

PUBLIC SELECTION FOR ONE TENURE-TRACK – PROBATIONARY, ASSISTANT PROFESSOR (RICERCATORE A TEMPO DETERMINATO) WITH FULL TIME TEMPORARY CONTRACT PURSUANT TO ITALIAN LAW NO. 240/2010, ART. 24 PARAGRAPH 3 LETTER B, AT ACCADEMIC CLASS OF SOCIAL SCIENCES AND THE DIRPOLIS INSTITUTE, IN THE ACADEMIC RECRUITMENT FIELD INTERNATIONAL AND EU LAW (SC 12/E1) –ACADEMIC DISCIPLINE IUS/13, ISSUED BY RECTOR'S DECREE NO. 235 OF APRIL 19, 2022.

MINUTES OF THE FOURTH MEETING

The Evaluation Committee for the selection of one tenure-track – probationary assistant professor (ricercatore a tempo determinato) for the Academic Recruitment Field *International and EU Law* (SC 12/E1) at the Academic Class of Social Sciences and the DIRPOLIS Institute of the Scuola Superiore di Studi Universitari e di Perfezionamento Sant'Anna di Pisa/Sant'Anna School of Advanced Studies, Pisa pursuant to Italian Law No. 240/2010, Art. 24 paragraph 3 letter B - appointed by decree No. 235 of April 19, 2022 of the Rector, consists of:

- Prof. Miguel A. ACOSTA SÁNCHEZ;
- Prof. Andreas de GUTTRY;
- Prof. Maria Chiara MALAGUTI;
- Prof. Vasilka SANCIN;
- Prof. Maja SERŠIĆ.

The Committee convened for the fourth time on September, 13, 2022, at 01,30 pm. in the meeting room at the second floor of the building in Via Santa Cecilia, 3, Pisa, of Sant'Anna School of Advanced Studies.

Prof. Miguel A. ACOSTA SÁNCHEZ, Prof. Andreas de GUTTRY, Prof. Maria Chiara MALAGUTI and Prof. Maja SERŠIĆ are present in person while Prof. Vasilka SANCIN is connected via webex from Lubjana has been granted a special authorization by the Rector of the Scuola to attend the meeting online, due to the fact that her flight to Pisa has been cancelled at the last minute and that she had no alternatives to reach Pisa in time for the meeting.

The President ascertained that all the members of the Committee were present, and declared the session open.

The President informed that candidate Id 731680 withdrew her application on July 20, 2022.

The Commission then carried out a collegial examination of the documentation and draws up a brief summary of the qualifications, curriculum and scientific production of the candidates.

The named assessments are annexed to and form an integral part of the present minute (Annex No. 1).

At 14,00 the Committee completed the examination of the documents supplied by the candidates and ascertained that no. 2 candidates were present.

The Secretary informs the candidates that the interview will be held with alphabetic order and identifies the candidates (identification form is Annex 2 to these minutes).

At 14,10, the President starts the interview with *Id 827418* i. In the interview, the Committee assessed the level of knowledge of the English language too.

At 14,50 the President starts the interview with Dr Lorenzo Gasbarri. In the interview, the Committee assessed the level of knowledge of the English language too.

At the end of the interviews, the Committee invited the candidates to leave the meeting room and continued the meeting.

Then, after a thorough debate, the Committee assigned the scores to the qualifications, to each publication submitted by the candidate and to the overall consistency of the scientific production, based on the criteria defined in the preliminary meeting. The scores assigned are listed in Annex No. 3.

Thereafter the Committee summarised the scores assigned to the candidates.

Name and surname	Qualifications	Publications	Overall consistency of the scientific production	Final score
<i>Id 827418</i>	26	27,5	16	69,5
Lorenzo Gasbarri	27,5	40	17	84,5

On the basis of the scores obtained, the Committee declared Dr. Gasparri Lorenzo winner of the selection.

Therefore, the Committee declared the work finished and decided that the Secretary will send a signed copy of these minutes to Staff Office.

The meeting was closed at h. 16,30.

