
- *The External Dimension of EU Private International Law after Opinion 1/13* (Intersentia 2017), XII+226
- *Il sequestro europeo di conti bancari* [The European Account Preservation Order] [co-editor: A. Leandro] (Giuffrè 2015), XIV+186
- *Il diritto internazionale privato europeo delle successioni mortis causa* [The European Private International Law of Successions Upon Death] [co-editor: A. Leandro] (Giuffrè 2013), XX+284;
- *Regolamento (CE) n. 593/2008 sulla legge applicabile alle obbligazioni contrattuali ("Roma I")* [Regulation (EC) No 593/2008 on the Law Applicable to Contractual Obligations (Rome I)] [co-editor: F. Salerno], *Le nuove leggi civili*, 2009, 521-954

Co-authorship of studies commissioned by EU institutions

- *The Hague Conference on Private International Law "Judgments Convention"* [co-authors: P. de Miguel Asensio (co-ordinator), G. Cuniberti, C. Heinze, M. Requejo Isidro] (European Union, 2018), commissioned by the European Parliament's Policy Department for Citizens' Rights and Constitutional Affairs at the request of the JURI Committee
- 'The Protection of Vulnerable Adults in EU Member States. The Added Value of EU Action in the Light of The Hague Adults Convention' [co-author: J. Long], in C. Salm, *Protection of Vulnerable Adults – European Added Value Assessment*, Brussels (European Union 2016)

Coordination of projects, academic events etc. (selection)

- Head of Unit in the framework of the EJNita Project, funded by the European Commission (JUST-JCOO-EJN-AG-2018) (2019-2021)
- *The Protection of Adults in International Situations*, Project of the European Law Institute [co-rapporteur: R. Frimston] (2017-2020)
- *La protezione del minore attraverso le frontiere* [The Protection of Children Across Borders], conference at the Catholic University of the Sacred Heart, Milan (2018)
- *European Private International Law Running Out of Steam? – Italo-German Perspectives on Future Areas of Harmonisation* [co-organiser: A. Dutta], seminar at Villa Vigoni (2018)
- *La codificazione del diritto internazionale privato e processuale* [The Codification of Private International Law], workshop at the University of Ferrara (2015)
- *The External Dimension of EU Private International Law After Opinion 1/13*, conference at the University of Ferrara (2015)
- *La formazione del diritto privato italiano nell'Ottocento e la cultura giuridica tedesca - Omaggio a Erik Jayme nel suo ottantesimo compleanno* [The Formation of Italian Private Law in the 19th Century and German Legal Culture – A Tribute to Erik Jayme], conference at the University of Ferrara (2014)
- *La protezione internazionale degli adulti vulnerabili* [The International Protection of Vulnerable Adults] conference at the University of Ferrara (2014)

Expertise provided to State authorities

- Expert, by appointment of the Italian Ministry of Justice, for the Italian contact points of the European Judicial Network in Civil and Commercial Matters (2011 - today); member of the Italian delegation to meetings of the Network's contact points (2012-2016)
- Member, by appointment of the Italian National Ombudsperson for Children, of the Italian delegation to the Council of Europe's Committee on the Rights of the Child (CAHENF) (2016)
- Member, by appointment of the Italian Ministry of Justice, of the Italian delegation to the annual meetings of the Council on General Affairs and Policy of the Hague Conference on Private International Law (2018-2020), at the Special Commission on the Judgments Project (2018) and at the Diplomatic Session convened for the adoption of the Judgments Convention (2019)
- Appointed by various Italian judicial authorities (the Tribunals of Milan, Mantova, Padova and Ferrara etc.) to provide expert witness advice on matters governed by foreign law

Membership in experts' groups, editorial boards etc. (selection)

- Member of the Scientific Board of the journals *Cuadernos de Derecho Transnacional* (since 2009) and *Rivista di diritto internazionale privato e processuale* (since 2016)
- Member of the Committee for European and International Affairs of the Italian Council of Notaries (since 2019)
- Member of the EU Law Committee of the of the Milan Bar Council (since 2019)

Membership and responsibilities in associations and learned societies (selection)

- Deputy Secretary General of the European Association of Private International Law (since 2019)
- Fellow of the European Law Institute (since 2014)
- Member of the Italian Society of International Law (since 2005)

Distinctions

- Awarded the SIDI Prize of the Italian Society of International Law (2005)

Note – This is a short CV; for a complete CV and the full list of publications, visit <https://docenti.unicatt.it/59200/pietro-franzina>