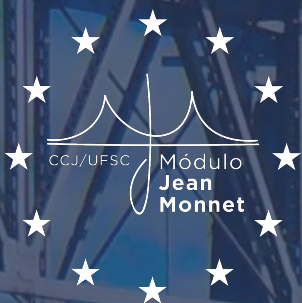




JEAN MONNET MODULE  
FEDERAL UNIVERSITY OF SANTA CATARINA  
BRAZIL

# ANNUAL REPORT 2018-19



Co-funded by the  
Erasmus+ Programme  
of the European Union





## EXECUTIVE SUMMARY

The first year of the Jean Monnet Module at UFSC (September 2018/August 2019) provided our teaching-learning community as well as professors, students, lawyers and other professionals from different States, other local Colleges and Universities many opportunities to study, research and discuss a variety of themes related to the European Union. Below, a quick summary of specific areas/activities encompassed by the module.

### TEACHING

Course: International Private Law and European Procedural Law.  
Year/type of study: Postgraduate (3rd cycle)  
Period: September - December, 2018.

### TEACHING

Course: European and International Environmental Law  
Year/type of study: Postgraduate (3rd cycle)  
Period: March - June, 2019.

### TEACHING

Course: European Union Law and Policies.  
Year/type of study: Undergraduate (1st cycle)  
Period: March - July, 2019.

### DELIVERABLES

Website: Knowing the European Union - Information about EU's framework and also about the Jean Monnet Module.

### DELIVERABLES

E-book: The European Private International Law - between the harmonization and the fragmentation.  
Publication: December 2019

### RESEARCH

Editorship and publication of chapters in books on the following themes: Immigration and Citizenship; International Contracts; Family law.

### RESEARCH

Research partnership between UFSC and UNIMI on European Environmental Law and the Water-Energy-Food Nexus Regulation within the EU-MERCOSUR Trade Agreement.

### EVENTS

I Jean Monnet Module Seminar: challenges of the harmonization of the European International Private Law.  
Lectures, panels and workshop for scientific abstracts presentation.

### OTHER ACTIVITIES

Creation of Research Center under the National Council for Scientific Technological Development; Academic Mission to Japan; Inaugural Lecture; International Tribunal Seminars; Study Groups; Courses and Publications

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# tea ching

**T1****International Private law and European Procedural Law**

Professor in charge: Aline Beltrame de Moura

Year/type of study: 3rd cycle (Postgraduate)

Period: September to December 2018

The course intends to provide students with critical knowledge on the general problems of the subject matter and on the different methods used, in order to offer them a whole view of the European private international law system, particularly, the recent and important developments of the European Union law in this area.

The impact of the study of the Europeanisation of private international law turns out to be relevant not only because it is a channel of disseminating and for deepening the knowledge on this subject among Brazilian professionals, enabling them to eventually act in the European market, but also because it contributes to the improvement of the Mercosur system.

**T2****European and International Environmental Law**

Professors in charge: Cristiane Derani and Arno Dal Ri Junior

Year/type of study: 3rd cycle (Postgraduate)

Period: March to June 2019

The course aims to examine European Union policies and law in order to understand how this process of regional integration has become the main reference in terms of integrationist policies in the world and what challenges it is currently facing given the geopolitical changes that have taken place in recent years due to the economic and financial crisis and the intense migratory flow in the region. The course seeks to unite theory and reality through the use of a methodology that combines the theoretical exposition of the professor with the participation in debates and discussions generated from news brought by the students and that have been conveyed by the media over that week.

The course offers a multidisciplinary view of the European phenomenon, analysing not only the legal aspects of integration, but also economic and political elements that together constitute what we now understand as the European Union. In the short term, the impact of offering this module is to promote the dissemination of the knowledge on the European subjects to the students, instigating them to deep their studies through the writing of research papers on the subject and the participation in groups of research. In the long term, the course intends to stimulate these students to further their studies in this area at master's and PhD level. In addition, the module will provide the necessary basis for students to undertake academic exchanges at one of the more than 100 European Universities that are accredited to the Law Undergraduate Program.

**T3****European Union Law and Policies**

Professor in charge: Aline Beltrame de Moura

Year/type of study: 1st cycle (Undergraduate)

Period: March to July 2019

The course aims to examine European Union policies and law in order to understand how this process of regional integration has become the main reference in terms of integrationist policies in the world and what challenges it is currently facing given the geopolitical changes that have taken place in recent years due to the economic and financial crisis and the intense migratory flow in the region. The course seeks to unite theory and reality through the use of a methodology that combines the theoretical exposition of the professor with the participation in debates and discussions generated from news brought by the students and that have been conveyed by the media over that week.

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The Module has allowed UFSC to deliver courses on different levels, from undergraduate to postgraduate programs.

