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**GOVERNING COUNCIL**  
**95<sup>th</sup> session**  
**Rome, 18 – 20 May 2016**

UNIDROIT 2016  
C.D. (95) 10  
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May 2016

**Item No. 10 on the agenda: Correspondents**

(prepared by the UNIDROIT Secretariat)

<i>Summary</i>	<i>Outcome of the procedure of renewal of active correspondents and proposal to appoint new UNIDROIT correspondents</i>
<i>Action to be taken</i>	<i>The Governing Council is invited to take note of the outcome of the procedure for renewal of correspondents and to decide on the proposals</i>
<i>Related document</i>	<i>UNIDROIT 2015 – C.D. (94) 9</i>

1. Following the decision of the Governing Council in 2006 to revitalize the UNIDROIT network of correspondents, a thorough examination of the issue was made by the Council at first and then by a specially appointed Sub-committee, chaired by Professor Gabriel<sup>1</sup>. Several new measures have been taken by the Council since 2007, including new rules for the appointment and renewal of correspondents (see Annex I), and the creation of new categories, active, emeritus and institutional.

2. The Secretariat is sad to announce the death in 2015 of Professor Louis Del Duca, UNIDROIT correspondent since 1991. Professor Del Duca was the former Director of the Commercial Law Institute of the Dickinson School of Law in Pennsylvania State University. His contribution was invaluable, it has greatly promoted the work of UNIDROIT in the United States of America and came every year with his Summer Classes students at UNIDROIT.

**I. RENEWAL OF ACTIVE CORRESPONDENTS**

3. The three-year term of active correspondents will expire on 31 May 2016 and, in accordance with the new rules, the UNIDROIT Secretariat has contacted them to see if they wished to be reappointed for a term of three years, from June 2016 to May 2019 (see Annex II).

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<sup>1</sup> Composition of the Sub-Committee: Prof. Henry Gabriel, Mr Jan Govey and Mr Stanislaw Soltysinski.

4. On 1 May 2016, UNIDROIT has 48 active correspondents, whose mandate expires for 46 this year, and 4 institutional (including 3 to renew). The outcome of the procedure for the renewal is the following:

- 26 have explicitly asked to remain in the category of active correspondents and indicated areas of UNIDROIT activities in which they propose to collaborate (some have also commented on the future draft Work Programme for the triennium 2017-2019 <sup>2</sup>),
- 17, although that did not respond, actively collaborated with the Secretariat on various ongoing projects for the promotion of UNIDROIT instruments during the last three years,
- 3 wished not be renewed as active correspondents, while ensuring the continuation of their support for the Organisation's activities,
- 1 institutional correspondent responded favorably to the request, while two others have not responded to the request.

5. As a result, 44 correspondents should be maintained as active correspondents (including one institutional) and 3 would become emeritus correspondents.

## II. PROPOSALS FOR THE APPOINTMENT OF NEW CORRESPONDENTS

6. The Governing Council will be invited, at its 95<sup>th</sup> session, in conformity with the newly established directives, to consider a certain number of proposed candidates, submitted upon initiative of the Secretary-General:

Prof. Fabrizio CAFAGGI	(Italy)
Prof. Neil COHEN	(United States of America)
Prof. Lauro GAMA Jr.	(Brazil)
Prof. Pilar PERALES VISCASILLAS	(Spain)

7. The CVs and/or letters of motivation of these candidates are available respectively under Annexes III, IV and V of this document.

## III. CORRESPONDENTS AND AGENDA OF THE GOVERNING COUNCIL

8. Given the new rules including the length of the mandate of correspondents, the Secretariat proposes to submit the question of correspondents on the agenda of the Governing Council every three years. It also suggests to coincide the appointment of new correspondents with the renewal of the active correspondents.

## IV. ACTION TO BE TAKEN

8. *The Governing Council is invited to take note of the Secretariat's report and to rule on the following points:*

- (1) take note of the results of the procedure for renewal of active correspondents whose mandate expires on 31 May 2016;*

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<sup>2</sup> See the comments of correspondents in document C.D.(95) 13 Add. 6.

- (2) consider the four candidates for new correspondents in light of their nomination for a mandate of three (3) years as of June 2016; and*
- (3) decision to be taken for the renewal of the active correspondents to coincide with proposals for new nominations every 3 years.*

**ANNEX I****Functions of the UNIDROIT correspondents**

1. To participate, upon the invitation of the President, in UNIDROIT study groups;
2. to supply, at the request of the Secretariat, information on national law, on developments at the international (and regional) level in the areas of interest to Unidroit and on any legal instruments under preparation, and to suggest new topics for future study;
3. to promote UNIDROIT instruments in business, professional and academic circles by means of the publication of articles in the press and by organizing or participating in meetings intended to disseminate the work of the Institute, both past and present;
4. to contribute to the Uniform Law Review (articles, case law, news on congresses, book reviews, etc.);
5. as regards correspondents from non-member States, to act as go-betweens with their Governments.

**Recommendations regarding appointment and reappointment of UNIDROIT correspondents**

1. Appointments are for three-year renewable terms.
2. To be appointed or reappointed, the correspondent must state how he or she intends to contribute to the work of UNIDROIT.
3. Reappointment is not automatic. Correspondents will be contacted before their terms expire asking whether they wish to be reappointed. They must respond within two months of the request. This should be clarified in the letter from the Institute so that the correspondents understand the obligation to respond.
4. Correspondents who are inactive for a substantial time will not be asked if they would wish to be reappointed, and will not be reappointed.
5. Appointment letters should indicate that the correspondent is expected to remain active, and long-term inactivity may result in removal.
6. Correspondents will be asked to keep their contact information updated.

## ANNEX II

**ACTIVE CORRESPONDENTS OF THE INSTITUTE /  
CORRESPONDANTS ACTIFS DE L'INSTITUT**

**1 June/1 juin 2013 – 31 May/31 mai 2016**

	<b>Name / Nom</b>	<b>Country / Pays</b>	<b>Answer / Réponse Collaboration</b>
1	BOUTIN I. Gilberto	Panama	√
2	CASTILLO-TRIANA Rafael	Colombia / <i>Colombie</i>	√
3	CRESPI REGHIZZI Gabriele	Italy / <i>Italie</i>	√
4	DARANKOUM Sibidi Emmanuel	Burkina Faso	√
5	DEKOVEN Ronald	USA	NO / <i>NON</i>
6	DESCHAMPS Michel	Canada	√
7	DROBNIG Ulrich	Germany / <i>Allemagne</i>	NO / <i>NON</i>
8	FAUVARQUE-COSSON Bénédicte	France	√
9	FERRAND Frédérique	France	√
10	FINN Paul Desmond	Australia / <i>Australie</i>	√
11	FONTAINE Marcel	Belgium / <i>Belgique</i>	√
12	FRESNEDO DE AGUIRRE Cecilia	Uruguay	√
13	FURMSTON Michael P.	United Kingdom / <i>Royaume-Uni</i>	√
14	GARCÍA PUJOL Ignacio	Chile / <i>Chili</i>	√
15	GARRO Alejandro	Argentina / <i>Argentine</i>	√
16	HERBER Rolf	Germany / <i>Allemagne</i>	√
17	IZADI Bijan	Iran	√
18	KEMELMAJER de CARLUCCI Aída R.	Argentina / <i>Argentine</i>	√
19	KÖNKKÖLÄ Mikko	Finland / <i>Finlande</i>	√
20	KOZUKA Souichirou	Japan / <i>Japon</i>	√
21	LANDO Ole	Denmark / <i>Danemark</i>	√
22	LEAL ANGARITA Manuel	Colombia / <i>Colombie</i>	√
23	LEFEBVRE Guy	Canada	√
24	MARCHISIO Sergio	Italy / <i>Italie</i>	√
25	MOONEY Charles W., Jr.	USA	√
26	MORAN BOVIO David	Spain / <i>Espagne</i>	√
27	MOURA RAMOS Rui Manuel	Portugal	√
28	OYEKUNLE Tinuade	Nigeria	√
29	ÖZSUNAY Ergun	Turkey / <i>Turquie</i>	√
30	PETER Fritz	Switzerland / <i>Suisse</i>	√
31	PROTT Lyndel V.	Australia / <i>Australie</i>	√

32	RAMBERG Jan	Sweden / <i>Suède</i>	✓
33	REICHELTE Gerte	Austria / <i>Autriche</i>	✓
34	RIVERA Julio César	Argentina / <i>Argentine</i>	✓
35	ROSEN Howard	United Kingdom / <i>Royaume-Uni</i>	✓
36	SÁNCHEZ-GAMBORINO Francisco José	Spain / <i>Espagne</i>	✓
37	SIEHR Kurt	Germany / <i>Allemagne</i>	NO / <i>NON</i>
38	SONO Kazuaki	Japan / <i>Japon</i>	✓
39	STÜRNER Rolf	Germany / <i>Allemagne</i>	✓
40	SYNVET Hervé	France	✓
41	VEYTIA Hernany	Mexico / <i>Mexique</i>	✓
42	WALLACE Don, Jr.	USA	✓
43	WINSHIP Peter	USA	✓
44	WOOD Philip R.	United Kingdom / <i>Royaume-Uni</i>	✓
45	WOOL Jeffrey	USA	✓
46	ZIMMERMANN Reinhard	Germany / <i>Allemagne</i>	✓

**Institutional correspondents / *Correspondants institutionnels***

1	FRESHFIELDS BRUCKHAUS DERINGER	United Kingdom / <i>Royaume-Uni</i>	
2	JENNER & BLOCH	USA	
3	MAX-PLANCK-INSTITUT FÜR AUSLÄNDISCHES UND INTERNATIONALES PRIVATRECHT – HAMBURG	Germany / <i>Allemagne</i>	✓

**EMERITUS CORRESPONDENTS / *CORRESPONDANTS EMERITES***

**au 1.V. 2016**

	<b>Name / <i>Nom</i></b>	<b>Country / <i>Pays</i></b>
1	AZZIMAN Omar	Morocco / <i>Maroc</i>
2	BEL HAJ HAMOUDA Ajmi	Tunisia / <i>Tunisie</i>
3	BERAUDO Jean-Paul	France
4	BERTHE Abdoul Wahab	Mali
5	BEY EI Mokhtar	Tunisia / <i>Tunisie</i>
6	BOELE-WOELKI Katharina	The Netherlands / <i>Pays-Bas</i>
7	BOJARS Juris	Latvia / <i>Lettonie</i>
8	BOSS Amelia Helen	USA
9	BOUDAHRAIN Abdellah	Morocco / <i>Maroc</i>

10	BURMAN Harold S.	USA
11	CAŁUS Andrzej	Poland / <i>Pologne</i>
12	CHARFEDDINE Mohamed Kamel	Tunisia / <i>Tunisie</i>
13	CHIAVARELLI Emilia	Italy / <i>Italie</i>
14	CRAWFORD James Richard	United Kingdom / <i>Royaume-Uni</i>
15	CUMING Ronald C.C.	Canada
16	DATE-BAH Samuel Kofi	Ghana
17	DE NOVA Giorgio	Italy / <i>Italie</i>
18	DIAZ BRAVO Arturo	Mexico / <i>Mexique</i>
19	EL KOSHERI Ahmed S.	Egypt / <i>Egypte</i>
20	FEDCHUK Valery D.	Russian Fed. / <i>Féd. de Russie</i>
21	FERRARINI Guido	Italy / <i>Italie</i>
22	GHATTAS Iskandar	Egypt / <i>Egypte</i>
23	GOLDRING John L.	Australia / <i>Australie</i>
24	HARTONO Sunaryati, S.H	Indonesia / <i>Indonésie</i>
25	HAUCK Brian	USA
26	HAZARD Geoffrey C., Jr	USA
27	HIROSE Hisakazu	Japan / <i>Japon</i>
28	HUANG Danhan	China / <i>Chine</i>
29	ILLESCAS ORTIZ Rafael	Spain / <i>Espagne</i>
30	JAUFFRET-SPINOSI Camille	France
31	JAYME Erik	Germany / <i>Allemagne</i>
32	KAHN Philippe	France
33	KASIRER Nicholas	Canada
34	KOZOLCHYK Boris	USA
35	KRAMER Ernst A.	Switzerland / <i>Suisse</i>
36	KREUZER Karl	Germany / <i>Allemagne</i>
37	LIEBMAN Lance	USA
38	MARKESINIS Basil S.	United Kingdom / <i>Royaume-Uni</i>
30	MASKOW Dietrich	Germany / <i>Allemagne</i>
40	McKENDRICK Ewan G.	United Kingdom / <i>Royaume-Uni</i>
41	NESGOS Peter D.	USA
42	ORTIZ SOBALVARRO Alfonso	Guatemala
43	PAMBOUKIS Charalambos	Greece / <i>Grèce</i>
44	SCHIPANI Sandro	Italy / <i>Italie</i>
45	SIQUEIROS José Luis	Mexico / <i>Mexique</i>
46	SUCHARITKUL Sompong	USA
47	WEINBERG DE ROCA Inés M.	Argentina / <i>Argentine</i>
48	ZEIDMAN Philip	USA
49	ZIEGEL Jacob	Canada
50	ZUMBO Frank	Australia / <i>Australie</i>

**DISTRIBUTION OF ACTIVE CORRESPONDENTS OF THE INSTITUTE BY REGION  
AND BY COUNTRY**

– as of 1 April 2016 –

**REPARTITION DES CORRESPONDANTS ACTIFS DE L'INSTITUT PAR REGION ET PAR PAYS**

– au 1er avril 2016 –

*Non-members States of UNIDROIT are shown in italic script*

*Les Etats non membres d'UNIDROIT figurent en italiques*

	<b>2016</b>		<b>2016</b>
<b><i>Afrique / Africa</i></b>	<b>2</b>	<b>Europe</b>	<b>23</b>
<i>Burkina Faso</i>	<i>1</i>	Allemagne/Germany	5
Nigeria	1	Autriche/Austria	1
		Belgique/Belgium	1
		Danemark/Denmark	1
		Espagne/Spain	2
		Finlande/Finland	1
		France	3
<b><i>Amériques / Americas</i></b>	<b>16</b>	Italie/Italy	2
		Portugal	1
Argentine/Argentina	3	Royaume- Uni/United Kingdom	3
Canada	2	Suède/Sweden	1
Chili	1	Suisse/Switzerland	1
Colombie/Colombia	2	Turquie/Turkey	1
Etats-Unis d'Amérique/United States of America	5		
Mexique/Mexico	1	<b><i>Asie/Pacifique // Asia/Pacific</i></b>	<b>5</b>
<i>Panama</i>	<i>1</i>		
Uruguay	1	Australie/Australia	2
		Iran	1
		Japon/Japan	2