THE COMMITTEE

Prof. Maja SERŠIĆ - President

Prof. Andreas de Guttry - Secretary

Prof. Miguel A. ACOSTA SÁNCHEZ - Member

Prof. Maria Chiara MALAGUTI - Member

Prof. Vasilka SANCIN - Member

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ANNEX 1

BRIEF SUMMARY OF THE QUALIFICATIONS, CURRICULUM AND SCIENTIFIC PRODUCTION OF THE CANDIDATES.

Brief summary of the qualifications, curriculum and scientific production of the candidate

Id. 827418

Id. 827418 is currently Teaching Associate in international human rights law at University of Nottingham. He has been a Lecturer for international law, international humanitarian law and international criminal law at Griffith College Dublin from September 2017 - August 2020 and, before this, he worked as a Fellow and research assistant to the Irish Centre for Human Rights in Galway, Ireland.

He has also been actively involved in cooperating, as from 2018, with the Department of Justice of the Republic of Ireland on issues related to human rights and, from as Junior Lawyer at the German Tenants' Association (2011-2012).

He obtained his PHD at the Human Rights Centre of the National University of Galway, Ireland degree. He has an L.L.M (Master in Globalisation and Law, (Specification in Human Rights) International Legal Studies in obtained at the University of Maastricht, Law School Maastricht, The Netherlands (2004-2011) and his LLB has been obtained in 2013, at Phillips-University Marburg, Law School Marburg, Germany and Rheinische-Friedrich-Wilhelm-University Bonn, Law School Bonn.

Id. 827418 has attended several training courses and an impressive number of conferences in various countries worldwide, sometimes as participant and sometimes as invited speaker.

He obtained a few awards and fellowships.

He has an extensive teaching experience both at the University of Nottingham and at Griffith College Dublin.

Overall the CV of *Id. 827418* is interesting, presents diversified activities, albeit it is focused mostly on issues related to Human Rights. His capacity to attract new

funding for projects and to lead national and international research groups is definitively an area of potential improvement in his CV.

Id 827418 has published a book on “ Sri Lanka, Human Rights and the United Nations, A Scrutiny into the International Human Rights Engagement with a Third World State”, (Springer Publishers, 2019) and several articles in various journals and book chapters focusing mostly on Human Rights issues. His scientific production is overall good.

**Brief summary of the qualifications, curriculum and scientific production of the candidate
Lorenzo Gasbarri**

Dr Lorenzo Gasbarri is currently Visiting Lecturer in Human Rights Law (since 2022) at the Central European University and Research Fellow in Public International Law (since 2019) at Bocconi University (with Professor Roger O’Keefe). He has been Research associate 2017-2018 at the University College London in the frame of the ERC project “Human Rights Beyond Borders” (with Dr Ralph Wilde), Postdoctoral researcher 2016-2017 at the Erik Castrén Institute of International Law and Human Rights (University of Helsinki), in the frame of the project financed by the Academy of Finland on “Toward a Credible Ethics for Global Governance” (with Professor Jan Klabbers). He has been visiting fellow/researcher at University College London (2018,2019), Guest researcher, at University of Copenhagen (2017) and Visiting research fellow at Max Planck Institute for Comparative Public Law and International Law (2016). He has also delivered guest lectureship in various European Universities.

In 2022, he obtained the Italian National Scientific Habilitation as Associate Professor of International Law.

Dr Gasbarri got his PhD at Università degli Studi di Milano (2016), his LLM/Master in international law, at the Graduate Institute of International and Development Studies (2015) and his LLB and MA in law, Università degli Studi di Firenze (2012).

Dr Gasbarri has gained a significant teaching experience mainly at University Bocconi and at the CEU.

Dr Gasbarri has attended several training courses and an impressive number of conferences in various countries worldwide, sometimes as participant and sometimes as invited speaker.

Overall the CV of Dr Gasbarri is rich, focused on relevant issues of Law of IO’s, IL, Law of the Sea, although the capacity to attract new funding for projects and to lead national and international research groups is definitively an area of potential improvement in his CV.

Dr Gasbarri has published several articles in various relevant IL journals focusing on subjects related to IO’s, IL, Law of the Sea. He recently authored the book on “The Concept of an International Organization in International Law” (Oxford University Press, Oxford Monographs in International Law, 2021). His scientific production is overall very good.

