



Department of Law

RESEARCHERS' GUIDE

ACADEMIC YEAR 2010-2011

JULY 2010

Welcome to the Law Department!

This *Guide* provides information on the PhD and LLM programmes, including course requirements and supervision, and it lists Faculty staff. It can be consulted online at <http://www.eui.eu/DepartmentsAndCentres/Law/Index.aspx> where information on academic activities is regularly updated.

Other important documents and regulations can be found at:

<http://www.eui.eu/ServicesAndAdmin/DeanOfStudies/Index.aspx>

<http://www.eui.eu/Documents/ServicesAdmin/DeanOfStudies/EUI-RulesRegsOct2009.pdf>

and

<http://www.eui.eu/Documents/ServicesAdmin/AcademicService/CodeofPracticeSupervisionNov031.pdf>

On arrival at the Institute, you will also receive two further documents to help you get started:

- i. The teaching programme in Law for the whole year, available in full at: <http://www.eui.eu/DepartmentsAndCentres/Law/ResearchAndTeaching/Seminars/Index.aspx>
- ii. Provisional supervisors with thesis topics of First-Year Researchers' and US exchange students

If at any time you need greater clarification of the rules or help in administrative matters, please contact the Departmental Assistant, Ms Alison Tuck.

Professor Hans Micklitz, the departmental Director of Graduate Studies, has a general responsibility for all matters related to the course of study, including (but not limited to) issues of supervision, seminar and course attendance, admission to successive years, fulfilment of requirements, etc. If you have problems related to any of these issues which cannot be solved by Alison Tuck or by your supervisor (or his/her secretary), please address Professor Micklitz.

We wish you all a very fruitful and enjoyable stay at the Institute.

Marise Cremona
Head of the Law Department
July 2010

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1. BASIC INFORMATION ABOUT THE DEPARTMENT

1.1. PEOPLE

LAW PROFESSORS			
	EUI/Dept. Responsibilities	Office	Tel..
Loïc AZOULAI		CA 19	2728/2275
Fabrizio CAFAGGI	RSCAS Committee	VS 26	2516/2241
Marine CREMONA	Head of Department	VS 25	2524/2241
Francesco FRANCIONI	Mediterranean Programme Committee	CA 25	2542/2275
Hans-W. MICKLITZ	Director of Graduate Studies Methodology programme coordinator	CA 20	2556/2306
Marie-Ange MOREAU		VS 30	2214/2241
Dennis PATTERSON	US Exchange programme coordinator	VS 34	2245/2306
Ernst-Ulrich PETERSMANN		CA 17	2753/2241
Ruth RUBIO MARIN	First Year coordinator	VS 62	2527/2275
Giovanni SARTOR	Methodology programme coordinator	CA 10	2528/2239
Martin SCHEININ		CA 18	2589/2275
JOINT RSCAS / LAW PROFESSORS			
Giorgio MONTI		SD 050	2724/2306
Miguel POIARES MADURO		LP 11	2964/2306/ 2946
EMERITUS PROFESSOR			
Giuliano AMATO		VS 26	2584/2275
ADMINISTRATION			
Marlies BECKER	Secretary to H. Micklitz, G. Monti, D. Patterson, M. Poiares Maduro, web-editor	VS 38	2306
Annick BULCKAEN	Secretary to G. Amato, L. Azoulai, F. Francioni, R. Rubio Marin, M. Scheinin	VS 29	2275
Anna CODA NUNZIANTE	Secretary to F. Cafaggi, M. Cremona, M.A. Moreau, E.U. Petersmann, web-editor	VS 37	2241
Siobhán GALLAGHER	Secretary to G. Sartor, LLM Programme, Working Groups, Events, Working Papers, Mailing List	VS 24	2239
Pieter JESPERS	Administrative Site Officer	VS 28	2546
Alison TUCK	Departmental Assistant	VS 39	2577

VS = Villa Schifanoia; **CA** = Casale at VS; **SD** = Convento at San Domenico, **LP**: Villa La Pagliaiuola at San Domenico. If calling from OUTSIDE the EUI, remove the initial 2 from all tel. numbers: e.g. 055 4685 577

Machteld NIJSTEN	Library Information Specialist	Library	2259
Saverio BERTACCINI	VS-Site Office vs-site@eui.eu	VS	2553
Researcher Reps (until the end of 2010) – email: law.repmail@eui.eu Tiago FIDALGO DE FREITAS , Daniela JAROS , Ekaterina PANTAZATOU			
POST-DOC FELLOWS			
FERNAND BRAUDEL FELLOWS			
2010	Period of Stay	Areas of Research	
Bernhard BOER Emeritus Professor in Environmental Law, University of Sydney	15 September-30 November 2010	Biodiversity, Protected Areas and Climate Change: Law and Policy	
Jurgen KURTZ Director, International Investment Law Research Programme, University of Melbourne	1 October-31 December 2010	Converging Systems? International Investment Law and the WTO	
2011			
Diamond ASHIAGBOR Reader in Laws, University College London	15 January-15 April 2011	Ameliorating Globalization? European Union Approaches to the Social Dimension of Trade Liberalization	
Morten BERGSMO Senior Researcher, Norwegian Centre for Human Rights, University of Oslo	15 February-15 May 2011	Main Challenges in the Enforcement of Individual Criminal Responsibility for Sex Crimes in International Criminal Law	
Neil KOMESAR Miller Professor of Law, University of Wisconsin	1-30 April 2011	Comparative Constitutional Law and Comparative Institutional Analysis	
Martine LE FRIANT Professor, Université d'Avignon	15 January-15 April 2011	Origins and Evolution of Collective Autonomy in Labour Law: A Comparative Approach	
Rudolph PERITZ Professor of Law and Director, IProgress Report, New York Law School	1 March-31 May 2011	The Political Economy of Progress: Intellectual Property and Competition Policy	

Natalino RONZITTI Professor of International Law, LUISS University, Rome	17 January- 16 April 2011	The Treaty on Friendship, Partnership and Cooperation between Italy and Libya and its Relevance for General International Law and the EU
Christian TIMMERMANS Former Judge at the European Court of Justice	1 February- 5 May 2011	Limits Imposed by EU Law to Member States' Freedom of Action in Fields not Regulated by EUI Law
Douglas WALTON Distinguished Research Fellow, University of Windsor, Canada	11 January- 10 April 2011	The Carneades Model as Applied to Argumentation in Law and Artificial Intelligence
MARIE CURIE FELLOWS		
Dia ANAGNOSTOU Hellenic Foundation for European and Foreign Policy, Athens	September 2010- August 2012	Rights, legal mobilization and minorities in the ECHR
Michaela FRULLI University of Florence	January-December 2010	Criminalization of attacks against cultural property and the emerging new regime for the protection of cultural heritage
AEUIFAI Australian Fellow		
Louise CHAPPELL The University of New South Wales	February 2011	Institutionalising Gender Justice: establishing and enforcing new anti-gender based violence norms through the International Criminal Court
MAX WEBER FELLOWS (all with offices at Villa La Fonte)		
	Research Interests	Mentor
Claire CHARTERS New Zealand Centre for Public Law, Victoria University of Wellington	Indigenous peoples' rights under international and constitutional law; public international law; comparative constitutional law on indigenous peoples' rights.	Prof. Scheinin

Giuseppe CONTISSA Stanford University	Legal informatics, esp. artificial intelligence & law, computable models of legal reasoning and knowledge, software agents; legal theory, especially legal reasoning, legal logic, legal arguments, game-theory and the law, legislative drafting.	Prof. Sartor
Magdalena FOROWICZ University of Zurich	EU human rights law, ECHR, Fragmentation of International law, EU Constitutional Law	Prof. Poiares Maduro
Marco GOBBATO University of Trento	Contract law; contract law and economics; network governance	Prof. Cafaggi
Aneta Katarzyna JURSKA-GAWRYSIAK Natolin European Centre, Warsaw	EU decision-making process, implementation of EU law, public administration of Member States, EU politics, institutional, constitutional law	Prof. Cremona
Giuseppe MARTINICO Scuola Superiore Sant'Anna, Pisa	The differences and similarities in the application of European Court of Human Rights and EU laws by national courts.	Prof. Poiares Maduro
Tali SCHAEFER Columbia Law School	How law influences, shapes and coerces parental behavior	Prof. Rubio Marin
Michael SEVEL University of Texas at Austin	General jurisprudence, in particular theories of practical authority, as well as related issues in agency and tort law	Prof. Patterson
Yane SVETIEV Brooklyn Law School	Economic regulation, and in particular on the intersection of competition law, contracts and intellectual property	Prof. Micklitz
Heng WANG School of International Law, Southwest University of Political Science and Law, Chongqing, China	International economic law and Chinese law, incl. treaty interpretation, domestic regulation & dispute settlement of services trade, climate change & trade, trade regionalism	Prof. Petersmann
Rebecca ZAHN University of Edinburgh	European law & labour law, particularly European, national & comparative labour law	Prof. Moreau

1.2. CALENDAR OF DEPARTMENTAL ACTIVITIES 2010-2011

For full EUI academic calendar see:

<http://www.eui.eu/Documents/ServicesAdmin/AcademicService/CurrentAcademicCalendar.pdf>

FIRST TERM 3 August - 17 December 2010				
August 2010				
23	Monday	-	EUI re-opens	
30	Monday	- 9.30-12.00	Start of Academic Year and First Term begins Registration of new Law researchers	
September 2010				
1	Wednesday	9.30-12.00	Registration of all postdoc fellows	Badia Fiesolana
8	Wednesday	10.00-11.00	First meeting of Head of Department, Director of Graduate Studies, Law Secretariat, Researcher Reps with new researchers	Sala Europa
		11.00-12.30	Introduction to computing facilities for Law researchers	Sala Europa
		13.00	Executive Committee (<i>Head of Department only</i>)	
15	Wednesday	9.30-12.30	Law Department meeting (<i>professors and reps only</i>)	
		14.00-15.00	Introductory meeting for new researchers and fellows with Law Library Information Specialist, Dr Machteld Nijsten	Cappella
		14.30	Academic Council	
16	Thursday	14.30	Admissions Committee	
21	Tuesday	9.30	Head of Department/admin meeting	
22	Wednesday	10.00 - 12.00	Full introduction to the Law Department for all new researchers, US exchange students, fellows and visitors - seminars to be presented by the professors	Sala Europa
		12.00	Welcome Drink for all members of the Law Department	Sala Bandiere
		13.00	Executive Committee (<i>Head of Department only</i>)	
27 -	Buzz Week Mon. 27-	All day	First "buzz" week for 1 st year researchers	
30	Thurs. 30	Monday 27	Integration Day for all new researchers and US exchange students at Villa Salviati	
29	Wednesday	-	Deadline: Registration for 1st Term seminars	
		-	Deadline: Confirmation of US exchange students' home universities' requirements to S. Gallagher	
30	Thursday	11.30-13.00	Inaugural Lecture by Prof. Sabino Cassese	Sala Europa