**ANNEX III****Fabrizio Cafaggi**

European University Institute  
University of Trento (on leave)

**Curriculum vitae**  
(updated February 2016)

[Education & professional experience](#)

[Lectures, conferences, courses](#)

[Editorial boards](#)

[Research activities](#)

[Participation in legislative reform work](#)

[Main publications](#)

**Education & professional experience**

1986	June, University of Rome "La Sapienza", Degree in Law 110/110 cum laude.
1986-87	S.M.U. Law School, Masters in Comparative and International Law
1989-90	Yale Law School Visiting Scholar
1991	Yale Law School Olin Fellow
1991	Boalt Hall School of Law - U. C. Berkeley, Olin Fellow
1992	University of Pisa, Degree of Doctor in Private Law
1993	University of Rome "La Sapienza", Researcher in Private Law
1996	Stanford Law School, Visiting Lecturer; Boalt Hall, School of Law U.C. Berkeley, Visiting Lecturer
1996	Harvard Law School, Visiting Scholar
1997	University of Rome "La Sapienza", Permanent position as Researcher in Private Law
1997	Harvard Law School, Visiting Scholar
1998	University of Rome "La Sapienza" – School of Statistics, Visiting Professor, Private Law; Professor in Private Law
1999	University of Trento – Department of Economics, Associate Professor in Private Law
1999-2001	University of Trento – Department of Economics, Courses in Private Law and Law & Economics of Organizations
2001	January-March, European University Institute, Visiting professor (comparative law)
2001	University of Trento – Department of Economics, Professore straordinario di diritto privato
2002-07	European University Institute, Chair in Comparative Law
2004-	University of Trento – Department of Economics, Professore ordinario di diritto private on leave
2006 Fall	Columbia Law School, BNL visiting professor
2008-11	European University Institute, Chair in comparative law
2008	August, Universidad de San Andres (Buenos Aires), Visiting professor
2009 Fall	New York University School of Law, Hauser Global Visiting Professor
2010	EUI professor of comparative law
2011-2013	EUI Chair of comparative law
2011 Fall	Exchange professor Columbia law school
2012 Fall	Bok Visiting professor University of Pennsylvania Law School
2013	June 1 <sup>st</sup> / may 31 <sup>st</sup> 2015 Professor Scuola Nazionale dell'Amministrazione on leave from University of Trento

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2013-2016	June 1 <sup>st</sup> / may 31 <sup>st</sup> 2016 Part time professor European University Institute and director of the Center for Judicial Cooperation
2014	Lecturer Universidad Pontificia de Peru'
2015	Lecturer Master International public affairs LUISS. Course on international regulatory cooperation
2015 May	Lecturer University Jogjakarta Indonesia
2015-	Director of the Master program in Behavioural sciences and public administrations SNA-LUISS
2015	October Lecturer Universidad Pontificia de Perù

### **Lectures, Conferences, Courses**

2005	February 28 <sup>th</sup> , Roma – Università di Torvergata, Reti di impresa e finanziamento bancario
2005	March 3 <sup>rd</sup> -4 <sup>th</sup> , Cambridge (UK) – Capacitas workshop. "Capabilities functioning in negligence law: beyond law and economics"
2005	March 7 <sup>th</sup> , Milan - Unicredit Conference "Modelli organizzativi e coordinamento interimpresitoriale. Prospettive di una ricerca"
2005	April 14 <sup>th</sup> -17 <sup>th</sup> , Austin (Texas) – Sovereignty Symposium: "US and European perspectives". Paper presented: "Privatising sovereignty? New foundations for civil sovereignty"
2005	May 23 <sup>rd</sup> -24 <sup>th</sup> , Paris – Forum de la Régulation. Paper presented : "Gouvernance et responsabilité des regulateurs privées"
2005	June 17 <sup>th</sup> -18 <sup>th</sup> , Prague – Society of European Contract Law (SECOLA) conference on "Standard contract terms in Europe: A basis for and a challenge to European contract law". Paper presented: "Self-Regulation and European Contract Law"
2005	September 12 <sup>th</sup> -14 <sup>th</sup> , Cambridge – ELD Project Workshop, paper presented "Italian Products Liability. A re-assessment"
2005	September 28 <sup>th</sup> , Florence – European University Institute, Conference "Le Politiche regionali di sviluppo delle pmi ed il ruolo delle reti di imprese".
2005	October 7 <sup>th</sup> -8 <sup>th</sup> , Florence – Euroepaeen University Institute, Conference 'Rethinking Self-Regulatory modes and strategies in Europe': A comparative research, within the 6 <sup>th</sup> framework program on Governance and regulation of European private law
2005	November 11 <sup>th</sup> -12 <sup>th</sup> , Florence – European University Institute, Conference "The pluridisciplinary dimension of corporate social responsibility – Theretical question of regulation" with F. Francioni, M. A. Moreau,
2005	October 21 <sup>st</sup> -22 <sup>nd</sup> , Paris – Conference "Regulatory strategies" with Horatia Muir Watt within the 6 <sup>th</sup> framework program on Governance and regulation of European private law.
2005	October 25 <sup>th</sup> , Roma – Conference in honour of Prof. Guido Calabresi at the Consiglio Nazionale degli Avvocati
2005	November 25 <sup>th</sup> , Siena – First Annual Conference of the Italian Society of Law and Economics, paper presented "Self-regulatory competition"
2005	December 2 <sup>nd</sup> -3 <sup>rd</sup> , Florence –Workshop on "The governance of enterprises and the role of networks", paper presented "Networks interfirm-contracting and corporate governance"
2005	December 12 <sup>th</sup> , Paris – 13 <sup>th</sup> Forum de la regulation, paper presented "L'autorégulation en Europe, nouvelle convergence et politique"
2006	January 14 <sup>th</sup> , Naples – Colloquium "Progetto Sud: Linee generali, strumenti e percorsi di attuazione", paper presented "Fondazioni bancarie tra solidarietà e sviluppo locale"
2006	January 24 <sup>th</sup> , Milan – Colloquium at the Unicredit, paper presented "Riforma dei distretti e aggregazione delle PMI: Alla ricerca di una strategia"
2006	February 3 <sup>rd</sup> -4 <sup>th</sup> , Foggia – Conference "Reti di imprese – Gli scenari economici e giuridici", introductory presentation
2006	February 10 <sup>th</sup> , Milano – Conference "Il terzo contratto" discussant
2006	October 12 <sup>th</sup> , Michigan law school, Legal theory workshop, Invited talk on "New modes of Regulation in Europe"
2006	October 18 <sup>th</sup> , New York - NYU Law School, discussant of J. B. Auby and L. Dickinson Hauser colloquium on Global administrative law organized by R. Stewart and B. Kingsbury
2006	October 25 <sup>th</sup> , New York - legal theory workshop McGill University Montreal presented a paper on "New modes of governance in European private law"

- 2006 November 14<sup>th</sup>, New York - Invited Lecture Columbia Law School on "The impact of European contract law on national legal systems"
- 2006 November 17<sup>th</sup>, New York - NYU workshop on Accountability and global administrative law organized by Richard Stewart and Benedict Kingsbury
- 2006 November 27<sup>th</sup>, New York - Workshop at Columbia Law School with Katharina Pistor and Robert Scott, "Determinants for standardizing contract and corporate law. EU and US Compared".
- 2006 November 29<sup>th</sup>, New York - Columbia Law School, Invited talk by The European legal studies center on The making of European private law, Regulation and governance design
- 2006 November 30<sup>th</sup>, Philadelphia - Invited talk at Pennsylvania Law School, Accountability of private regulators in Europe
- 2007 February 2<sup>nd</sup>-3<sup>rd</sup>, Siena - Conference "Social responsibility of non profit organizations", organised with professor Francioni and Montini
- 2007 March 7<sup>th</sup>, Buenos Aires - Universidad de San Andres, Invited talk on New developments of European private law
- 2007 March 9<sup>th</sup>-10<sup>th</sup>, Buenos Aires - conference on Global administrative law issues in Latin America, paper presented "Private organisations and transnational law: the case of corporate social responsibility"
- 2007 March 22<sup>nd</sup>, Venice - Economics round table on the book quale economia per il diritto? (book edited by P. Ciocca and I. Musu)
- 2007 March 30<sup>th</sup>-31<sup>st</sup>, Florence - European University Institute, Conference on "Finanziamento delle PMI: Nuovi profili, nuovi strumenti"
- 2007 April 17<sup>th</sup>, Trento - Workshop on "Network of SMES in Europe", organized with University of Trento, Cambridge and Versailles
- 2007 May 24<sup>th</sup>-25<sup>th</sup>, Florence - European University Institute, Conference on "New frontiers of consumer protection" with H. Micklitz
- 2007 May 26<sup>th</sup>, Pisa - University of Pisa, Conference on "Il diritto europeo dei contratti fra parte generale e norme di settore", paper presented "European contract law in regulated markets"
- 2007 June 26<sup>th</sup>, Introductory speech at a conference on Italian reform on pension funds
- 2007 September 6<sup>th</sup>-8<sup>th</sup>, Pisa - ECPR conference, paper presented "Private law making in European private law"
- 2007 September 27<sup>th</sup>-28<sup>th</sup>, Montreal - McGill University, Round table on Global legal education, talk on "Private orderings: the challenges to comparative law and legal education"
- 2007 October, Catania - invited talk on Public and private enforcement in consumer law
- 2007 October, Catania - invited talk at AICCON conference on civil economy on Regulation and self-regulation for non profit organizations
- 2007 October, Siena - Seminar on Social responsibility of Foundations in Europe with Fondazione Agnelli
- 2007 October, London - London School of economics, invited talk at Carr Seminar on Private regulation in the new European architecture
- 2007 October, London - invited talk at European Policy forum on New regulatory strategies in European legal integration
- 2007 November 16<sup>th</sup>, Florence - European University Institute, invited talk on Reasonableness and contract law
- 2007 November 30<sup>th</sup>-December 1<sup>st</sup>, Florence - European University Institute, Conference on the Accountability of private organizations
- 2007 December 12<sup>th</sup>-13<sup>th</sup>, Cambridge (UK) - Conference of REFGOV project, papers presented "The legal regime of European transnational SMEs" and "Inter-firm Networks in the Public Interest? Evidence from Northern Italy" with P. Iamiceli
- 2008 February 18<sup>th</sup>-19<sup>th</sup>, Florence - CLEF Meeting, presented a paper on Safety regulatory networks: rethinking product safety
- 2008 February 24<sup>th</sup>, Florence - Round table on Il Manuale di diritto privato europeo, edited by C. Castronovo e S. Mazzamuto
- 2008 February 21<sup>st</sup>, Florence - European University Institute, Public and private regulation seminar series. Workshop on Public and public regulation in energy (co-organised with P. Ranci and the Florence School of regulation).
- 2008 February 29<sup>th</sup>-March 1<sup>st</sup>, Florence - Seminar on "Common Frame of Reference", co-organised with H. Micklitz at the European University Institute, paper presented "The New Challenges for European Contract Law"
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- 2008 March 31<sup>st</sup>, Bruxelles - Conference on "The current state of European Self- and Co-regulation", invited presentation
- 2008 March 6<sup>th</sup>, Florence - European University Institute, Public and private regulation seminar series: Banking, in collaboration with the Florence School of regulation
- 2008 April 24<sup>th</sup>, Florence – Public and private regulation seminar series: Telecom industry, organized in collaboration with the Florence School of Regulation at the European University Institute
- 2008 May 18<sup>th</sup>, Washington - American Law Institute Annual Meeting
- 2008 May 23<sup>rd</sup>-24<sup>th</sup>, Florence – Conference "National Supreme Courts and European Private Law", organized in collaboration with the Robert Schuman Center at the European University Institute
- 2008 May 27<sup>th</sup>, Hague - 2<sup>nd</sup> meeting of the Hague Institute for the Internationalisation of Law on Private actors and self-regulation, invited talk
- 2008 June 13<sup>th</sup>-14<sup>th</sup>, Conference on Class actions with NYU law School and ALI
- 2008 September 10<sup>th</sup>, Bruxelles – Workshop "The (new) concept of multilevel governance" organized by the Regions committee
- 2008 September 19<sup>th</sup>, Trento, paper on "Duty cooperate in contract law".
- 2008 September 25<sup>th</sup>, Chicago – Conference on "Fault in Contract Law"
- 2008 October 17/18 Private and Public regulation, Conference organized with RSCAS, Introductory speech
- 2008 October 31<sup>st</sup>-November 1<sup>st</sup>, Florence – Conference "Contractual networks, Inter-firm cooperation and the Small Business act" organized at the European University Institute
- 2008 November 14<sup>th</sup>-15<sup>th</sup>, London – Conference "The Regulatory State: Constitutional Implication", paper presented "Private regulation and European legal integration: towards a new architecture"
- 2008 November 16<sup>th</sup>-18<sup>th</sup>, Berlin – Conference "The Current State of Self- and Co-Regulation"
- 2008 November 21<sup>st</sup>-22<sup>nd</sup>, Florence – Conference on "The Europeanisation of Private Law in Central and Eastern Europe", co-organised with M. Cremona and H. Micklitz at the European University Institute
- 2008 November 28<sup>th</sup>-29<sup>th</sup>, Valencia – 'I Jornadas de derecho de redes, Hacha un derecho para las redes empresariales', paper presented "De la redes contractuales al contrato de red"
- 2009 February 9<sup>th</sup>, Trento – Invited lecture on "Long-Term Contracts and Cooperation" at Winter School of Law and Economics
- 2009 February 12<sup>th</sup>, Pisa – Invited lecture on "Making European Private Law" at Scuola Superiore Sant'Anna.
- 2009 February 20<sup>th</sup>, Bruxelles – organised a workshop on "Regulation and Governance of Contractual Networks in European Wine Industry" at EESC within the RefGov 6th framework program
- 2009 March 6<sup>th</sup>, Florence – Workshop on "Public and Private Enforcement" co-organized with J. Suk at the European University Institute
- 2009 March 9<sup>th</sup>, Amsterdam – Invited lecture on "Private Regulation and European Legal Integration" at the University of Amsterdam Law School
- 2009 April 17<sup>th</sup>-18<sup>th</sup> – co-organised RSCAS Seminar on Transatlantic Judicial dialogue on mass litigation in collaboration with NYU Law School
- 2009 April 27<sup>th</sup>-28<sup>th</sup> – Helsinki co-organised a workshop on collective redress and DCFR
- 2009 April 29<sup>th</sup> – Invited Lecture University of Turku on Private regulation and European law
- 2009 June Florence co-organised Annual Secola Meeting on contractual governance
- 2009 Fall, Global Visiting Professor of Law at the NYU School of Law. Teach a course on 'Transnational regulation' and another one (with A. Schwartz) on 'Private law in Europe and US: convergence or divergence'.
- 2010 September 27<sup>th</sup> Invited public lecture at Duke law school on Private regulation and European private law
- 2010 October 23 New York, International law week. Invited paper on The accountability of transnational private regulators
- 2010 November 24<sup>th</sup> Luncheon talk Columbia Law School on "Transnational private regulation: a research project"
- 2010 Spring term – EUI seminar - The Law and Economics of Long-Term Contracts ( with J.M: Glachant)
- 2010 Spring term – EUI seminar - EU Law and Private Regulation (with M. Poiars Maduro)

