

Rijeka Doctoral Conference 2021



10 DECEMBER

University of Rijeka
Faculty of Law



Sveučilište u Rijeci
University of Rijeka

Session 1A – Public International Law & Human Rights

8:30 – 10:30, [Session Link](#)

Professor Vesna Crnić-Grotić (University of Rijeka), **Professor Maciej Serowaniec** (Nicolaus Copernicus University, Toruń) & **Associate Professor Aristotelis Constantinides** (University of Cyprus)

Dorina Gyetvan (Eötvös Loránd University) *Chilling Effect on Online Freedom of Expression and Other Fundamental Rights*

Jacopo Menghini (University of Bologna, University of Turin & University of Luxembourg) *Degenerated Parodies: A Shape for the Hate Speech*

Martina Gligorova (University Ss. Cyril and Methodius) *Development of Democracy and Human Rights After the World War II, Emphasizing: The Right to Freedom of Expression*

Bianca Mirabela Şerb (West University of Timisoara) *Enforcement Proceedings under the Perspective of Article 6 of the ECHR*

Jure Jakšić (University of Maribor) *Inter-States Actions as an Instrument for Enforcement of Erga Omnes Partes Obligations under the ECHR and European Union Law*

Riccardo Rao (Universities of Udine & University of Trieste) *Towards a Human-Rights Oriented Corporate Law?*

Session 1B – Public International Law

8:30 – 10:30, [Session Link](#)

Associate Professor Lucian Bojin (Western University of Timisoara), **Associate Professor Sandra Fabijanić Gagro** (University of Rijeka) & **Associate Professor Mehdi Zakerian** (Islamic Azad University)

Adriana Caballero-Pérez (Maastricht University) *Electoral-Assistive Devices Used by Persons with Disabilities to Cast a Secret and Independent Ballot*

Mustafa Can Sati (Maastricht University) *The Attributability of Combatant Status to an Artificial Intelligence System under International Humanitarian Law*

Babu Parthiban (South Asian University) *Conceptualising Universality in International Rule of Law: A Revivalist Theory*

Miguel Andrés López Martínez (University of Amsterdam) *Prioritizing Reparations for Massive and Gross Violations under International Law: A Case Study of Colombia*

Willem Theus (Catholic University Leuven) *Special Internationalised Zones of the Past & Present and Their Courts*

Session 1C – Private International Law & Intellectual Property Law

8:30 – 10:30, [Session Link](#)

Professor Oliver Remien (Julius Maximilian University of Würzburg), **Assistant Professor Elena Alina Onțanu** (Tilburg University) & **Assistant Professor Giulia Priora** (NOVA School of Law, Lisbon)

Caterina Benini (Catholic University of Sacred Heart, Milan) *The Law Applicable to the Choice-of-Court Agreements under the Brussels I bis Regulation*

Denisa Docaj (University of Milan) *Private International Law Issues Arising from Brexit: The Rule on Lis Pendens and Related Actions in Civil and Commercial Matters*

Zuzana Vlachová (Masaryk University) *Infringement of Copyright with a Cross-border Element – Applicable Law*

Hongqian Zhou (Waseda University) *Digital Exhaustion from the Perspective of Consumers and Competition*

Session 2A – Financial Law, Foundations & Criminal Law

10:30 – 12:30, [Session Link](#)

Professor Nataša Žunić Kovačević (University of Rijeka), **Researcher Esperanza Buitrago Diaz** (Maastricht University) & **Researcher Alessia Muscella** (University Niccolò Cusano)

Silvia Marci (University of Sassari) *A Multidisciplinary Analysis of the Notion, Function and Stages of Materiality Judgement in Accounting Law*

Aljanka Klajnšek (University of Maribor) *Adequacy of Legal Bases for the Implementation of a Results-Based Budgeting in the Republic of Slovenia*

Petra Doležalova (University of Rijeka) *Foundations under Croatian and Comparative Public Law*

Andrea Bartíková (Masaryk University) *Supervision of Foundations, Role of State, Public Safety and Foundations*

Iva Parenta (Nova Univerza Slovenia) *Presumption of Innocence in the Context of “Negotiated Justice”*

Jana Trifunović (Maastricht University) *May it Please the Rule of Law? A Comparative Study into the Scope and Desirability of Independent Judicial Research in Contemporary Criminal Adjudication*

Session 2B – Family & Succession Law

10:30 – 12:30, [Session Link](#)