October 2010			
1	Friday		Deadline: Submission of 2009/10 LL.M. theses
		15.00	Annual Conferring Ceremony Badia Fiesolana
4	Monday	-	Start of seminars
		-	Deadline: Submission of 1st year Personal Research Plans (all Ph.D. and LL.M.) including information on credits
6	Wednesday	9.30 - 12.30	Departmental meeting (<i>professors and reps</i>)
		13.00 - 4.30	Faculty seminar (<i>professors and fellows</i>)
		14.30	Introductory meeting with Prof. Patterson to introduce US exchanges for EUI students
11	Monday	14.30	Admissions Committee (Deferrals)
13	Wednesday	9.30	Head of Department/admin meeting
		13.00	Executive Committee (<i>Head of Department</i>)
18	Monday	14.30	Appeals Committee
20	Wednesday	12.30	Faculty Seminar (<i>professors and fellows</i>)
		14.30	Academic Council
22	Friday	-	Deadline: 2 nd and 3 rd year researchers' submission of Personal Research Plans, including progress needed to satisfy the Institute's requirements
27	Wednesday	13.00	Executive Committee (<i>Head of Department</i>)
29	Friday	-	Deadline: 1st and 2nd readers' LL.M. reports
November 2010			
1	Monday	-	EUI closed - All Souls Day
3	Wednesday	9.30 - 12.30	Departmental meeting (<i>professors and reps</i>)
		13.00 - 4.30	Faculty seminar (<i>professors and fellows</i>)
4	Thursday	-	Budget Committee
10	Wednesday	9.30	Head of Department/admin meeting
		13.00	Executive Committee (<i>Head of Department</i>)
17	Wednesday	12.30	Faculty seminar (<i>professors and fellows</i>)
		14.30	Academic Council
19	Friday	-	Deadline: Presentation of 3rd readers' LL.M. reports
24	Wednesday	14.30	Executive Committee (<i>Head of Department</i>)
29	Monday	-	Deadline: Registration of US exchange students' papers
		-	Deadline: Registration of 2 nd Term seminars
		-	Deadline: Law applications for 2011/12 US exchanges. See Dept. rules on application procedure; this deadline is earlier than general EUI deadline (21.1.11)

December 2010			
1	Wednesday	-	Deadline: Final decisions on 2009/10 LL.M. theses
		09.30-12.30	Departmental meeting (<i>professors and reps</i>)
		13.00-14.30	Faculty seminar (<i>professors and fellows</i>)
8	Wednesday	9.30 13.00	Head of Department/admin meeting Executive Committee (<i>Head of Department</i>)
10	Friday	-	High Council
13	Monday	-	Deadline for PhD: outline of thesis and plan of "May Paper", and for LL.M: outline of the thesis
15	Wednesday	12.30	Extra Faculty seminar
		14.30	Academic Council
17	Friday	-	End of First Term and seminars
23	Thursday	-	Thursday 23 December – Friday 7 January <i>EUI closed for Christmas/New Year</i>

SECOND TERM 10 January - 20 April 2011			
January 2011			
10	Monday	-	Institute re-opens. Start of Second Term & Seminars
		-	Deadline: Requests to change between LL.M/Ph.D
12	Wednesday	-	Deadline: Submission of US exchange students' papers from 1 st term
		9.30 - 12.30	Departmental meeting (<i>professors and reps</i>)
		13.00	Executive Committee (<i>Head of Department</i>)
19	Wednesday	9.30	Head of Department/admin meeting
		12.30	Faculty seminar (<i>professors and fellows</i>)
		14.30	Academic Council
21	Friday	17.00	Final EUI deadline for US exchange requests for 2011/12
26	Wednesday	9.00-12.00	Departmental Brainstorming meeting (<i>professors and reps</i>)
		13.00	Executive Committee (<i>Head of Department</i>)
28	Friday	-	Deadline: Applications for 2 nd instalment of 4 th year grant to start on 1 March 2011 (i.e. after 42 months) Deadline: Submission of book review/review of literature as 1 st year language requirement, if appropriate
February 2011			
2	Wednesday	9.30-12.30	Departmental meeting (<i>professors and reps</i>)
		13.00-14.30	Faculty seminar (<i>professors and fellows</i>)
3	Thursday	14.30	Admissions Committee (US exchanges)
9	Wednesday	-	Deadline: Professors' reports for 2nd instalment of 4th year grant
		13.00	Executive Committee (<i>Head of Department</i>)

16	Wednesday	9.30 12.30 14.30	Head of Department/admin meeting Faculty seminar (<i>professors and fellows</i>) Academic Council	
23	Wednesday	9.00 - 13.00	Departmental meeting – preselection and flagging of new student candidates (<i>professors and reps</i>)	
		13.00	Executive Committee (<i>Head of Department</i>)	
25	Friday	-	Deadline: 1 st year thesis-related Paper to supervisors	
		-	<i>Friday 25 February – Friday 4 March</i> Preselection committees with national authorities (one Law professor in each committee)	
			Selection Committee	Non EU Countries
28	Monday	-	Selection Committees	UK and Ireland, Greece and Cyprus
March 2011				
1	Tuesday	-	Selection Committees	Nordic, Estonia, Latvia, Poland, Slovenia
2	Wednesday	-	Selection Committee	Italy, Spain and Benelux
3	Thursday	-	Selection Committee	Portugal
4	Friday	-	Selection Committee	France, Germany, Austria, Switzerland
9	Wednesday	9.30-12.30	Departmental meeting (<i>professors/reps</i>)	
		13.00	Executive Committee (<i>Head of Department</i>)	
15	Tuesday	17.00	Deadline for ERASMUS applications for 2011/12	
16	Wednesday	9.30 12.30 14.30	Head of Department/admin meeting Faculty Seminar (<i>professors and fellows</i>) Academic Council	
21 - 25	Buzz week - Mon. 21 - Fri. 25	All day	Second "buzz" week 21-25 March	
23	Wednesday	13.00	Executive Committee (<i>Head of Department</i>)	
28 - 29	Monday 28- Tuesday 29	<i>Both days</i>	February Paper discussions	
31	Thursday	All day	LLM Interviews	
April 2011				
1	Friday	All day	LLM Interviews	
4- 8	Monday- Friday	All day	Monday 4 - Friday 8: PhD interviews for 2011/12	
12	Tuesday	9.00-13.00	Departmental meeting (<i>professors/reps</i>)	
13	Wednesday	9.30 13.00	Head of Department/admin meeting Executive Committee (<i>Head of Department</i>)	

14	Thursday	14.30	Admissions Committee (<i>1st year researchers</i>)
15	Friday		Deadline: Request for passage to 3rd year from Sept. 2010 (with $\frac{1}{4}$ work completed)
20	Wednesday	14.30	Academic Council
			SECOND TERM ENDS
21	Thursday	-	Thursday 21- Monday 25 April EUI closed - Easter
THIRD TERM 2 May - 24 June 2011			
May 2011			
2	Monday	-	Third Term starts
4	Wednesday	9.30-12.30	Departmental meeting (<i>professors/ reps</i>)
		13.00-14.30	Faculty seminar (<i>professors and fellows</i>)
5	Thursday	-	Budget Committee
11	Wednesday	13.00	Executive Committee (<i>Head of Department</i>)
12	Thursday	-	Research Council
13	Friday	-	Research Council
18	Wednesday	9.30	Head of Department/admin meeting
		12.30	Faculty seminar (<i>professors and fellows</i>)
		14.30	Academic Council
19	Thursday	-	Deadline for PhD "May Papers"
25	Wednesday	13.00	Executive Committee (<i>Head of Department</i>)
June 2011			
1	Wednesday	-	Deadline: Request for 4th year grant from Sept. 2011 and (with $\frac{2}{3}$ work completed)
2	Thursday	-	EUI closed: Festa della Repubblica Italiana
6 - 9	Monday- Thursday	-	Monday 6 - Thursday 9 May First year May Paper defence week
8	Wednesday	13.00	Executive Committee (<i>Head of Department</i>)
10	Friday	9.30	High Council
		20.30	June Ball
15	Wednesday	9.00 - 12.15	Departmental meeting (<i>professors and reps</i>)
		12.30 - 14.00	Faculty seminar (<i>professors/fellows</i>)
		14.30	Academic Council
22	Wednesday	9.30	Head of Department/admin meeting
23	Thursday	14.30	Admissions Committee
24	Friday	-	Third Term ends
30	Thursday	14.30	Appeals Committee
July 2011			
6	Wednesday	13.00	Executive Committee (<i>Head of Department</i>)
August 2011			
Thursday 4 - Sunday 21 August		EUI Closed	

1.3. ORGANISATION OF STUDIES

1.3.1. THE DOCTORATE IN LAW

The Law Department, like the other EUI departments, offers a four-year course leading to the doctorate. The general rules governing admission and the course of doctoral studies are given below. The first year of the doctoral programme leads to the conferring of the *Master in Comparative, European and International Legal Studies (LL.M.)*. In the first year, researchers in the doctoral programme follow a series of seminars and courses jointly with the LL.M. researchers, as described below. Researchers who benefit from four years of grant will have an overall four years to present their Ph.D. at the Institute and a fifth year during which the defence may take place.

1.3.2. THE ONE-YEAR LL.M. DEGREE (*Legum Magister*)

Since 1984 the EUI has offered law students a one-year programme leading to the degree of *Master in Comparative, European and International Legal Studies (LL.M.)* (the level of a British LL.M., for instance). Researchers, counselled and supervised by a professor in the Department, participate in departmental seminars and courses along with the Ph.D. students, and they write a dissertation which is the basis for the conferment of the degree. The dissertation is normally submitted at the end of the course. Admission and residence requirements are the same for LL.M. students as for those intending to take the doctorate.

1.4. RESIDENCE REQUIREMENTS

In accordance with the EUI rules, researchers must reside in Florence and be present during the period of seminar and teaching activities for the duration of the Ph.D. and LL.M. programmes, exceptional absences of more than one week require the written consent of the Department, see 1.6. below.