Brief summary of the qualifications, curriculum and scientific production of the candidate

Id 819826

Id 819826 is currently Research Associate, Robert Schuman Centre for Advanced Studies, European University Institute, in the frame of the GREASE project (Religion, Diversity and Radicalisation).

She obtained her PHD in Human Rights (Marie Curie Fellowship), University of Deusto (Bilbao, ES) in 2018, her Masters in International Affairs at City College of the City University of New York (New York, US) 2009 – 2011 and her Bachelor of Arts in Political Science and International Relations at the Università degli Studi di Firenze (Florence, IT) 2003 – 2007.

She obtained several awards and Fellowships, including the Marie Skłodowska-Curie Actions Seal of Excellence, 2018, the Marie Curie Fellowship, University of Deusto (2013-2016) and the Weston Scholarship for Public Service, City College of the City University of New York (2011).

She has also carried out relevant internships such as, Programme officer at the Social and Human Sciences unit, UNESCO October 2017 – October 2018 (Harare, Zimbabwe), at the DG Regional Policy European Commission March – August 2012 (Brussels, Belgium) and Analyst and Researcher at - Prodesa – Proyecto de Desarrollo de Santiago (Guatemala October 2010-April 2011).

Id 819826 has attended several training courses and an impressive number of conferences in various countries worldwide, sometimes as participant and sometimes as invited speaker.

She has been actively involved in several research projects and teams, including GREASE, Religion, Diversity and Radicalisation, 2018-ongoing, H2020 project with a ten-partner consortium that looks at how religious diversity is governed in a broad range of cultures, comparing relevant norms, laws and practices across 23 case studies, ETHMIGSURVEYDATA, COST Action, 2019-2021, Network that brought together researchers from all sectors to improve access, usability and dissemination of survey data on the economic, social and political integration of ethnic and migrant minorities (EMMs, Migrants on the Margin, The Royal Geographical Society (with IBG), 2018, ROMUNICARE, European Commission DG JUST (JUST/2015/RDIS/AG/DISC), 2016-2017, Project on non-discrimination and Roma integration (Rights, Equality and Citizenship Programme), INTEGRIM, Integration and International Migration: Pathways and Integration Policies, 2013-2017.

Id 819826 has carried out several reach out activities which deserve highest appreciation.

Overall, the CV of Dr Id 819826 is rich, diversified, focused on relevant issues of international policy and relations although most of the activities carried out do not have an IL perspective nor analysis.

Id 819826 has published several articles in various journals focusing mostly in topics related to minorities, Romas, always seen mostly from a political and philosophical perspective. The 12 publications she submitted to the attention of this Committee have been, overall, perceived as good albeit not focusing on IL issues. Her scientific production is overall good.

Brief summary of the qualifications, curriculum and scientific production of the candidate

Id 831543

Id 831543 is currently lecturer in International Law at the Department of War Studies, King's College in London where she is serving as Co- Director of MA in International Peace and Security and Co-Director of War Crimes Research Group and the seminar series. She is also Visiting Professor of Counter terrorism and human rights at the Université Catholique de Lille, Law Faculty, Lille, affiliated research Fellow at the Erik Castren Institute of International Law and Human Rights, Helsinki and she is member of Kavala Bar Association (Greece-February 2002). She has been visiting professor/researcher/fellowship in several prestigious Universities in various countries. She obtained her PHD in International Criminal Law, in June 2011 at the Irish Center For Human Rights, Galway-Ireland. She has an L.L.M in International Legal Studies, May 2006, obtained from New York University, School of Law, New York, NY and another L.L.M in International Comparative Law, May 2020, obtained at the Tulane Law School, New Orleans, LA. She has also carried out relevant internships at the UN High Commissioner for Refugees, New York, NY, May-July 2006, at the UN High Commissioner Office for Human Rights, March 2004-July 2004 and at relevant NGOs in Greece. She has also been Visiting Professional at the ICC, October 2010- March 2011.

Id 831543 has attended several training courses and an impressive number of conferences in various countries worldwide, sometimes as participant and sometimes as invited speaker.