Associate Professor Garimella Sai Ramani (South Asian University & University of Johannesburg), **Associate Professor Pavel Koukal** (Masaryk University) & **Assistant Professor Sandra Winkler** (University of Rijeka)

Nazeemudeen Ziyana (University of Aberdeen) *The Use of Adoption in the Context of International Surrogacy Arrangements: A Comparative Analysis*

Vilma Alina Bezensek (University of Maribor) *Some Aspects of Elderly Adult's Abuse and Neglect*

Wojciech Bańczyk (Jagiellonian University in Kraków) *Life Insurance as an Instrument that Allows to Fully Circumvent Inheritance Law?*

Rohit Sarma (Central European University, Vienna) *From Subjects to Citizens: Addressing the Founding Questions Concerning Indian Citizenship*

Session 2C – Maritime & Aviation Law

10:30 – 12:30, [Session Link](#)

Professor Poomintr Sooksripaisarnkit (University of Tasmania), **Associate Professor Francisco Torres** (University of Vigo) & **Associate Professor Iva Tuhtan Grgić** (University of Rijeka)

Alessandra Accogli (University College Dublin) *Enhancing the Legal Response to Climate Change Through the Preservation of Land Ecosystems: The Colombian Case*

Mazyar Ahmad (University of Tromsø) *Mankind within the Common Heritage of Mankind: A Critical Review*

María Gorrochategui Polo (University of the Basque Country) *Collective Bargaining and Cross-Border Collective Actions: The Maritime Industry as a Paradigm for Other Land-Based Industries*

Marcella Lamon (University of Sassari) *Unmanned Aircraft Systems (UAS): The Future of Aviation*

Keynote Panel Lecture

12:30 – 13:30, [Session Link](#)

First Advocate General Maciej Szpunar (Court of Justice of the European Union)

Maciej Szpunar is the First Advocate General at the Court of Justice of the European Union and Professor at the University of Silesia in Katowice (Poland). He obtained his LL.M. from the College of Europe, Bruges. AG Szpunar is a member of the Research Group on Existing EC Private Law ('Acquis Group') and the European Group for Private International Law. He is an associated member of the International Academy of Comparative Law and serves on the Board of Trustees at the ERA in Trier. He is the president of the Polish Association of European Law. Maciej Szpunar was the Undersecretary of State at the Office of the Committee for European Integration (2008-09) and in the Ministry of Foreign Affairs (2010-13).

The Court of Justice of the European Union and Effects of Research upon its Functioning



Session 3A – Digital Law

13:30 – 15:30, [Session Link](#)

Professor Larry DiMatteo (University of Florida), **Professor Ivana Kunda** (University of Rijeka) & **Associate Professor Radim Polčák** (Masaryk University)

Attila Tatár (Eötvös Loránd University) *Possible Directions for the Regulation of the Liability of Hosting Service Providers*

Daniele D'Antonio (University of Bologna) *The Impact of Artificial Intelligence on Corporate Governance: Possible Applications and Liability Implications*

Lucia della Ventura (Trinity College Dublin) *Enter: Smart Contracts – An Analysis on the Legal Role of Artificial Intelligence Agents in the Formation and Execution of Blockchain Contract Transactions*

Vanessa Villanueva Collao (University of Illinois at Urbana-Champaign) *Conflict of Interests in Decentralized Finance: Duties of Crypto-Intermediaries*

Narmin Miriyeva (University of Szeged) *The Future Vision of E-Commerce Payment Systems*

Silvia Corradi (University of Trento) *Law and Techne: Analysis and Perspectives of Predictive Justice*

Session 3B – Civil Law & Civil Procedure

13:30 – 15:30, [Session Link](#)

Professor Michele Maria Comenale Pinto (University of Sassari), **Professor Alicja Jagielska-Burdak** (Opole University) & **Associate Professor Silvana Dalla Bontà** (University of Trento)

Florian Gamper (Maastricht University) *Does Manipulation Invalidate Consent in Contract Law?*

Silvia Romanò (University of Verona) *Escaping Mere Compensation in Aggravated Personal Injury Cases: The European Alternative to Punitive Damages*

Gianluca De Donno (University of Sassari) *A Critical Appraisal of the Role of Debt Covenants Under a Private Law Perspective*

Elvira Pallikarou (University of Cyprus) *Expert Witness Testimony in Civil Courts: Strengthening the Credibility of a Court Decision*

Barbora Antonovičová (Masaryk University) *Obstacles Faced by People with Disabilities when Accessing Justice and Courts*