1.5. STUDENT STATUS: FIVE YEAR MAXIMUM OF REGISTRATION

Student status is automatically granted to all researchers in the LL.M. programme for 12 months and to all Ph.D. researchers for a maximum of 60 months, i.e. 5 years, from the date of first registration in the programme until they defend their thesis, provided this is within 5 years. Those with student status may participate in all EUI activities and benefit from all the facilities (library, computing facilities etc). The right to submit the thesis is also dependent upon student status.

No extension of student status beyond the normal five year limit, and therefore **no submission of a thesis after five years**, is allowed except on the basis of extenuating circumstances of a personal or professional nature which have interfered with a record of good progress and have caused unforeseen delay. In order that the Admissions Committee may make a decision in such cases whether to grant an extension, and, if so, for what

period of time, before the end of the 5-year period the Committee must receive (i) evidence of any such extenuating circumstances, (ii) evidence of the current state of progress of the thesis, and (iii) a detailed plan for completion and submission within a specified period of time. Requests should be sent to the Director of Graduate Studies and the Head of Department for approval together with the supervisor's comments (with copy to both the Departmental Assistant and the supervisor's secretary).

Some types of absence from the Institute and/or involvement in activities other than thesis-related research do not count towards the calculation of the sixty months/five years. These exemptions are outlined below.

1.6. LEAVES OF ABSENCE

<http://www.eui.eu/Documents/ServicesAdmin/DeanOfStudies/EUI-RulesRegsOct2009.pdf>

- a. Apart from de minimis periods [i.e. no longer than one week per term], **researchers must obtain the written permission of the supervisor to be absent from the Institute during term-time.** Requests should provide appropriate information about the purpose and length of the period of absence. Requests for more than one month and up to 2 months, if approved by the supervisor, should be sent to the Director of Graduate Studies and the Head of Department for approval together with the supervisor's comments (with copy to both the Departmental Assistant and the supervisor's secretary). Requests must be made as far in advance of departure as possible.
- b. For absences of a period of 2 months or more, the same procedure as at a. above applies, but the Admissions Committee will also need to approve the request. There is no special form to be completed.
- c. Permission should only exceptionally be granted for absences of more than one week.
- d. More than one prolonged departure within a twelve month period will not be permitted and accumulation of absences will be discouraged. This includes US exchange programmes and traineeships/stages.
- e. The maximum overall period of intermission for which any combination of these is permitted is normally 18 months.

The EUI does not permit leaves of absence in order to follow degree courses in other universities during the EUI Ph.D. programme.

During all leaves of absence, a researcher must confirm contact details with the supervisors' secretary and arrange to have the pigeon-hole checked and emptied.

1.7. LINGUISTIC DIVERSITY

The Law Department attaches particular importance to the maintenance and encouragement of linguistic diversity in all of its activities. It therefore encourages both professors and researchers who wish to do so to express themselves in French during seminars and other departmental activities, and encourages the use of Italian and other languages wherever these can be used by all or most of those concerned. Everything possible should be done to encourage such diversity.

The writing of theses in languages other than English continues to be encouraged wherever this is desired by the researcher and appropriate supervision is available.

Students applying for admission to the Department should take full account of this policy.

1.8. WORKING GROUPS

<http://www.eui.eu/DepartmentsAndCentres/Law/ResearchAndTeaching/WorkingGroups/Index.aspx>

Parallel to weekly courses, more informal working groups may be established on the initiative of interested researchers on a departmental or inter-departmental basis. A list of the Law Department's working groups is published on the web site at the above link. Working groups usually organize a series of meetings in which researchers from the EUI and occasionally invited lecturers working on similar topics co-operate. The Department encourages such initiatives. Under certain circumstances, presentations in working groups can be taken into account by second and third year researchers as a way of fulfilling the Department's requirement of presenting the progressing doctoral research once a year, provided the supervisor attends the presentation.

To set up a working group, check on the web site whether one already exists in the relevant field. If not, seek the approval of at least one Law professor working on the topic and then inform both the Head of Department and Siobhán Gallagher. Siobhán will help with practical matters concerning working groups. If a working group ceases to meet regularly, please ensure that the information is removed from the web site.

2. **FIRST YEAR**

2.1. **INTRODUCTORY MEETINGS**

All new researchers and US exchange students are required to attend three introductory meetings. New fellows are welcome to attend the first and are particularly requested to attend the second:

- i. **Wednesday, 8 September 2010 at 10.00** in Sala Europa, Villa Schifanoia - with Prof. **Marise Cremona**, Head of Department, Prof. **Hans Micklitz**, Director of Graduate Studies, and the Law administration, followed at **11.00** by an introduction to the computing facilities for Law researchers in Sala Europa.
- ii. **Wednesday, 22 September 2010 at 10.00-12.00** in the Sala Europa, Villa Schifanoia - with all Law Faculty members, at which the professors will briefly describe their seminars, followed by a **Welcome Drink** for all members of the Department in the Sala Bandiere at **ca. 12.00**.
- iii. **Monday, 27 September 2010, 9.00-19.00** Integration Day for all new researchers and US exchange students at Villa Salviati. Further details of this will be provided in September.

2.2. **A SPECIAL EVENT**

We encourage participation in the **Inaugural Lecture** by Prof. Sabino CASSESE, of the Italian Constitutional Court, to be held **on Thursday, 30 September**, 11.30-13.00, Sala Europa.

2.3. **SUPERVISION AND PERSONAL RESEARCH PLAN**

2.3.1. **EUI SUPERVISORS**

These guidelines should be read in conjunction with the EUI *Code of Practice on Doctoral Supervision*, available at:

<http://www.eui.eu/Documents/ServicesAdmin/AcademicService/CodeofPracticeSupervisionNov031.pdf>

On arrival at the Institute in August, research students will be given the name of the professor they should contact to discuss research plans and the possibilities of supervision. This should be done as soon as possible in September. The final choice of supervisor is made by the Department on the basis of the mutual agreement of the relevant professor and researcher. The final list of supervisors will be approved by the Law Department at its November departmental meeting.

A change of supervisor or of thesis topic still remains possible after that date, but all changes, including to the curriculum, must be agreed by the researcher and his/her supervisor on the **Personal Research Plan** and

registered on the PRP (original to be returned to Siobhán Gallagher). It is the researcher's responsibility to have these changes registered. Minor amendments to the thesis working title may be communicated to the supervisor's secretary for amendment in the database at any time.

The supervisor will counsel and guide the researcher throughout the doctoral/LL.M. programme. Researchers are welcome to contact any other professor in the EUI to discuss their research, but they will formally report to only one supervisor within the Department. If, however, the researcher's supervisor leaves the Department prior to the researcher completing his/her thesis, an additional internal professorial advisor will be appointed to the researcher.

2.3.2. PERSONAL RESEARCH PLAN (PRP)

<http://www.eui.eu/DepartmentsAndCentres/Law/RulesForms/FirstYearRequirements.aspx>

By **4 October 2010**, every first-year researcher will agree, in consultation with the supervisor (who may at this stage only have been provisionally identified), a Personal Research Plan (click on the link above for access), which will:

- i. identify the general profile of the doctoral or LL.M. research project
- ii. specify the courses the researcher will follow as part of his/her programme
- iii. specify the ways in which the researcher will earn credits
- iv. specify the ways in which the researcher should comply with the Department's language requirements (for details see point 2.5.6. below).

The PRP should be signed by both the researcher and the supervisor and given to Siobhán Gallagher. Any future alterations to the PRP must be registered on a new PRP form which will replace the previous one; it should also to be given to Siobhán Gallagher.

2.3.3. EXTERNAL CO-SUPERVISORS

In exceptional circumstances, if the expertise required to supervise a thesis is not fully available within the Department, an external co-supervisor may be appointed either from another EUI department or from outside the EUI.

Any Ph.D. or LL.M. researcher wishing to have an external co-supervisor should discuss the matter with the internal supervisor who, if in agreement, will seek the approval of the Department at one of its monthly meetings. The Head of Department will then send an official letter to the external professor asking whether s/he is prepared to act as a co-supervisor. Researchers are not expected to contact the prospective external co-supervisors themselves. External co-supervisors will not be directly involved in decisions on May Papers as these will be read and marked by permanent professors in the Department.

2.3.4. INTERNAL PROFESSORIAL ADVISORS

When a researcher's original supervisor leaves the Institute, arrangements will be made either:

- i. to appoint a new internal supervisor (either as a sole supervisor, or as joint supervisor together with the departing professor), or,
- ii. in cases where the decision is made to retain the departing supervisor as the sole supervisor, to appoint an additional internal Professorial Advisor from the current full-time staff to provide the researcher with an ongoing point of contact with the life and work of the Department. The internal Professorial Advisor will not be expected to provide supervision. Instead, his or her role will be to ensure that the welfare and administrative needs of the researcher are met.

2.4. FIRST-YEAR CURRICULUM

The Law Department's teaching programme includes the following: advanced courses, which have a broader scope; seminar courses, which deal with more specific subjects; intensive legal methodology courses, summer courses and workshops.

Participation in each seminar will be limited to 30 EUI researchers on a first-come-first-served basis. Visiting students, fellows and US exchange students will be counted separately. Enrolment will only be accepted during the two weeks prior to the final deadline (8-29 September and 15-29 November 2010), when lists for enrolment will be placed on the departmental notice-board at the Villa Schifanoia. All seminar materials will be made available online, so no one should register for seminars only to receive reading materials.

The third term is dedicated essentially to the writing of the LL.M. dissertation or, for doctoral students, the writing of a substantial paper relating to their doctoral project ("May Paper") on the basis of which admission to the second year is decided.

2.5. COMPULSORY REQUIREMENTS

Advanced courses and seminars seek to reflect the Department's commitment and profile: European and international in its character, comparative in its approach and contextual in its methods. These three dimensions are represented both in the general programme and within the individual seminars. They have, however, not been codified in a mandatory curriculum. Researchers hence enjoy freedom in the planning of their studies, subject to the agreement of their supervisors (as specified under Supervision (see point 2.3. above).

2.5.1. INTENSIVE "BUZZ" WEEKS

There will be two intensive "buzz" weeks during which special activities will be organised for all first-year students. The first (27 September-30 September 2010) will be an Integration Week focussed on legal methodology courses and including an Inaugural Lecture, while the second (21-25 March 2011) will include elements of legal methodology and a choice of two intensive courses taught by external faculty.

