

Giuseppe Martinico

Curriculum Vitae

Personal Information

Name Giuseppe Martinico
Nationality Italian
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EDUCATION

- **14th January 2008** PhD in “Individual Person and legal protection” (curriculum Constitutional law) at the Sant’Anna School of Advanced Studies, Pisa. Final mark: 100/100 cum laude.
- **October 2005** Sant’Anna School of Advanced Studies diploma certificate with 100/100 cum laude
- **21st May 2004** Degree in Law with 110/110 cum laude
- **2005-2008** PhD course in “Individual Person and Legal protection” (curriculum: European Constitutional Law) at the Sant’Anna School of Advanced Studies (Italy)
- **July 2004** Summer school session in “Human rights Law” at European University Institute (EUI), Florence
- **21st May 2004** Degree in Law (“Laurea in Giurisprudenza”) with 110/110 cum laude (University of Pisa).
- **October 2000- October 2005** Student (“Allievo ordinario”) in Law at Sant’Anna School of Advanced Studies, Pisa (Italy)

RESEARCH PERIODS/EXPERIENCES ABROAD

- **2009 1st September- 1st November** (already appointed), Visiting Fellow, Tilburg University, TICOM,
- **2009 15th February- 15th April**, Visiting Research Fellow, King’s College, Center of European Law, supervisor: Andrea Biondi
- **2007** Visiting researcher (15th February-15th May) at the Université de Genève under supervision of Prof. Michel Hottelier

- **2006** Visiting researcher (15th September-15th December) at the Université de Montreal under the supervision of Prof. Andrée Lajoie
- **2005** Visiting Researcher (July-September) at the Universitat de Barcelona under the supervision of Prof. Josep Maria Castella Andreu
- **2004** Research period (February 2004-May 2004) at the Institute of Advanced Legal Studies (I.A.L.S.), London under the supervision of Dr.Helen Xanthaki, Senior Lecturer, Academic Director of Sir William Dale centre for Legislative studies

SCHOLARSHIPS

- **2008** Recipient of the scholarship “L’idea di Europa” at the C.A.S.A.F.(Centro di Ateneo “Scuola di Alta Formazione nelle Scienze Umane e Sociali”), University “Federico II”, Napoli
- **2004** Winner of a PhD selection with full scholarship at the Sant’Anna School of Advanced Studies (Pisa)
- **2004** Winner of a PhD selection with full scholarship at the Faculty of Law at the University of Siena (refused)
- **2002-2004** Winner of scholarship of I.N.P.D.A.P, “Istituto Nazionale di previdenza per i dipendenti dell’amministrazione pubblica” (National Institute for provision of Public Administration employees) for academic year 2001/2002.
- **2000-2004** Winner of the status of ordinary student (“allievo ordinario”) of the Sant’Anna School of Advanced Studies of Pisa with full scholarship (4 years) after open public competition.

EMPLOYMENT HISTORY

- **Since February 2009** Adjunct member of the faculty of the master in “*Human rights and conflict management*” at the Sant’Anna School of Advanced Studies, Pisa (**I gave classes in English**)
- **Since March 2008** Lecturer (“Professore a contratto”) in Law (precisely, “*Legal issues in cooperation for development*”), Center for Peace studies (Sciences for Peace), University of Pisa.
- **2008 (June-September)** Legal Consultant for Region Sardinia. Title of the project: “*Evaluation of Regional choices in the integrated system of social services*”.
- **2006** Legal Consultant for FORMEZ (Centre of formation and studies) within the “*Governance project*” commissioned by the Department of Public function
- **2005** “*Cultore della materia*” (Teaching Assistant) in European Union Law at the University of Pisa (Faculty of Law)
- **2005-2007** Collaboration with the Chairs of Chairs of Constitutional Law (Prof.E.Rossi) and Public law (Prof.P.Bianchi) at the Sant’Anna School of Advanced Studies:
- **2004 (February-July)** Collaboration with Italian Chamber of Deputies for the new edition of “*Manuale per l’attività parlamentare*”, Roma,Camera dei deputati (“Handbook for parliamentary activity”, Rome, Chamber of Deputies)
- **2002** Collaboration in organizing “*Integrazione europea: prospettive e dinamiche multidisciplinari*” (“European Integration: Multidisciplinary Perspectives and Dynamics”), course taken at Sant’Anna School of Advanced Studies of Pisa.

