

BOCCONI SCHOOL OF LAW STUDENT-EDITED PAPERS

Bocconi School of Law
Student-Edited Papers

The logo features the text "Bocconi School of Law" and "Student-Edited Papers" in a bold, blue, sans-serif font. To the right of the text is a decorative graphic consisting of several overlapping, semi-transparent blue circles of varying sizes, arranged in a slightly curved, horizontal line.

– LAW & GLOBALIZATION CALL FOR PAPERS –

The current world outlook commands scholarly attention to a number of issues involving social, economic and legal aspects.

This urge stems, at least in part, from the distinctive bearing of globalization on legal problems: namely, the latter phenomenon challenges both law students and scholars to approach issues from a supranational perspective. In other words, the study of law in a globalized world requires both to consider the interplay of national regulatory differences in the solution of controversies and to gauge the presence of opportunities for States to harmonize national legislation in particular subject areas, *i.e.* by means of international agreements.

The all-encompassing nature of this scholarly effort, embracing a wide range of different situations, needs to be reflected in the scope of a call for papers that aims to offer an overview of problems going under the heading of "*Law and Globalization*."

An illustrative list of relevant subject areas for prospective submissions is further attached.

1. Comparative Private and Criminal Law

- Circulation of legal models and terminology: a comparative overview on the globalization of legal language.
- Alternative Dispute Resolution clauses in contracts and their role in overcoming or simplifying public enforcement and jurisdictional matters in transnational agreements: do the ICC models for ADR clauses grant parties effective legal protection and easy determination of the arbitrator?
- The harmonization of contract law by means of various non-governmental codifications such as the Draft Common Frame of Reference, the Gandolfi Project and the Acquis Principles, as well as issues of national implementation of relevant international instruments, such as the Vienna Convention on the International Sale of Goods.
- The boundary between privacy protection and freedom of speech: censorship and defamation with particular reference – in the latter case – to the protection of indicted persons' privacy and their reputation pending a final criminal verdict.
- Cultural defence theory: balancing traditional customs with the need of punishing criminal behavior.

2. *International and EU Law*

- Pollution control as played out, for instance, in the US Emission Trading Act in comparison to the EU approach.
- The EU as a model of international economic and social integration: its validity and extensibility to other institutions, such as the WTO.
- Bilateralism vs. plurilateralism: the tension between side deals and common actions in fostering economic liberalization goals, with particular reference to the WTO agreements.

3. *Commercial and Intellectual Property Law*

- The International protection of IPRs, *i.e.* commercial exploitation of inventions and brands, also in light of the provisions of the WTO TRIPs agreement: the balance between international protection and sufficient supply of particular IP-protected subject matters like medicines.
- Crossborder reorganizations: how to grant a general set of rules so as to allow companies to enact a more efficient allocation of resources.
- With the growth of national governments' interest in regulating the World Wide Web, what are the existing and potential models of enforcing IP and defeating piracy? From the US *subpaena* to the project of the French Haute Autorité: the possible legal gatekeepers for enforcing IP on the Internet.
- Internet governance in the age of Web 2.0: the complex interaction between ICANN, IANA and the US Dept. of Commerce, and open licensing as a tool to govern the dissemination of content (*e.g.* with reference to notable examples such as Wikipedia).

4. *Labour Law and Human Rights Defence*

- The last decades have witnessed major industrial relocations; on the developed country side, this has ignited concerns and criticisms relating to the level of protection of workers' rights in developing countries. Should there be international harmonisation on the topic and, if so, how? Could the WTO offer a faster track?

5. *Competitor Law*

- From the demonization of State interference in the economic arena to present-day credit-crunch-driven nationalization: what happened to free competition?

In view of the foregoing, Bocconi School of Law Student-Edited Papers, in short Bocconi Legal Papers - is seeking submissions, of length not exceeding 14,400 words, offering clear, original and motivated commentary on the legal problems of a globalized world.

Contributions must be sent to submissions@bocconilegalpapers.org by May 15th, 2009, and be written in English or in Italian. Chosen articles will be published in a dedicated section of the Bocconi Legal Papers website. Additionally, the eight best contributions in English – as selected by the Editorial Board – will further be considered for publication as a book with a corresponding law publisher, subject to the latter's final approval.

For further inquiries or questions, please contact the Editorial Board at info@bocconilegalpapers.org or visit the website www.bocconilegalpapers.org.