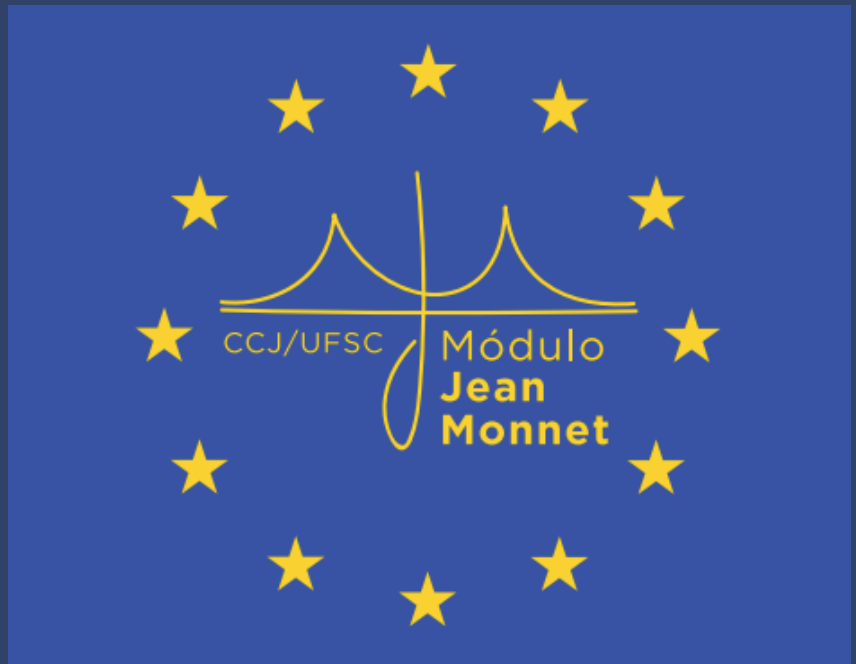
# live- raabes



**D1****WEBSITE**  
KNOWING THE EUROPEAN UNION

The objective of this activity is to promote the knowledge on the legal and institutional framework of the European Union through a website that hosts all the information related to the Jean Monnet Module.

The main benefit of this activity is to disseminate the central aspects of the European Union, and in particular the Jean Monnet Program, which aims to broaden and to deepen the knowledge about the construction of the European integration by supporting institutions that play an active role in teaching and research. In order to reach a larger number of project beneficiaries, conferences with foreign professors will be recorded and made available on the Jean Monnet Module website. The costs of recording will be financed by this project. The Jean Monnet Module at UFSC created its own logo based on the Hercílio Luz Bridge, that links the Santa Catarina Island to the continent, and on the EU flag and colours, in order to identify the module in its activities.

**D2****e-Book**  
THE EUROPEAN INTERNATIONAL PRIVATE LAW: BETWEEN THE  
HARMONIZATION AND THE FRAGMENTATION.

This activity's goal is to promote the discussion and debate on the growing regulation by the Union institutions on the private relations with foreign connection and the challenges faced in the regional harmonization of these norms of private international law. It is an activity developed with the scope of disseminating the results of studies related to R1 research (The harmonization of the European international private law).

This activity's goal is to promote the discussion and debate on the growing regulation by the Union institutions on the private relations with foreign connection and the challenges faced in the regional harmonization of these norms of private international law. It is an activity developed with the scope of disseminating the results of studies related to R1 research (The harmonization of the European international private law).

This publication will be composed of articles written by Professors and graduate researchers from different high education institutions from Brazil and foreign countries, including articles developed during the course of the first Jean Monnet subject taught at the UFSC Graduate Law School.

The book already has acceptances from professors from United States, Japan, Sweden, Ukraine, Croatia, Italy, Spain, Portugal, like Mario Torres Jarrín (Jean Monnet Project - European Institute of International Studies, Sweden), Nuno Cunha Rodrigues (Jean Monnet Chair - Universidade de Lisboa, Portugal), Beatriz Campuzano (Jean Monnet Chair - Universidad de Sevilla, Spain), Oleksandr Kovalyshyn (Jean Monnet Module - Vasyl Stefanyk Precarpathian National University, Ukraine), Dubravka Aksamovic (Jean Monnet Module - University of Osijek, Croatia), Larry DiMatteo (University of Florida, United States), Koji Takahashi (Doshisha University, Japan), Luigi Fumagalli (Università degli Studi di Milano, Italy), Giulia Vallar (Università degli Studi di Milano, Italy), and from Brazil, like Jamile Bermasque Diz (Jean Monnet Centre of Excellence - Universidade Federal de Minas Gerais), Gustavo Ferraz de Campos Monaco (Universidade de São Paulo), Carmen Tibúrcio (Universidade do Estado do Rio de Janeiro), Augusto Jaeger Júnior (Universidade Federal do Rio Grande do Sul), Frederico Glitz (UNICURITIBA), Patrícia Grazziotin Noschang (Universidade de Passo Fundo), Paulo Potiara (CESUSC) e Aline Beltrame de Moura (Jean Monnet Module - Universidade Federal de Santa Catarina).

**The book will address the following topics:**

- i) the harmonisation of European private international law;
- ii) the relationship between private international law and national legal systems;
- iii) the Europeanisation of the general part of the private international law;
- iv) international connections criteria in European private international law;
- v) legal cooperation in European regulations;
- vi) EU Regulations on Family or Succession Law;
- vii) European Contractual and Non-contractual Obligations Law;
- viii) general private international law and/or European law.

# research



## The Harmonization of the European International Private Law.

Professors in charge: Aline Beltrame de Moura, Jamile Mata Diz, Patrícia Grazziotin Noschang and Paulo Potiara.

The results of the research are occurring both in the form of articles published in scientific journals with international indexation and through the publication of a book which is being organized by the coordinator of the Module, as specified in the deliverable (D2), which the estimated date of publication is December 2019.

Below is the list of the publications by prof. Aline Beltrame de Moura, Coordinator of the Jean Monnet Module, related to the R2 within the period of the report.

### Editorship of Books

1. MOURA, A. B.; DAL RI, Luciene (Org.). Imigração e Cidadania: uma releitura de institutos jurídicos clássicos a partir do modelo europeu. 1. ed. Itajaí: UNIVALI/PPCJ, 2018. v. 1. 256p.
2. MOURA, A. B.; RUY, F. (Org.); MONTEIRO, G. B. (Org.). Anais do Congresso de Direito Internacional: New trends on Private International Law concerning international contracts. 1. ed. Florianópolis: Emais, 2018. v. 1. 152p.