ORGANISATIONAL SKILLS

- Editor of the “ICFAI” project (Indian Chartered Financial Analysis Institute/Sant’Anna School of Advanced Studies): http://www.stals.sssup.it/site/cur_research/stals_ICFAI.pdf
- Convenor of the international workshop “The ECJ under siege: new constitutional challenges for the ECJ”: http://www.stals.sssup.it/site/files/stals_ICFAI_workshop.pdf
- Promotor with Prof. Petros Mavroidis of the Erasmus Bilateral Agreement between the Sant’Anna School of Advanced Studies and the Université de Neuchâtel.

- Organizer of the 1st STALS (Sant’Anna Legal Studies) Seminar Series in WTO Law (Speaker: Dr. Marco Dani (LSE), Dr. Jorge Huerta Goldman; Prof. Petros Mavroidis (Columbia Law School); Prof. Joost Pauwelyn (Graduate Institute of International and Development Studies, Geneva).
- Organizer of the 2nd Stals (Sant’Anna Legal Studies) seminar series on “Judicial competition between International/Supranational and Domestic Courts” (Speakers: Prof. Alberto Alemanno (HEC, Paris); Prof. Monica Claes (Tilburg, University); Dr. Jan Komarek (Oxford University, Sommerville College); Dr. Giulio Itzcovich (University of Brescia); Dr. Nikolaos Lavranos (EUI); Dr. Andrea Lollini (University of Bologna); Prof. Yuval Shany (Hebrew University, Jerusalem); Dr. Lorenzo Zucca (King’s College, London). Please find attached the program: http://www.stals.sssup.it/site/seminars/stals_Judicial_Competitionv2.pdf
http://www.stals.sssup.it/site/files/stals_Besselink_seminar.pdf
- Organizer of the 1st STALS (Sant’Anna Legal Studies) seminar series on “Courts and multilevel constitutionalism” (Speakers: Prof. Leonard Besselink (Utrecht University); Prof. Monica Claes (Tilburg University); Prof. Antonio D’Aloia (University Federico II, Napoli); Prof. Francesco Dal Canto (University of Pisa); Dr. Marco Dani (LSE); Prof. Bruno de Witte (EUI); Dr. András Jakab (Liverpool Law School); Prof. Petros Mavroidis (Columbia Law School). Please find attached the complete program: http://www.stals.sssup.it/site/files/stals_Ciclo_seminari.pdf

Languages

Languages	Writing	Reading	Speaking
Italian	Mother language	Mother language	Mother language
Spanish	Good	Excellent	Fluent
French	Good	Excellent	Good
English	Very Good	Excellent	Fluent

Areas of interest

1. European Constitutional Law
2. EU Law
3. Italian Constitutional Law
4. Comparative Constitutional Law
5. Theory of Welfare State
6. Cohesion policies.

List of scientific publications (short version: for a complete list see the attached record of publications)

Monograph

- **G.Martinico**, *“L’integrazione silente. La funzione interpretativa della Corte di Giustizia e il diritto costituzionale europeo”*, (*“The silent integration. The interpretive function of the ECJ and the European Constitutional Law”*), Jovene Publisher, Napoli, 270 pages, 2009

Co-authored books

- **G.Martinico-O.Pollicino**, *“The Interaction between Europe’s Legal Systems: Judicial Dialogue and the Creation of Supranational Laws”*, Elgar Publisher, 2010 under contract.

Edited Books

Italian

- **1) M.Campopiano-L.Gori-E.Stradella-G.Martinico** (ed.), *“Dialoghi con il Presidente. Allievi ed ex allievi delle scuole d'eccellenza pisane a colloquio con Carlo Azeglio Ciampi”* (M.Campopiano-L.Gori-E.Stradella-G.Martinico (eds), *“Dialogues with the President. Essays in honour of Carlo Azeglio Ciampi”*), Edizioni Scuola Normale Superiore, 477 pages.

English

- **2) F.Fontanelli-G.Martinico** (eds), *“The ECJ under siege: new constitutional challenges for the ECJ”*, ICFAI University Press, forthcoming, 2009, 250 pages, (for an overview of the project: http://stals.sssup.it/site/cur_research/stals_ICFAI.pdf).
- **3) P.Carrozza-F.Fontanelli-G.Martinico** (eds.), *“Theories and techniques of the judicial dialogue”*, Europa Law Publishing, forthcoming 2009.

