Annex A to Rectoral Decree No. 78 of 16th April, 2021

Doctoral Program in
LAW AND BUSINESS

XXXVII Cycle – 2021/2022 Academic Year

Administrative Headquarters: Department of Law, Luiss Guido Carli University
Statutory Duration of the Program: 3 years

a) **Educational Goals and Research Themes:**
The educational goal of the Doctoral Program is to offer an advanced course of study that combines both theoretical and practical aspects of the legal and regulatory issues concerning markets and business from a national, EU, international and comparative perspective, focused on both the analysis of theoretical models and on the resolution of practical cases.
The Doctoral Program is interdisciplinary in nature and concerns the following scientific-disciplinary sectors:

- IUS/17 - Criminal Law
- IUS/01 - Private Law
- IUS/02 - Comparative Private Law
- IUS/04 - Commercial Law
- IUS/05 - Economic Law
- IUS/07 - Labor Law
- IUS/08 - Constitutional Law
- IUS/09 - Principles of Private Law
- IUS/10 - Administrative Law
- IUS/12 - Tax Law
- IUS/13 - International Law
- IUS/14 - EU Law
- IUS/15 - Civil Procedure Law

- IUS/16 - Criminal Procedure Law
- IUS/20 - Philosophy of Law
- IUS/21 - Comparative Public Law

The program, specifically designed to meet the demand for highly qualified professionals, seeks to ensure that the doctoral students will reach an appreciable level of scientific and research autonomy allied to a strong capacity for criticism and analysis. Doctoral students should thus be able to investigate and examine in depth, in an interdisciplinary manner, the theoretical and empirical research themes covered by the program.

b) Places on offer:

- **Places with University scholarships**: n. 10
- **Places with University scholarships reserved for International candidates** (no.1)**, who satisfy the all the following requisites:**
  - not in possession of Italian Citizenship;
  - not having had residency or domicile in Italy, or having carried out their main activity in Italy, for more than 6 months, even non-consecutively, in the three years preceding this Call for Applications;
  - qualification for access to a Doctoral Program obtained in a foreign university.

  Should a suitable candidate not be found, this place will be added, without additional funding, to the 10 ordinary University scholarship places and will be attributed in accordance with the same merit system as for those places.

- **Number of places without scholarship, reserved for officials working for public institutions:** n. 1
  This place is reserved, and should there be no public sector employee applications/winners, the place will not be awarded.
- **Total places on offer with scholarships:** n. 11
- **Total places on offer:** n. 12

c) Selection Process:

The selection process for admission to the Doctoral Program consists of three phases:

1. **First Phase: Evaluation of CV, qualifications and publications**

This phase will take into account all qualifications, publications (if any) and further relevant elements indicated in a candidate's CV.
Publications will be evaluated taking into account the academic value of the writings, their relevance to the topics under study in the Doctoral Program and the standing of the journals and publishing houses through which the candidates have published.

Please note that it is possible to apply for the Doctoral Program even in the absence of publications.

Candidates who score at least 24 points in the first phase will be admitted to the second phase, i.e. the evaluation of the Research Proposal. Reference should be made to section **d**) of this sheet for more details on the evaluation criteria.

2. **Second Phase: Evaluation of the Research Proposal.**
This phase evaluates the Research Proposal submitted by the candidates.
In this regard, it is essential to bear in mind, **in terms of validity**, that the Research Proposal may only concern any subject – falling within one or more of the academic disciplines listed in section **a**) of this sheet – relating to the topic of **"Law for recovery and resilience".**

The **Research Proposal** will be evaluated on the basis of the following parameters:

- **Relevance:** the proposal addresses an issue that is highly topical and/or important;
- **Novelty:** the proposal addresses a topic that has not yet been thoroughly analyzed in doctrinal literature and/or proposes to deal with the topic from an innovative perspective;
- **Comparative/international dimension:** the proposal intends to examine the legal systems of other countries and/or to examine the chosen topic also from the perspective of the international and/or EU legal system;
- **Interdisciplinarity**: the proposal exhibits an interdisciplinary profile regarding one or more areas under study in the Doctoral Program;
- **Structure:** the proposal is well structured and logically reasoned while also being well written and laid out from a formal standpoint.