### Chapters published in Books

1. MOURA, A. B.; RUY, F. Harmonização do Direito de Família no Direito Internacional Privado Europeu: o Regulamento Roma III e suas repercussões jurisprudenciais. In: Aline Beltrame de Moura; Luciene Dal Ri. (Org.). Imigração e Cidadania: uma releitura de institutos jurídicos clássicos a partir do modelo europeu. 1ed.Itajaí: UNIVALI/PPCJ, 2018, v. 1, p. 34-49.
2. As novas políticas de concessão da nacionalidade para investidores estrangeiros em Estados Membros da União Europeia e no Brasil. In: Aline Beltrame de Moura; Luciene Dal Ri. (Org.). Imigração e Cidadania: uma releitura de institutos jurídicos clássicos a partir do modelo europeu. 1ed.Itajaí: UNIVALI/PPCJ, 2018, v. 1, p. 226-241.

**R2**

## European Environmental Law and the Water-Energy-Food Nexus

Professors in charge: Aline Beltrame de Moura, Cristiane Derani and Arno Dal Ri Junior

The results of the research will occur both in the form of articles published in scientific journals with international indexation and through the publication of a book organized by the coordinator of the Module, as specified in the deliverable (D2).

Still concerning the R2, the coordinator of the module spent the month of July 2019 as a Visiting Scholar at the Università degli Studi di Milano (UNIMI), Italy, with the financial support of the PRINT-CAPES project of the Brazilian Federal Government, in order to develop research on European Environmental Law, especially on the directive about the reduction of the impact from certain plastic products in the environment provided by the EU-MERCOSUR Trade Agreement. The main goal is to analyse the fact the products exported by MERCOSUR must take the directive into account, for example, by not employing single use plastics. Also, it aims to verify whether Brazilian companies are prepared or not to this requirement. This ongoing research is being made in partnership with prof. Alessandra Lang from UNIMI and will be published in a specialised foreign journal in 2020.

Those actions are key features on promoting the module and publishing studies about the European Union, involving professors and students of local and foreign universities.

# events

E1

## I Jean Monnet Module Seminar: Challenges of the harmonization of the European International Private Law



On 4 June 2019, the Research Center for Private International Law - UFSC / CNPq organised the First Seminar of the Jean Monnet Module: Challenges for the Harmonisation of European Private International Law, which took place at the UFSC Graduate Program in Law.

The programme of the event included the participation of Professors Cristiane Derani, Patrícia Noschang Paulo Potiara and Aline Beltrame de Moura, discussing topics such as trade with the European Union and environmental product tracing, migration in the European Union, unification of the European private international law, and the question of the European Ethical Guidance for Reliable Artificial Intelligence and its Potential as a Normative Framework for Private International Law.

After the lectures, a workshop session was held for the presentation of scientific papers. It was attended by 18 researchers, who submitted abstracts of their research on European Union Law and International Private Law to the comments of Professors Caetano Dias Corrêa, Gustavo Carnesella, Patrícia Noschang and Paulo Potiara. The results of these surveys will be published with the support of the Jean Monnet CCJ / UFSC Module.



We would like to stress that the participation of a foreign professor was originally scheduled in the project and his tickets were bought. However, prof. Antonio Leandro from the Università degli Studi di Bari, Italy, had to cancel his travel to Brazil two weeks before the seminar because of family issues (attached 6). Thus, we would like to request the comprehension of the evaluators of

this report with the regards of the absence of professor Antonio Leandro, since his participation were initially scheduled in the project.

### Event schedule:

10h - Opening

10h15 - Trade with the EU and environmental product tracking - Prof. Dr. Cristiani Derani (UFSC)

11h - Migration in the European Union: who is at our door and why? - Prof. Dr. Patricia Noschang (UPF)

14h30 - The European Ethical Guide for Reliable Artificial Intelligence and its Potential as Normative Reference for Private International Law - Prof. Dr. Paulo Potiara (CESUSC)

15h - Aspects of European Unification in Private International Law - Prof. Dr. Aline Beltrame de Moura

16h - Workshop for presentation of scientific abstracts.



E1

## I Jean Monnet Module Seminar: Challenges of the harmonization of the European International Private Law

### Workshop - Approved Articles

The Research Center for International Private Law - UFSC / CNPq held a Workshop for the presentation of scientific articles on 4 June 2019. Below is a list of the articles approved to be presented in the Workshop (all the titles have been translated from Portuguese into English):