- 2010 Spring term – EUI seminar - Regulating the Information Society: Norms, Rights and Values for the Cyberspace (with G. Sartor)
- 2010 March 1<sup>st</sup>-2<sup>nd</sup>, Helsinki invited paper on multilevel governance of transnational private regulation conference organized by professor J. Tala
- 2010 March 10<sup>th</sup>, Brussels – organised a conference on “A Research on Trans-European Networks in the Wine Industry”, final conference of RefGov - Inter-firm network in the wine sector, 6<sup>th</sup> FP.
- 2010 March 12<sup>th</sup>-13<sup>th</sup>, Florence – organised a workshop within HIIL/RSCAS project on “Food safety and transnational private regulation”, presented an introductory paper on “Private regulation and the supply chain”
- 2010 March 19<sup>th</sup>-20<sup>th</sup>, Florence organised a workshop within HIIL/RSCAS project on “Advertising”, in collaboration with EASA, presented an introductory paper on Advertising and transnational private regulation
- 2010 April 8<sup>th</sup>-10<sup>th</sup>, Co-organised a conference on A European Law Institute? Towards innovation in legal integration (with F. Francioni, H. Micklitz, Miguel Pojares Maduro)
- 2010 April 26<sup>th</sup>, Tel Aviv University invited speech at L&E Workshop on “Supply chain and private regulation”
- 2010 May 14<sup>th</sup>-15<sup>th</sup>, Florence, organised a conference within Hiil/RSCAS project on “Enforcement of Transnational private regulation”, paper presented “The transformation of transnational private regulation: enforcement and governance”.
- 2010 May 26<sup>th</sup>, invited speech at the Fundação Getulio Vargas “Transnational Private Regulation: a research project”
- 2010 May 27<sup>th</sup>-28<sup>th</sup>, Brazilian Superior Tribunal de Justiça, co-organised conference
- 2010 June 2<sup>nd</sup>, Workshop co-organised by EUI and Fundação Getulio Vargas on “Transnational Regulation in South America”
- 2010 June 16<sup>th</sup>-17<sup>th</sup>, University College Dublin, Inaugural Annual Conference – Private Transnational Regulation: Constitutional Foundation and Governance Design, paper presented “ The new foundations of transnational private regulation”.
- 2010 June 17<sup>th</sup>-19<sup>th</sup>, University College Dublin, Third Biennial Conference of ECPR Standing Group on Regulatory Governance “Regulation in the Age of Crisis”
- 2010 June 24<sup>th</sup>-25<sup>th</sup>, Geneva, invited speech on “Transnational Private Regulation” at the inaugural conference “Informal International Public Policy Making”.
- 2010 September 24<sup>th</sup> – 25<sup>th</sup>, European association of law and economics – Paris II, 27th Eale International Conference, paper (with Paola Iamiceli) on: “Governing the supply chain through networks”
- 2010 Fall term – EUI seminar - Transnational Regulation
- 2010 October 14<sup>th</sup>, Organized the second meeting for the creation of ELI in collaboration with the RSCAS
- 2010 October 15<sup>th</sup>-16<sup>th</sup>, organized a conference with NYU and Vanderbilt University on Global litigation and judicial cooperation
- 2010 October 15<sup>th</sup>-16<sup>th</sup>, Euro-latin study network on integration and trade (Elsnit), Idb – Cepii VIII annual conference of the trade and the international organization of production, paper (with Paola Iamiceli) on: “Private regulation and industrial organization: the network approach”
- 2010 October 29<sup>th</sup> Paris Science Po. Coordinator of Science Po seminar organized by prof J. Auby on “Les acteurs non étatiques dans la globalisation juridique”
- 2010 November 4<sup>th</sup>, EUI, within the framework of MEDIADEM project organized a workshop on “European policy for free and independent media systems - Current issues for regulation”.
- 2010 November 25<sup>th</sup>-26<sup>th</sup>, University of Valencia, I congreso internacional de derecho de redes empresariales, presented papers: “Rethinking the boundaries of firms: networks and inter-firm collaboration?”; (with Paola Iamiceli) on: “inter-firm networks across europe: a comparative analysis”
- 2010 December 6<sup>th</sup>, EUI, organised a workshop on “Quality and Effectiveness of Transnational Private Regimes: in search of a framework”
- 2010 December 9<sup>th</sup>-10<sup>th</sup>, University of Bozen, Italian Society of Law and Economics 2010 Conference, paper (with P. Iamiceli) on “Governing the supply chain through networks”
- 2010 December 13<sup>th</sup>-14<sup>th</sup>, EUI, organised a conference on “Judicial Cooperation Among State Courts in Europe and USA: A Comparative Approach”
- 2010 Spring term – EUI seminar - Law and Economics (with A. Nicita)
- 2010 Spring term – EUI seminar - Adjudicatory and Law-Making Powers of International Organizations (with M. Scheinin)

- 2011 January 25<sup>th</sup>, LUISS Rome, invited speech on "Un contratto di rete per l'Europa? Primi segnali dall'esperienza italiana"
- 2011 February 11<sup>th</sup>, EUI, organised a workshop on "Transnational Private Regulation – Methodology workshop"
- 2011 February 11<sup>th</sup>-12<sup>th</sup>, EUI, organized a workshop on "Transnational Private regulation in Advertising"
- 2011 March to May: (with Paola Iamiceli) co-organized a legal workshop series on competitiveness, Innovation and Interfirm Networks (University of Trento)
- 2011 March 25<sup>th</sup>, EUI, organized a workshop on "Il sistema dei media italiano", in the framework of the Mediadem project
- 2011 April 16<sup>th</sup>-17<sup>th</sup>, EUI, Co-organized with Gerard Hertig and Geoffrey Miller a conference "Rethinking financial institutions and their regulation. Public and private approaches to risk and instability in a post crisis world".
- 2011 April, EUI, participation to a conference on "Transnational integration regimes", organized by L. Bruszt and G. McDermott, presenting a paper on "Private regulation and industrial organizations. Governance by contract"
- 2011 May 16<sup>th</sup>, Munster University, Invited lecture on "Transnational private law. A research agenda"
- 2011 May 23<sup>rd</sup>-24<sup>th</sup>, EUI, co-organized a conference on "Transnational Business Governance Interactions: Theoretical Approaches, Empirical Contexts and Practitioners' Perspectives" presenting a paper on "The architecture of transnational private regulation"
- 2011 June 1<sup>st</sup>, Paris, Co-organized conference on "The foundation of European Law Institute". Invited talk on "The accountability of ELI: challenges and perspectives"
- 2011 June 2<sup>nd</sup>-5<sup>th</sup>, San Francisco, Participated to Law and Society conference in San Francisco and chaired a panel on Transnational private regulation.
- 2011 June 16<sup>th</sup> 17<sup>th</sup> - key note speech at EUI conference on "Courts and New Governance", paper on "Global governance by contract"
- 2011 June 22<sup>nd</sup>, The Hague, 2<sup>nd</sup> HIIL annual meeting, Introduction on the project Transnational private regulation
- 2011 June 23<sup>rd</sup>-24<sup>th</sup>, The Hague, Conference on The law of the future conference, HIIL, coordination of a workshop on "Transnational private regulation" with Patrick Glenn, Linda Senden and Stepan Wood.
- 2011 June 26<sup>th</sup> – July 2<sup>nd</sup>, (with Paola Iamiceli and Lorenzo Sacconi) co-organized Summer School on "Interfirm Networks: a Law and Economics Approach" (University of Trento)
- 2011 August 11<sup>th</sup>-13<sup>th</sup>, Sao Paulo – Brazil, co-organized the first HILL/FGV workshop on "Transnational private regulation in South America", introductory paper and concluding remarks
- 2011 August 19<sup>th</sup>-20<sup>th</sup>, Rio de Janeiro, co-organized the 2<sup>nd</sup> Brazilian conference on "Global litigation and judicial cooperation" with Antonio Herman Benjamin and Hans Micklitz on "Access to justice and social rights"
- 2011 September 8<sup>th</sup>, Fordham Law School, invited talk on "Contractual governance and transnational private regulation in food safety".
- 2011 September 30<sup>th</sup>, New York, Columbia Law School, workshop co-organized with Professor K. Pistor on "Distributional effects of transnational regulation"
- 2011 October, McGill University, invited talk on "The architecture of transnational private regulation"
- 2011 October, 28<sup>th</sup>-29<sup>th</sup>, EUI, workshop on "Fundamental rights and judicial cooperation" with Center for judicial cooperation
- 2011 November 10<sup>th</sup>-11<sup>th</sup>, EUI, organized a conference on "Competition and Pluralism" within the framework of Mediadem project in collaboration with Florence School of Regulation
- 2011 November 17<sup>th</sup>, Vienna, European Law Institute workshop on "EU sales", paper on "Duties to inform"
- 2011 December 8<sup>th</sup>-10<sup>th</sup>, Edinburgh, Fourth Mediadem Meeting, paper on "Comparative regulation in European media"
- 2011 December 16<sup>th</sup>-18<sup>th</sup>, Torino, Società Italiana Diritto ed economia, paper on "Transnational governance by contract"
- 2012 January 20<sup>th</sup>-21<sup>th</sup>, organized a workshop on "Comparing case studies", in the framework of the HIIL TPRER project
- 2012 February 23<sup>rd</sup>-24<sup>th</sup>, IDB workshop in Washington DC, paper on "Transnational private regulation and legal integration"
- 2012 March Invited speech at EASA conference in Brussels