2.5.2. CREDITS FOR FIRST-YEAR RESEARCHERS

In the first year, all Ph.D. and LL.M. researchers will have to earn a minimum of 60 credits in the following way in order to satisfy attendance requirements:

Compulsory element

- Methodology component (PhD and LL.M), including one 10-hour seminar in the March buzz week: 9 credits
 - February Term Paper (PhD and LL.M): 6 credits
 - May Paper (PhD) or LL.M thesis (deadline 1 October): 24 credits
- Total of compulsory credits: 39

The remaining 21 credits may be obtained as follows:

- 20 hour seminars or advanced courses of 10 sessions each 6 credits per seminar
- Short 8 -10 hour seminars of 4-5 sessions each: 3 credits per seminar
- Academy of European Law 2-week summer school: 3 credits

The possibility of attending a seminar in another department and obtaining credits in that seminar exists, provided the Law Department is in agreement. A written request must be made to the Director of Graduate Studies with the written approval of the supervisor. If the Department agrees to such a request, then the relevant professor in the other department must be asked in writing by the Director of Graduate Studies to certify, once the seminar has finished, that the student has attended all sessions of that seminar. The agreement of the relevant professor to these conditions is a prerequisite for departmental agreement to follow an outside seminar. The credits obtained will be those in force in the Law Department.

2.5.3. COURSE ATTENDANCE

In order to obtain credits, researchers are required to attend all sessions of each course or seminar and they are responsible for ensuring that they register their presence on the lists circulated at each session. If there is a legitimate reason (e.g. illness, funded research mission) for not attending a specific session, the researcher must inform Siobhán Gallagher in writing and include the written approval for the absence from the seminar coordinator. This should be done before the session takes place (or immediately afterwards in cases of sudden ill health). All researchers must

have read the seminar materials prepared for each session prior to attending class and they are expected to participate actively during seminars.

2.5.4. WRITING REQUIREMENTS

N.B. All outlines and papers, except the LLM thesis, to be submitted to Siobhán Gallagher and e-mailed to law.admin@eui.eu

All PhD researchers will be required to provide:

- i. By 13 December 2010 an outline of the thesis including both a broad picture of the thesis and a more detailed structure of the May Paper, to be read by the supervisor;
- ii. By 25 February 2011 a thesis-related paper (of approx. 8,000 words, including footnotes) to be read by the supervisor;
- iii. By 19 May 2011 a May Paper (three hard copies), consisting of the outline of the thesis and one chapter of the thesis (max. of 14,000 words, including footnotes), to be read by the supervisor, a second reader and defended before a panel of three professors

All LLM researchers will be required to:

- i. By 13 December 2010 an outline of the thesis to be read by the supervisor;
- ii. By 25 February 2011 a thesis-related paper (of approx. 8,000 words, including footnotes) to be read by the supervisor;
- iii. By 3 October 2011, i.e. in the year following admission, the LLM thesis to be submitted to the supervisor's secretary (not to Siobhán Gallagher), (see point 2.8. below for further details).

2.5.5. DEFENCE OF THE MAY PAPER BEFORE A PANEL OF THREE PROFESSORS (Ph.D. students only)

All PhD researchers will be required to defend their May Papers before a panel of three professors for up to 30 minutes. All defences will take place during the week of Monday 6 -Thursday 9 June 2011. After the defence, the panel will inform the researcher of the motivated decision which may consist of either:

- a. Admission to the second year with a written report by the supervisor, to include the input of the other members of the panel on how best to proceed;
- b. If convinced of the quality of the candidate and the potentiality of the project, the panel may decide to propose re-submission of the Paper by 31 August and deferral of the decision on admission to the second year until September;
- c. Passage from the PhD to the LLM-only programme with a report written by the supervisor explaining the decision and giving concrete

- advice on how to turn the May Paper into a successful LLM thesis by the beginning of October;
- d. Negative decision.

Decisions must be communicated to the researchers in writing at least one week before the Admissions Committee meeting (i.e. decision by 16 June for the 23 June 2011 Admissions Committee).

A student requested to re-submit a May Paper by 31 August but who is not then admitted to the 2nd year of the PhD programme may in exceptional circumstances be offered the chance of turning the May Paper into an LLM by the extended deadline of 15 December 2011.

Researchers who have fulfilled all the first-year requirements and are admitted to the second year of the Ph.D. programme will receive the degree of *Master in Comparative, European and International Legal Studies (LL.M.)*.

2.5.6. LANGUAGE REQUIREMENTS

In order to satisfy the Department's language requirements (see Personal Research Plan at point 2.3. above), all LL.M. and Ph.D. researchers must decide, by 4 October 2010, whether they want to either:

- i. Write their May Paper or their LL.M. dissertation in a non-mother-tongue language; or
- ii. Submit a review of literature in their field published in non-mother-tongue languages, or submit a review of a book published in a non-mother-tongue language (of about 2,000-3,000 words). Provided the supervisor agrees, the review may be written in the researcher's mother-tongue. The choice should be determined with the supervisor and the deadline for submission will be **28 January 2011**.

All papers written in a non-mother-tongue language must specify whether and to what extent they have been submitted to the Language Centre for correction. Language correction is not compulsory.

2.5.7. EXCHANGE STUDENTS' COMPULSORY REQUIREMENTS

Each of the universities participating in an exchange with the EUI Law Department has different requirements for its own students. The minimum requirements for each university are subject to change and should be checked directly with the home university. Confirmation of the requirements should be sent to Siobhán Gallagher by **29 September 2010** at the latest.

N.B. All papers/exams etc. will be marked on a **Pass / Fail basis only**. There will be no grading, unless this is specifically requested by the home university by 29 September.

2.6. TRANSFER FROM PH.D. TO LL.M. AND LL.M. TO PH.D.

In principle, LL.M. researchers are expected to complete the programme to which they were admitted, although LL.M. students may request to transfer to the second year of the doctoral programme from 1 September of the year following admission. Such a change from LL.M. to Ph.D. will only be considered if very strongly supported by the supervisor. Admission to the doctoral programme is subject to the same conditions that apply to other candidates. It should be noted however that places are restricted and there will be no guarantee that a place in the PhD programme will be obtained.

Requests for permission to transfer must be communicated in writing to the Head of Department (copy to the Departmental Assistant) by **Monday, 10 January 2011** at the latest. Requests should be accompanied by a revised research proposal, which will form the basis of the researcher's work if admitted to the Ph.D. programme. It is expected that the researcher will have been in close consultation with the supervisor in the period prior to requesting the transfer. The EUI application form (submitted by all Ph.D. and LL.M. applicants to the Institute) must be completed online by the final EUI deadline for applications (31 January 2011). The only difference in the procedure is that a researcher requesting to transfer must submit two reference letters from EUI professors, not from external professors.

Applicants who wish to change to the Ph.D. programme will have to be considered for a national grant along with the new candidates from their own country applying for the first year of the doctoral programme for the following year. Their eligibility for admission with grant to the second year of the Ph.D. programme can therefore only be finally approved when the results of the student candidate interviews are decided by the Admissions Committee in mid-April. Their *actual* admission will of course depend upon successful completion of the first-year programme, i.e. May Paper, etc. which will be judged on the same basis as researchers already in the Ph.D. programme. If the May Paper is satisfactory, admission to the second year automatically follows and the researcher will be awarded the degree of *Master in Comparative, European and International Legal Studies (LL.M.)*.

In **truly exceptional circumstances**, a request to change from Ph.D. to LL.M. may still be made in the first year up to 13 June 2011, so that any grant thus freed could be re-allocated to an incoming student by the Admissions Committee. In order to change programme, a reasoned request must be made in writing to the Head of Department with the written approval of the supervisor. A decision will be taken by the whole Department at a departmental meeting. If the request is approved by the Department, the researcher will have to present the final text of the LL.M. by 3 October 2011, i.e. in the year following admission (thirteen months in total) in the same way as all researchers preparing an LL.M. thesis. There will be no postponement of this deadline due to the change to the LL.M. programme.

2.7. SUBMISSION OF THE LL.M. THESIS

2.7.1. DEADLINE FOR SUBMISSION

The deadline for submission of the final version of the LL.M. dissertation is normally 1 **October** of the year following admission to the Institute (Monday, 3 October in 2011). No dissertation submitted after this deadline will be accepted. A later revision of the text will only be allowed if specifically required by the examining committee.

2.7.2. AWARDING OF THE LL.M.

Each dissertation will be examined by a committee of three consisting of the supervisor and two readers appointed by the Department. The deadline for the final decision of the committee is **1 December**. The LL.M. is ungraded. The committee may recommend either:

- a. That the dissertation be accepted as satisfying the requirements of the LL.M.;
- b. That the dissertation be rejected as not satisfying the requirements of the LL.M.; or
- c. That the dissertation be revised or rewritten, and submitted for re-examination.

Positive recommendations are confirmed by the Head of Department and forwarded to the Academic Service. In respect of negative recommendations, or recommendations to revise and resubmit, decisions are taken by the Department at its first meeting following the submission of the examining committee's reports. If the Department recommends revision and resubmission, then the dissertation must be resubmitted within six months at the latest after the Department's decision is taken. If the Department makes a negative decision, an appeal may be heard and examined only on procedural grounds, manifest arbitrariness or on any other relevant non-academic matter.

2.7.3. LANGUAGE OF THE THESIS

The LL.M. dissertation may be written in any language agreed with the supervisor. If language correction of the dissertation is required, please contact the supervisor's secretary for precise details. LL.M. dissertations which have been submitted for language correction should specify this on the first inside page of the thesis.

2.7.4. PRACTICAL INFORMATION ON SUBMITTING THE THESIS

The final version of the LL.M. thesis should be submitted to the supervisor's secretary as one single PDF file. She will send it to the EUI print shop where **10 bound copies** will be made (4 for the readers, 4 for the researchers and 2 for the Library after the degree is awarded). Any copies not required by the readers will be sent to the researcher after the degree has been awarded.

All LL.M. dissertations should be of approximately 30,000 words including footnotes, unless specified otherwise by the supervisor. They should be presented in a perfect academic format and the EUI template for the cover page must be used. It can be found at:

<http://www.eui.eu/DepartmentsAndCentres/Law/RulesForms/LLM.aspx>

EUI computing rights and Library access will continue until the beginning of October. Please leave your full forwarding address with the supervisor's secretary and the Alumni Officer before you leave the Institute.

2.7.5. PUBLICATION OF THE THESIS

The *Academic rules and regulations for the doctoral programme last amended by Academic Council Decision N° 3/2008 of 19 November 2008* state at Article 5.10.:

"In accordance with Convention Article 14 (1), theses approved by an Examining Board must be published. Theses can be published on paper and/or in electronic format. Theses can be published electronically by depositing the full text of the successfully defended Ph.D. or LL.M thesis, either in the version that was defended or in a revised version, in the EUI repository CADMUS in the collection 'EUI theses' as a protected PDF file. Research students are encouraged to use this option. The copyright remains with the author. The Agreement to publish the thesis should be signed."