|  |  |
|--|--|
| European Regional Courts And Migration: The European Case Law On Asylum Claims<br>Adrian Amaral (UFSC - Graduate Program in Law)<br>Flávia Sperandio (PUCPR - Law School)  | The Right To Deny For Data In Brazil And In The European Union: A Comparative Between Gdpr, The Internet Civil Framework And Law No. 13709/2018<br>Isadora Almeida Calazans de Toledo Ribas (PUCPR - Law School)   |
| The Applicability Of Hardship In The United Nations Convention On Contracts For The International Sale Of Goods (CISG)<br>Ana Paula Roberti Cristofolini (UFSC - Law School)   | The International Contracts Of Joint Ventures And Brazilian State Companies: The Issues Of Biddings Under The Lei 13.303 / 2016<br>Jorge Segovia Rodriguez (UFSC - Law School)   |
| The Purchase And Sale Of Buildings By Brazilian Citizens In The European Union After The Edition Of The Provisional Measure 881/2019<br>Ana Rúbia Becker (CESUSC - Bachelor in Fashion and Law, UFSC - Bachelor in Languages / French)                       | Definition Of Competence Between The Supervisory Authority Of The Member States Of The European Union: Analysis Of The Means Of Dispute Settlement Established By GDPR<br>Letícia Mulinari Gnoatton (UFSC - Graduate Program in Law)   |
| Effects Of The Lisbon Treaty On European Foreign Policy: A Legal Analysis<br>André Felipe Gonçalves Pertussatti (PUCPR - Bachelor of Laws)   | The Incomplete Right Of The LGBT Group In The European Union<br>Luara Fagundes dos Santos (UFSC - Bachelor in Social Service)  |
| Mechanism Of Proposal From The European Citizens To Create Regulation By The European Commission: Democracy In The Community<br>Angelina Colaci Moreira Tavares (PUCPR - Graduate Program in Law)<br>Carolina Braglia Aloise Bertazolli (PUCPR - Law School) | An Analysis Of The Possible Consequences Of Brexit In The Framework Of European Contract Law<br>Natália Zomer Righetto (Pontifical Catholic University of Argentina - MSc in Tax Law)<br>Valeska Alves Araújo Silva (UNIFOR - Bachelor of Laws)                                |
| The European Commercial Court Creation And Its Implications<br>Bettina Gomes Omizzolo (UFSC - Graduate Program in Law)   | An Analysis On The Limitation Of The Activities Of The Member States Of The European Union In The Field Of Shared Competence<br>Raul Rietmann de Freitas (UFSC - Graduate Program in Law)  |
| Forum Election Agreements: The Arising Of Specialized International Courts And The Need To Adapt The Superior Court Of Justice's Case Law.<br>Carolina Kresch (UFSC - Law School)<br>Rafaela Hormann (UFSC - Graduate Program in Law)                        | The Application Of The Hardship Clause In The Contracts Under The United Nations Convention On International Purchases And Sale Contracts (CISG)<br>Rhara Nakoneczny Moraes (PUCPR - Specialisation in Law, Logistics and International Business)                              |
| The Migration Crisis In European Union And The Dublin Iii Regulation: Challenges Of The Reallocation Of Asylum Seekers And Its Policy Repercussions In The Bloc<br>Fernanda Ruy e Silva (UFSC - Master of Laws)  | Soft Law And Labour Regulations Of The European Union And Their Transnational Effects On The Regulation Of International Contracts Outside The Community<br>Simoni Ribeiro de Freitas (CESUSC - Specialization in Labor Law and Process, UFSC - Master of Translation Studies) |
| The Right To Forward And The Search Sites: A Comparative Analysis Brazil Vs European Union<br>Giovana Batisti Vieira (PUCPR - Law School)  | Integration Law: The Model Of Exclusive Competences Of The European Union As An Effective Tool For The Implementation Of Supranational Policies And The Comparison With Mercosur<br>Vitor Espíndola Ribeiro (UFSC - Law School)  |



# stretto

## Creation of Research Center for International Private Law UFSC/CNPq

The Research Center for International Private Law UFSC/CNPQ is a research group registered in the National Council for Scientific and Technological Development (CNPq) of the Brazilian Federal Government that aims to analyse the International Private Law with a critical view in order to rethink the new trends and challenges posed by the topic. Some of the activities developed by the Center has the financial support of the Jean Monnet Module, constituted by the European Commission at the Federal University of Santa Catarina, whose results are spread out in the publication of books and papers, as well as the organisation of academic events about European Private International Law.

The Center is composed by professors and researchers of the Jean Monnet Module at UFSC, undergraduate and postgraduate students, and foreign professors, some of them are also coordinators of the Jean Monnet activities in their universities and will take part in the book (D2) related to the research (R1).

Furthermore, the activities made by the International Arbitration Studies Group (GEARb/UFSC) are also part of the Center and aims to prepared students to be oralists in the UFSC Team in national and international moots, such as the CAMARB and the Vis Moot.



Research includes:

1. Fundamentals of International Private Law
2. European Private International Law
3. International Contracts and International Commercial Arbitration

Official website: <http://ndipr.paginas.ufsc.br/>

## Coordinator and members of the Jean Monnet Module at UFSC take part of academic mission in universities in Japan

On 12 and 26 October 2018, professors Aline Beltrame de Moura, Arno Dal Ri Jr. and Paulo Potiara, took part in an academic mission composed by Brazilian professors who visited and lectured in four universities in Japan (Kyoto, Doshisha, Osaka and Kobe).

Professor Aline lectured on “The choice of the applicable law to international contracts in the Brazilian legal system in a comparative perspective”, in which she made a comparative analysis between Brazilian private law and the juridical systems of Europe, USA and Latin America. Besides, the professors also took part in table talks about “Human Rights in Latin America”.



Professor Arno lectured on the “Mercosur Controversies in International Investment Law: a Brazilian case” and professor Paulo lectured on the “Doctrine of Margin of Appreciation in Brazilian Courts”.

Agreements on academic cooperation were planned with the objective to propose the research and the exchange between professors and students of UFSC and Japanese universities. Also, they started the foundations for a research project in law between Brazil and Japan to be submitted to the financial programme between CAPES and the Japanese Society for the Promotion of Science (JSPS).



## International Arbitration Seminar



On 6 November, the Study Group on International Arbitration of the Federal University of Santa Catarina organized its 1st Seminar focusing either in international and domestic arbitration. The event was composed of 4 panels, with 4 speakers in each one. All the speakers were distinguished professors and practitioners from different regions of Brazil to attend the event totally free of charge. The Jean Monnet Module has supported the organization and promotion of the event.

## Jean Monnet Module Inaugural Lecture

On 26 November 2018 the Jean Monnet Module Inaugural Lecture was held at UFSC with the lecture, entitled "International Liability in the European Union", was given by Prof. Paolo Palchetti, from the Università di Macerata, moderated by Prof. Dr. Arno Dal Ri Junior and debated by Prof. PhD. Aline Beltrame de Moura.