Davide Dimodugno (University of Turin) *A Special Category of Cultural Heritage, the Places of Worship: Management and Reuse in a Comparative Perspective*

Session 4A – Arbitration Law & Competition Law

15:30 – 17:30, [Session Link](#)

Professor Franco Ferrari (NYU School of Law), **Professor Stefan Enchelmaier** (University of Oxford) & **Professor Miguel Verdeguez Segarra** (EDEM Escuela de Empresarios & University of Nebrija)

Gautam Mohanty (Kozminski University, Warsaw) *Joinder of Third-Party Funders in International Investment Arbitration*

Yihua Chen (Erasmus University Rotterdam) *Third-Party Funding in International Arbitration: A Transnational Study of Ethical Implications and Responses*

Denis Baghrizabehi (University of Maribor) *Private Enforcement of State Aid Law in Civil Litigation*

Andrea Piletta Massaro (University of Trento) *The Role of Competition Law in the European Green Deal*

Marija Fileva (University Ss. Cyril and Methodius) *The Economic Recovery from the COVID-19 Pandemic through the Chapter Twenty-Three: Trade and Labour from the Comprehensive Economic and Trade Agreement (CETA) between Canada and the European Union*

Session 4B – Protection of Vulnerable Groups & Pandemic Effects

15:30 – 17:30, [Session Link](#)

Associate Professor Dalida Rittossa (University of Rijeka), **Assistant Professor Ekaterina Pannebakker** (Leiden University) & **Chief Researcher Agne Limante** (Lithuanian Center for Social Science)

Theodora Gazi (National and Kapodistrian University of Athens) *The International Protection of Vulnerable Groups under Crisis Conditions*

Valentina Cavanna (University of Turin) *Health Impact Assessment in Italy: State of the Art and Perspectives*

Serena Cafarelli (University of Sassari) *COVID-19 and Medical Liability: The Delicate Balance between the Protection of Healthcare Professionals and the Protection of the Patient*

Kalyani Abhyankar (National Law Institute University, Bhopal) *Consumers' Right to Health amid Coronavirus in India*

Cristina Nicorici (West University of Timisoara) *Commission by Omission in the Era of COVID-19*

Jana Marková (Masaryk University) *Package Travel: Travel During COVID-19 Pandemic*

Programme Committee

Professor Ivana Kunda (University of Rijeka) – president, **Associate Professor Andrea Buratti** (University of Rome Tor Vergata), **Professor Stefan Enchelmaier** (University of Oxford), **Associate Professor Nikitas E. Hatzimihail** (University of Cyprus), **Associate Professor Agustín Parise** (University of Maastricht), **Professor Marta Pertegás Sender** (University of Antwerp), **Professor Maciej Serowaniec** (Nicolaus Copernicus University in Toruń), **Professor Dai Yokomizo** (Nagoya University), **Professor Nataša Žunić Kovačević** (University of Rijeka).

Organisation Committee

Professor Ivana Kunda (University of Rijeka) – president, **Assistant Professor Sandra Winkler** (University of Rijeka), **Assistant Professor Danijela Vrbljanac** (University of Rijeka) & **Assistant Professor Ines Matić Matešković** (University of Rijeka).

About RIDOC

Rijeka Doctoral Conference started as a biannual and grew into annual international conference intended for doctoral candidates who wish to present and test their preliminary research findings before academics and practicing lawyers, as well as to discuss these findings with their peers. Speakers have to be enrolled in a doctorate study or a doctoral school, while the topics of their doctoral dissertation should be within the field of law or other field closely related to law.

Following the Conference, the RIDOC Books of Abstracts is published collecting summaries of the presented. While there are no conference proceedings, participants are encouraged to offer their papers for publication in the double-blind peer-review journal published by the Faculty of Law in Rijeka – [Collected Papers](#), which is indexed in HeinOnline, ECSCO, DOAJ, WoSS-ESCI etc. In addition to papers in Croatian, the journal accepts papers in English, German and Italian.

YUFE Alliance

RIDOC 2021 is continuing its recent feature of belonging to the wider cooperation mechanism established between the YUFE partner universities. This is evident in the participation of doctoral students, as well as academic staff from the YUFE partner universities in the programme committee and panels. **Young Universities for the Future of Europe** (YUFE) is made of ten dynamic, young, student-centred research-based universities and four non-academic partners from the non-governmental and private sector joined to establish a true and impactful European University.