3. SECOND YEAR

Second-year researchers must present their research once at the EUI during the year in the framework of one of the advanced courses or seminars organized by the Law Department or, with the approval of the supervisor, in one of the working groups convened by EUI researchers or in a conference or workshop held at the EUI. The supervisor must attend the presentation. If necessary, the Department will set up special workshops during the third term to accommodate those researchers who cannot insert their presentations as outlined above.

Second-year researchers must also participate in at least one 20 hour advanced course or seminar (*of 6 credits*) in both the first and second terms, either in the Law Department or in another department, or two short 8-10 hour seminars (*of 3 credits each*) in substitution for each 20 hour course/seminar, *i.e. a total of 12 credits for the whole year*. In exceptional circumstances, a researcher may choose to attend two seminars in the same term if the seminars that are best suited to the development of the thesis fall within the same term. In this case, the researcher must submit the reasons and written approval of the supervisor in writing to the Director of Graduate Studies with a copy to Siobhán Gallagher **before 29 October 2010**.

Second-year researchers who participate in a *stage* or who for any other reason have a suspension of grant during their second year, and who for that reason cannot attend a seminar in each term, will have to comply with the remainder of their obligations during the third year. Residence requirements and guidelines for leaves of absence apply also to second-year researchers (see point 1.4. above).

By **22 October 2010**, all second-year Law researchers must have discussed with their supervisors a new **Personal Research Plan** to include a **projection of the work** required to be able to comply with the ¼ thesis requirement (see below). Once approved by the supervisor, it should be given to Siobhán Gallagher. It can be found at:

<http://www.eui.eu/DepartmentsAndCentres/Law/RulesForms/SecondYearRequirements.aspx>

By **15 April 2011**, all second-year researchers must show that they have completed at least one-quarter of the work required for the Ph.D. thesis. One hard copy of the ¼ work must be given to the supervisor (via his/her secretary) and a copy sent to lawadmin@eui.eu. On the basis of this work, the supervisor will be required to report to the Department on the progress made, stating whether admission to the third year is recommended or not. The Department will inform the Admissions Committee at its June meeting of the recommendations, which may be positive, postponed to September, or negative. Postponement of recommendation of passage to the third year may be made where doubts are raised at the level of assessment of the second-year activities. The supervisor will inform the researcher what additional work is required and the work must be submitted normally by 31 August 2011. If a negative decision is taken, an appeal may be heard and examined only on procedural grounds, manifest arbitrariness or on any other relevant non-academic matter.

4. THIRD YEAR

Third-year researchers must present their research once at the EUI during the year in the framework of one of the advanced courses or seminars organized by the Law Department, or, with the approval of the supervisor, in a working group convened by EUI researchers or in a conference or workshop held at the EUI. The supervisor must attend the presentation. If needed, the Department will set up special workshops during the third term to accommodate those researchers who cannot insert their presentation in the framework of one of the courses or seminars during the first and second terms.

Third-year researchers must also participate in at least one 20 hour advanced course or seminar (*of 6 credits*) during the year, either in the Law Department or in another department, or two short 8-10 hour seminars (*of 3*

credits each) in substitution of the 20 hour course/seminar, *i.e. a total of 6 credits for the whole year.*

By **22 October 2010**, third-year researchers are required to present a **Progress Report and Ph.D. work plan** to their supervisors in which they will report on their progress towards two-thirds completion of the thesis. They must also have discussed with their supervisors a new **Personal Research Plan** to include a projection of the work required to be able to comply with the 2/3 thesis requirement (see below). Once approved by the supervisor, it should be given to Siobhán Gallagher. It can be found at:

<http://www.eui.eu/DepartmentsAndCentres/Law/RulesForms/ThirdYearRequirements.aspx>

4.1. ADMISSION TO THE FOURTH YEAR AND FOURTH-YEAR GRANT

<http://www.eui.eu/Documents/ServicesAdmin/DeanOfStudies/EUI-RulesRegsOct2009.pdf>, article 3.1.7.

Researchers entering their fourth year are eligible for a full EUI completion grant of 12 months. This grant is payable in instalments and is subject to conditions which link payment to completion by the end of the fourth year. The full completion grant will be paid to all researchers who submit their first *and* final draft by the 48th month of registration.

Researchers who are awarded, and then decide to take up, the completion grant are required to sign a written commitment that they will submit the first and final draft of their thesis within 48 months of registration. In this article, *first full draft* is defined as the first submission of the researcher, comprehending drafts of all elements and papers or chapters of the thesis; *final draft* is defined as the text which the researcher submits as being defensible to the supervisor.

4.2. TWO-THIRDS REQUIREMENT AND FIRST INSTALMENT OF GRANT

The first instalment of six months is payable on the basis of evidence that the researcher has completed at least two-thirds of the thesis at the very latest by the beginning of the fourth year. By the end of the 33rd month of registration, *i.e.* by **1 June 2011**, researchers should present evidence to the Department that they have made the requisite progress. In cases where this cannot be clearly demonstrated at that stage, the researcher may resubmit evidence of progress by the end of the 36th month of registration, *i.e.* by **31 August 2011**. In either case, the final decision on approval of the first instalment of payment is made by the Admissions Committee.

By **1 June 2011**, one hard copy of the 2/3 work must be given to the supervisor (via his/her secretary) and an electronic copy must be sent to lawadmin@eui.eu.

Also by **1 June 2011**, all third-year researchers must inform the Departmental Assistant at lawadmin@eui.eu whether they wish to receive the fourth-year grant (either from the EUI or from another source) or not (some may be taking up jobs, some may be requesting other funding, e.g. Portuguese grants, etc.). Even if they will have a delayed 2/3 submission date, they must provide this information by 1 June 2011.

The first and second reader of the 2/3 work may agree on one of four recommendations: (i) that the thesis is already two-thirds complete; (ii) that, although the thesis is not yet two-thirds complete, it is likely that the thesis will be at least two-thirds complete within 36 months; (iii) that there remains a significant doubt whether the thesis will be two-thirds complete within 36 months; or (iv) that there is no reasonable prospect of the thesis being two thirds complete within 36 months. Where there is disagreement between the first and second reader on the appropriate recommendation, the matter should be resolved collectively by the Department.

5. *FOURTH YEAR*

5.1. FIRST FULL DRAFT AND SECOND INSTALMENT OF SIX MONTHS GRANT

The second instalment, which is for six months, is payable only once **the first full draft of the thesis** has been submitted, and the deadline for requesting it is **28 January 2011**. One copy of the first full draft should be given to the supervisor's secretary - or if given directly to the supervisor, please inform the secretary that you have done so. The first full draft is defined as the first submission of the researcher, comprehending drafts of all elements and papers or chapters of the thesis.

Before payment can be approved, the relevant supervisor must certify in a memorandum to the Admissions Committee (a) that a full first draft of the thesis has been submitted and (b) the expectation that the final draft of the thesis will be submitted within 48 months of registration. The final draft is defined as the text which the researcher submits as being defensible to the supervisor.

The purpose of the second instalment is to supply researchers with continuing financial support while preparing the final version of the thesis and making arrangements for the defence. Even where the defence takes place within the four year period, the researcher will continue to qualify for the remainder of the fourth-year grant in order to facilitate the transition from researcher to employment status.

Eligibility for the second instalment of the fourth-year grant ceases after 48 months of registration. Where a researcher has not completed a full first draft

when the first instalment of fourth-year grant comes to an end (i.e. after 42 months of registration), and so is not yet eligible for the second instalment at that stage, the researcher may nevertheless qualify for the second instalment of the fourth-year grant provided that both the full first draft is submitted and the supervisor certifies that the final draft will be submitted before the expiry of 48 months.

The right to submit the thesis is dependent upon student status. Student status lasts 5 years from the date of first registration in the doctoral programme. No extension of student status beyond the normal five-year limit, and therefore no submission of a thesis after five years, is allowed except on the basis of extenuating circumstances of a personal or professional nature which have interfered with a record of good progress and have caused unforeseen delay.

5.2. ASSESSMENT OF DRAFTS

The supervisor is asked to give a qualitative analytical assessment of both the first and the final drafts within a month after their submission. More specifically, in assessing the final draft, the supervisor is asked to decide from amongst the following options:

- to accept the draft as a thesis, ready for linguistic correction and defence;
- to accept the draft as a thesis for defence after minor changes;
- to accept the draft as a thesis for defence after major changes feasible within 6 months;
- not to accept the draft as a thesis for defence.

5.3. NO LEAVE OF ABSENCE WITHOUT GRANT DURING 4th YEAR

No leave of absence without grant (with suspension of registration period and retention of grant entitlement) will be granted during the period of entitlement to and receipt of the fourth-year completion grant, except where the leave does not impede in any way the submission of the final draft of the thesis within 48 months of registration.

6. Ph.D. THESES

Please note that a doctorate which has been prepared in the EUI's Ph.D. programme **must be defended at the EUI**. It may **not** be proposed for defence at any other university.

6.1. TIMING OF DEFENCE

The public defence of the thesis should take place **within 9 months of the submission of the final draft** (see point 3.18 of *Academic rules and regulations for the doctoral programme last amended by Academic Council Decision N° 3/2008 of 19 November 2008*). Only upon the specific acceptance of a request supported by the supervisor and the Department and approved by the Admissions Committee, may a defence be organized at a later date.

6.2. SUBMITTING THE FINAL THESIS AND 300-WORD SUMMARY

Should the thesis supervisor conclude that the doctoral work and thesis progress justifies the setting up of a jury, s/he shall – after consulting the research student and any co-supervisor – propose the precise composition of the Examining Board for recommendation by the Department to the Executive Committee for its establishment. The research student may bring observations on the composition of the Examining Board to the attention of the Department.

The student shall submit the final version of the thesis (i.e. the version to be printed, bound and sent to the examining board members), together with a 300-word summary, to the supervisor's secretary. The supervisor and any co-supervisor shall each draw up a reasoned report and send it to the student and to the Head of Department concerned **within one month**.

Should either the thesis supervisor's or any co-supervisor's reasoned report conclude that the submitted manuscript is after all not ready for defence, the report shall state the nature of important changes the student ought to make. The research student may nevertheless express in writing the wish to defend the thesis as it stands.