Dr. Paolo Palchetti is a full professor of International Law at the Università degli Studi di Macerata. He holds a graduation degree from the University of Firenze and a PhD degree from the Università degli Studi di Milano. He was a researcher at the Universities of Camerino and Firenze, conducting scientific research in several





European and American institutions. He is a legal expert at the Italian Ministry of Foreign Affairs, a member of the PhD Programme at the University of Macerata, as well as a member of several international research and development organisations in international law. He is also a visiting professor at several foreign universities and a member of the Italian Society of International Law. In addition to his academic experience, he was a lawyer in several cases before the

International Court of Justice (Bosnia and Herzegovina v. Serbia and Montenegro, 2006-2010, Caso Papeleras, Argentina vs Uruguay, 2006-2007, Djibouti v. France, 2006-2008; Diplomats, Germany vs Italy, 2009-2012).

## International Tribunals Seminar

The Research Center for International Law - Cesusuc, coordinated by Professor Paulo Potiara, researcher member of the Module, in partnership with the Jean Monnet CCJ / UFSC Module of European Union Law, held on November 27, 2018 the seminar entitled "International Courts" in order to discuss contemporary issues on international law and on the European Union.

The event took place in the auditorium of Cesusuc College in Florianopolis, and was attended by Professor Aline Beltrame de Moura (coordinator of the module) and Professor Arno Dal Ri Júnior (research member of the module), both from the Federal University of Santa Catarina, as well as professors Lucas Carlos Lima from the Federal University of Minas Gerais and the foreign professors Paulo Palchetti of the Università degli Studi di Macerata and Professor Beatrice Bonafé of the Università La Sapienza di Roma.



CESUSUC, Núcleo de Pesquisas em  
Direito Internacional - NDIter e o Módulo Jean  
Monnet/UFSC apresentam:

## TRIBUNAIS INTERNACIONAIS

Evento de Encerramento 2018-2

ARNO DAL RI JÚNIOR - UFSC  
ALINE BELTRAME DE MOURA - UFSC  
BEATRICE BONAFÉ - LA SAPIENZA - ROMA  
LUCAS CARLOS LIMA - UFMG  
PAULO PALCHETTI - UNIVERSITÀ DI MACERATA  
PAULO POTIARA - CESUSUC

09:30h - 27 de Novembro  
Auditório da Faculdade Cesusuc



Co-funded by the  
European Programme  
of the European Union

## Jean Monnet Kick-off Meeting

Prof. Aline Beltrame de Moura, alongside the master's student Gustavo Becker Monteiro (research member of the project), participated on 29 November 2018 in the Jean Monnet Kick-off Meeting in Brussels, Belgium.

The purpose of the meeting was to bring together all the coordinators of the projects under the European Commission's Erasmus+ funding in 2018 to provide information, guidance and support on the contracts signed and their implementation by each university.



In the opportunity, prof. Aline could also meet the coordinators of projects implemented in other countries and establish relevant academic contacts to hold events and publications in partnership, promoting the internationalisation of the Graduate and Postgraduate Programs in Law, of which she is a permanent teacher.

The Jean Monnet CCJ / UFSC Module was the only research project selected for funding from the European Commission in South America in 2018, having already begun its teaching, research and extension activities at the Federal University of Santa Catarina.

## Publication of the event papers of the congress "New trends in Private International Law concerning international contracts"



In December 2018, the publication of the academic presentations of the congress of international law "New trends in Private International Law concerning international contracts" coordinated by Prof. Dr. Aline Beltrame de Moura and edited by master's students Fernanda Ruy e Silva and Gustavo Becker Monteiro.

The proceedings of this event were produced with the support of the publisher EMais and with funding from the European Commission under the Jean Monnet Module established at the Law School of UFSC under the coordination of Prof. Dr. Aline Beltrame de Moura. The Jean Monnet actions aim to promote excellence in teaching, research and extension in the field of European Union studies around the world.

[http://jeanmonnet.paginas.ufsc.br/files/2019/03/Anais-\\_New-trends-on-Private-International-Law-concerning-international-contracts.pdf](http://jeanmonnet.paginas.ufsc.br/files/2019/03/Anais-_New-trends-on-Private-International-Law-concerning-international-contracts.pdf)

## Study Group on International Contracts

The Research Center for International Private Law UFSC/CNPq, also coordinated by Professor Aline Beltrame de Moura, is a new initiative in the CCJ / UFSC created for the development of study and research on international private law at the University, organized within the Jean Monnet Module established by the European Commission, and the International Arbitration Studies Group (GEArb / UFSC).

Considering the importance of private international law in the globalised world we live in, international trade relations play a fundamental role and are guided by complex contractual legal instruments, the Research Center will address in this first edition of its study group the subject of International Contracts from an academic and practical perspective.

## Sessions Shcedule 2019.1 - International Contracts

### General Sessions

- 26/03. Introdução ao DIPr e ao Direito Internacional do Comércio: conceito, caracterização e fontes do direito dos contratos internacionais.
- 04/04. Aula Magna - Existiria um Direito Contratual Internacional Brasileiro?
- 09/04. Formação dos contratos internacionais: oferta e aceitação; negociações preliminares e pré-contratos: carta de intenções, memorando de entendimentos e acordo de confidencialidade.
- 16/04. Cláusulas nos contratos internacionais: Lei Aplicável, Foro, compromisso arbitral, força maior, hardship, cláusula penal, Cláusula Anticorrupção, Declarações e Garantias
- 23/04 Lei aplicável e a autonomia da vontade no DIPr brasileiro e no direito internacional convencional: CIDIP V, Haia, UNCITRAL, UNIDROIT
- 30/04. Métodos de resolução de controvérsias: mediação
- 07/05. Métodos de resolução de controvérsias: arbitragem comercial internacional (Convenção de NY 1958, Regulamento UNCITRAL, CCI)



