

Prot n. 2254 del 21/11/2022

**OPEN CALL
FOR 26 CONTRACTS
UNIVERSITY OF TURIN - LAW DEPARTMENT**

EXTERNAL SELECTION FOR A SELF-EMPLOYMENT APPOINTMENT TO CARRY OUT RESEARCH SUPPORT ACTIVITIES FOR THE PROJECT "STUDY ON TRADE SECRETS LITIGATION TRENDS"

The present document in english is to be considered as a summary of the main provisions of the call dg/ric/est 11/2022 - deadline December 6th2022, 12:00 pm (cet), which is available in italian at the following links:

https://webapps.unito.it/albo_ateneo/ / www.dg.unito.it

for all legal intents and purposes, the text in italian is the official text of the call and, in the event of nonconformity with the present document, the former takes precedence over the latter.

[...]

**Art. 1
Establishment and duration of assignment**

A comparative evaluation procedure on the basis of qualifications is hereby launched for the award of 26 appointments for freelance work within the framework of the project: 'Study on Trade Secrets Litigation Trends'.

The service must be completed **within 3 months** from the date of signing, for the activities described in the project referred to in Article 2. Its effectiveness is subject to its publication on the institutional website of the University in accordance with Article 3, Paragraph 54 of the 2008 Budget Law (L. 244/2007), and Article 15 of Legislative Decree No. 33 of 14 March 2013 (transparency).

**Art. 2
Scope of the collaboration and job specifications**

[...]

The assignment will consist in the collection of judgments on trade secrets litigation in 26 EU member states (France, Germany, Poland, Spain, the Netherlands, Sweden, Ireland, Belgium, Hungary, Austria, Bulgaria, Finland, Greece, Portugal, Croatia, Czech Republic, Denmark, Romania, Estonia, Lithuania, Latvia, Slovakia, Slovenia, Luxembourg, Cyprus, Malta). The activity includes:

1. Consultation of national databases on court judgments of civil, criminal and administrative courts;
2. Entry of information in a dedicated online form, according to the instructions of the project leaders;
3. Drafting of reports (approx. 1,000 words) on selected judgments, as requested by the project leaders.

The collaboration will be carried out personally with the use of one's own means, in full autonomy, without subordination.

The contract stipulated does not give rise to any rights as regards access to the University's roles, nor does it constitute entitlement to legal and economic evaluation or recognition and is subject to the incompatibilities of law.

In the event that the cooperation contract is awarded to a regular professional, a copy of appropriate liability and accident insurance documentation must be provided upon conclusion of the contract.

The Department of Law guarantees equality and equal opportunities between men and women for access and treatment at work.

Art. 3

Admission requirements and required knowledge

The following **prerequisites are required for the** awarding of assignments:

- Master's Degree (M.D. 270/04)
Or equivalent degree (D.M. 509/99) or equivalent old university degree (ex. ante D.M. 509/99) or equivalent degree obtained at foreign universities.
- Knowledge/experience:
 - Thorough knowledge of the national intellectual property law of at least one EU Member State other than Italy, accompanied by adequate knowledge of the official language of that country. Possession of these combined requirements may be demonstrated through documentation of professional or research experience gained in the country in question;
 - Knowledge of the English language.

The possession of the following requirements constitutes a **preferential** element in the assessment of candidates:

- Postgraduate qualification in intellectual property law;
- Qualification as a lawyer or equivalent in a Member State of the European Union;
- Publications (including case notes) in the field of intellectual property;

[...]

Art. 4

Incompatibility

The contract for this collaboration cannot be concluded with:

- the staff of the University of Turin;
- persons voluntarily leaving the service of the University of Turin with the right to an early retirement pension (Article 25 of Law no. 724 of 23/12/1994);
- persons who have voluntarily left the service of another public or private body with the right to an early retirement pension and who have had a working or employment

relationship with the University of Turin in the five years preceding the termination date (Article 25 of Law no. 724 of 23/12/94);

- those who have a degree of kinship or affinity, up to and including the fourth degree, with a professor belonging to the teaching structure or with the rector, the director general or a member of the university's board of directors, pursuant to Article 18, paragraph 1, letters b) and c) of Law no. 240/2010;
- persons who find themselves in a situation, even potential, of conflict of interest with the University of Turin;
- in all other cases provided for by law.

Art. 5

Legal nature of the contract

The service referred to in this call for applications is a self-employed assignment with the obligation to perform the service personally in technical and organisational autonomy, without any constraint of subordination.

Art. 6

Remuneration and method of payment

The winners of the public selection will be paid their gross remuneration:

For activity 1 (consultation of databases) of € 100, each assignment;

For activity 2 (entering information on online form) of €35 per judgment entered, up to a specified maximum per country:

-France, Germany, Poland, Spain: maximum 60 judgments

-Netherlands, Sweden: maximum 50 judgments

-Ireland, Belgium, Hungary: maximum 40 judgments

-Austria, Bulgaria, Finland, Greece, Portugal: maximum 30 judgments

-Croatia, Czech Republic, Denmark, Romania: maximum 20 judgments

-Estonia, Lithuania, Latvia, Slovakia, Slovenia: maximum 10 judgments

-Luxembourg, Cyprus, Malta: maximum 5 judgments

For Activity 3 (drafting reports on selected judgments) of € 250 per report:

. France, Germany, Poland, Spain: maximum 5 reports

- Netherlands, Sweden: maximum 4 reports

- Ireland, Belgium, Hungary: maximum 3 reports

- Austria, Bulgaria, Finland, Greece, Portugal: maximum 2 reports

- Croatia, Czech Republic, Denmark, Romania: maximum 2 reports

- Estonia, Lithuania, Latvia, Slovakia, Slovenia, Luxembourg, Cyprus, Malta: maximum 1 report

The payment of the envisaged amount will take place in a single instalment at the end of end of activity, according to the activity carried out, subject to a written declaration by the project leader of the effective and regular performance of the activity envisaged and upon presentation of appropriate tax documentation, where required.

The amount of the contracts is to be charged to the following funds with Ugov code: BORM_TENDER_22_01 of which Prof. Maurizio Borghi is responsible.

Art. 7 Submission of application and deadline

The full text of this call is published (in Italian) on the University's notice board, on the Department's website www.dg.unito.it and on the website www.unito.it under the heading “Università e Lavoro – Opportunità ed esperienze di Lavoro – Per lavorare come Tecnico Amministrativo e Dirigente – Incarichi Professionali e Collaborazioni”.

The application must be submitted exclusively online, using the form available at the following link: <https://forms.gle/SFr2yf1h1WmYjeZ16>

**Completion of the online form will be possible
until 12 noon (local time) on 6 December 2022.**

Applicants are advised to pay attention to the following application procedure.

The candidate shall fill in the form with the relevant data. If the candidate is not an Italian citizen, The field “Codice fiscale” can be simply filled with: 0000000000000000.

The following documents shall be attached to the form:

- Signed CV
- Valid ID
- Certificate of the Master degree, with evaluation;
- Self-certification of previous experiences such as internships, trainings, publications (title, author/s, publisher, year of publication, abstract), expertise in foreign languages and other relevant experience to the content of the call;
- A signed and date-stamped copy of the privacy informative pursuant to Articles 13 and 14 of the GDPR Regulation, that can be found in attachment to the call (“Allegato 1”)

The candidates will receive the filled-in form via email. To complete the application, the Candidates shall print out the filled-in form, sign it and forward a digital copy of the signed form to the following address: incarichi.cle@unito.it.