Overall, the CV of *Id 831543* is rich, presents diversified activities, is focused on relevant issues of International Law, although the capacity to attract new funding for projects and to lead national and international research groups is definitively an area of potential improvement in her CV.

Id 831543 has published several articles in various relevant IL journals focusing on subjects related to IHL, International Criminal Law, Human rights. Although the number of her publications is significant, she decided to submit to this Committee only 4 of them not making use of the possibility to submit a maximum of 12 publications, as foreseen in the call. Her scientific production is overall very good.

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MINUTES OF THE FOURTH MEETING

ANNEX 3

DETAILED SCORES OF EACH CANDIDATE

CANDIDATE: *Id 827618* . . . (first publication issued in 2018)

1. QUALIFICATIONS

- a) PhD or equivalent, awarded in Italy or abroad (up to 4): 4
- b) teaching activities at university level in Italy or abroad (up to 8): 8
- c) documented training or research activities carried out in qualified institutes in Italy or abroad (up to 4): 2
- d) project activities as regards the academic recruitment fields where applicable (up to 6): 2
- e) organization, management and coordination in national and international research groups (up to 5): 2
- f) participation – in national and international research groups (up to 3): 1
- g) participation as a speaker in international conferences (up to 3): 3
- h) participation as a speaker in national conference (up to 3): 3
- g) national and international awards for research activities (up to 4): 1

The overall score of the candidate for his qualifications is 26

2. PUBLICATIONS

Monograph

Sri Lanka, Human Rights and the United Nations, A Scrutiny into the International Human Rights Engagement with a Third World State”, (Springer Publishers, 2019): 5

Articles in Journal of international Reputation:

E Pluribus Unum? Racial Injustice in the US and the International Response: published in the Hungarian Yearbook of International Law and European Law, (15 pages): 3

The United Nations human rights machinery - too big to fail?- an examination of the flaws of the machinery and proposals from a Third World Scholar’s perspective, in Nigerian Yearbook of IL, (24 pages): 3

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Book review (Colonialism in Global Perspective by Kris Manjappa, Cambridge University Press, 2020) in the Nordic Journal of Human Rights: 0, 5

Breaking Bad Customs: Involving the Idea of *Opinio Juris Communis* in Asian State Practice in Asian Yearbook of International Law (15 pages): 3

Uniting the Nations or Dividing and Conquering? The United Nations' Multilateralism Questioned—A Third World Scholar's Perspective, in Irish Studies in International Affairs, Vol. 29 (2018) 816 pages): 2

Dum Vivimus Vivamus. The Tamils in Sri Lanka: a Right to External Self-determination?, Peace Human Rights Governance, 2(1), 23-502: 3

The Good Samaritan has arrived: an inquiry into the Standard of Civilization, James Cook, Jon Allen Chau and others in Rev. Fac. Dir. | Uberlândia (21 pages): 1

Book chapters:

Critical Perspectives on International Investment Law, in Springer Nature Singapore Pte Ltd. 2020, J. Chaisse et al. (eds.), Handbook of International Investment Law and Policy (24 pages): 3

The Empire strikes back –the ICJ ruling on the Chagos Islands and its everlasting consequence, in The Contribution of the Case-Law of International Courts and Tribunals to the Development of International Law, Patrícia Galvão Teles and Manuel de Almeida Ribeiro (eds.), ILA regional conference proceedings (13 pages): 2

Panem et circences? - Peoples' Tribunals from a TWAIL perspective, in: Regina Menachery Paulose (ed.), People's Tribunals, Human Rights and the Law, Searching for Justice, Routledge, London (21 pages): 2

Background paper authored by M. O'Flaherty (the candidate has been thanked in the acknowledgment), 0 point

The overall score for publications of the candidate is: 27, 5

The Committee decided to use the standardisation approach about the scientific production as compared to the academic age of the applicants, providing this method of calculation: the reference year T is the year of the first publication. To this end, the Committee used the following formula: $AA = (2022 - T) + 1$: $2022 - 2018 + 1 = 5$

3. OVERALL CONSISTENCY OF THE SCIENTIFIC PRODUCTION - maximum score 20.

The Committee has evaluated the overall consistency of the scientific production of the researcher, the intensity and the temporal continuity of such production, with the exception of periods of involuntary removal from the research with particular reference to parental functions. The Committee considered also the Academic Age of the candidate calculated according to the above-mentioned criteria.