### Specific Sessions

- 14/05. Contratos internacionais de compra e venda de mercadorias (CISG e INCOTERMS da Câmara de Comércio Internacional)
- 21/05. Contratos internacionais de joint venture e operações societárias internacionais: fusões e aquisições, investimentos estrangeiros, aspectos concorrenciais
- 28/05. Contratos eletrônicos internacionais: Conflitos de leis e de jurisdições em matéria de Internet. Impactos do General Data Protection Regulation ("GDPR") da União Europeia na contratação internacional.
- 04/06. Encerramento: Congresso de DIPr europeu
- 11/06. Contratos internacionais na União Europeia: Regulamentos n. 593/2008 (Roma I) e n. 1215/2012 (Bruxelas I bis)



### Inaugural Lecture of the Research Center for International Private Law - NDIPr

On 4 April 2019 the Research Center for International Private Law had its first lecture that introduced the topic studies during the semester. In the first semester of 2019 the Center organises a study group with the subject "International Contracts".

The lesson was entitled "Is there a Brazilian International Contract Law?", Taught by Prof. Dr. Frederico Gritz, professor, lawyer and researcher in the area of international private law. The event was also attended by Prof. Paulo Potiara and Prof. Aline Beltrame de Moura, coordinator of the group.



## Spanish professor teaches in the discipline of European International Environmental Law

The discipline European International Environmental Law of the UFSC postgraduate program in law, taught by Prof. Dr. Cristiane Derani and Prof. Dr. Arno Dal Ri Jr, received on 1 April 2019 the Spanish professor Dr. António Martínez Puñal from the University of Santiago de Compostela, specialist in international public law and international relations, for a magna lecture.



The lecture given was part of the activities carried out in the first semester of 2019 by the Jean Monnet CCJ / UFSC Module. In his lecture, the Professor presented a historical overview of modern international law, taking into account the processes of regional integration and the influence of the political interests of states and international organisations. It also concludes that world politics must grant a vote of confidence to international law by implementing joint actions with emphasis on protecting the environment, which in his view is the main global problem today.

## Introduction to the International Chamber of Commerce-ICC and International Arbitration

On 25 April 2019, we received our compatriot Melina Bellaguarda Kotzias, currently ICC Deputy Advisor in Paris, for the workshop "Introduction to the International Chamber of Commerce-ICC and International Arbitration", in which she presented her road to the ICC, presented the structure and gave an overview of the Chamber's performance in arbitration proceedings.



The exhibition allowed us to obtain an internal and critical view of one of the most important arbitration chambers of the world.



## Course on the Madrid System and the international registration of marks in the OAB / SC receives support from the Jean Monnet Module

The Jean Monnet Module supported the course organized by the International Relations Commission of the OAB/SC (Order of Attorneys of Brazil, the local Bar Association), chaired by Professor Aline Beltrame de Moura, regarding the "Madrid System: International Trademark Registration" held at the OAB/SC Headquarters on 24 June 2019.



The course was taught by the professor of the Federal University of Santa Catarina (UFSC), Luiz Otávio Pimentel, former president of the National Institute of Industrial Property (INPI) from 2015 to 2019, and also had the support of the Commission of Innovation, Intellectual Property and Combating Piracy as well as the Business Law Commission.



Pimentel commented on Brazil's recent adherence to the Madrid Protocol, already used by 120 countries, which represent 80% of world trade and aims to facilitate the internationalisation of Brazilian companies. Through the system, it is possible to request registration of the same trademark in different countries simultaneously, reducing analysis periods and costs. The protection of trademarks is

fundamental to stimulate the participation of foreign trade companies, especially those of small and medium size, as well as to attract investments to the country.

He emphasized the leading role of the EU Intellectual Property Institute (EUIPO) which manages



### Simulation of the European Council in the Discipline of Law and Policy of the European Union

The discipline "Law and Policy of the European Union" was created by the Jean Monnet Module with the aim of offering undergraduate law students professional training in subjects related to European integration.





One of the activities carried out by Professor Aline was the simulation of the European Council in which students represented some of the Member States of the European Union and had to work out a joint decision on the subject of migration and refugee in Europe.

The simulation was developed in two days in June 2019 and the students could experience the procedural functioning and the negotiations carried out in the European Council as well as to deepen the content studied during the semester.



### **Publication of an article on the Mercosur-European Union Association Agreement**

On 3 July 2019, the coordinator of the Jean Monnet Module, Prof. Aline Beltrame de Moura, published a paper in the electronic magazine *Consultor Jurídico (ConJur)* analysing the impact of the Mercosur-European Union Association Agreement in Brazil.

Prof. Aline believes that regarding the tensions of international trade created by the USA and Chinese protectionist policies, the Mercosur countries and the European Union are sending a strong signal to the world that it is possible to promote free trade based on reciprocal rules and benefits.

For Mercosur, it represents the end of an isolationist trade policy that had lasted more than 20 years without the signing of relevant trade agreements, giving a new impetus to the regional trade bloc, which seemed to be asleep in its international relations and the internal political relevance granted by governments.

<https://www.conjur.com.br/2019-jul-03/aline-moura-impacto-acordo-mercosul-ue-brasil>

### **Professor of the Jean Monnet module composes research group for new European Union food policy**

Professor Cristiane Derani - member of the CCJ/UFSC Jean Monnet Module and responsible for the discipline of European International Environmental Law offered by the UFSC Graduate Program in Law - was the only researcher outside Europe in the Working Group founded especially for researching and answering the following question: "How to build a sustainable food system that also has a fair and durable food distribution?" The research question arises from the European Union project to launch a policy for food safety and sustainability in 2020.





