



UNIVERSITÀ DEGLI STUDI DI GENOVA
FACOLTÀ DI GIURISPRUDENZA
DIPARTIMENTO G.L.M. CASAREGI



COMMISSIONE EUROPEA
PROGETTO *The Application of Foreign Law by
Judicial and Non-Judicial Authorities in Europe*



CONSIGLIO DELL'ORDINE DEGLI AVVOCATI DI GENOVA

XXX ROUND TABLE ON EC LAW
25-26 SEPTEMBER 2009

THE APPLICATION OF FOREIGN LAW BY JUDICIAL AND NON-JUDICIAL AUTHORITIES IN EUROPE

FRIDAY 25TH SEPTEMBER 2009
(Italian language session)

9.30 **Registration of participants**
10.00 **Greetings and introduction**

Avv. Prof. Sergio M. Carbone (Full Professor of EU law at University of Genoa)
Avv. Stefano Savi (President "Ordine degli Avvocati" of Genoa)

10.30 - 12.30 First session: *Knowledge and application of foreign law by judges and arbitrators: general issues*

Chairman: Avv. Prof. Sergio M. Carbone

The knowledge of foreign law and the Italian judge

Prof. Ilaria Queirolo (Full Professor of international law at University of Genoa)

The application of foreign law: conditions and limits

Prof. Paola Ivaldi (Full Professor of international law at University of Genoa)

The application of foreign public law provisions in civil and commercial litigations

Prof. Francesco Munari (Full Professor of EU law at University of Genoa)

The application of foreign law by arbitrators

Prof. Marco Lopez de Gonzalo (Associate Professor of maritime law at University of Milan)

Scheduled Speeches:

Maria Elena De Maestri (PhD Student)

Francesco Pesce (PhD Student)

Maria Giovanna Pizzorni (PhD Student)
Avv. Matteo Rossini (PhD Student)

Debate

12.30 Closing of the First Session

14.30 - 17.30 Second Session: *Knowledge and application of foreign law by judges and arbitrators: specific issues*

Chairman: Avv. Prof. Sergio M. Carbone

The role of foreign law in maritime litigation through law and practice

Prof. Pierangelo Celle (Associate Professor of EU law at University of Genoa)

Non-contractual obligations and application of foreign law: EC Regulation n. 864/2007 (Rome II)

Avv. Lorenzo Schiano di Pepe (EU law Researcher at University of Genoa)

Contractual obligations and application of foreign law: EC Regulation n. 593/2008 (Rome I)

Avv. Chiara Tuo (EU law Researcher at University of Genoa)

Soft law and international business relationships: judges and arbitrators between national laws and delocalisation techniques

Avv. Pier Franco Soleti (Contract professor of maritime law, University of Genoa)

Foreign law and company law matters: the Italian judge between EC harmonization and conflict of laws techniques

Avv. Andrea La Mattina (Contract professor of maritime law, University of Genoa)

Application of foreign law to trusts in the Italian legal order

Avv. Federica Persano (International law Researcher at University of Bergamo)

Knowledge and application of EU law by judges and arbitrators

Avv. Chiara Amalfitano (EU law Researcher at University of Milan)

Scheduled Speeches:

Davide Maresca (PhD Student)

Debate

17.30 Closing of the Italian Session

**THE APPLICATION OF FOREIGN LAW BY JUDICIAL AND NON-JUDICIAL AUTHORITIES IN
EUROPE**

SATURDAY 26TH SEPTEMBER 2009

(English session)

9.30 Registration of participants

10.00 Greetings and presentation of the EU project

Prof. Paola Ivaldi (Vice-Dean of the Faculty of Law at University of Genoa)

Prof. Carlos Esplugues Mota (University of Valencia)

Prof. Ilaria Queirolo (University of Genoa)

10.30 - 13.00 First Session: *Knowledge and application of foreign law by judges and arbitrators: a comparison among national experiences*

Chairman: Prof. Ilaria Queirolo

Italy	Prof. Sergio Maria Carbone (University of Genova)
Spain	Prof. Carlos Esplugues Mota (University of Valencia)
Belgium	Prof. Dr. Michael Traest (University of Antwerp)
Czech Rep.	Prof. Dr. Monika Pauknerova (University Karlova of Prague)
Finland	Prof. Dr. Laura Ervo (Joensuun Yliopisto)
France	Mr. Samuel Lemaire (University of Paris-Panthéon-Assas)
Germany	Prof. Urs Peter Gruber (Johannes Guttenberg University of Mainz)
Greece	Prof. Dr. Evangelos Vassilakakis (Aristotle University of Thessaloniki)
Lithuania	Prof. Vigita Vebraite (Vilnius University)
Malta	Dr. Keith A. Borg (Malta Chamber of Advocates)
Romania	Ms. Ramona Gratiela Milu (Asociata Nationala "Cartea Funziara")

13.00 Lunch

14.00 - 17.00 Second Session: *Ideas for the elaboration of a European legal instrument concerning knowledge and application of foreign law in the EC integration's perspective*

Chairman: Prof. Carlos Esplugues Mota

List of participants:

Belgium

Prof. Michael Traest

Czech Republic

Prof. Monika Pauknerova, Prof. Jan Brodec

Finland

Prof. Laura Elisabet Ervo, Ms. Soili Nystén-Haarala, Ms. Henna Kosonen, Ms. Seita Romppanen, Ms. Onerva-Aulikki Suhonen

France

Mr. Samuel Lemaire, Mr. Daniel Rojas

Germany

Prof. Urs Peter Gruber, Prof. Ivo Bach

Greece

Prof. Evangelos Vassilakakis, Prof. Vassilios Kourtis

Italy

Prof. Sergio Carbone, Prof. Ilaria Queirolo, Prof. Paola Ivaldi, Prof. Francesco Munari, Prof. Pierangelo Celle, Prof. Marco Lopez de Gonzalo, Dr. Lorenzo Schiano di Pepe, Dr. Chiara Enrica Tuo, Dr. Federica Persano, Dr. Chiara Amalfitano, Dr. Laura Carpaneto

Lithuania

Prof. Vigita Vebraite

Malta

Dr. Keith A. Borg, Ms. Tanya Sciberras Camilleri

Romania

Ms. Ramona Gratiela Milu

Spain

Prof. José Luis Iglesias Buhigues, Prof. Carlos Esplugues Mota, Prof. Guillermo Palao Moreno, Prof. Rosario Espinosa Calabuig, Prof. Carmen Azcárraga Monzonís, Mr. Gabriel Alonso Landeta, Mr. Vicente Domínguez Calatayud

Organisational secretary:

Mara SALVI

da lunedì a giovedì ore 9 - 12

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