Every other Examining Board member shall draft a short report and send it to the Department within two months of the manuscript's being sent to Examining Board members. This report should state whether the thesis is deemed defensible as it stands, or what changes would be needed to make it suitable for defence. The thesis supervisor shall inform the research student of these reports; the latter shall decide, in full awareness of the facts, whether to defend the thesis as it stands or instead to make changes; in the

latter case, these changes shall be brought to the notice of the Examining Board members.

6.3. EXAMINING BOARD

<http://www.eui.eu/Documents/ServicesAdmin/DeanOfStudies/EUI-RulesRegsOct2009.pdf>.
article 5.4.

The EUI rules require that the thesis shall be defended before an Examining Board made up of four members. The candidate's thesis supervisor shall be a member. The co-supervisor, if any, may also be appointed as a member of the Examining Board.

The Examining Board shall include at least one current full-time Institute professor and one academic from outside the Institute who has never been on its full-time or part-time professorial staff.

The Board is normally made up of two internal members and two external members. All four members should not be nationals of the same state or be currently employed in the same state.

Internal Members

Internal members are deemed to include (i) current full-time professors of the EUI, (ii) former full-time professors of the EUI, provided their permanent contract has overlapped with the period in which the candidate was in receipt of grant for at least six months, (iii) current or former part-time professors of the EUI, provided that their period of contract (which need not be consecutive) has overlapped with the period in which the candidate was in receipt of grant for at least six months.

External members

External members cannot include persons who are eligible as internal members as set out above. Former full-time or part-time professors are eligible as external members provided (i) they are not eligible as internal members, and (ii) their most recent contract ended at least three years before the date on which the jury is scheduled to meet. If appointed to the Examining Board, an external co-supervisor shall be treated as an external member. At least one of the external members must be a current university professor. No more than one external member may be appointed from the same institution. All external members must be of high academic standing in the area with which the thesis is concerned.

No more than two internal members may be appointed to the Board of Examiners. In exceptional circumstances, however, three external members and only one internal member may be appointed. This is permissible only where the spread of expertise necessary for the satisfactory examination of a thesis cannot otherwise be provided.

Please note that the composition of the Examining Board is proposed by the supervisor to the Head of Department, and that the final decision is taken by the Executive Committee of the Academic Council. Researchers are therefore not allowed to contact any outside professor concerning the possibility of their becoming a member of the Examining Board. Such contact should only be made by the supervisor, the supervisor's secretary or the Head of Department.

6.4. PRACTICAL INFORMATION ON THE THESIS

The thesis should normally be approximately 75,000-100,000 words in length, including footnotes. For formatting, and for compulsory EUI templates for the external and internal cover pages, see

<http://www.eui.eu/DepartmentsAndCentres/Law/RulesForms/GuidelinesForThesisPreparation.aspx>

The thesis may be written in any language that is known to the supervisor and another professor of the Department, with the approval by the supervisor, and it need not be in the same language as the first-year May Paper or any intermediary draft. If language correction of the thesis is required, the language corrector should receive the final thesis in good time as they will need one month for language correction. (see point 7 below, and <http://www.eui.eu/ServicesAndAdmin/LanguageCentre/CorrectionService/ThesisCorrection.aspx>).

Please contact the Language Centre for further details. Theses that have been submitted for language correction should specify this on the first inside page of the final version.

The Law Department has the following procedure for preparing defences, in compliance with the Institute's Rules and Regulations for the doctoral programme:

1. When the supervisor considers that the thesis is ready for defence, he/she will consult with the Head of Department and propose an Examining Board for nomination by the Executive Committee. The researcher must not contact any external professor with regard to the Board but can make his/her preferences known to the Department.
2. The researcher must give the final version of the thesis to the supervisor's secretary 4 months before the provisional defence date, together with a 300-word summary of the thesis.
3. The secretary will prepare 5 working copies of the thesis, 4 of which will be sent to the examining board members, with a letter specifying the deadline for submitting their reports and with the 300-word summary.

4. The supervisor and external co-supervisor, if there is one, must submit their reports no later than 1 month after receiving their copies. The reports should be sent immediately to the candidate and all the other board members.
5. The other board members will be requested to submit their reports no later than 1 month before the provisional defence date. No exceptions are permitted to this rule, so if any report is received after this deadline, the defence will have to be postponed until a later date of at least 1 month after receipt of the final report.
6. Once all the reports have been received, and provided they all conclude that the thesis is ready for defence, the secretary will send the final version of the thesis to the print-shop where 16 copies will be printed.
7. The print-shop will send 2 copies of the thesis directly to the Library, 4 copies are for the board members, 5 will be held by the secretary, 4 are for the candidate and 1 will be sent by the secretary to the European Court of Justice Library after the defence if requested by the researcher. After the defence, the researcher will receive any remaining copies.
8. If any of the jury members request in their reports that minor changes should be made to the thesis before the defence, the researcher may introduce the changes into the text provided the supervisor is in agreement. In such cases, a detailed note outlining the changes made will be provided by the candidate and made available via the supervisor to all jury members before the defence. If there is time to introduce the changes and then to have the copies printed and sent to the jury members before the defence, this should be done. Otherwise, the bound copies will be handed to the jury members on the day of the defence. The text outlining the changes must be sent or given to the jury members together with the bound copies.
9. If any of the jury members request in their reports that major changes be made to the thesis before the defence, the researcher and supervisor must consider whether this is feasible or whether the date of the defence should be postponed in order to permit the changes to be made.
10. Of the 2 copies of the thesis sent to the Library, one may be consulted inside the Library by members of the Institute for two weeks prior to the defence. Once the degree has been awarded, one copy of the thesis will be bound and kept for archival purposes and the other will be made available to the general public. New Doctors are encouraged to publish their theses electronically in the EUI repository (CADMUS) by

submitting the full text of the thesis to: CADMUS@eui.eu. Once a thesis has been published, the Department will be pleased to add the relevant publication details to its web page at <http://www.eui.eu/DepartmentsAndCentres/Law/Publications/PublishedPhDTheses.aspx>.

6.5. THESIS PUBLICATION

The *Academic rules and regulations for the doctoral programme last amended by Academic Council Decision N° 3/2008 of 19 November 2008* state in article 5.10. "In accordance with Convention Article 14 (1), theses approved by an Examining Board must be published.

Theses can be published on paper and/or in electronic format. Theses can be published electronically by depositing the full text of the successfully defended Ph.D. or LL.M thesis, either in the version that was defended or in a revised version, in the EUI repository CADMUS in the collection 'EUI theses' as a protected PDF file. Research students are encouraged to use this option. The copyright remains with the author. The Agreement to publish the thesis should be signed."

6.6. SUBSIDIES FOR PUBLICATION

See [Guide to EUI Publications and Web: Policy and Procedures](#), pp. 10-11, at <http://www.eui.eu/DepartmentsAndCentres/Law/RulesForms/PublishingSubsidies.aspx>. The author is encouraged to seek commercial publication of the thesis as a book, in which case, s/he will have to find a publisher. Should the publisher require a subsidy for the editing, translating or indexing of the manuscript, or for the reproduction of photos, the author may request a subsidy from the Law Department, but printing costs cannot be covered. The request should be made to the Head of Department and include the terms of publication offered by the publisher. Decisions on the allocation of subsidies will be taken by the Department twice a year in June and in December.

6.6.1. FORMAL REQUIREMENTS FOR REQUESTING A SUBSIDY

If the subsidy request relates to the commercial publication of an EUI thesis, a written request must be sent to the department within 2 years after the thesis defence. The dossier should contain the following information:

- a. Documentation provided by the department: the thesis manuscript evaluation form, filled out by the President of the examining board at the time of the thesis defence.
- b. Documentation provided by the applicant:
 - i. a concrete proposal (can be already a contract) from a renowned publisher in the field to publish the manuscript, including any available review on the manuscript, the estimated costs, and time-frame for publication.

- ii. justification for the subsidy request (a letter explaining the need for a subsidy).

6.6.2. PROCEDURES FOR AWARDING THE SUBSIDY

- a. Once the book has been published, an original invoice specifying the work done (i.e. editing, indexing, etc.) should be sent to the Department;
- b. Two copies of the published book should be sent to the Department, which subsequently sends them to the Library secretariat;
- c. The following need to be inserted into the published book:
 - Logo and full name of the EUI
 - Sentence mentioning the EUI subsidy (e.g. "This book has been published with a financial subsidy from the European University Institute"; "ouvrage publié avec le concours de l'Institut Universitaire Européen");
 - Sentence stating that the publication is based on an EUI thesis defended at the EUI, department and year (e.g. "This publication is based on, or is a revised version of, an EUI Ph.D. / LL.M. thesis").

The subsidy will only be paid if the above-mentioned requirements have been fulfilled. Requests related to delays in publication and any change in the title of the publication must be submitted to the department.

7. LANGUAGE CENTRE. COURSES AND CORRECTION SERVICE

7.1. COURSES

<http://www.eui.eu/ServicesAndAdmin/LanguageCentre/LanguageCourses/Index.aspx>

- a. Enrolment and attendance: researchers who enrol for/are asked to follow a language course must attend regularly. Certificates of attendance and/or progress reports are available on request at the end of the course.
- b. Certificates: courses to prepare for official exams in Italian are provided (CELI). If there is sufficient demand, it is also possible to organize courses for official exams in German and Spanish (e.g. Goethe and Cervantes).

A paper or thesis may be submitted in any of the official languages of the EUI (i.e. the official languages of EU member states) provided the readers who will have to assess the work have accepted the use of that language and are able to read it. Researchers may request that papers written in English, French, German, Italian, Portuguese or Spanish be corrected, if the language is not their mother tongue. For full information, also for other languages, please consult the Language Centre.

7.2. CORRECTION SERVICE

<http://www.eui.eu/ServicesAndAdmin/LanguageCentre/CorrectionService/Index.aspx>

Free internal corrections are strictly conditional on course or tutorial attendance during the first two years where this has been requested by the Language Centre for the languages involved. Those researchers who have been exempted are not required to follow courses. In order to monitor continuously the researchers' writing ability, even those researchers who have been deemed fluent enough not to be required to follow language courses are invited to submit a sample of their writings to the Language Centre. Supervisors who regard their supervisees' writing ability as insufficient will invite them to have their papers corrected by the Language Centre.

Researchers who intend to write their thesis in a language other than their own, particularly for French, German, Italian and Spanish, must notify the Language Centre in good time. If researchers change their mind about the language in which they intend to write their thesis, the Language Centre must be notified. For those who write in French, see for special online support: <http://www.unioviedo.es/ecrire/>

Whenever papers or written work have been submitted for language correction, this must be specified on the title page of the relevant work.

