



ASSOCIAZIONE ITALIANA  
DIRITTO COMPARATO



AMERICAN SOCIETY OF COMPARATIVE LAW  
YOUNGER COMPARATIVISTS COMMITTEE

# LOOKING BEYOND THE EMERGENCY

FOUR WEEKS OF WEBINARS

DEVOTED TO NEW TOPICS AND METHODS IN COMPARATIVE LAW RESEARCH

ORGANIZED BY THE ITALIAN ASSOCIATION OF COMPARATIVE LAW (AIDC) AND BY  
THE YOUNGER COMPARATIVISTS COMMITTEE OF THE AMERICAN SOCIETY OF COMPARATIVE LAW  
(YCC-ASCL)

## FIRST WEEK

**1st Session – Thursday May 28<sup>th</sup> - 10.00/12.00 CET – [WEBINAR DIRECT LINK](#) (pw: aidc2020)**

### COMPARATIVE CONSTITUTIONAL LAW

CHAIR: Giuseppe Franco FERRARI – *Professor of constitutional law – Bocconi University - Milan*

Matteo DAICAMPI – *Università di Udine* - Francesco E. GRISOSTOLO – *Università di Udine*  
I luoghi di confine dal conflitto alla collaborazione. Riflessioni a partire dalla cooperazione  
transfrontaliera in area europea

Silvia FILIPPI - *Università di Perugia*

L'indirizzo politico: genealogia comparata di un "oggetto desueto" nel diritto costituzionale  
europeo

Jacopo PAFFARINI – *Università di Perugia*

Presidenti e Parlamenti nelle esperienze di governo latinoamericane: l'equilibrio dei poteri tra  
principio maggioritario e coalizione

Luigi TESTA - *Università Bocconi - Milano*

Parlamento, Governo e bilancio dello Stato: chi decide sullo stato d'eccezione

**2nd Session - Friday May 29<sup>th</sup> - 16.00/18.00 CET – [WEBINAR DIRECT LINK](#) (pw: aidc2020)**

### HUMAN RIGHTS IN DIVIDED SOCIETIES

CHAIR: Maria Donata PANFORTI – *Professor of comparative law – University of Modena and  
Reggio Emilia*

Chiara GRAZIANI – *Università di Genova*



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Counter-Terrorism Measures and Artificial Intelligence: Facial Recognition Systems and Public Law Challenges in the Comparative Scenario

Nausica PALAZZO – *Università di Trento*

Queer/religious alliances to recognize a greater set of families in Western legal systems

Francesca RAIMONDO – *Università di Bologna*

Religion and Citizenship: encounter, conflict or exclusion?

## **SECOND WEEK**

**3rd Session Thursday June 4th – 10.00/ 12.00 CET – [WEBINAR DIRECT LINK](#) (pw: aidc2020)**

### **PRIVATE COMPARATIVE LAW**

CHAIR: Maria Rosaria MARELLA – *Professor of private law – University of Perugia*

Fiore FONTANAROSA – *Università del Molise*

Climate change damages: una analisi comparativa del diritto al clima tra ipotesi di responsabilità e fattispecie risarcitorie

Lorenzo SERAFINELLI – *Università di Roma - La Sapienza*

Le recenti riforme latino-americane in materia di autonomia conflittuale nei contratti internazionali: l'utilità della comparazione giuridica nel campo del diritto internazionale privato

Fulya TEOMETE YALABIK - *BIICL - London*

The Activated Role of the Judge in the Fact-Gathering Process: A Comparative Overview

Giulia TERRANOVA – *Università di Milano*

Il trust e la inherent jurisdiction: la ricezione del modello inglese nella giurisprudenza italiana

Sirio ZOLEA – *Università di Macerata*

Esplorazione spaziale e nuove forme di appartenenza: spunti comparativi

**4th Session – Friday June 5th – 10.00 / 12.00 CET – [WEBINAR DIRECT LINK](#) (pw: aidc2020)**

### **COMPARATIVE CONSTITUTIONAL LAW**

CHAIR: Lorenza VIOLINI – *Professor of constitutional law – University of Milan*



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Enrico ANDREOLI – *Università di Verona*

Constitutional Amendments or Linguistic Change? The U.S. Supreme Court and the Problem of Semantic Transformations

Stefano BARGIACCHI - *Università di Siena* – Lidia BONIFATI – *Università di Bologna*

A diachronic comparison of Brexit: The transformative role of the Speaker of the House of Commons in constitutional distress

Gürkan ÇAPAR – *University of Frankfurt*

Why governance checklists do not work: Is methodology the reason?

Ángel Aday JIMÉNEZ ALEMÁN – *Universidade de Vigo*

Something More Than A Transatlantic Dialogue: The US Supreme Court Influence on The Spanish Constitutional Court

Viktor KAZAI – *Central European University - Budapest*

Strengthening the Rule of Law through the Judicial Review of the Legislative Process

**5<sup>th</sup> Session - Friday June 5<sup>th</sup> – 16.00 / 18.00 CET – [WEBINAR DIRECT LINK](#) (pw: aidc2020)**

### ISLAMIC AND AFRICAN LAW

CHAIR: Lucia SCAFFARDI – *Professor of comparative law – University of Parma*

Leonardo ALMEIDA LAGE – *Università di Perugia*

Shari'a and constitution: the relation between Islamic and state law in Muslim countries

Jihane BENARAFI – *Università di Milano*

I termini sharaitici e la traduttologia

Adriano DIRRI – *Università di Roma -La Sapienza*

Method, influences and language: underlining the role of the South African Constitution within Sub-Saharan African constitutions

Marco RIZZUTI – *Università di Firenze*

Individual Rights and Group Rights in a Multicultural Order: The Strange Case of Ms. Molla Sali v. Greece and the ECHR