- 2012 April 27<sup>th</sup>-28<sup>th</sup>, Chicago University, Workshop on the law and economics of Common European sales law, organized by prof. O. Ben-Shahar, paper on "From status to a transaction based approach"
- 2012 May 9<sup>th</sup>-11<sup>th</sup>, University of Roma 3, Conference on "The making of European Private Law: why, how, what, who", organized by prof. Moccia, paper on "The role of private regulation in European legal integration".
- 2012 May 20<sup>th</sup>-21<sup>st</sup>, Scuola superiore della pubblica amministrazione, Conference on "The Distributional Effects of Transnational Regulation", co-organized with prof. K. Pistor
- 2012 May 25<sup>th</sup>-26<sup>th</sup>, Florence, Center for judicial cooperation (EUI), organised Conference on "Global Litigation and Judicial Cooperation"
- 2012 June .
- 2012 August Buenos Aires, Argentina 2° Hill Latin American Conference on transnational private regulation co-organized with Martin Bohmer and Florencia Saulino at Universidad de Buenos Aires
- 2012 September 6<sup>th</sup>-7<sup>th</sup>, University of Victoria (British Columbia), organised a workshop on "The legitimacy of private transnational governance by contract" in collaboration with prof. -C. Cutler
- 2012 September 20<sup>th</sup>, Columbia Law school, Faculty workshop, paper on "Regulatory capabilities", with prof. K. Pistor
- 2012 September-October, Pennsylvania Law school BOK Visiting professor
- 2012 October 15<sup>th</sup>, Penn Law School, Ad hoc seminar in Penn Programme on Regulation, paper on "Using Transnational Commercial Contracts to Regulate Business"
- 2012 November 15<sup>th</sup>-17<sup>th</sup> – organized a workshop on "Cross-sectoral comparison among case studies", in the framework of the TPRER project
- 2012 December 6<sup>th</sup> Sao Paulo, Transnational regulation, economic growth and legal evolution, second HIIL workshop in cooperation with USP
- 2012 December 14<sup>th</sup>-15<sup>th</sup>, Florence, Centre for judicial cooperation (EUI), organised a conference on "Liability of Judges in European and National Laws"
- 2013 January 1<sup>st</sup> Scientific coordinator of DG JUST funded project "European Judicial cooperation in the Fundamental rights practice of European courts", January 2013/June 2014
- 2013 January 1<sup>st</sup> Scientific coordinator of the expert team for a "Study on the legal framework covering business-to-businesses unfair trading practices in the retail supply chain", Project funded by DG MARKT (January – November 2013)
- 2013 February 7<sup>th</sup> Brussels, Final conference of MEDIADEM project. Presented Report on Media Regulation in EU
- 2013 May 27<sup>th</sup> – 28<sup>th</sup>, Florence, Centre for judicial cooperation (EUI), Techniques of Judicial Cooperation in the Multi-System Protection of Fundamental Rights: Non-discrimination, in the framework of the DG JUST project "European Judicial cooperation in the Fundamental rights practice of European courts".
- 2013 June 7<sup>th</sup> - 8<sup>th</sup>, Santiago de Compostela, Secola Conference, Paper on "The boundaries between contract and property"
- 2013 August, Universidad Externado, Bogotá, Third Latin American conference on "Transnational private regulation"
- 2013 September 8<sup>th</sup> Oslo, Discussed the paper by Parchomovsky and Stavang
- 2013 September 16<sup>th</sup>, University of Amsterdam, Invited Public lecture on "The relationship between legitimacy and effectiveness in transnational private regulation"
- 2013 September 19<sup>th</sup>, University of Utrecht, Invited public lecture (with Andrea Renda) on "The role of indicators in Transnational private regulation"
- 2013 October 4<sup>th</sup> – 5<sup>th</sup>, Florence, Centre for judicial cooperation (EUI), Techniques of Judicial Cooperation in the Multi-System Protection of Fundamental Rights: Fair Trial Guarantees, in the framework of the DG JUST project "European Judicial cooperation in the Fundamental rights practice of European courts".
- 2013 October 11<sup>th</sup> – 12<sup>th</sup>, Dublin Final conference on Hiil Project on Transnational Private regulatory regimes, presented "Final report on the project"
- 2013 November 8<sup>th</sup>, Scuola Nazionale dell'Amministrazione, Rome, Workshop co-organized with Tim Buthe and Katharina Pistor on "The Distributional consequences of transnational private regulation"
- 2013 November 28<sup>th</sup> – 29<sup>th</sup>, Florence (EUI), Workshop on Private Regulation, Customs and Usages in Transnational Private Law, co-organized with Gideon Parchomovsky within the framework of the Hiil project on Transnational Private Regulation
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- 2014 January 31<sup>st</sup> – February 1<sup>st</sup>, Florence, Centre for judicial cooperation (EUI), Techniques of Judicial Cooperation in the Multi-System Protection of Fundamental Rights: Freedom of Expression, in the framework of the DG JUST project "European Judicial cooperation in the Fundamental rights practice of European courts".
- 2014 March 27<sup>th</sup> Buenos Aires, Unidroit WFA meeting on contract farming. Gave a presentation on remedies in contract farming and codes of conduct.
- 2014 April 24<sup>th</sup>, Brussels, DG Markt, EU and global private standards: Comparing instruments and policies, Invited lecture: Global standards and European law.
- 2014 May 8<sup>th</sup>, Rome, Corte di Cassazione, Conferenza finale della serie di corsi sul Dialogo giudiziario con Istituto Universitario Europeo. Ha presentato le Linee guida sulla cooperazione giudiziaria europea
- 2014 May 9<sup>th</sup> – 10<sup>th</sup>, Florence, Centre for judicial cooperation (EUI), Techniques of Judicial Cooperation in the Multi-System Protection of Fundamental Rights: Judicial Interaction Techniques for the Protection of European Fundamental Rights: Past and Future Perspectives, in the framework of the DG JUST project "European Judicial cooperation in the Fundamental rights practice of European courts".
- 2014 May 19<sup>th</sup>, Bucharest, Romania, National Institute of Magistracy, Judicial Dialogue in Non-Discrimination on Grounds of Age, Sex, Sexual Orientation, Disability and Race in the framework of the DG JUST project "European Judicial cooperation in the Fundamental rights practice of European courts". Gave a presentation on European judicial cooperation and fundamental rights in the Romanian context.
- 2014 June 3<sup>rd</sup>, Brussels, DG CNECT, Community of Practice (CoP) for Better Self- and Co-regulation. Gave a presentation on Transnational regulation and European law
- 2014 June 12 and 13 Master in management (MAMA) LUISS and SNA course on Transnational regulation
- 2014 June 23<sup>rd</sup> – 24<sup>th</sup>, Warsaw, Poland, Supreme Administrative Court, Dissemination conference of the project "Unexplored Judicial Cooperation in Fundamental Rights Practice of national courts – unexplored potential of judicial dialogue methodology (JUDCOOP)". Gave a presentation on European judicial cooperation and fundamental rights in the Polish context.
- 2014 June 25<sup>th</sup> – 27<sup>th</sup>, Scandicci, Firenze, Scuola Superiore della Magistratura, Sales of Goods in International and European Law invited speech on Remedies in international and European sales law
- 2014 September research project on global supply chain field work in Indonesia
- 2014 October 10 Rome. Round table coordinator at the consultation workshop on Good corporate practices in contract farming
- 2014 October 13-14 Paris OECD. Invited speaker at the conference on Improving risk regulation: from crisis response to learning and innovation co-organized by IRGC, Duke University and OECD. Title of the paper: Private standards and transnational risk regulation
- 2014 October 21<sup>st</sup> Invited lecture at Pontificia Universidad Catolica Peru' (PUPC) maestria derecho economico internacional Lima Peru on Transnational private regulation and global supply chain
- 2014 October 22-23d Pontificia Universidad Catolica Peru' Introduction and Conclusion Lima Peru 4<sup>th</sup> Latin American annual meeting on Transnational private regulation
- 2014 November 15<sup>th</sup> Philadelphia Introduction to the Symposium organized by Pennsylvania Journal of international law. Talk on Transnational private law making
- 2014 November 20<sup>th</sup> Invited talk Fordham Law school. Paper on the regulatory contracts in transnational private regulation
- 2014 December 1<sup>st</sup>. Rome. Seminar Model Rules (RENEUAL)
- 2014 December 2/4 Vienna seminar on Eu principles on remedies and administrative judicial enforcement
- 2015 January 27 Brussels Invited speech public hearing organized by the Economic and Social committee on an Opinion concerning self and co-regulation
- 2015 February 18 round table on L. Torchia and S. Cassese, Il diritto amministrativo, Mulino, 2014
- 2015 March 3d SNA Roma Coordinator with Giacinto della Cananea workshop on " le regole modello del procedimento amministrativo europeo".
- 2015 March 13 Milano National School of magistracy Dialogo tra le corti e diritto europeo dopo il parere della corte di Giustizia
- 2015 March 27 SNA Conference Coordinator Scienze comportamentali per un nuovo modello di amministrazione: Sfide ed obiettivi.
- 2015 April 17 Lucca. Seminario organizzato da Fondazione Campus e RetImpresa. Relazione su reti di imprese, politiche industriali e territoriali

- 2015 April 22 Wagenigen ( the Netherlands). Invited talk on Remedies in contract farming and the Unidroit FAO legal guide
- 2015 April 22/23 Utrecht workshop in collaboration with the European Association of administrative judges on administrative enforcement and remedies in EU law. Preliminary results
- 2015 May Yogyakarta Invited visiting lecturer on transnational private regulation
- 2015 May 22d Milano Venerdì antitrust Università cattolica Milano lecture on Contractual networks and competition policy
- 2015 May 26<sup>th</sup> invited presentation on European judicial dialogue university of Trento organized by the training section of the Italian judicial school
- 2015 June 4<sup>th</sup> Coordinator seminar on behavioral approaches to regulation LUISS/SNA Master SCAP
- 2015 June 23/24 Trento invited lecturer doctoral program university of Trento. Lectures on Transnational regulation and global supply chains
- 2015 October 7 Invited speaker in workshop organized by Banco Central de Perú and International Monetary Fund on
- 2015 October Invited lecturer at PUCP ( Lima Perú) in the framework of Maestria de Derecho internacional economico. Topics Transnational private regulation and International regulatory cooperation
- 2015 October Universidad Externado Bogotá Colombia invited speaker at conference on legal guide on farming contracts
- 2015 November 5<sup>th</sup> organized a round table on regulatory systems and models of rationality hosting professor Richard Revesz
- 2015 November 13 Co organizer of a conference on the History of regulation together with the University of Florence
- 2015 November 16 Kick off meeting of the Acciones project
- 2015 December 7 presented a paper in Shanghai China at the Shanghai Institute of administration on contractual networks and small and medium enterprises
- 2015 December 11 Coorganized a workshop on Behavioral science and public administration at LUISS
- 2016 January invited lecture at National university of Singapore on Global supply chains and contractual governance

### **Editorial Boards**

- 1994-99 Editor of "Rivista Critica del Diritto Privato"
- 1999- Member of the editing board of "Mercato, Concorrenza e Regole"
- 2002-2009 Member of the scientific board of "Giornale di diritto del lavoro e delle relazioni industriali"
- 2004-2007 Member of the board of Forum de la regulation
- 2005-... Member of the Consultative Board Secola
- 2006- .. Member of scientific committee of AICCON
- 2010- General editor of Private regulation series with Edward Elgar
- 2010- Member of the board of European Journal of risk and regulation
- 2011- Co-editor of the series on Judicial cooperation with Edward Elgar

### **ORGANIZATIONS. AFFILIATION AND OFFICES**

- 2007- American Law Institute member
- 2011 Founding member of European Law Institute
- 2011-13 Elected member of the Executive Committee of the European Law Institute
- 2013-2017 Elected member of the Council of the European Law Institute
- 2011-2013 Elected member advisory board SIDE
- 2013-2015 Appointed expert member UNIDROIT on the contract farming working group
- 2014-2015 Appointed expert member by the European and Economic and Social Committee on the Opinion on self and co regulation
- 2015-2016 Appointed expert of World Bank on the project Enabling Business in Agriculture

**RESEARCH ACTIVITIES (RECENT MAJOR ACTIVITIES)**

- 1998-99 Director and Co-ordinator of a European Research project on "Social Enterprise" in Belgium, France, Italy, Spain (Digestus Project).
- 2000-02 Academic co-ordinator on project on welfare reform and new functions of non-profit organizations
- 2001-03 Director of research project on networks of firms under MIUR project on contract incompleteness (Miur 2000)
- 2002 Research group on harmonization of contract law
- 2002 Member research group on networks, European University Institute
- 2002 Co-organizer (with J. Ziller) workshop "A multidisciplinary approach to networks" (EUI) November 18
- 2003-04 Director of the European Private Law Forum, Department of Law, IUE
- 2003 Co-director with C. Joerges and J. Ziller of research project on Tenancy Law
- 2003-04 Director of research project on networks of firms and intellectual property rights (Miur 2002)
- 2004 Co-director with J. Ziller of research project on "Codification and Constitutionalisation"
- 2004 Participant in research project "Governance", funded by EU, coordinated by prof. M. Rhodes
- 2004 Participant in research project on "Territori, diritto pubblico e diritto privato", coordinated by prof. M. Cammelli
- 2004-05 Participant in research project on "Public interest services and citizenship" (coordinated by J. Lenoble)
- 2004-05 Participant in research project on "Capacitas" (coordinated by S. Deakin and A. Supiot)
- 2003-05 Director of research project on "Self-regulation in the European Perspective: a comparative assessment"
- 2004-06 Director of a research project on networks of firms and local development
- 2005-06 Co-director with H. Muir Watt of a research project on Governance and regulation of European private law within research project on New Governance
- 2007-08 Director of a research project on the social responsibility of non profit organizations
- 2008 Coordinator of a research project on the relationship between Public and private regulation in Europe sponsored by the Robert Schuman Center in collaboration with the Florence School of regulation
- 2008-10 Coordinator of a research project on the role of national judiciaries in European private law
- 2008-10 Coordinator of a research project on comparative organizations concerning wine industry in Europe within REFGOV VI Framework Program
- 2008-10 Coordinator of a research project at EUI on The impact of European private law on Eastern European countries
- 2010-14 General Coordinator of the HIIL research project 'Private transnational regulation: Constitutional foundations and governance design' at RSCAS with UC Dublin and University of Tilburg
- 2010-13 Coordinator of the EUI unit in a research project on private regulation in media within MEDIADEM VII Framework Program
- 2011-13 Coordinator of LABORE (progetto Laboratorio Reti) fondazione REI Bruno Visintini and director of Laboratorio sulle reti
- 2011-2013 Coordinator with Katharina Pistor (Columbia Law School) of a research project on Transnational regulation. Governance by contract. Scuola Superiore della Pubblica amministrazione. Rome Italy
- 2011 IDB Grant on .Access to global value chain (General coordinator)
- 2011-2016 Co-director of Center for judicial cooperation at EUI. Coordinator of a research project on Judicial cooperation within the Centre for Judicial Cooperation, EUI Florence
- 2011-2012 Coordinator of a research project on interfirm networks for the Foundation Bruno Visentini
- 2013 Coordinator of scientific committee of research project on Unfair commercial practices in BtoB relationship (DG internal market)
- 2013-2014 Coordinator of a research project on European Judicial Cooperation in fundamental rights practice of national courts JUDCOOP (DG Justice) in collaboration with Italian, Spanish, Romanian and Croatian training judicial schools

- 2014-2016 Director of the master program in Behavioral law and economics SNA/LUISS  
 2014 Coordinator of a research project on the effectiveness of transnational private regulation  
 2015-2016 Research project on network contracts with LUISS DREAM  
 2015-2017 Scientific coordinator of a project on EU principles and remedies in administrative and civil enforcement in collaboration with the European association of administrative judges  
 2015-2017 Scientific coordinator of the project ACTIONES funded by EU Commission DG Justice

### **Participation in legislative reform work**

- 2000-01 Member of the Commission for the reform of the First Book of Civil Code (Ministry of Social Solidarity; Ministry of Justice)  
 2000-01 Member of the Commission "Third Sector and occupation" (Ministry of Labour) Florence November 2002  
 2013-2015 Expert member of Unidroit Working group on Guidelines for contract farming  
 2014 -2015 Appointed expert of European Economic and social Committee on the Opinion on self and co-regulation  
 2015 Appointed Expert by Unidroit on global supply chains and dispute resolutions  
 2015-2016 Appointed expert by the World Bank on enabling business in agriculture project

### **Relevant Recent Publications**

- o (Ed.), *Enforcement of transnational private regulation – A casebook*, Edward Elgar, forthcoming 2016
- o *Regulating private regulators* forthcoming in Global administrative law research handbook ( ed. S. Cassese) Edward Elgar, 2016
- o Il contratto di rete, Enciclopedia del diritto, Giuffrè 2016, forthcoming
- o (Ed.) *Regolazione transnazionale e trasformazione dello stato*, Il Mulino forthcoming 2015
- o (Ed.) *European private law and judicial dialogue* ( with Stephanie Law) Elgar, forthcoming 2015
- o (with Paola Iamiceli) *Contractual relationships in global supply chains: the role of cooperative remedies*, Uniform law review 2/3, 2015
- o (With Paola Iamiceli) Private regulation and industrial organization contractual governance and the network approach, in *Contract governance* ( OUP 2015 p. 343-377
- o *Transnational risk regulation and contractual governance*, forthcoming in EU law and risk regulation, (Micklitz and Tridimas eds) OUP, 2015
- o The many features of transnational private rule making: the unexplored relationship between *jura mercatorum* and global regulatory law, University of Pennsylvania Journal of international law, 2015
- o Los nuevos fundamentos de la regulacion transnacional privada, *Revista de derecho privado* (2014), p. 00
- o (with Katharina Pistor) Regulatory capabilities: a Normative framework for assessing the distributional effects of regulation, *Regulation and governance*, 2014, p. 00
- o (Ed. *Judicial interaction techniques, their potential use in fundamental rights adjudication*, electronic version available at [www.eui.eu](http://www.eui.eu).
- o "Transnational private regulation and regional (legal) integration: a reassessment of the European case", *Liber amicorum Hans Micklitz*, 2014 edited by Kai Purnhagen and P. Rott.
- o (Ed. with S. Grundmann and G. Vettori), *The Organizational contracts*, Ashgate, 2013.
- o (with P. Iamiceli) "Supply chains contractual governance and certification regimes", *European Journal of law and economics*, (2013)
- o "The regulatory provisions of transnational commercial contracts available. New architectures", *36 Fordham Journal of international law* 1557 (2013)
- o "Invitel" (with S. Law) in *AAVV., Liber Amicorum Jules Stuyck*, Intersentia, 2013
- o (with Paola Iamiceli and Giandomenico Mosco) "Il contratto di rete e le prime pratiche: linee di tendenza, modelli e prospettive di sviluppo", in *I Contratti*, 2013, 8/9, pp. 799 - 816
- o "Transnational private regulation", (with A. Renda and R. Schmidt), OECD publications, available at [www.oecd.org](http://www.oecd.org)
- o "From a status to a transaction based approach" *Common market law review* 2013
- o *Il contratto di rete per la crescita delle imprese*, edited by F. Cafaggi - P. Iamiceli - G.D. Mosco, Giuffrè, Milano, 2012
- o *Il contratto di rete nelle prassi. Verso il consolidamento*, in *Il contratto di rete per la crescita delle imprese*, edited by F. Cafaggi - P. Iamiceli - G.D. Mosco, Giuffrè, Milano, 2012