## Jean Monnet Module assists in the negotiations for the conclusion of an academic cooperation agreement between UFSC and Croatian university

The coordinator of the Jean Monnet Module, Professor Aline Beltrame de Moura, has brokered the conclusion of a recently signed academic cooperation agreement between UFSC and University of Osijek in Croatia, with the collaboration of Croatian teacher Dubravka Aksamovic, coordinator of the Jean Monnet Module at the respective university and member of the Research Center for International Private Law UFSC / CNPq.

The Institutions involved in this Agreement intend to provide the necessary means for jointly carrying out the following activities in all areas of common knowledge, such as:

1. Exchange of graduate and postgraduate students, teachers, researchers and administrative staff;
2. research projects and activities;
3. collaboration and participation in seminars, lectures, symposia and short meetings;
4. undergraduate and postgraduate teaching programs, including PhD;
5. double-diploma agreements;
6. Covenants agreements.

Joint projects have already been drafted by the teachers and research centers involved, such as collaboration and publication of books and articles, as well as the organisation of events, such measures help to promote the internationalisation of the Graduate Program in Law at UFSC.

## Coordinator of the Jean Monnet Module takes part in a conference at the Italian Supreme Court of Cassation

On 12 July 2019, the coordinator of the Jean Monnet Module, professor Aline Beltrame de Moura, had the opportunity to give a lecture on the "Free Movement of Workers in the European Union" at the Italian Supreme Court of Cassation (*Corte Suprema di Cassazione*) on the occasion of the *Corso di Alta Formazione* of the Università Sapienza di Roma about the "*Regolazione dei rapporti di lavoro e del processo in Italia: dalle radici del Diritto romano all'Ordinamento europeo*".



In this occasion, the professor stressed the requirements and the rights of the European workers that have a job in another EU member state and the EU recent approaches to create a proper setting for the movement of workers within the Union.

## Coordinator of the Jean Monnet Module is Visiting Professor at Università degli Studi di Milano, Italy

Professor Aline Beltrame de Moura, coordinator of the Jean Monnet Module at UFSC, was a *Visiting Professor* at the Università degli Studi di Milano, Italy, in July 2019. The period at a foreign university was part of the activities of the PRINT-CAPES project on environmental sustainability of the Brazilian government that aims to internationalisation of the research in Brazil. The subject of the project is related to the research developed by the Module. The objective of the work mission is to develop a co-authored article with professor Alessandra Lang of UNIMI on the effects of the Directive about the reduction of the impact from certain plastic products in the environment provided by the EU-MERCOSUR Trade Agreement. The main goal is to analyse the fact the products exported by MERCOSUR must take the directive into account, for example, by not employing single use plastics. Also, it aims to verify whether Brazilian companies are prepared or not to comply with this requirement. The publication of the article in a foreign journal is expected by the end of 2020.



## Course on international contracts promoted by OAB/SC [Order of Attorneys of Brazil in Santa Catarina] receives support from the Jean Monnet Module

On 19 August 2019, the headquarters of the OAB/SC held the course “New trends on International Contracts” with the professor Frederico Glitz from the UNICURITIBA. The event was promoted by the Commission of Law and International Relations of the OAB/SC in the programming related to the month of the advocacy in Brazil.

The course had the goal to analyse the new species of international contracts nowadays, especially concerning electronic contracts and the effects of the General Data Protection Regulation (GDPR) of the European Union in third countries.



## Jean Monnet Module Coordinator takes part in Law Symposium at the Federal University of Ceará

On August 23, professor Aline Beltrame de Moura took part as one of the speakers at the VI Law Symposium at the Federal University of Ceará (UFC), in Fortaleza. The Jean Monnet Module Coordinator at CCJ/UFSC integrated the discussion panel about Integration, State and Governance alongside professor Jamile Mata Diz (Jean Monnet Center of Excellence at the Federal University of Minas Gerais), professors Roberto Caldas (Uninove) and Alice Rocha (Uniceub). In the morning discussion panel, professor Aline spoke about “The search for balance between economic interests and environment protection within the European Union commercial policy.” In the afternoon session, professor Aline delivered a speech to students of undergraduate and post-graduate students of UFC.



## Prof. Aline Beltrame de Moura

### Bibliographic Production - 2018-2019

#### Articles Published in Scientific Journals

1. O impacto do Acordo Mercosul-União Europeia para o Brasil. *Consultor Jurídico - Conjur*, 03 jul. 2019.
2. O critério de conexão da nacionalidade na doutrina e na legislação de direito internacional privado brasileiro (1863-1973). *SEQUÊNCIA (UFSC)*, v.39, p.195 - 219, 2018.
3. O Estatuto da Cidadania do Mercosul: é possível uma cidadania regional?. *REVISTA BRASILEIRA DE DIREITO IMED.*, v.14, p.135 - 153, 2018.
4. Relação entre a recepção das normas de Direito Internacional e o grau de abertura das constituições aos fenômenos de integração regional. *REVISTA DE LA SECRETARÍA DEL TRIBUNAL PERMANENTE DE REVISIÓN.*, v.12, p.287 - 301, 2018.
5. Os desafios da opinião consultiva enquanto mecanismo de cooperação jurisdicional no Mercosul. *REVISTA DA FACULDADE DE DIREITO DA UFPR.*, v.63, p.141 - 159, 2018.
6. Os *moot courts* enquanto extensão universitária: o grupo de estudos em arbitragem internacional da UFSC. *Revista de Extensão.*, v.15, p.47 - 58, 2018.