For the overall consistency of his scientific production, the Committee assigned to the candidate a score of 16.

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CANDIDATE: Lorenzo Gasparri (First publication issued in 2015)

1. QUALIFICATIONS

- a) PhD or equivalent, awarded in Italy or abroad (up to 4): 4
- b) teaching activities at university level in Italy or abroad (up to 8): 7
- c) documented training or research activities carried out in qualified institutes in Italy or abroad (up to 4): 3
- d) project activities as regards the academic recruitment fields where applicable (up to 6): 2
- e) organization, management and coordination in national and international research groups (up to 5): 3
- f) participation – in national and international research groups (up to 3): 2
- g) participation as a speaker in international conferences (up to 3): 3
- h) participation as a speaker in national conference (up to 3): 2,5
- g) national and international awards for research activities (up to 4): 1

Overall grade for the qualifications 27,5

2. PUBLICATIONS

Monographs and edited volumes

The concept of an international organization in international law. Oxford University Press: 10

Articles in Journals of international reputation

The thin line between farce and tragedy: my Covid story between Italy and Guatemala. International Journal of Constitutional Law: 0, 5

(Meta) Grotian Moment: international organizations and the rapid formation of customary international law, Grotiana, vol. 43, 20 pages: 4

The notion of institutional practice in United Nations Law. Max Planck Yearbook of United Nations Law, p. 3-35, ISSN: 1389-4633: 7

On the benefit of reinventing the wheel: the notion of single internationally wrongful act, European Journal of International Law, vol. 31, p. 1223-1234, ISSN: 0938-5428: 6

The European Union is not a state: international responsibility for illegal, unreported and unregulated fishing activities. Maritime Safety and Security Law Journal, p. 62-80, ISSN: 2464-9724: 7

The dual legality of the rules of International organizations. International Organizations Law Review, vol. 14, p. 87-119: 7

Al-Dulimi and competing concepts of international organizations. *European Papers*, vol. 1, p. 1117-1125, ISSN: 2499-8249, doi: 10.15166/2499-8249/97: 2

Book chapters and encyclopaedia chapters

Beyond the either-or paradigm. In: (a cura di): Droubi Sufyan; D'Aspremont Jean, *International organisations, non-State actors and the formation of customary international law*. p. 102-122, Manchester University Press: 4

The international responsibility of the OSCE. In: (a cura di): Steinbruck Platise Mateja; Moser Caroline; Peters Anne, *The legal framework of the OSCE*. p. 215-238, Cambridge University Press: 4

Overlapping responsibility: the legal relationship between the international organization and the host state. In: (a cura di): de Guttry Andreas; Frulli Micaela; Greppi Edoardo; Macchi Chiara, *The duty of care of international organizations towards their civilian personnel : legal obligations and implementation challenges*. p. 103-125: 4

Courtspeak: a method to read the argumentative structure employed by the by the ICJ in its judgments and opinions, in Fabri, Chaib, Venzke and Bogdandy (eds.) *International Judicial Legitimacy*, NOMOS, 2020. 18 pages: 4

The overall score for publications of the candidate is: 40 (maximum)

The Committee decided to use the standardisation approach about the scientific production as compared to the academic age of the applicants, providing this method of calculation: the reference year T is the year of the first publication. To this end, the Committee used the following formula: $AA = (2022 - T) + 1$: $2022 - 2015 + 1 = 8$

3. OVERALL CONSISTENCY OF THE SCIENTIFIC PRODUCTION - maximum score 20.

The Committee has evaluated the overall consistency of the scientific production of the researcher, the intensity and the temporal continuity of such production, with the exception of periods of involuntary removal from the research with particular reference to parental functions. The Committee considered also the Academic Age of the candidate calculated according to the above-mentioned criteria.

For the overall consistency of his scientific production, the Committee assigned to the candidate a score of 17.

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