- (with F. Casarosa, T. Prosser, R. Castro, A. Renda) "Policy recommendations for the European Union and the Council of Europe for media freedom and independence and a matrix of media regulation across the Mediadem countries", Mediadem project deliverable, 2012, available at [http://www.mediadem.eliamep.gr/wp-content/uploads/2012/11/EU\\_CoE\\_matrix.pdf](http://www.mediadem.eliamep.gr/wp-content/uploads/2012/11/EU_CoE_matrix.pdf)
- (with F. Casarosa and T. Prosser) "The regulatory quest for free and independent media – Comparative report", Mediadem project deliverable, 2012, available at <http://www.mediadem.eliamep.gr/wp-content/uploads/2012/09/D3.2.pdf>
- (with F. Casarosa), "Private regulation, Freedom of expression and Journalism: Towards a European approach?", EUI w.p. 2012/22
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- "Le sfide alla regolazione multilivello della previdenza complementare: un commento", pp. 279-295, in M. Messori, *La previdenza complementare in Italia*, Bologna: Il Mulino, 2006
- "Le dimensioni costituzionali della regolazione private" (with P. Iamiceli), in N. Lipari, *Giurisprudenza costituzionale e fonti del diritto*, ESI (2006), 313-368

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- "A coordinated approach to regulation and liability in European law: Rethinking institutional complementarities" EUI w.p. 13/05
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- "Le reti per la regolazione della responsabilità sociale" (con P. Iamiceli), in L. Sacconi. *Guida critica alla responsabilità sociale e al governo di impresa* (Roma 2005), 453-460
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- (ed. con Galletti D.) *La crisi dell'impresa nelle reti e nei gruppi*. Padova: CEDAM, 2005.
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- "I patrimoni separati nella previdenza complementare. Scenari attuali e prospettive di riforma", (con P. Iamiceli), *Banca, impresa, società*, 2004, v. 23, n. 1, p. 3-50
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- "Modelli di "governance" e tutela dei beneficiari", in *Menabò di Etica ed Economia*, Gennaio-Febbraio, 1998
- "Immunità per i produttori di sigarette: barriere culturali e pregiudizi di una giurisprudenza debole" (nota a Trib. Roma, 4 aprile 1997), in *Danno e responsabilità*, 1997, pp. 750-760
- "La responsabilità dell'impresa per prodotti difettosi", in N. LIPARI (a cura di), *Diritto privato europeo*, 1997, vol. II, 996-1034
- *Profili di relazionalità della colpa. Contributo ad una teoria della responsabilità extracontrattuale*, Padova, CEDAM, 1996
- voce "Pubblicità commerciale", in *Digesto IV delle discipline privatistiche* (sez. comm.), vol. XI, Torino, Utet, 1995, pp. 3-70

- "Profili della pubblicità commerciale in diritto comunitario. Surfing the surface tra brusche virate della Corte di Giustizia", in R. Pardolesi (a cura di), *Saggi di diritto privato europeo*, Napoli, ESI, 1995, pp.325-413
  - "La nozione di difetto ed il ruolo dell'informazione. Per l'adozione di un modello dinamico-relazionale di difetto in una prospettiva di riforma", in *Rivista critica di diritto privato*, 1995, pp.447-480
  - "Le regole della comunicazione: spunti di riflessione in merito alla comunicazione delle associazioni", in *Politica del diritto*, 1994, pp.443-485
  - "Commentario sul decreto legislativo in materia di pubblicità ingannevole" (artt. 2, 3, 5, 6), in *Le Nuove Leggi Civili Commentate*, 1993, pp.671-727 e 734-752
  - "Commentario articoli 1027-1032 e 1058-1078 del codice civile", nel *Commentario del Codice Civile*, diretto da P. Cendon, Torino, Utet, 1991, pp.347-366 e 405-449
  - "L'handicap", in P. Cendon (a cura di), *I bambini e i loro diritti*, Bologna, Il Mulino, 1991, pp.323-331
  - "Il diritto all'informazione tra tutela del cittadino e normativa antitrust", in E. Zuanelli, *Il diritto all'informazione in Italia*, Presidenza del Consiglio dei Ministri Dipartimento per l'informazione e l'editoria, Roma, 1991, pp.284-297
  - "Verso un approccio sistematico ai rimedi contro la difettosità dei prodotti", in S. Patti, *Il danno da prodotti in Italia, Austria, Repubblica Federale di Germania, Svizzera*, Padova, Cedam, 1990, pp.83-126
  - "Danno da prodotto e funzioni della responsabilità del produttore", in *Rivista critica del diritto privato*, 1988, pp.561-603
  - "La tutela degli handicappati nella legislazione vigente", (con L. Galloni), in *Rivista critica del diritto privato*, 1986, pp. 153-181
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**ANNEX IV****Neil B. Cohen**

Brooklyn Law School  
New York 11201

**PROFESSIONAL EMPLOYMENT**

Brooklyn Law School  
Brooklyn, New York

Professor of Law, 1985 - 2003  
Jeffrey D. Forchelli Professor of Law, 2003 - present  
Courses Taught: Contracts; Commercial Law; Secured Transactions; Sale of Goods; Payment Systems; Negotiable Instruments; Advanced Commercial Law; International Commercial Transactions; Conflict of Laws; International Credit Transactions; Constitutional Law; Corporations; Probability, Statistics, and Proof

Columbia University School of Law  
New York, New York

Visiting Professor of Law, Fall 1994  
Joseph F. Cunningham Visiting Professor of Commercial and Insurance Law, Fall 2009

Seton Hall University School of Law  
Newark, New Jersey

Assistant Professor of Law, 1979 - 1982  
Associate Professor of Law, 1982 - 1985  
Awarded early tenure, 1984  
Professor of Law, 1985

Fine & Ambrogne  
Boston, Massachusetts

Associate, 1977 - 1979

**PROFESSIONAL HONORS**

American Law Institute  
John Minor Wisdom Award, May 2014

American College of Commercial Finance Lawyers  
Homer Kripke Lifetime Achievement Award, April 2014

**PROFESSIONAL AND SCHOLARLY APPOINTMENTS**

Director of Research, Permanent Editorial Board for the Uniform Commercial Code, 1998 - present

Reporter, Uniform Commercial Code Article 1 (National Conference of Commissioners on Uniform State Laws and American Law Institute), 1996 - 2002

Reporter, Restatement of the Law, Third, Suretyship and Guaranty (American Law Institute), 1990 -96 (R. Ammi Cutter Reporter, 1994 - 1996)

Member, Uniform Commercial Code Article 9 Joint Review Committee, 2008 - 2010

Member, Uniform Commercial Code Article 9 Drafting Committee, 1993 - 1998; Chair, Task Force on International Secured Transactions; Member, Committee on Consumer Transactions

Member, Uniform Commercial Code Articles 2 and 2A Drafting Committee (National Conference of Commissioners on Uniform State Laws and American Law Institute), 1999 - 2003

Member, United States Department of State's Advisory Committee on Private International Law, 2009 – present

Member, Hague Conference on Private International Law, Working Group on Choice of Law in International Commercial Contracts, 2009 – 2015 (Editorial Committee 2014 – 2015)

United States Delegate, Hague Conference on Private International Law, Special Commission on Choice of Law in International Contracts, 2012 - 2014

United States Delegate, UNCITRAL Working Group on Security Interests, 2002 - present; UNCITRAL Working Group on International Contract Practices, 1995 - 2001

Observer on behalf of the American Law Institute), UNIDROIT Working Group for the Preparation of Principles of International Commercial Contracts, 2009 – 2011

Member, UNIDROIT Working Group for Preparation of Model Clauses invoking the UNIDROIT Principles of International Commercial Contracts, 2012 – 2013; Working Group on Long-Term Contracts, 2015 - present

Adviser, Principles of the Law of Software Contracts (American Law Institute), 2004 - 2009

Adviser, Uniform Manufactured Housing Act Drafting Committee (Uniform Law Commission), 2010 - 12

Co-Reporter, PEB Commentary No. 11 on Suretyship Issues in Article 3 (Permanent Editorial Board for the Uniform Commercial Code)

Consultant, Organization of American States, Secured Transactions Reform in Jamaica, July 2014 – present

### **PUBLICATIONS – BOOKS, CHAPTERS, ETC.**

Contracts: Cases and Materials (with E.A. Farnsworth, C. Sanger, R. Brooks and L. Garvin) (7<sup>th</sup> ed. 2008 and 8<sup>th</sup> ed. 2013)

Selections for Contracts (with E.A. Farnsworth, W. Young, C. Sanger, and R. Brooks) (2007, 2008, 2010, 2111, 2013 and 2015 eds.)

Hawkland Uniform Commercial Code Series (Revised Article 9) (with W. Hawkland and F. Miller) (2001)

Restatement of the Law, 3d, Suretyship and Guaranty (Reporter) (American Law Institute 1996)

Baseball and the American Legal Mind (with S.W. Waller and P. Finkelman) (1995)

What If the American Political System Were Different? (with H. Levine, J. Esbrey, T. Ferrell, J. Gentry, G. Jeansonne, & J. Pitney, Jr.) (1992)

Commercial Law (with G. McLaughlin), New York Law Journal (regular column, 1986 - 2007)

Commercial Law and Practice Guide (with B. Zaretsky and G. McLaughlin), Matthew Bender & Company (3 vols. 1991 & ann. supp. through 1996)

Breach by Seller or Lessor of Goods, in Commercial Damages: A Guide to Remedies in Business Litigation (C. Knapp ed. 1987 & ann. supp. through 1992)

~~Commercial Law Report (with G. McLaughlin) Matthew Bender & Company (monthly service, January 1987 - May 2005)~~

**PUBLICATIONS – ARTICLES****Commercial Law**

Freedom of Contract vs. Free Alienability: An Old Struggle Emerges in a New Context, 46 *Gonzaga Law Review* 353 (2011) (with W. Henning)

Should UNCITRAL Prepare a Model Law of Secured Transactions? *XV Uniform Law Review (Revue de Droit Uniforme)* 325 (2010)

The Calamitous Law of Notes, 68 *Ohio St. Law Journal* 161 (2007) Taking Democracy Seriously, 52 *Hastings Law Journal* 667 (2001)

The Revised UCC Article 9 Secured Transaction Simplification Experience, 105 *Dickenson Law Review* 213 (2001)

International Secured Transactions and Revised UCC Article 9, 74 *Chicago-Kent Law Review* 1191 (1999) (with E. Smith)

Internationalizing the Law of Secured Credit: Perspectives from the U.S. Experience, 20 *University of Pennsylvania Journal of International Economic Law* 423 (1999)

Harmonizing the Law Governing Secured Credit: The Next Frontier, 33 *Texas International Law Journal* 173 (1998)

Credit Enhancement in Domestic Transactions: Conceptualizing the Devices and Reinventing the Law, 22 *Brooklyn Journal of International Law* 21 (1996)

Subrogation: A Further Probing, 10 *Letters of Credit Report* 5 (1995)

Striking the Balance: The Evolving Nature of Suretyship Defenses, 34 *William & Mary Law Review* 1025 (1993)

Drafting Commercial Law for the New Millennium: Will the Current Process Suffice? 26 *Loyola L.A. Law Review* 551 (1993) (with B. Zaretsky)

Hidden Suretyship Issues in Revised Article 3, 1993 *Commercial Law Annual* 207

Suretyship Principles in the New Article 3: Clarifications and Substantive Changes, 42 *Alabama Law Review* 597 (1991)

Preliminary Report on a Restatement of Suretyship: A Report to the Director of the American Law Institute (ALI 1990)

“Value” Judgments: Accounts Receivable Financing and Voidable Preferences Under the New Bankruptcy Code, 66 *Minnesota Law Review* 639 (1982), reprinted in 1983 *Corporate Counsel's Annual* 981

Book Review, 10 *Seton Hall Law Review* 981 (1980) (reviewing J. White & R. Summers, *Handbook of the Law Under the Uniform Commercial Code*, 2d ed. 1980)

**Medicine and the Law**

The Second Revolution in Informed Consent: Comparing Physicians to Each Other, 94 *Northwestern Law Review* 1 (1999) (with A. Twerski)

Comparing Medical Provider Performance: A First Look at the New Era of Medical Statistics, 58 *Brooklyn Law Review* 5 (1992) (with A. Twerski)

Informed Decision Making and the Law of Torts: The Myth of Justiciable Causation, 1988 *University of Illinois Law Review* 607 (with A. Twerski), reprinted in 12 *J. Prod. Liab.* 133 (1989).