Essays in Italian (selected)

European Constitutional Law

- **G.Martinico**, *“Le sentenze interpretative della Corte di giustizia come forme di produzione normativa”*, *Rivista di diritto costituzionale*, Giappichelli, 2004, 249-281.
- **G.Martinico-F.Fontanelli**, *Alla ricerca della coerenza: le tecniche del “dialogo nascosto” fra i giudici nell’ordinamento costituzionale multilivello*, *Rivista trimestrale di diritto pubblico*, 2/2008, 351-387.

Regional Law

- **G.Martinico**, *“La razionalizzazione normativa e i testi unici regionali: un modello in circolo?”*, in P.Caretti (a cura di), *Osservatorio sulle fonti 2005*, Giappichelli, 2006, 232-247.
- **G.Martinico**, *“Gli strumenti previsti per una migliore qualità della normazione”*, in M.Carli-G.Carpani-A.Siniscalchi (a cura di), *I nuovi statuti delle regioni ordinarie. Problemi e prospettive*, Il Mulino, 2006, 455-489.
- **G.Martinico**, *“Le stagioni della competenza. La crisi del sistema delle fonti e il ruolo dei criteri “flessibili” per la risoluzione delle antinomie”*, in E.Rossi (a cura di), *Le fonti nei nuovi statuti regionali*, Cedam, 2007, 15-41.

Comparative Law

- **G.Martinico**, *“Dov’è il Ministro federale della sanità? La Svizzera e il Welfare decentrato”*, in E.Balboni (ed.), *La tutela multilivello dei diritti sociali*, Jovene, Napoli, 2008, 795-814.

Essays in English (published in peer review journals or peer review paper archives)

- **G.Martinico**, *“A Matter of Coherence in the Multilevel Legal System: Are the ‘Lions’ Still ‘Under the Throne?’”*, *Jean Monnet Working Paper*, n. 16/08, New York School of Law, <http://www.jeanmonnetprogram.org/papers/08/081601.html>
- **F.Fontanelli-G.Martinico**, *“The Hidden Dialogue: When Judicial Competitors Collaborate”*, *Global Jurist Advances*, Berkley Electronic University Press, *Global Jurist* 8.3 (2008). Available at: http://works.bepress.com/giuseppe_martinico/1
- **G.Martinico**, *“Complexity and cultural sources of law in the EU context: from the multilevel constitutionalism to the constitutional synallagma”*, in *German Law Journal*, 3/ 2007, 205-230.

- **F. Fontanelli-G.Martinico**, "Cooperative Antagonists - The Italian Constitutional Court and the Preliminary Reference: Are We Dealing with a Turning Point?" Eric Stein Working Paper.5 (2008): 1-23, <http://www.ericsteinpapers.eu/dokumenty/ESWP-2008-05-Fontanelli+Martinico.pdf>
- **G.Martinico**, "Comparative legal studies and European integration: looking at the origins of the debate", in *Boletín Mexicano de derecho comparado*, N.122, 2008, 859-883.
- **G.Martinico-O.Pollicino**, "Between constitutional tolerance and judicial activism: the "specificity" of the European judicial law" in *European Journal of Law Reform*, 1/2008, 97-125.
- **G.Martinico**, "The interpretative judgments of the ECJ as "complex" sources of EC law", *Civitas Europa*, Bruylant, Bruxelles, 19, 2007, 21-45
- **G.Martinico**, "Tales from the overseas. Short remarks on judicial implications of supranational integration in UK and Ireland", *Civitas Europa*, Bruylant, Bruxelles, 2008.

Fortcoming essays in English (published in peer review journals or peer review paper archives)

- **G.Delledonne-G.Martinico**, "Handle with care! The Regional Charters and Italian Constitutionalism's 'Grey Zone', *European Constitutional Law Review*, 2009
- **G.Martinico**, "Reading the others: American legal scholars and the unfolding European integration", *European Journal of Law Reform*, 2009
- **G.Martinico**, "From the Constitution for Europe to the Reform Treaty: a literature survey on European Constitutional Law", *Perspectives on Federalism*, forthcoming, 1/2009
- **F.Fontanelli-G.Martinico**, *Between procedural impermeability and constitutional openness: the 102 and decision of the Italian Constitutional Court*, submitted to the *European Law Journal*
- **G.Martinico**, Constructivism, Evolutionism and Pluralism: Europe's Constitutional Grammar, forthcoming, *King's Law Journal*

Other papers or contributions in English (selected)