#### Books Published or Edited

1. MOURA, A. B.; DAL RI, Luciene (Org.). *Imigração e Cidadania: uma releitura de institutos jurídicos clássicos a partir do modelo europeu*. 1. ed. Itajaí: UNIVALI/PPCJ, 2018. v. 1. 256p.
2. MOURA, A. B.; RUY, F. (Org.); MONTEIRO, G. B. (Org.). *Anais do Congresso de Direito Internacional: New trends on Private International Law concerning international contracts*. 1. ed. Florianópolis: Emais, 2018. v. 1. 152p.

#### Chapters Published in Books

1. MOURA, A. B.; RUY, F. Harmonização do Direito de Família no Direito Internacional Privado Europeu: o Regulamento Roma III e suas repercussões jurisprudenciais. In: Aline Beltrame de Moura; Luciene Dal Ri. (Org.). *Imigração e Cidadania: uma releitura de institutos jurídicos clássicos a partir do modelo europeu*. 1ed.Itajaí: UNIVALI/PPCJ, 2018, v. 1, p. 34-49.
2. As novas políticas de concessão da nacionalidade para investidores estrangeiros em Estados Membros da União Europeia e no Brasil. In: Aline Beltrame de Moura; Luciene Dal Ri. (Org.). *Imigração e Cidadania: uma releitura de institutos jurídicos clássicos a partir do modelo europeu*. 1ed.Itajaí: UNIVALI/PPCJ, 2018, v. 1, p. 226-241.

## A summary of the main results:

- 1) 12 to 26 October 2018: Lectures in four universities in Japan (Kobe, Osaka, Kyoto, Doshisha) by the coordinator and two other members of the Module.
- 2) 6 November 2018: Support to the 1st Conference of Arbitration GEArb/UFSC with 175 participants.
- 3) 8 e 9 November 2018: Participation of two undergraduate students of the UFSC at the I Simulation of the European Council, organised by the delegation of the European Commission in Brazil.
- 4) 26 November 2018: Organisation of the Jean Monnet Module Inaugural Lecture was held at UFSC with the lecture, entitled "International Liability in the European Union", was given by Prof. Paolo Palchetti, from the Università di Macerata, Italy.
- 5) 27 November 2018: Organisation of the seminar entitled "International Courts" in order to discuss contemporary issues on international law and on the European Union at CESUSC with prof. Paulo Palchetti of the Università di Macerata and Prof. Beatrice Bonafé of the Università Sapienza di Roma.
- 6) December 2018: Founded the Research Center for International Private Law UFSC/CNPq, composed by professors and researchers from the Jean Monnet Module at UFSC, undergraduate and postgraduate students and by ten foreign professors, some of them are also coordinators of the Jean Monnet activities in their universities and will contribute to the book (D2) related to the research (R1).
- 7) December 2018: Publication of the Proceedings of the Congress of international law "New trends in Private International Law concerning international contracts".
- 8) 1 April 2019: Lecture with prof. António Martínez Puñal from the University of Santiago de Compostela, Spain on "Processes of regional integration".
- 9) 4 April 2019: Event, entitled "Is there a Brazilian International Contract Law?", taught by Prof. Dr. Frederico Glitz at UFSC.
- 10) 25 April 2019: Workshop "Introduction to the International Chamber of Commerce-ICC and International Arbitration" with Melina Bellaguarda Kotzias, ICC Deputy Advisor in Paris, France.
- 11) 4 June 2019: I Seminar of the Jean Monnet Module: challenges of the harmonisation of the European International Private Law at UFSC.
- 12) 24 June 2019: Course on "Madrid System: International Trademark Registration" held at the Order of Attorneys of Brazil in Santa Catarina, the local Bar Association, by prof. Luiz Otávio Pimentel, former president of the National Institute of Industrial Property.
- 13) June 2019: Prof Cristiane Derani, member of the Module, was the only researcher outside Europe, in the Working Group constituted especially for researching and answering the following question: "How to build a sustainable food system that also has a fair and durable food distribution?".
- 14) June 2019: Conclusion of an academic cooperation agreement between UFSC and University of Osijek in Croatia, with the collaboration of prof Dubravka Aksamovic, coordinator of the Jean Monnet Module.
- 15) July 2019: Approval of undergraduate research projects about "European Union Law and Policies" with scholarships for the students of the Federal University of Santa Catarina under supervision of the coordinator of the Module.
- 16) 19 August 2019: Support to the event "New Trends on International Contracts" held at the Order of Attorneys of Brazil in Santa Catarina, the local Bar Association, by prof. Frederico Glitz from UniCuritiba University.
- 17) Publications of the Coordinator: Six articles published in scientific journals, two organised books and two published chapters in books. Among them, there is an analysis of the consequences of the EU-Mercosur Trade Agreement for Brazil in the *Consultor Jurídico*, biggest media service on legal news in Brazil. *O impacto do Acordo Mercosul-União Europeia para o Brasil* (<https://www.conjur.com.br/2019-jul-03/aline-moura-impacto-acordo-mercosul-ue-brasil>).



# JEAN MONNET AT UFSC



## CONTACT INFORMATION:

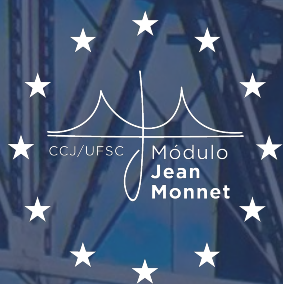
Campus Universitário Reitor João David Ferreira Lima, s/nº  
Trindade - Florianópolis-SC

CEP 88040-900

Brazil

T: +55 48 4207 4206

e-mail: [npdipr.ufsc@gmail.com](mailto:npdipr.ufsc@gmail.com)



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