**Probability, Statistics and Proof in the Law of Evidence**

The Gatekeeping Role in Civil Litigation and the Abdication of Legal Values in Favor of Scientific Values, 33 Seton Hall Law Review 943 (2003)

Conceptualizing Proof and Calculating Probabilities: A Response to Professor Kaye, 73 Cornell Law Review 78 (1987)

The Costs of Acceptability: Blue Buses, Agent Orange, and Aversion to Statistical Evidence, 66 Boston University Law Review 563 (1986)

Confidence in Probability: Burdens of Persuasion in a World of Imperfect Knowledge, 60 New York University Law Review 385 (1985)

**Jurisprudence**

Taking Pop Ups Seriously: The Jurisprudence of the Infield Fly Rule, 82 Washington University Law Quarterly 453 (2004) (with S.W. Waller)

**Antitrust Law**

The Herfindahl-Hirschman Index and the New Antitrust Merger Guidelines: Concentrating on Concentration, 62 Texas Law Review 453 (1983) (with C. Sullivan)

**Product Liability Law**

Resolving the Dilemma of Non-Justiciable Causation in Failure-to-Warn Litigation, 84 Southern California Law Review 125 (2010) (with A. Twerski)

**MEMBERSHIPS**

American Law Institute

American College of Commercial Finance Lawyers (Regent 2001 - 2004, 2009 - 2013)

International Academy of Commercial and Consumer Law

American Bar Association

**EDUCATION**

New York University School of Law, J.D., *cum laude*, 1977

Root-Tilden Scholar

Order of the Coif

Annual Survey of American Law (Articles Editor)

Massachusetts Institute of Technology, S.B., 1974

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**ANNEX V****Lauro Gama Jr.****Highlights**

30 years of experience in Brazilian and International law

Expertise in Contracts, International Law and Commercial Arbitration

Fluent in English, French, Spanish and Portuguese; knowledgeable in Italian

**Professional  
experience****Partner**

Jan 2004– to date Binenbojm, Gama & Carvalho Britto Attorneys at Law (Rio de Janeiro, Brazil)

Corporate and international law, civil law, administrative law and regulatory agencies, arbitration, litigation

**General counsel**

Jan 2003– Jan 2006 Rioprevidência (Fundo Único de Previdência do Estado do Rio de Janeiro)

Pension funds law, administrative law, real estate law, corporate law, securitization projects

**Legal consultant**

July 2003 – Dec. 2004 Telesystem International Wireless Inc. (TIW) Montreal, Ca  
Corporate law, litigation, telecommunications law and regulation

**General counsel**

Dec. 2000 – June 2003 TIW do Brasil Ltda.

Corporate law, litigation, telecommunications law and regulation

**Legal consultant**

Jan. 2000 – Nov. 2000 Telesystem International Wireless Inc. (TIW) Montreal, Ca  
Brazilian telecommunications law and regulation

**Partner**

1988-1999 Capanema & Gama Advogados Rio de Janeiro, Brazil

Civil, corporate, international and tax law practice

**State Attorney**

1994 - to date Procuradoria do Estado do Rio de Janeiro Rio de Janeiro, Brazil

Constitutional, tax and administrative law practice on behalf of the State of Rio de Janeiro

**Adjunct Professor of Law**

1990 - to date Pontifical Catholic University (PUC-Rio) Rio de Janeiro, Brazil

Private International law, Contracts, Arbitration and International Business Transactions

**Formal  
education****Doctor of laws, International Law**

1998 - 2004 University of São Paulo São Paulo, Brazil

Thesis subject: The 2004 Unidroit Principles of International Commercial Contracts  
Approved "with distinction" in November 2004

**LL.M Comparative Law**

1998 – 1999 McGill University Montreal, Canada

Thesis subject: Telecommunications and regional integration: the case of Mercosur

**Master of Laws in International Relations**

1988 – 1992 Catholic University Rio de Janeiro, Brazil

Thesis subject: Arbitration law and practice in Brazil and Portugal

**Bachelor of Law**

1981 – 1987 State Univ. of Rio de Janeiro Rio de Janeiro, Brazil

**Professional  
membership  
and activities**

Brazilian Bar - since 1988 (Rio de Janeiro and São Paulo)

Brazilian Committee of Arbitration (CBAr) – since 2002 (Director 2009-2013 and  
President 2013-2015)

Member of the International Court of Arbitration of ICC (International Chamber of  
Commerce) - since 2015

International Chamber of Commerce (ICC Brazil) – Arbitration Committee – since  
2005

Member, Grupo Latinoamericano de Arbitraje de la CCI – since 2012

Hague Conference of Private International Law – Member of the Working Group  
devoted to the drafting of the Hague Principles on the Choice of Law in  
International Contracts (2009 - 2014)

UNIDROIT – Member of the Working Group – UNIDROIT Principles of  
International Commercial Contracts – 3<sup>rd</sup> edition (2005-2010) – Model  
Clauses for the use of the UNIDROIT Principles (2012-2013)

Member of the *Groupe de Travail sur les Contrats Internationaux (GTIC)* – chaired  
by Prof. Filip de Ly

American Association of Private International Law (ASADIP) – Vice-  
president, International Relations

Member, International Section of the New York State Bar Association –  
International Contracts and Comm. Law Committee

Invitation: Visiting professor – University of Florida Levin College of Law – January  
2010

Coach – PUC-Rio team - Willem C. Vis International Commercial Arbitration Moot –  
Vienna (since 2007)

Brazilian Society of International Law – since 1991

American Society of International Law – since 1992

International Law Association (Brazilian branch) - since 1993 (currently vice-  
president of ILA-Brazil)

Rotary Club of Rio de Janeiro - since 1997

Sociedade Internacional de Mediação e Arbitragem (Brazil) - since 1998

Member of the Brazilian Bar (Rio de Janeiro) Arbitration Committee

Listed on the Arbitrators List of the CMA/CCBC - Center of Mediation and Arbitration – Chamber of Commerce Brazil-Canada

Listed on the Arbitrators List of the CBMA - Brazilian Center of Mediation and Arbitration (FIRJAN, FENASEG)

Listed on the Arbitrators List of the CAMARB (Câmara de Arbitragem Empresarial)  
Listed on the Arbitrators List of the Arbitration Chamber of the São Paulo Institute of Engineering

Listed on the Arbitrators List of the ARBITAC – Arbitration Chamber of the Paraná State Trade Association

Listed on the Arbitrators List of the CAM-CIESP – Arbitration Chamber of the Federation of Industries of São Paulo

Listed on the Arbitrators List of the Center of Mediation and Arbitration – Portuguese Chamber of Trade of São Paulo

Listed on the Arbitrators List of the International Arbitration Institute (Chairman: Prof. Emmanuel Gaillard) – [www.iaiparis.com](http://www.iaiparis.com)

Listed on the Arbitrators List of the Brazilian Center of Mediation and Arbitration (CBMA)

#### Arbitration Experience

Mr. Gama has acted as counsel, co-arbitrator and Chairman in more than 60 (sixty) domestic and international arbitrations, both *ad hoc* and institutional before various arbitration institutions (LCIA, CCI, CAM-CCBC, CMA CIESP/FIESP, Câmara FGV de Conciliação e Arbitragem, CBMA, CAMARB, ABDM, ARBITAC). The disputed subject-matters included corporate law, M&A transactions, shareholders agreements, major construction contracts, built-to-suit contracts, insurance disputes, international sale of goods, services, consulting, joint-ventures, transfer of technology and licensing of trademarks.

#### Publications

Bonell – in *Essays in honour of Professor M. J. Bonell* – UNIDROIT (to be published)

2015. *Remédios do Comprador (e outros remédios ligados ao inadimplemento do vendedor) (Arts. 45-52 da CISG)*. com Bruno Barreto de Azevedo Teixeira, in *A Convenção de Viena sobre Contratos de Compra e Venda Internacional de Mercadorias, Desafios e Perspectivas*. São Paulo: Atlas, 2015, p. 329 - 360.

2015. *Limitation and Exclusion of Liability in CISG Contracts*. Opinion no. 17 CISG Advisory Council. Approved in 2015 at the meeting held in Bogotá, Colombia.

2015. *Usages and Implied Obligations under the UNIDROIT Principles*. in Gélinas, Fabien (ed.). *Trade Usages and Implied Terms in the Age of Arbitration*. Oxford Univ. Press (to be published)

2014. *O direito aplicável a contrato internacional de mútuo celebrado em Nova York – Eleição pelas partes do direito do estado de Nova York e ação de cobrança aforada em São Paulo*. Revista de Direito Empresarial, v. 4, ano 2, julho-agosto 2014, p. 295-331.

2015. *Limitation and Exclusion of Liability in CISG Contracts*. Opinion no. 17 CISG Advisory Council. Approved in 2015 at the meeting held in Bogotá, Colombia

2013. *Exclusão da responsabilidade por inadimplemento na Convenção de Viena sobre a compra e venda internacional de mercadorias* com Giulia Jordan, *Revista de Arbitragem e Mediação*, v. 37 abril-junho 2013.

2013. *A Arbitragem Privada nos Setores Regulados – Legitimidade da arbitragem privada diante da competência das Agências Reguladoras para solucionar conflitos.* com Juliana Rodrigues, *Revista do Advogad. AASP* (Associação dos Advogados de São Paulo), Ano XXXIII, abril de 2013, n. 119, p. 68-75.

2012. *A Escolha da Lei Aplicável aos Contratos Internacionais. os Futuros Princípios da Haia e Perspectivas para o Brasil.* com Nadia de Araújo e o Escritório Permanente da Conferência de Haia de Direito Internacional Privado, *Revista de Arbitragem e Mediação*, v. 34, julho-set 2013, p. 11.

2011. "Prospects for the UNIDROIT Principles in Brazil", *Unif. L. Rev.* Vol. XVI – 2011, p. 613-656

2011. "Non-State Law in The (Proposed) Hague Principles on Choice of Law in International Contracts," with Geneviève Saumier, at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1971302](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1971302)

2010, *Recusas fundadas no art. V, 1, "e", da Convenção de Nova York – peculiaridades de sua aplicação no Brasil.* [Refusals of Enforcement based on art. V(1) "e" of the NY Convention] (Prof. Arnaldo Wald and Selma Lemes Eds.), Saraiva, 2011

2010. *Hardship nos contratos internacionais: o papel revigorante dos Princípios do UNIDROIT na evolução da Convenção de Viena.* *Revista Trimestral de Direito Civil.* jul/set 2010, p. 205-229

2008, *Direito Internacional Privado em 2007: novidades no plano internacional e interno.* *Revista de Direito do Estado*, n. 9, jan/mar 2008, p. 63-81 (*Current Developments in Brazilian Private International Law*)

2008, *Os Princípios do UNIDROIT na Prática Arbitral: uma análise de casos (1994-2006).* In "Arbitragem Doméstica e Internacional – Estudos em Homenagem ao Prof. Theóphilo de Azeredo Santos". Rio de Janeiro: Forense, 2008, p. 231-259. (*The UNIDROIT Principles in practice*)

2006, *Contratos Internacionais à luz dos Princípios do UNIDROIT 2004 – Soft law, Arbitragem e Jurisdição.* Rio de Janeiro: Renovar, 575p. (*International Contracts under the 2004 UNIDROIT Principles*)

2006, *A Convenção de Viena sobre a Compra e Venda Internacional de Mercadorias - 1980: essa grande desconhecida.* *Revista de Arbitragem e Mediação* (coord. Prof. Arnaldo Wald), São Paulo: Revista dos Tribunais, abr-jun. 2006, v. 9 (*The Vienna Convention of International Sale of Goods – 1980*)

2006, *Os Princípios do UNIDROIT relativos aos Contratos do Comércio Internacional e o Direito Brasileiro: Convergências e Possibilidades.* *Revista de Arbitragem e Mediação* (coord. Prof. Arnaldo Wald), São Paulo: Revista dos Tribunais, jan-mar. 2006, v. 8

(*The UNIDROIT Principles and the Brazilian Law*)

2006, *Metamorfose (do bem): Teoria e Prática da Homologação de Sentenças Arbitrais Estrangeiras no Superior Tribunal de Justiça.* "Direito Arbitral" (coord. Sergio N. Mannheimer) – *Revista de Direito da Associação dos Procuradores do Novo Estado do Rio de Janeiro*, Rio de Janeiro: Ed. Lumen Juris, vol. XVIII, 2006, p. 133-176.

(*Law and Practice of the Recognition of Foreign Arbitral Awards in Brazil*)

2005-2006, *Sinal verde para a arbitragem nas parcerias público-privadas (A construção de um novo paradigma para os contratos entre o Estado e o investidor privado)* In: Revista Brasileira de Arbitragem – Comitê Brasileiro de Arbitragem, n. 8, out/nov/dez

2005, p. 7-42; In: Revista de Direito da Associação dos Procuradores do Novo Estado do Rio de Janeiro, vol. XVII, Ed. Lumen Juris, 2005; In: Revista de Direito Administrativo, v. 241, jul/set 2005, p. 121.

*(Arbitration in Public-Private Partnerships in Brazil)*

2006, *Autonomia da Vontade nos Contratos Internacionais no Direito Internacional Privado Brasileiro*, in Estudos em Homenagem ao Professor Jacob Dolinger (coord. Luís Roberto Barroso e Carmem Tibúrcio), Rio de Janeiro: Renovar.

*(Party Autonomy in International Contracts in Brazil)*

Spring 2005, *Recognition of Foreign Awards in Brazil: Recent Developments*, in ICC International Court of Arbitration Bulletin Vol 16/No. 1

January 2005, *Telecommunications and Regulation*, in O Novo Direito Internacional: Estudos em Homenagem ao Professor Erik Jayme (coord. Cláudia Lima Marques), Rio de Janeiro: Renovar.

January 2003, *The Unidroit Principles and their applicability in the Mercosur countries*, in Revue Juridique Thémis (Université de Montréal) – v. 36, 2002

August 2002, *Os Princípios da Unidroit e sua aplicação nos países do Mercosul*, in Contratos Internacionais 3<sup>a</sup> edição (no prelo), coord. João Grandino Rodas, Ed. Revista dos Tribunais, 2002

April 2000, *O Mercosul e a integração dos serviços de telecomunicações*, Mercosul – Integração regional e globalização, ed. Paulo B. Casella, Rio de Janeiro, Ed. Renovar, 2000

August 1999, *Telecomunicações no Mercosul: Polimorfismo da Internacionalização Normativa*, Revista Jurisprudencia Argentina, Buenos Aires, número especial – Mercosur

December 1998, *Arbitrage commerciale internationale. Comparaison entre le cadre juridique de la province du Québec (Canada) et celui du nouveau droit brésilien de l'arbitrage*, Revue Juridique Thémis, Montréal, v. 32, n. 2

June 1998, *Os acordos bilaterais de investimento e o direito brasileiro interno*, in Guerra Comercial ou Integração pelo Comércio? - A OMC e o Brasil, eds. Paulo B. Casella e Araminta A. Mercadante, São Paulo, LTr.

January 1998, *A Convenção Interamericana sobre arbitragem comercial internacional - Panamá, 1975*, in Integração Jurídica Interamericana, eds. Paulo B. Casella e Nadia de Araújo, São Paulo, LTr.

February 1997, *Reconhecimento e execução de laudos arbitrais estrangeiros*, in Arbitragem - a nova lei brasileira (9.307/96) e a praxe internacional, ed. Paulo B. Casella, São Paulo, LTr.

**Post-doctoral  
Project**

Non-state law as the law applicable to international contracts: the case of the UNIDROIT Principles of International Commercial Contracts and the future Hague Principles

- present and future dialogs between the CISG and the UNIDROIT Principles
- how soft law principles of international law can help to update and perfection a hard law instrument

**ANNEX VI**

Madrid, 1 March 2016

Prof. Pilar Perales Viscasillas

*Letter of motivation*

To the Governing Council

It is a pleasure to apply for a position as correspondent of UNIDROIT for a period of three years (May 2016 to April 2019).