8. LIBRARY

Dr. Machteld Nijsten machteld.nijsten@eui.eu is the Law Information Specialist. The Library provides full information on all its resources on the Library webpage at <http://www.eui.eu/Research/Library/Index.aspx> including the possibility for researchers to use databases, to request the purchase of books and to order materials by Interlibrary loan.

During the months of September-November introductory courses to the Library and specialized courses on the use of specific electronic resources will be organized. For information on the law collection and the legal databases, journals, internet resources and instruction courses, please consult the Library's **Law Research Guide** at <http://www.eui.eu/Research/Library/ResearchGuides/Law/Index.aspx>

9. RESEARCH ASSISTANTSHIPS AND SMALL JOBS

<http://www.eui.eu/Documents/ServicesAdmin/DeanOfStudies/EUI-RulesRegsOct2009.pdf>

Within the framework of the Institute, research students can take up either small or large research assistantships. Small jobs paid on an hourly basis up to 150 hours per academic year may be carried out by all categories of researchers, including first and second-years. Large research assistantships may be carried out by (a) researchers who are in their third year of

registration, (b) fourth-year researchers who have submitted the final draft of their thesis, and (c) fourth- and fifth-year researchers who are not in receipt of an EUI grant. More specifically the rules concerning possible intermission on grounds of research assistantships are as follows.

With intermission:

- where national grant-awarding authorities allow, research students may be offered research assistant tasks within the Institute amounting to more than $\frac{1}{4}$ full-time employment and entailing intermission of registration only in their third year of Ph.D. studies, i.e. between their 24th and 36th month of registration. More specifically, appointment to such positions involves interruption of grant and retention of full grant eligibility on return, as well as suspension of the registration period.
- research students, who have been registered for more than 36 and less than 60 months and who are not in receipt of an EUI grant, may be offered and take up research assistantships within the Institute amounting to more than $\frac{1}{4}$ full-time employment. Intermission is possible, but not a requirement.

Maximum period of intermission: in the case of research assistant tasks involving interruption of grant and suspension of registration, the permission of the Admissions Committee must be sought in advance. The total period of such intermission permitted to a researcher prior to the submission of his or her thesis shall not exceed **12 months**. Researchers should take into account the stipulations of 4.3. and 4.7 of the EUI PhD rules concerning the overall maximum period for intermissions, which is normally – intermissions due to parental leave and compulsory military service excluded – **18 months**.

Without intermission:

- small jobs paid on an hourly basis of up to 150 hours per academic year may be carried out by all categories of research students, including first- and second-year students, without interruption of grant or suspension of registration. Academic collaboration contracts and part-time research assistantships of up to $\frac{7}{30}$ full time employment may be carried out by researchers who have entered their third year of registration.
- on the condition that the final draft of the thesis has been submitted and has been accepted for defence, fourth-year research students, i.e. those who have been registered for more than 36 and less than 48 months, may be offered and take up research assistant tasks within the Institute amounting to more than $\frac{1}{4}$ full-time employment.

N.B. If you are interested in any other small jobs offered from time to time by the various services of the Institute, please contact Michela Menicagli of the Academic Service at michela.menicagli@eui.eu.

10. EXCHANGE PROGRAMMES, TRAINEESHIPS, STAGES

Please note the departmental rule that **not more than one prolonged departure within a twelve month period will be permitted and accumulation of absences will be discouraged.** This includes US exchange programmes and traineeships/stages.

10.1. TRAINEESHIPS/STAGES

Details of short-term traineeships/stages can be found at the Academic Service's *Guide to Traineeships, Stages, Exchange Programmes*
<http://www.eui.eu/ProgrammesAndFellowships/DoctoralProgramme/Traineeships.aspx>

10.2. EXCHANGE PROGRAMMES

For all EUI-wide exchange programmes refer to
<http://www.eui.eu/ProgrammesAndFellowships/DoctoralProgramme/ExchangeProgrammes.aspx>

10.3. U.S. EXCHANGE PROGRAMMES

The Law Department participates in a number of EUI Exchange Programmes with universities in the United States of America whereby EUI researchers may attend courses for one semester at one of our partner institutions. For some of these exchanges, extra funding from the Institute or from the Department is available, while for others there will be no extra funding. The arrangement with all universities is reciprocal and involves no tuition fees being charged.

Funded programmes at the EUI level include (one student per department and per university):

New York University
University of California at Berkeley
University of Wisconsin

Funded programmes at the Law Department level include (one student per university):

Columbia Law School in New York
University of Michigan Law School

Non-funded programmes at the Law Department level include (one student per university):

Fordham Law School
Stanford Law School
University of Texas at Austin

10.3.1. DEPARTMENTAL SELECTION PROCEDURE FOR U.S. EXCHANGES

Due to the large number of candidates for U.S. exchanges, the Law Department has set up the following procedure for the selection of researchers who wish to benefit from these opportunities.

10.3.1.1. INTRODUCTORY MEETING

An introductory meeting will be held on Wednesday, **6 October 2010** at 14.30 by Prof. Dennis Patterson, the professor in charge of U.S. exchanges. All researchers interested in applying to one of the U.S. exchange programmes are strongly urged to attend this meeting.

10.3.1.2. ELIGIBILITY

Both application and selection take place in the academic year preceding the planned departure. All first and second year researchers from the Ph.D programme are eligible to apply.

10.3.1.3. APPLICATION PROCEDURE

The candidate should submit the following documents to the Departmental Assistant, and any requests for non-funded exchanges should be submitted separately from funded exchange requests:

- a. A 3000-word essay, including any footnotes, stating: the **nature** of their research, the **relevance** of the exchange for their research, the **suitability of the** selected university in this respect (specifying all relevant aspects of this institution, i.e. the persons they would like to work with, the resources available, the courses or conferences they would like to attend, etc.) and explaining how the envisaged stay fits into the **timing** of their research.
Researchers may apply to **one or more universities** that they consider as being suited to their research topic but, in the case of applying to more than one, they must **clearly** state their order of preference. It will be assumed that applicants are prepared to go to any of the universities mentioned in their application.
- b. A *curriculum vitae*, which must include grades of all the major qualifying exams.
- c. A letter of support written by the researcher's supervisor, in a format that can be readily presented to the U.S. university.

10.3.1.4. DEADLINE

Applications should be submitted by Tuesday, **29 November 2010**. Please note that this deadline is much earlier than the general EUI deadline so that the Law Department has time to consider the essays. It should also be noted that those researchers selected by the Department must also comply with

the Institute-wide deadlines for submitting applications in a different format and with shorter summaries to Academic Service for consideration by the EUI Admissions Committee (deadline 21 January 2011).

10.3.1.5. APPLICATIONS FOR FUNDED AND NON-FUNDED EXCHANGE PROGRAMMES

Students can apply for both funded and non-funded programmes at the same time. The deadline for both is the same. The selection committee will consider first the applications for the funded programmes, without being informed of applications for the non-funded programmes, hence the need to submit funded and non-funded requests separately. Only once the final ranking of the funded applications has taken place, will the list of applications for non-funded programmes be disclosed and considered by the selection committee. This is to address any concerns that applications for one of the non-funded programmes might negatively affect the chances to be selected for one of the funded programmes.

10.3.1.6. RANKING

Applications will be evaluated and ranked by a committee composed of three professors – normally the Director of Graduate Studies, the professor in charge of US exchanges and one faculty member who does not supervise any of the candidates - plus a student representative.

In the evaluation and ranking of the applications the committee will take into account the following criteria:

- a. relevance to research project;
- b. overall merit of the application;
- c. stated preference of U.S. university.

Second-year applicants will generally be given preference over first years.

10.3.1.7. FINAL SELECTION AND RANKING

On the basis of the Selection Committee's recommendations, the Law Department will make the final selection and ranking that is to be sent to the EUI Admissions Committee. This list must reflect the EUI rule that each student can apply for only one U.S. exchange programme. Equally, researchers can only be nominated as a reserve candidate for one funded exchange.

Those students who are selected or ranked at the departmental level, and who are to be recommended to the EUI Admissions Committee, will have to submit a full application to the Academic Service in compliance with their procedure and deadlines.

Once applications have been approved by the Admissions Committee, researchers are expected to be fully committed to the exchange and withdrawals will only be accepted in exceptional circumstances.

10.3.1.8. TRANSPARENCY

In the interests of transparency, the final selection list including reserve candidates will be disclosed to all applicants. Those not selected will not have their names circulated.

11. RESEARCH MISSIONS

The Department has a limited allocation to support research student missions and not all requests can be funded. For budgetary reasons, it will be necessary to limit the overall maximum sum that may be granted to a Law researcher in any calendar year (January-December) to Euro 500 from September 2010 on. This money may be requested for use for one or more missions, but the limit may not be exceeded. Funds are allocated only to those for whose thesis the mission is deemed indispensable.

11.1. GUIDELINES ON THE ALLOCATION OF MISSION FUNDS

Due to financial limits and to ensure a fair allocation of funds, the following guidelines should help researchers and their supervisors to assess the appropriateness of any requests. First, second, third and fourth year researchers (including LL.M. researchers) are eligible to apply for mission funds subject to the criteria set out below, but the Department does not fund missions for students who are on leaves of absence, stages or exchange programmes, or for those who have already submitted the final thesis. It does not provide funds either for language courses or summer schools.

- a. The objective of all missions is to enable researchers to pursue research which is directly related to their doctoral/master's thesis. In this regard, it is important that the mission should provide an additional and specific intellectual benefit to the researcher over and above that which is available at the EUI (in the Library, via conferences organised at the Institute, etc).
- b. Such 'added-value' will be most likely to exist where:
 - the researcher is invited to present his or her research at a conference;
 - the mission would enable the pursuit of research on a subject which is insufficiently developed in the existing literature, which is difficult to access through the literature alone, or for which the

necessary literature is not easily available through the EUI Library (in particular as regards comparative law);

- the mission enables the researcher to meet individuals who are likely to be able to help him or her directly to further the doctoral research (whether as an external supervisor, as a specialist or practitioner directly concerned with the topic of the research, as a useful contact for the purposes of empirical research, as someone working on related or complementary subjects, etc.).