Seyed Mohammad Amin ZAVAREI – *McGill University- Montréal*

Contract Law Theory and the Idea of Social Interdependencies: A Study in Classical Islamic Law and Common Law



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### **THIRD WEEK**

**6<sup>th</sup> Session - Thursday June 11<sup>th</sup> – 10.00 / 12.00 CET – [WEBINAR DIRECT LINK](#) (pw: aidc2020)**

#### **NEW CHALLENGES TO HUMAN RIGHTS PROTECTION**

CHAIR: Cristina COSTANTINI – *Professor of comparative law – University of Perugia*

Federico DELFINO – *Università di Genova*

Conceptualizing Russian and Hungarian illiberal fashion. Affinities and differences in legislative implementation

Petros-Orestis KATSOULAS - *Université Paris 2 - Panthéon-Assas*

Public entities as holders of fundamental rights, theoretical utopia or legal reality? A comparative analysis

Karmen LUTMAN – *University of Ljubljana*

Disenrichment defence through the prism of human rights

Çetin NESLIHAN – *Université Paris 1 - Sorbonne*

State of emergency in Turkey and in France: a comparative study of utilization of law as a political instrument

Simone PITTO – *Università di Genova*

Fighting Against Climate Change in Court. Recent Cases and Critical Aspects of Public Interest Litigation Against Climate Change

**7<sup>th</sup> Session - Friday June 12<sup>th</sup> – 16.00 / 18.00 CET – [WEBINAR DIRECT LINK](#) (pw: aidc2020)**

#### **SYSTEMOLOGY**

CHAIR: P.G. MONATERI – *Professor of comparative law - University of Turin*

Kelly CHEN – *University of Stockholm*

New Sources of Normativity and Comparative Law: EU, China and the Financial Markets

Clare O'HARE - *University of Notre Dame*

International Commercial Courts: The Development of new Common Law Jurisprudence

Anna Katharina SUZUKI-KLASSEN - *Max Planck Institute - Hamburg*

The Classification of Legal Systems (Re-)Considered



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Vanessa VILLANUEVA COLLAO – *University of Illinois*  
Empirical methods in Comparative Law: Data Talks

Davide Giacomo ZOPPOLATO – *Università di Macerata*  
Legal Transplants Under the Belt and Road Initiative

### **FOURTH WEEK**

**8<sup>th</sup> Session – Thursday June 18<sup>th</sup> – 15.00 / 17.00 CET – [WEBINARS DIRECT LINK](#) (pw: aidc2020)**

#### **NEW TECHNOLOGIES: PRIVATE LAW ISSUES**

CHAIR: Salvatore SICA – *Professor of private law – University of Salerno*

Francesca EPISCOPO – *Scuola Superiore Sant'Anna - Pisa*  
Lloyd v Google: the difficult interaction between private enforcement and effective judicial protection in case of data breaches. Bringing the comparative methodology further

Jacopo FORTUNA – *Università di Macerata*  
Smart Contracts: accordo senza dialogo tra le parti e promessa vincolante

Vincenzo IAIA – *Università LUISS - Roma*  
L'enforcement dei segni distintivi agro-alimentari tramite Blockchain

Carlo Maria MASIERI - *Università di Milano*  
Personal Data Concerning Health: Comparing European and American Legal Frameworks

Benedetta SABATINO – *Università di Salerno*  
La contrattazione mediante software agents: problematiche e prospettive

**9<sup>th</sup> Session - Friday June 19<sup>th</sup> - 16.00 / 18.00 CET – [WEBINAR DIRECT LINK](#) (pw: aidc2020)**

#### **NEW TECHNOLOGIES: PUBLIC LAW ISSUES**

CHAIR: Francesco CLEMENTI Professor of comparative law – University of Perugia

Tommaso AMICO DI MEANE – *Università Bocconi - Milano*  
Rethinking Leviathan? Le sfide del costituzionalismo (e del diritto comparato) in età algoritmica

Giovanni DE GREGORIO – *Università di Milano-Bicocca*  
Content Moderation: A Comparative Constitutional Law Analysis of the US and EU Approaches



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Giulia FORMICI – *Università di Milano*

The use of facial recognition technologies by public authorities: fundamental rights considerations from a comparative perspective

Claudia MARCHESE – *Università Suor Orsola Benincasa - Napoli*

New media and elections: which regulation?

Davide ZECCA – *Università di Pavia*

Secrecy of communications and use of spywares: how to reconcile individual rights and collective security concerns

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**Conclusive webinar – Thursday June 25<sup>th</sup> – 18.00 / 20.00 CET – [DIRECT LINK](#) (pw:aidc2020)**

### COMPARATIVE LAW APRÈS LE DÉLUGE

CHAIR: Vincenzo ZENO-ZENCOVICH – *Università Roma Tre*

Richard ALBERT - *University of Texas at Austin*

Giuseppe Franco FERRARI – *Università Bocconi - Milano*

Richard KAY – *University of Connecticut*

Elise POILLOT – *Université du Luxembourg*

Mathias SIEMS – *European University Institute*

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All webinars will be held on Zoom: Chairs and Panelists of each session will be invited through an e-mail message that they will receive on their mailbox.

Public can easily attend each webinar by clicking on the appropriate link in the updated program and typing the password: **aidc2020** (max 100 attendees).

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#### ORGANIZING COMMITTEE

Antonia BARAGGIA, Giorgio GIANNONE CODIGLIONE

#### SELECTION COMMITTEE

Ermanno CALZOLAIO, Vera KORZUN, Valentina Rita SCOTTI, Sara ROSS, Claudia HAUP

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Associazione Italiana di Diritto Comparato (AIDC)

[www.dirittocomparato.org](http://www.dirittocomparato.org)

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<https://ascl.org/ycc/>