I have been involved in the area of international commercial contracts, particularly CISG and UNIDROIT Principles, and arbitration for many years; matters in which UNIDROIT has a leading international expertise and long tradition behind. It would be an honor to keep on working on these areas and thus be able to assist the future activities of UNIDROIT as requested. I find particularly interesting the Draft Triennial Work Programme 2017-2019 in the areas of international insurance and reinsurance contracts, the guidance document on existing texts in the area of international sales law and the Project on land investment contracts.

I will be happy to assist the activities of UNIDROIT by providing information about Spanish law, preparing national reports or background materials for the ongoing projects of UNIDROIT, or by helping in the translation into Spanish of the new texts. In addition, I will be ready to contribute to the promotion of UNIDROIT instruments by organizing conferences and seminars that will include UNIDROIT texts, by adding UNIDROIT texts in the Madrid Moot as we usually do, by continuing reporting Spanish cases to UNILEX, and indeed to publish articles on subjects related to UNIDROIT texts.

Sincerely yours,

Pilar Perales Viscasillas

Dpto. Derecho Privado  
Universidad Carlos III de Madrid  
C/ Madrid 126; 28903 Getafe (Madrid)

**Prof. Pilar Perales Viscasillas**

Pilar Perales Viscasillas is the Director of the Graduate School of Law at University Carlos III of Madrid where she is also the Chair of Commercial Law, and was formerly at La Rioja University. Graduated from the Law School of the University Autónoma of Madrid. Doctor in Law at the University Carlos III of Madrid, with honours. Member of the Spanish Bar. Arbitrator in international and domestic commercial matters.

Prof. Perales Viscasillas has published several books in Spanish: Formation of the Contracts in CISG (1996); Appraisal's rights of shareholders (2000); Appraisal's rights in Corporations: a comparative study between the Spanish and the USA Legal systems (2001); International Commercial Law. The Uniform Law (2003) in cooperation with Prof. Rafael Illescas; Arbitrability and arbitration agreements in Corporations (2005); Late Payment in the EU and Spain (2006); and Insurance and Liability of arbitrators and arbitral institutions (2013). She has also published several articles in Spanish and English on international/domestic commercial contracts, arbitration, insurance contracts, and corporate Law.

She has been co-editor with S.Kröll/L.A.Mistelis/P.Perales Viscasillas, UN Convention on Contracts for the International Sale of Goods (CISG). Commentary. C.H.Beck-Hart-Nomos, 2011; S.Kröll/L.A.Mistelis/P.PeralesViscasillas/V.Rogers (Editors), *International Arbitration and International Commercial Law: Synergy, Convergence and Evolution. Liber Amicorum Eric Bergsten*. Kluwer Law International, 2011; and of the first Spanish commentary on the UNCITRAL Arbitration Rules: Pilar Perales Viscasillas/Ignacio Torterola (Directors). *Nuevo Reglamento de Arbitraje de la CNUDMI 2010*. Legis, 2011.

Prof. Perales Viscasillas is member of the CISG-AC (*The International Sales Convention - Advisory Council*); CLOUT National correspondent, also formed part of the team that drafted the third edition of the CISG Digest; observer at the Working Group on the preparation of the 3<sup>rd</sup> and 4<sup>th</sup> edition of the UNIDROIT Principles on International Commercial Contracts; Member of the International Academy of Commercial and Consumer Law (IACCL); Associate Member to the General Commission for the Codification of Commercial Law in Spain. She has also been Spanish Representative at UNCITRAL in the Working Group on International Commercial Arbitration from 2000-2014.

Visiting Scholar at UNCITRAL and at the Universities of Columbia, Arizona and Pace, where she was also Adjunct Professor of Law. Visiting Professor at Queensland University and Louisiana State University.

Director of the Madrid Moot ([www.mootmadrid.es](http://www.mootmadrid.es)), and the Database CISG Spain and Latinamerica ([www.cisgspanish.com](http://www.cisgspanish.com)).

## CURRICULUM VITAE

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### 2. PERSONAL ACADEMIC RECORD

- Law Degree (1986-1991) at University Autónoma of Madrid.
- Doctor in Law, University Carlos III of Madrid (19th February 1996, *suma cum laude*), with a thesis about the Formation of Contracts in the United Nations Convention on Contracts for the International Sale of Goods.

### 3. PROFESSIONAL EXPERIENCE

#### University positions:

- October 1991-28th January 2000: Assistant at the University Carlos III of Madrid
- 1996-1997 (Spring Semester): Adjunct Professor of Law at Pace University School of Law.
- From 28 January 2000 to 16<sup>th</sup> July 2007: Commercial Law Professor at the University Carlos III of Madrid (Profesora Titular).
- From the 27th September 2004 to the 16th July 2007, Secretary of the Legal Study of the University Carlos III of Madrid.
- 16th July 2007-31<sup>st</sup> August 2011: Chair of Commercial Law at University of La Rioja
- Since 1<sup>st</sup> September 2011: Chair of Commercial Law at University Carlos III of Madrid.

#### Professional experience:

- Since 1993: Consultant of commercial legal matters in both domestic and international affairs, particularly: international commercial contracts, corporations, and arbitration
- Since 1995: Expert declarations in international and commercial litigation, including international commercial arbitration
- Since 2000: Member of the Madrid Bar Association (2000).
- Since 2009: Arbitrator in international and domestic cases
- 2010-2015: Of Counsel at Baker & McKenzie (Madrid)

#### Participation in International Organizations and Groups:

- 2001-2015: Spanish representative at the United Nations Commission on International Trade Law (UNCITRAL) regularly in the Working group of International Commercial Arbitration, but also participated in the WGs: Privateley Financed Infrastructure Projects, Electronic Commerce and Security interests.
- Since June 2003, member of the CISG-AC (*The International Sales Convention -Advisory Council*). Rapporteur: Opinion n°4: *Contracts for the Sale of Goods to be manufactured or produced and mixed contracts (art.3 CISG)*, 24 October 2004, Madrid, asked by the *Study Group on a European Civil Code and its Steering Committee*.
- Since January 2007. Spanish correspondant of CLOUT.
- Since June 2007, Observer on the Working Group in charge of the 3<sup>rd</sup> and 4<sup>th</sup> editions of the UNIDROIT Principles on International Commercial Contracts.
- Associate Member to the General Commission for the Codification of Commercial Law in Spain. Order 12 July 2007.

- 2010. Expert named by UNCITRAL in June 2010 for the drafting of the third edition of the CISG Digest (Formation of the Contract).

#### 4. VISITING RESEARCH/SCHOLAR

- UNCITRAL. Vienna International Centre, (Vienna-Austria) (October-November 1994).

- Visiting Scholar at Pace University School of Law (White Plains-New York)(October 1996- September 1997), and Columbia University (March-June 1997).

*Adjunct Profesor of Law* teaching the course: *International Sales Contract Law* at the Law School (together with Al Kritzer) (2 credits).

- Visiting Scholar at the James E. Rogers School of Law (University of Arizona) (September- December 1998. And February-March 2001.

- July 2002: University of Queensland. TC Beirne School of Law. Sixth Annual Program in International, Comparative and Foreign Law. Professor: *Comparative and International Contract Law* (2,6 credits).

- 2005-2006 (Winter semester): *Visiting Professor at Louisiana State University (LSU)*, Baton Rouge, Louisiana, EEUU. *International Contract Law Seminar: The Unidroit Principles and Beyond* (1,2 credits).

#### 5. AWARDS

- *I Award "Cuadernos de Derecho y Comercio 1994"* (1st edition) (Students): «Una aproximación al artículo 7 de la Convención de Viena de 1980 sobre compraventa internacional de mercaderías. (Aplicaciones concretas en la parte II de la Convención) [An approach to Article 7 of the UN Convention on Contracts for the International Sale of Goods (Specific applications on Part II of the Convention)].

- *I Award Institute of International Commercial Law of the Pace University School of Law. Student Essay Contest, 1995* (3rd edition): "Battle of The Forms Under The 1980 United Nations Convention on Contracts for the International Sale of Goods: A Comparison With Section 2-207 UCC And The Unidroit Principles".

- *I Award "La Ley de artículos doctrinales"* (Professionals) (11th edition), 1996: "La batalla de los formularios en la Convención de Viena de 1980 sobre compraventa internacional de mercaderías: una comparación entre la sección 2-207 UCC y los Principios de UNIDROIT" ("Battle of The Forms Under The 1980 United Nations Convention on Contracts for the International Sale of Goods: A Comparison With Section 2-207 UCC And The Unidroit Principles").

- *I Award "Premio extraordinario de Doctorado"*, University Carlos III of Madrid, for the doctoral dissertation.

- *I Award "Premio de Artículos Jurídicos"* (Professionals) (7th edition) of the Cadiz Bar Association (Spain), 2000: Causas estatutarias de separación de socios en las SA y SRL (Close Corporations Appraisal rights in by-laws).

- *I Award "Premio Nacional 2000 de Artículos Doctrinales de Derecho Mercantil y Civil"* (1st edition): La opresión de las minorías en las sociedades cerradas (Oppression of minority shareholders in close corporations).

- *Finalist XVIII Premios La Ley (2003)*: "Los efectos del concurso sobre los convenios arbitrales en la Ley Concursal 22/2003" (The effect of the bankruptcy state on the arbitral agreements).

- *I Award Tribunal Arbitral de Barcelona (TAB)*, 3ª edición (2004): Arbitrabilidad de los Derechos de la propiedad industrial y de la competencia [Arbitrability of intellectual rights and competition law].

- *I Award Premio de Excelencia 2012 del Consejo Social de la Universidad Carlos III de Madrid*. Modalidad de Joven Personal Investigador.

## 6.- PUBLICATIONS

### A) Books

-*La formación del contrato de compraventa internacional de mercaderías* [Formation of the Contracts in the CISG]. Valencia: Tirant lo blanch, 1996, 791 pages.

-*La separación de socios y partícipes* [Shareholders` Appraisal rights]. Valencia: Tirant lo blanch, 2000, 414 pages.

-*El derecho de separación del socio en las sociedades de capital (Un estudio de las causas legales en los ordenamientos español y estadounidense)* [Right to dissent in Corporations: A comparative study of the USA and the Spanish legal system]. Madrid: La Ley, Colección Biblioteca Derecho de los Negocios, 2001, 413 pages.

-*Derecho Mercantil Internacional. El Derecho Uniforme* [International Commercial Law. The Uniform Law], with Prof. Rafael Illescas Ortiz. Madrid: Centro de Estudios Ramón Areces, 2003, 493 pages. The book includes chapters in several international contracts (sales, electronic contracts, documentary credits, standby letters of credit, funds transfer, and leasing) as well as a chapter on international commercial arbitration.

-*Arbitrabilidad y Convenio arbitral (Ley 60/2003 de Arbitraje y Derecho Societario)* [Arbitrability and arbitration agreement: Arbitration Law 60/2003 and Corporate Law]. Navarra: Thomson-Aranzadi, 2005, 266 pages.

-*La morosidad en las operaciones comerciales entre empresas.* [Late Payment in commercial transactions]. Madrid: Civitas, 2006, 362 pages.

-*El Seguro de Responsabilidad Civil en el arbitraje.* Instituto de Ciencias del Seguro-Fundación Mapfre, 2013, nº197, 347 páginas. ISBN: 978-84-9844-419-3.  
[http://www.mapfre.com/documentacion/publico/i18n/catalogo\\_imagenes/grupo.cmd?path=1076840](http://www.mapfre.com/documentacion/publico/i18n/catalogo_imagenes/grupo.cmd?path=1076840)

### B) Chapters in Books

-*Los Principios de UNIDROIT como objeto y como instrumento de interpretación* [The UNIDROIT Principles as an object and as an instrument of interpretation]. In *Los Principios de UNIDROIT: ¿Un Derecho común de los contratos para Las Américas?*. Congreso Interamericano, Valencia, Venezuela, 6-9 Noviembre 1996. Roma: UNIDROIT, 1998, pp.303-310.

-*Los Principios de UNIDROIT y CISG: Su mutua interacción* [The UNIDROIT Principles on International Commercial Contracts and CISG: their relationship]. In *Contratación Internacional. Comentarios a los Principios sobre los contratos comerciales internacionales del UNIDROIT*. México: UNAM, Universidad Panamericana, 1998, pp.187-208.

-*Capítulo II-Formación* [Chapter II-Formation]. In *Comentarios a los Principios de UNIDROIT para los Contratos del Comercio Internacional*. Coordinador: David Morán Bovio. Pamplona: Aranzadi, 1999, pp.97-160.

-*Formation of the contract under the CISG*. In *Law and Practice of Export Trade*. Münster: Center for Transnational Law, 2001, vol.3, pp.97-114.

-*Forma de los contratos electrónicos* [Form of the Electronic Contracts]. In *Comercio electrónico y protección de los consumidores*. Coordinadora Gema Alejandra Botana García. Madrid: La Ley, 2001, pp.365-404.

-*Formación de los contratos electrónicos* [Electronic contract formation]. In *Comercio electrónico y protección de los consumidores*. Coordinadora Gema Alejandra Botana García. Madrid: La Ley, 2001, pp.405-462.

-*Formation of the contract under the CISG*. In *Law and Practice of Export Trade*. Münster: Center for Transnational Law, 2001, vol.3, pp.97-114.

-*Formación del contrato electrónico* [Electronic contracts formation]. In *Régimen Jurídico de Internet*. Coord: Javier Cremades, Migue Angel Fernández-Ordoñez y Rafael Illescas. Colección Derecho de las Telecomunicaciones. Madrid: La Ley, 2002, pp.875-930.

-*Formation of the contract under the CISG*. In *Law and Practice of Export Trade*. Münster: Center for Transnational Law, 2001, vol.3, pp.97-114.

-*Comments on the draft Digest relating to Articles 14-24 and 66-70*. In Franco Ferrari/Harry Flechtner/Ronald A. Brand (Ed.). *The Draft UNCITRAL Digest and Beyond: Cases, Analysis and Unresolved Issue in the U.N. Sales Convention*. Sellier European Law Publishers, München/Sweet and Maxwell, London, 2004, pp.259-291.