11.2. **PROCEDURE FOR REQUESTING FUNDS**

<http://www.eui.eu/DepartmentsAndCentres/Law/RulesForms/MissionsResearchers.aspx>

- a. Fill in the Mission Request form **online**, then print it, sign it and submit it to your supervisor with the Mission Authorization form - this second form must be filled in **by the supervisor** (not by the researcher). The forms **must be originals**, with original signatures as we cannot accept photocopies, scanned copies or any electronic version of the forms.
- b. Please **insert on the Mission Request form**:
 - Full information about the purpose of the mission and its relevance for your thesis;
 - Full details of your Italian bank account with IBAN, BIC/SWIFT codes (if it is not the EUI bank or if it is a foreign account). Please note that transfer fees to a foreign account will be deducted from the funds allocated for the mission. No cash payments are possible. (If in exceptional cases you have to request payment to a friend's account please state the exact names of the account holder and of the bank, the full address of the branch and give IBAN, BIC/SWIFT codes.)
- c. Attach **supporting documents if registration fees** are requested
- d. If the supervisor approves the mission and signs the forms, give them directly to Alison Tuck who will forward them to the Administrative Site Officer and the Head of Department for approval.
- e. Mission requests must be submitted to the Department **at least three weeks** before departure for the planned mission. Please note that it often takes three weeks for payments to be made after the Department has approved the request.
- f. The EUI does not accept missions requested retroactively.
- g. Please see point 1.6. above on leaves of absence before requesting a mission .

- h. Researchers must hand in a written report on the outcome of the mission to their supervisor, via his/her secretary, at the latest two weeks after their return.
- i. Contributions are authorized according to the following table. Please note that **for missions outside Europe, an estimate of the flight costs, with supporting document(s), must be submitted with the request:**

<i>Table with the maximum amounts reimbursable to research student applicants:</i>	
Distance in Km	Lump Sum Contribution €
less than 200	30
201-400	50
401-600	70
601-800	105
801-1000	130
1001-upwards within Europe	150
Outside Europe, submit estimate of flight costs	
Accommodation x day (lump sum) NOT paid if included in registration fees	€
up to 15 days	35
from day 16 to day 30	25

12. FIELDS COVERED BY THE LAW PROFESSORS IN 2010-2011

The following indications are given in order for researchers to know which professor(s) they might consult on their research projects (thesis, papers etc.)

Professor Loïc AZOULAI

(on leave from Université Panthéon-Assas Paris II; appointed in September 2010, contract to end in August 2015)

Secretariat: Annick Bulckaen

Appointments to be requested directly via email.

- European Union Law : competences/jurisdiction, institutions, European policies (environment, monetary union, agriculture, health, consumers, social policy...), economic law, internal market law, human rights, citizenship/immigration, procedural law.
- Europeanization of national law
- Fundamental legal conceptions and transnational law
- Legal theory

Languages: French, English, Italian.

Professor Fabrizio CAFAGGI

(on leave from Università degli Studi di Trento; appointed in October 2002, contract to end in May 2012)

Secretariat: Anna Coda Nunziante

A list for appointments will be posted on Anna Coda Nunziante's office door on the first floor of the Villa Schifanoia.

- Comparative private law
- Law and Economics
- Self-regulation and codes of conduct with a special emphasis on private law and regulatory techniques
- Non profit organisations and welfare systems; United States contracts and torts law; Italian law

Languages: Italian, English, French, and Spanish.

Professor Marise CREMONA, Head of Department

(appointed in January 2006, contract renewable in January 2011)

Secretariat: Anna Coda Nunziante

A list for appointments will be posted on Anna Coda Nunziante's office door on the first floor of the Villa Schifanoia.

- External relations of the European Union, including trade and commercial policy; EU-WTO relations; foreign and security policy; enlargement
- European Neighbourhood Policy
- The European Internal Market
- European Union institutional and constitutional law

Languages: English and French

Professor Francesco FRANCONI

(on leave from Università degli Studi di Siena, and formerly University of Texas School of Law; appointed in September 2003, contract to end in September 2012)

Secretariat: Annick Bulckaen

A list for appointments will be posted on the wall of the first floor in the Villa Schifanoia near Annick Bulckaen's office.

International Law; International Human Rights Law; International Organisations Law; The Law of International Spaces; International Economic Law; Private International Law; International Environmental Law; Cultural Heritage Law; European Union Law

Current research:

- Cultural diversity, cultural heritage and international law
- Sovereignty, globalization and the protection of human rights
- The role of customary international law in human rights adjudication
- Biotechnologies, development and human rights
- Institution building in the area of environmental protection

Languages: Italian, French, English, and Spanish

Professor Hans-W. MICKLITZ, *Director of Graduate Studies*

(on leave from University of Bamberg, appointed in October 2007, contract renewable October 2012)

Secretariat: Marlies Becker

Appointments to be requested directly via email.

- European economic and private law, consumer law,
- ongoing research projects: 'The visible hand of European private law' (project design available at the homepage), 'socio-economic determinants of social justice' (project design available at the homepage), 'administrative and judicial collective enforcement in the US and the European Community' with Fabrizio Cafaggi.

Languages: German, English, French and Italian

Professor Giorgio MONTI,

(on leave from the London School of Economics; appointed Joint RSC/Law Professor from 1 September 2010, contract renewable in September 2015)

Secretariat: Marlies Becker

Appointments to be requested directly via email.

Fields of interest: competition law, state aid Law, utilities regulation; English private law; discrimination law; comparative law; law and economics

Current research projects:

- Theories of competition law;
- State aid law and the financial crisis;
- The intersection of competition law and utilities regulation.

Languages: English and Italian.

Professor Marie-Ange MOREAU

(on leave from Université d'Aix-Marseille III; appointed in September 2003, contract to end in December 2010, part-time from 1 January-30 June 2011)

Secretariat: Anna Coda Nunziante

Appointments by e-mail or sign up on the list for appointments which will be posted on Anna Coda Nunziante's office door, first floor Villa Schifanoia.

- French Labour Law
- Comparative Labour Law
- EU Social Law
- International Private Law
- International Social Law

Languages: French and English

Professor Dennis PATTERSON

(on leave from Rutgers University School of Law, Camden, USA; appointed in September 2009, contract renewable in August 2014)

Secretariat: Marlies Becker

Appointments to be requested directly by e-mail

- Legal Theory
- Legal Philosophy
- International Trade Law
- Theory of International Law
- US Commercial and Contract Law

Languages: English, German and Italian

Professor Ernst-Ulrich PETERSMANN

(formerly Graduate Institute of International Studies and University of Geneva, as well as Universities of Fribourg, St. Gallen, Michigan, Saarland, Heidelberg and Hamburg; appointed in September 2001, contract to end in August 2011)

Secretariat: Anna Coda Nunziante

Appointments to be requested directly by e-mail.

- International law, especially international economic law, environmental law and human rights law.
- European law, especially constitutional law and foreign relations law of the EU.
- German and Swiss public law, especially constitutional law.

Languages: German, English, French and basic Italian.

Professor Miguel POIARES MADURO

(formerly Advocate-General at the European Court of Justice and Universidade Nova de Lisboa; appointed Joint RSC/Law Professor from 16 October 2009 contract renewable in October 2014)

Secretariat: Marlies Becker

NB: Professor Poiares Maduro's office is at San Domenico close to the Badia

Appointments to be requested via Marlies Becker.

- EU Constitutional and Economic law, including subjects such as institutions, separation of powers, free movement, social rights, competition law and state action.
- Constitutional theory, in particular issues of constitutional pluralism.
- Some areas of International Economic Law and, in particular, the constitutional law dimension of globalisation.
- Comparative Institutional Analysis: a legal methodology focusing on legal issues as institutional choices.

Languages: Portuguese, English, French, Italian and Spanish

Professor Ruth RUBIO MARIN

(formerly Professor of Constitutional Law at the University of Seville; appointed in September 2008, contract renewable in August 2013).

Secretariat: Annick Bulckaen

Appointments to be requested directly by e-mail

- Law and gender (in particular gender and constitutional law);
- Citizenship theory;
- Immigration in Europe and the US (in particular from a constitutional and theoretical perspective);
- Antidiscrimination theory;
- Minority rights (with particular emphasis on language rights);
- Political theory;
- - Transitional justice and reparations for victims of human rights violations.

Languages for supervision purposes: Spanish, English, French, and Italian

Professor Giovanni SARTOR

(on leave from the University of Bologna, Faculty of Law; appointed January 2006, contract to end in December 2011)

Secretariat: Siobhán Gallagher

Appointments to be requested directly by e-mail

- Legal informatics, especially artificial intelligence & law, computable models of legal reasoning and knowledge, standards for legal information, digital agents and societies, models of trust, support to legislation, electronic democracy.
- Legal theory, especially legal reasoning, legal logic, legal arguments and dialogues, theories of rights and normative positions, collective agency, game-theory and the law, legislative drafting, legal evolution and complex systems.
- Computer law, especially data protection, intellectual property, digital-rights management, open-source and creative commons, e-government and e-commerce;

Languages: Italian, English, French, German; Spanish (passive only).

Professor Martin SCHEININ

(formerly Åbo Akademi University, Finland; appointed in September 2008, contract renewable in September 2013)

Secretary: Annick Bulckaen

Appointments to be requested directly by e-mail.

- Public international law, including human rights law, international organisations law, the law of treaties, humanitarian law, international criminal law, international adjudication, the law of countering terrorism, rights of indigenous peoples and minorities
- Comparative constitutional law.

Languages: Finnish, English, Swedish (plus Danish, French, German and Norwegian, passive only)

13. THE EUROPEAN JOURNAL OF LEGAL STUDIES (EJLS)

The EJLS, launched in April 2007, is an academic online legal journal based at the EUI and managed exclusively by doctoral researchers of the Law Department. The Editorial Board comprises roughly 20 researcher members but enjoys the full support and encouragement of the Law Department, the professors of which constitute an Advisory Board for the EJLS.

The EJLS is committed to two fundamental tenets, that of discourse - of discursive academic journeymanhood - and to that of linguistic diversity – a multilingual dialogue. Both are mutually informative in the sense that our core goal is to improve academic legal scholarship by broadening and deepening our understanding of law.

The Department provides logistical and financial support to the EJLS in recognition of its aims and the benefits for the EUI. It is foreseen that the Academy of European Law and the Law Department will, from time to time, run joint initiatives, such as conferences and symposia in collaboration with the EJLS.

13.1. OPPORTUNITIES FOR PARTICIPATION

The EJLS is an extremely rewarding activity, encouraged by the professors of the Law Department. It is open to all doctoral researchers in the Law Department. That said, it is a demanding intellectual and administrative commitment. Consequently, only able, organised students with strong linguistic abilities are encouraged to apply.

For further information, take a look at the EJLS website at www.ejls.eu. If you are interested in participating, discuss it with your supervisor and send an email to the EJLS board at ejls@eui.eu.