Research fellowship on - *Inheritance. Critical issues between family protection and social solidarity* - Università Ca' Foscari Venezia (Italian law 30 December 2010, n.240, art. 22)

The present document in English is to be considered as a mere summary of the main provisions of the notice of competition which is available in Italian at the following link: http://www.unive.it/data/12137/ The text in Italian is the official text of the notice of competition for all legal intents and purposes and, in the event of non-conformity with the present document, it shall prevail.

**Description**
The Department of Economics at Università Ca' Foscari Venezia invites applications for a fellowship in:

- **Title:**
  *Inheritance. Critical issues between family protection and social solidarity*

- **Academic Discipline or disciplines specifically identified by the call:** IUS/01
- **Scientific coordinator and tutor:** Prof. Roberto Senigaglia
- **Duration:** 12 months

**Abstract:**
It is well known that our legal system provides for different ways of allocating wealth for social purposes. We can mention, among others, the donation towards certain subjects (usually non-profit entities), the transfer of property determined by patronage purposes, the establishment of a foundation and its endowment.

For some of these acts, the claim of distributive share is excluded, and so the recovery of a large part of the sums in favor of the close relatives is equally excluded; in other cases it is admitted. For example, a claim of distributive share cannot be carried out against gratuitous acts sustained by a patrimonial interest (for example, advertising), while the same remedy is applicable with reference to other kinds of acts, such as the institution of a foundation and its endowment. This discipline can lead to unjustifiable results such as in the case of a wealthy entrepreneur who devotes a significant part of his financial interests to the AIDS research; this choice opens to the possibility that the entrepreneur’s close relatives and spouse bring a claim of distributive share, even in the case where the claimants are recipients of donations of great value from the same entrepreneur, whose value is nonetheless insufficient to fill the reserved shares.

**Objectives:**
The research aims to verify whether the requests for the modernization of succession law should take into account the current sensitivity - even at a constitutional level – for other and competing principles, for example, social solidarity. From a political perspective, the enhancement of social solidarity might require the transfer of the intergenerational pact of distribution of wealth from the inner of the single families to the outer of the State community (for example, by considerably increasing the taxation of the inheritance and by using the resources thus obtained for purposes of protection of youth). On the other hand, it might prevent the close relatives from frustrating the
deceased’s initiatives of social utility by activating the protection of their legitimate shares.

EXPECTED RESULTS:
Revise the interpretation of the already existing discipline of the Italian law of succession and, where appropriate, update it, for example by reducing the quotas of legitimate inheritance and favoring the phenomenon of the anticipation of inheritance.

Who can apply

Citizens belonging to European Union member states and non-community citizens in possession of PhD and appropriate scientific-professional curriculum for the research.

Ca' Foscari encourages applications from researchers with positive evaluation in all the criteria in individual proposals such as Marie Skłodowska Curie Actions - Individual Fellowships/ERC Starting Grants/FIRB (Italian Fund for basic research investments)/SIR (Scientific Young Independence Research) or similar.

Researchers having successfully completed Marie Skłodowska Curie Actions - Individual Fellowships/ERC Starting Grants/FIRB (Italian Fund for basic research investments)/SIR (Scientific Young Independence Research) or similar funded projects are warmly encouraged to apply.

Duration of contract: 12 months (approximately starting on September 2019).

Stipend: The research fellowship amounts to **Euro 19,541.00**.= per year, gross to the recipient, net of the expenses to be sustained by the Provider. The amount may be subject to adjustment in the event of variations in the law.

Deadline for submission of applications: by and no later than **2019-07-13, h. 12:00 noon – local time**.

If the deadline is on Saturday or on holidays, the deadline is extended to the first working day thereafter.

How to apply:

Candidates should submit:
1. The application form;
2. A motivation letter (max 1 page) along with their CV in European format, duly dated and signed, both to enclosed as a one single.pdf file. (http://www.unive.it/pag/28830)
3. A copy of a valid identity document (either Identity Card or Passport);
4. (If available) Evaluation Summary Reports of Marie Skłodowska Curie Actions - Individual Fellowships/ ERC Starting Grants/FIRB (Italian Fund for basic research investments)/SIR (Scientific Young Independence Research) individual proposals having passed all the evaluation thresholds;
5. Doctoral degree;
6. (If available) Details of Marie Skłodowska Curie Actions - Individual Fellowships, ERC Starting Grants, FIRB (Italian Fund for basic research investments)/ SIR Scientific Young Independence Research funded projects;
7. All documents, qualifications and publications relevant for the selection procedure (please, see the notice http://www.unive.it/data/28825/).
All the schemes of the quoted documentation are available on the website
http://www.unive.it/pag/28830.

How to submit your application
Applications should be submitted by the online procedure, available on the notice webpage
http://www.unive.it/data/28825/
Or submit here:
https://static.unive.it/domandeconcorso-en/accesso/dec-successioni-28062019

The candidate, after the uploading, will receive a submission number and an e-mail acknowledging
receipt of his/her application.
The candidate if necessary could access the procedures for updating any data and materials by the
link provided by the e-mail, in any case any updates must be made no later than the deadline
2019-07-13, h. 12:00 noon – local time.
If the deadline is on Saturday or on holidays, the deadline is extended to the first working day
thereafter.

Please note that the University can be contacted for any support needs by the candidate until 24
hours prior to the deadline.
Please note that in case of an high number of applications and / or weight of the materials loaded
by the candidates the system might become slower, Therefore it is suggested not to start the
process close to the deadline.

NB: the University does not take on responsibility for wrong or late communication of addresses,
nor for any communication problem not depending on the University.

Evaluation
Up to 100 points, specifically:
For qualifications, publications and possible tests, from 0 to 60;
For interview, from 0 to 40.

Selection procedure
The interview will be on 2019/07/19, at 10.00 AM, at Meeting Room 5 “Mulino”, Department of
Economics, Cannaregio 873 - 30121 Venezia.
The short-list of the candidates admitted to the interview, or any postponement, will be published
on the University’s webpage on 2019/07/17 (http://www.unive.it/data/28899/).
Candidates living farther than 200 Kms from Venice may ask to hold a telematic interview.

Information and contacts
Candidates may find further details about the application process and the research project in the
official call published on the following webpage http://www.unive.it/data/28825/
For further information please contact: Segreteria Amministrativa del Dipartimento di Economia,
phone number: 041-2349173; e-mail: simar@unive.it