Candidates who score at least 12 points in the second phase will be admitted to the third phase, i.e. Oral Exam and English language test.

3. **Third Phase: Oral Exam and English language test**
   The Oral Exam will focus on the Research Proposal submitted and will concern topics and subjects pertinent thereto (even if not directly covered by the Research Proposal itself but which relate to the areas under study in the Doctoral Program). It is designed to assess not only the candidate's depth of knowledge regarding the proposal submitted but also the candidate's ability to engage in legal reasoning and discuss concepts relating to various branches of the legal system. Testing of the English language will consist of reading a text in English and translating it into Italian.
   Candidates who are applying for a **scholarship position reserved for international candidates** must exhibit an adequate knowledge of Italian during the Oral Exam.

   The Oral Exam will be held online on the Webex platform. **Candidates must possess a computer (with a webcam and microphone) and internet access and follow the instructions relating to the use of the Webex application which they will receive by email at the address that has been submitted during the candidacy phase.**

   The Oral Exam will be deemed to have been passed by candidates who obtain at least 24 points; 10 of the 40 points will be reserved for the evaluation of the candidate's knowledge of the English language.

d) **Admissions Commission Scoring**
   The scoring system utilized by the Commission is as follows (minimum score for eligibility 60):

Competition Phase	Subject matter of evaluation	Maximum Score	Minimum score to pass to next phase
Phase 1	CV, qualifications and publications	40	24
Phase 2	Research Project	20	12
Phase 3	Oral Exam and English language evaluation (via Webex)	40	24
Totale		**100**	**60**

The minimum score for eligibility (60 points) is to be understood as the sum of the points assigned from the three phases, with the candidate having attained at least the minimum score in all of the selection phases.

e) **Method of Submission of Candidature:**
The online application procedure is to be completed through accessing the University's website at:
https://phd.luiss.it/diritto-impresa/calls/open-calls/
To submit an application to participate in the competition candidates must:

- go to the webpage: https://phd.luiss.it/diritto-impresa/calls/open-calls/
- fill out the competition application in full, attaching the required documents, specifically:

MANDATORY DOCUMENTATION:

I) **Application Form A (which can be found at the end of this document) completed, dated and signed**
II) **Proof of possession of a master's degree**
III) **Curriculum vitae, indicating all the qualifications held**
IV) **National ID card/passport**

V) **List of publications together with the full text of the publications or a self-declaration stating that no publications exist**
VI) **Research Proposal, on the topic of the "Law for Recovery and Resilience"**

Details of the mandatory documentation

I) **Application Form A (which can be found at the end of this document) completed, dated and signed**

II) **Proof of possession of a master's degree**
The required documentation to prove attainment of a master's degree varies according to where the degree was awarded, thus it should be noted that:

Candidates with a qualification awarded in ITALY must submit:
- certification/self-certification of the degree held, setting out the exams undertaken, and credits earned, the **grade point average** and the degree grade (for each degree if more than one degree is held);

Candidates with a qualification awarded in an EU country must submit the following:
1. certification/self-certification of the degree held, setting out the exams undertaken, the marks and credits earned, the grade point average and the degree grade (for each degree if more than one degree is held);
2. degree parchment in its original language;
3. diploma supplement and academic transcript of records in their original language;
4. translation into Italian or English of the two documents indicated in the preceding points 1 and 2: the translations are not required if the documents in question are issued by the institution directly in English.

Candidates with a qualification awarded in a non-EU country must submit the following:
A. degree parchment in its original language;
B. academic transcript of records in its original language;

C. translation into Italian or English of the two documents indicated in the preceding points A and B: the translations are not required if the documents in question are issued by the institution directly in English.
For qualifications awarded in a non-EU country the admitted candidates may submit a statement of comparability of the foreign qualification issued by the Information Centre on Academic Mobility and Equivalence (CIMEA) as an alternative to submission of the documents indicated in points A and B above. In that regard candidates should click on the following link: http://cis.cimea.it/estero/

III) **Curriculum vitae, indicating all the qualifications held** (for example, master's degree, advanced courses, other PhDs, etc.), research undertaken, study and work periods either abroad or of international relevance, and certified knowledge of additional foreign languages other than English, if any;