- **F.Fontanelli-G.Martinico**, "Focusing on courts: the techniques of hidden dialogue in the multilevel system", in **F.Snyder** (ed.), *The evolution of the European Courts: institutional change and continuity*, proceedings of the 6th International Workshop for Young Scholars (WISH), Bruylant, forthcoming", 2009
- **G.Martinico**, "The Constitutional Language of the Cohesion Policies", *Panóptica, Revista Eletrônica Acadêmica de Direito*, 1, n. 9/2007, 187-208.
- **G. Martinico**, "The impact of the cohesion policies on the "Form of Union", STALS Research Paper, 17/2008, http://www.stals.sssup.it/site/files/stals_Martinico2.pdf
- **G. Martinico**, "European Constitution and European Evolution: Why does the ECJ matter?", STALS Research Paper, 4/2009, http://www.stals.sssup.it/site/files/stals_Martinicov2.pdf

Articles in French

- **G.Martinico**, *L'homme et la femme dans les familles européennes: quelles familles selon les traités européens*, in *Informations sociales*, No. 149, CNAF, Paris, 2009, forthcoming.

Book reviews

- **G.Martinico**, Book Review "A.Alemanno, *Trade in Food-Regulatory and Judicial approaches to food risks in the EC and the Wto 2006*, Cameron May", in *Legal Issues of Economic Integration*, 13.4 (2008): 393-397.

- **2) G. Martinico**, Book review “*L.F.M. Besselink, A Composite European Constitution, Europa Law Publishing, Groningen 2008 and J. Ziller, Il nuovo Trattato europeo, Il Mulino, Bologna, 2007*”, <http://www.europeanlawbooks.org/reviews/detail.asp?id=539>
- **3) G. Martinico**, Book review “*E. Stradella, La libertà di espressione politico-simbolica e i suoi limiti: tra teorie e prassi*”, Giappichelli, Torino, 2008”, *Panóptica, Revista Eletrônica Acadêmica de Direito*, 249-257
- **4) G. Martinico**, Book review “*O. Pollicino, Discriminazione sulla base del sesso e trattamento preferenziale nel diritto comunitario, Giuffrè, Milan, 2005*”, *Panóptica, Revista Eletrônica Acadêmica de Direito*, 2008, 258-264.

Papers presented at Conferences (selected)

- *The ‘dark’ side of the constitutional dialogue*, paper to be presented at ELINIS (European Legal Integration: The New Italian Scholarship), New York University (organized by Prof. J.J.H. Weiler-Prof. R. Toniatti), 19 and 20 May, 2008.
- (With Filippo Fontanelli), *Looking for coherence: hidden techniques of multilevel dialogue and constitutional comity in the EU context*, “The Evolution of the European Courts: Institutional Change and Continuity”, 6th International Workshop for Young Scholars (WISH), Dublin 16-17 November 2007, organized by Prof. Francis Snyder and Prof. Imelda Maher.
- (With Oreste Pollicino) *The specificity of the European judiciary system against the background of the judicial globalization*, VIIth World Congress of Constitutional Law, Athens 11-15 June 2007.
- *The shape of the multilevel power: risk and benefits of the principle of subsidiarity*. Paper presented at the RSA International Conference “*Shaping EU Regional Policy: Economic, Social and Political Pressures*”, Leuven, 8 and 9 June 2006
- *Reading the others. American legal scholars and the rise of European integration*. Paper presented at the HEIRS International conference “*European Voices: Actors and Witnesses of European Integration*”, Geneva, 16 and 17 March 2007
- *The impact of the cohesion policies on the “Form of Union”: for a constitutional language of the “integrative” regionalism*, paper presented at the RSA International Conference “*Regions in Focus*” Lisbon, 1st-5th April 2007, Lisbon.
- “*European Constitution and European Evolution. Why does the ECJ matter?*”, paper presented at the international workshop “*The ECJ under siege: new constitutional challenges for the ECJ*”, Pisa, Sant’Anna School of Advanced Studies, December 19-20 2008.

Invited lectures, conferences (Selected)

- “*Tales from the overseas. Short remarks on judicial implications of supranational integration in UK and Ireland*”, conference given at the “*Giornata di studio sul dialogo fra corti: modelli a confronto*” (“*The judicial dialogue: comparing experiences*”), Università della Calabria, November 13 2008.
- Tavola rotonda “*Come operano e collaborano legislatori, giudici e dottrina nella dimensione globale? Round Table “How legislators, judges and scholars act and collaborate in the global space”*” (with Prof. Maria Rosaria Ferrarese and Prof. Giandomenico Falcon) Università “La Sapienza”, Rome, November 28 2008.