-*Hacia un nuevo concepto del contrato de compraventa: desde la Convención de Viena de 1980 sobre compraventa internacional de mercaderías hasta y después de la Directiva 1999/44/CE sobre garantías en la venta de bienes de consumo*. [Towards a new concept of the contract of sale: from CISG to and beyond Directive 1999/44 on consumer sales guarantees]. *Temas Actuales de Derecho Comercial*. Editora: Normas Legales, 2004, pp.153-182. Also at: *Actualidad Civil*, nº47-48, 15-28 diciembre 2003, pp.1199-2224.

-*Los contratos "mixtos" del artículo 3.1 de la Convención de Viena de 1980 sobre compraventa internacional de mercaderías*. [Mixed contracts in art.3.1 CISG]. In *Estudios de Contratación Internacional (Régimen uniforme e internacional privado)*. Colombia: Pontificia Universidad Javeriana, Facultad de Ciencias Jurídicas, 2004, pp.423-454.

-*Arbitraje y concurso* [Arbitration and insolvency]. In *Estudios sobre la Ley Concursal*. Libro Homenaje a Manuel Olivencia. Madrid: Marcial Pons, 2005, Tomo III, pp.3061-3086.

-*Spanish Case Law on the CISG*. In *Quo Vadis CISG?. Celebrating the 25th Anniversary of the United Nations Convention on Contracts for the International Sale of Goods*. Edited by Franco Ferrari. Bruylant/Sellier. European Law Publishers/FEC, 2005, pp.235-261.

-*The Nachfrist Remedy*. In *Celebrating Success: 25 Years United Nations Convention on Contracts for the International Sale of Goods*. UNCITRAL-SIAC: Singapur, 2006, pp.89-102.

-*Art.19 CISG-PECL. An International Approach to the Interpretation of the United Nations Convention on Contracts for the International Sale of Goods (1980) as Uniform Sales Law*. Edited by John Felemegas. Cambridge University Press, 2007, pp.316-320.

-*Art.23 CISG-PECL. An International Approach to the Interpretation of the United Nations Convention on Contracts for the International Sale of Goods (1980) as Uniform Sales Law*. Edited by John Felemegas. Cambridge University Press, 2007, pp.329-335.

-*Convención de UNCITRAL sobre la utilización de las comunicaciones electrónicas en los contratos internacionales (proyecto de 2005) e ICC ETerms 2004* [Uncitral Convention on the use of electronic communications in international contracts (2005 Draft) and ICC E-Terms (2004)]. *Derecho de las Nuevas Tecnologías*. Coordinadora: Mariliana Rico Carrillo. Ediciones La Rocca: Buenos Aires, 2007, pp.297-317.

-*Directive 2000/35 of 29 June 2000 on combating late payment in commercial transactions: the period of payment (art.3.1 b)*. *Commercial Law Challenges in the 21<sup>st</sup> Century*. Jan Hellner in memoriam. Editors: Ross Cranston/Jan Ramberg/Jacob Ziegel. Stockholm Centre for Commercial Law, 2007, pp.201-218.

-*El arbitraje en Derecho societario* [Arbitration in corporate law]. In *El Arbitraje en las distintas áreas del Derecho*. Primera Parte. Director: Jorge Luis Collantes González. Biblioteca de arbitraje, vol.3. Perú: Mario Castillo Freyre, Palestra Editores y Universitat Abat Oliba CEU, 2007, pp.269-312.

-*CISG Articles 14 through 24. Chapter 12. Drafting Contracts Under the CISG*. Cile Studies. Center for International Legal Education University of Pittsburgh School of Law. Harry M. Flechtner, Ronald A. Brand and Mark S. Walter (editors). Oxford University Press, 2007, pp.295-327.

-Formation of the contract under the Vienna Convention on International Sale of Goods. In Essays in Honor of S ul Litvinoff. Edited by Olivier Mor teau, Julio Rom nach, Jr. And Alberto Luis Zuppi. CCLS, 2008, pp.675-710.

-CISG Case Law in Spain (2004-2006). Sharing International Commercial Law across National Boundaries. Festschrift for Albert H. Kritzer on the Occasion of his Eightieth Birthday. Edited by Camilla B. Andersen and Ulrich G. Schroeter. Widy, Simmonds & Hill Publishing, 2008, pp.377-393.

-*Aplicaci n Jurisprudencial de los Principios de Derecho Contractual Europeo* [The application of PECL in case law]. Derecho Privado Europeo: Estado actual y perspectivas de futuro. Jornadas en la Universidad Aut noma de Madrid, 13 y 14 diciembre 2007. Madrid, 2008, pp.453-492.

-The Role of the UNIDROIT Principles and the PECL in the interpretation and Gap-Filling of CISG. Andr  Janssen and Olaf Meyer (ed), CISG Methodology, Sellier, European Law Publishers, 2009, pp.287-317.

-Arbitrability of (Intra-) Corporate Disputes. Arbitrability. International and Comparative Perspectives. Edited by Loukas Mistelis and Stavros L. Brekoulakis, Wolters Kluwer, Law and Business, 2009, pp.273-292.

-*Los Principios de UNIDROIT sobre los contratos comerciales internacionales* [UNIDROIT Principles of International Commercial Contracts]. In: *Derecho Contractual Europeo* [European Contract Law]. Director: Esteve Bosch Capdevila. Coordinador: Decanato del Colegio de Registradores de Catalu a. Barcelona: Bosch, 2009, pp.183-208.

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#### **D) Editor**

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#### **7. LECTURERS**

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- 22 September 2005. *Rights and obligations of parties and remedies for breach: The nachfrist remedy*. In *Celebrating Success: 25 years United Nations Convention on Contracts for the International Sale of Goods (CISG) & 20 Years UNCITRAL Model Law on International Commercial Arbitration (MAL)*. Organized by UNCITRAL and SIAC (Singapore International Arbitration Center), Singapur, 22-23 September 2005.
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-13 December 2007. Jornadas sobre Derecho Privado Europeo, 13-14 diciembre 2007. Facultad de Derecho de la Universidad Autónoma de Madrid. "Aplicación Jurisprudencial y Arbitral de los Principios de Derecho Contractual Europeo".

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-18 September 2009. Primer Congreso de Instituciones Arbitrales Corporativas, Barcelona. Acto del XX Aniversario del Tribunal Arbitral de Barcelona. Panel A. Exégesis de la situación del arbitraje en España [Arbitration in Spain].

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-15 December 2010. Ponente Principal. Seminario Permanente de Arbitraje, organizado por el Centro Internacional de Arbitraje, Mediación y Negociación (CIAMEN) del CEU. Ponencia: Reglamento de la UNCITRAL (2010).

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-18 November 2011. Ponente: "Goods, digital content, and services: three worlds apart?". ELI First Workshop on the Proposal for a Common European Sales Law, 17-18 noviembre 2011. Palace of Justice, Viena.

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-8-9 November 2012. Mesa Redonda. Disclosure in Business Networks. International Symposium on Disclosure in Business Networks. Universidad de Valencia. Member of the Scientist Committee.

-23 November 2012. Jornadas sobre Responsabilidad médica sanitaria y el seguro. 21-23 de noviembre 2012. La mediación y el arbitraje como fórmulas alternativas de solución de conflictos en las reclamaciones contra persona médico y centros sanitarios. Madrid. SEAIDA en colaboración con el despacho ASJUSA.

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-Formation of the Contract under CISG

-Recent Case Law on the CISG

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-7 May 2013. Presentación de la cláusula estatutaria tipo. Seminario de Presentación del Informe de la Comisión para el Estudio del Arbitraje Societario del Club Español del Arbitraje. Madrid, Despacho Uría y Menéndez.

-28 June 2013. Arbitraje societario. II Curso para la Formación en Arbitraje Civil y Mercantil. Cámara de Comercio e Industria de Zaragoza.

-15 November 2013. Mesa redonda. Reconocimiento de laudos extranjeros en España: La interpretación "española" del convenio de Nueva York. I Congreso. Jueces y árbitros: aliados en la resolución de disputas comerciales. Organizado por la Corte de Arbitraje de Madrid de la Cámara de Comercio e Industria de Madrid.

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- 3 April 2014. Arbitraje financiero y de inversión. III Curso para la Formación en Arbitraje Civil y Mercantil. Cámara de Comercio e Industria de Zaragoza.
- 13 May 2014. Contratos de distribución y CISG. Congreso Internacional de Direito Privado, 12-14 mayo 2014. Sao Paulo, Brasil.
- 20 May 2014. El seguro de responsabilidad civil de los árbitros e instituciones arbitrales. Jornada sobre El seguro de Responsabilidad Civil de los mediadores, árbitros y administradores sociales y concursales. Aspectos conflictivos. Seida, Madrid.
- 27 May 2014. The UNCITRAL Model Law on International Commercial Arbitration: some issues to be considered for a future revision. In The Use of UNCITRAL Instruments to Promote Regional Harmonization. Intundla Lodge, Dinokenga (26-27 May 2014), Sudáfrica. Organized by University of South Africa, UNCITRAL and Universidade Eduardo Mondlane.
- 27 June 2014. Crítica al ámbito de aplicación del CESL. En Jornada sobre el Proyecto de Reglamento Opcional en materia de compraventa. Organizadora Univ. Carlos III de Madrid. Real Academia de Legislación y Jurisprudencia, Madrid.
- 18 July 2014. Distribution contracts and limitation of party autonomy in arbitration. 17th Biennial Meeting of the International Academy of Commercial and Consumer Law. Istanbul Bilgi University. Estambul, Turquía.
- 23 July 2014. Distribution Contracts and CISG. Curso International Business Transactions, Law Summer School, Universidad Carlos III de Madrid.
- 23 July 2014. Arbitration under Uncitral Model Law on International Commercial Arbitration. Curso International Business Transactions, Law Summer School, Universidad Carlos III de Madrid.
- 4 October 2014. CISG and International Distribution Contracts. Seminario International Trade Law. Universidad de Roma (La Sapienza).
- 16 October 2014: Dispute Resolution. UNCITRAL Arbitration Rules (mesa redonda). New York State Bar Association. International Section. Seasonal Meeting 2014. Rebuilding the Transatlantic Marketplace: Austria and Central Europe as Catalyst for Entrepreneurship and Innovation.
- 17 October 2014. Mesa redonda: Los terceros y el convenio arbitral. Res Inter alios acta: I terzi nell'arbitrato internazionale. Los terceros en el arbitraje internacional. Milán. CEA (Capítulo italiano), Camera Arbitrale Milano.
- 21 October 2014. El Anteproyecto de Código Mercantil. Universidad Nacional (Colombia).
- 21 October 2014. La responsabilidad civil de los árbitros y las instituciones arbitrales en el arbitraje comercial internacional. Centro de Arbitraje y Conciliación de la Cámara de Comercio de Bogotá (Colombia).
- 22 October 2014. El proyectado Código Mercantil en España: una visión moderna e internacional del contrato. III Jornada Internacional en Derecho de la Empresa. Universidad de la Sábana (Colombia).
- 23 October 2014. Arbitraje comercial internacional. Universidad de la Sábana (Colombia) Maestría en Derecho de la Empresa y de los Negocios.
- 31 October 2014. Los Principios de UNIDROIT como ordenamiento aplicable en litigios internacionales: la ventaja de su incorporación al convenio arbitral. I Congreso Internacional de Arbitraje Comercial y Electrónico en Valencia. Universidad de Valencia.
- 20 November 2014. Contratación electrónica en el Anteproyecto de Código Mercantil. XV Jornada Internacional sobre Derecho del Comercio Electrónico. Universidad Carlos III de Madrid.
- 29 January 2015. International Distribution Contracts and CISG. Conference on 35 Years CISG and Beyond, organized by The University of Basel, SVIR/SSDI (Swiss Association for International Law) and UNCITRAL (29-30 enero).

-9 June 2015. Mesa Redonda. Moderadora. Optimización de tiempo y costes. X Congreso del Club Español del Arbitraje. Madrid.

-25 June 2015. Conferencia: Principles of Latin America Contract Law and CISG. En The Future of Contract Law in Latin America. Institute of European and Comparative Law, University of Oxford.

-22 September 2015. Mesa redonda: Posibilidades de futuro del arbitraje en España: Casos actuales de relevancia. I Foro Español Arbitraje ICC. El arbitraje comercial y de inversiones. Novedades y avances útiles para las empresas. Madrid, 21-22 de septiembre. ICC-CEU- CIAMEN.

-19 October 2015. Conferencia: Interpretación de la Convención y los Principios Latinoamericanos. En II Congreso Iberoamericano de Derecho Internacional de los Negocios: 360º de la compraventa internacional de mercaderías-35 años de la Convención de Viena. Bogotá, Colombia, Universidad del Externado y CNUDMI, 19-20 octubre 2015.

-25 November 2015. Conferencia. III Congreso Jueces y Árbitros: Aliados en la resolución de disputas comerciales. Organizado por la Corte de Arbitraje de Madrid en colaboración con la Fundación Rafael del Pino. Madrid. Tercera mesa redonda: Las Instituciones y los árbitros ante la anulación del laudo: consecuencias de la anulación, *amicus curiae* y responsabilidad.

-1-2 December 2015. The "35 Years of CISG – Present Experiences and Future Challenges" Zagreb International Conference. Organizado por UNCITRAL y la Facultad de Derecho de la Universidad de Zagreb. Moderadora Mesa redonda: What the CISG would look like if it was drafted for adoption today? Chair: Prof. Ph.D. Pilar Perales Viscasillas, Carlos III University of Madrid, Madrid

**Panellists:** Prof. Ph.D. Ingeborg Schwenzer, University of Basel/Swiss International Law School (SILS), Basel

Prof. Harry M. Flechtner, University of Pittsburgh Law School, Pittsburgh

Prof. Ph.D. Ulrich G. Schroeter, University of Mannheim, Mannheim. Lugar: Cámara de Comercio, Zagreb, Croacia.

-21 January 2016. Distribución comercial y Convención de Viena de 1980 sobre compraventa internacional de mercaderías. En Aspectos Jurídicos de la Distribución Comercial Internacional. Cátedra Fundación Ramón Areces de Distribución Comercial/Universidad de Oviedo.

## 8.- OTHERS

-Coach to the Willem Vis International Commercial Arbitration Moot:

-1996-1997: Pace University School of Law team.

-1997-2007, and 2014-2016: University Carlos III of Madrid School of Law team.

-Since 1998, director of the CISG: Spain and Latinamerica Database. <http://www.cisgspanish.com>.

-Since 2009: Director of the Spanish International Commercial Arbitration Moot: Madrid Moot (<http://www.mootmadrid.es>).

-Since 2011: Coach of the University Carlos III of Madrid team for the FIA Moot (Frankfurt Investment Arbitration Moot Court), FDI Moot, and Externado/Washington University Investment Arbitration Moot.