IV) **National ID card/passport;**

V) **List of publications** in areas pertinent to the Doctoral Program, together with the full text of the publications included in said list, to be uploaded in pdf format onto relevant sections of the online platform. In the absence of publications, a self-declaration should be uploaded attesting to the same.
N.B. it is nonetheless possible to apply for the Doctoral Program even in the absence of publications, by attaching a self-declaration stating that no publications exist;

VI) **Research Proposal, on the topic of "Law for Recovery and Resilience",** consistent with the educational goals and the themes of the Doctoral Program;

OPTIONAL DOCUMENTATION:

I) **Any other qualifications** (certificates, for example, regarding a master's degree in a subject pertinent to the Doctoral Program, LL.M., MA, European Doctorate, relevant experience at institutions and public bodies, a diploma from a graduate school for

the legal profession – indicating the marks obtained in the individual exams if such marks were awarded).

II) **Statement of purpose**

III) **Reference letter**

The reference letter should not be uploaded to the platform: the candidate should insert into the platform the names and email addresses of the referees, who will receive a communication at the indicated email address containing a link through which they can personally write and send the letter to the PhD & Summer University office.

It is recommended that files be uploaded in pdf format.

f) **Deadlines:**

- **Deadline for submission of applications:** 21 May 2021 at 16:00 (CEST), UTC+2
- **Deadline for awarding of prerequisite qualification for the Doctoral Program**: 31 July 2021
- **Deadline for publication of the ranking for admission purposes**: by 31 July 2021, unless extended by a communication to that purpose on the LUISS website.

The ranking order and list of those admitted will be published on the Doctoral Program website at the following link: https://phd.luiss.it/diritto-impresa/calls/admission-and-ranking-list/ and communicated by e-mail to the successful candidates in accordance with article 5 of the call for applications.

- **Deadline for acceptance of admission by the successful candidates**: within 7 days, to commence from the day after publication of the ranking order and list of those admitted on the University's website (http://www.luiss.it) and the associated concurrent notice of admission.
- **Commencement of the Program**: September 2021.

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APPLICATION FORM A

PERSONAL SWORN DECLARATION (ART. 46, D.P.R. N. 445/00):

I, the undersigned, _____ born on _____

in _____ (_____) and resident in_____

_____ Address_____

_____

Fully aware of the penal sanctions in the case of false declarations and the consequent forfeiture of the benefits obtained (pursuant to articles 75 and 76 of Presidential Decree 445/2000) for which I take complete personal responsibility

DECLARE, UPON PRESENTATION OF THIS CANDIDACY:

the wish to candidate myself (**It is possible to select one or more of the following options, subject to the admission requirements specified in the Call**):

1.

- ☐ For an ordinary University scholarship place
- ☐ For a scholarship place with increased funding, reserved for international candidates with residency abroad and with qualification for the Doctoral Program obtained abroad
- ☐ For a scholarship place without funding, reserved for officials working for public institutions

2.

- ☐ To be a resident in Italy

  OR
- ☐ to be a resident abroad, specifically in .....

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3.

- ☐ to have NOT had residency or domicile in Italy or to have carried out my main activity in Italy, for more than 6 months, even non-consecutively, in the three years preceding this Call for Applications

  OR

- ☐ to have had residency or domicile in Italy or to carried out my main activity in Italy, for more than 6 months, even non-consecutively, in the three years preceding this Call for Applications

4.

- ☐ To have obtained my Master's degree (or equivalent) at the following University: .....located in.....

  OR

- ☐ To have NOT yet obtained my Master's degree (or equivalent), with the full expectance that this degree will be awarded to me by 31 July 2021 at the following University: .....located in.....

5.

- ☐ To be an employee of a Public Institution, namely .....

  OR

- ☐ To NOT be an employee of a Public Institution

The undersigned also declares, pursuant to art. 13 of Legislative Decree no. 196 of 30 June 2003, that I have been informed that the personal data contained in this declaration will be processed, also with IT tools, exclusively in the context of the procedure for which this declaration is made.

Finally, the undersigned declares to have read the information referred to in Articles 13 and 14 of Regulation (EU) 2016/679 d.d. April 27, 2016 (GDPR).

Place and Date _____ Signature of Declarant _____

This declaration does not require signature authentication and effectively replaces the normal certifications required or intended for a Public Administration as well as for managers of public services and private individuals who allow it.