

## **Technical Agreement between UNIDROIT and MAECI - DGCS relating to "International Summer School" 2022**

The Italian Ministry of Foreign Affairs and International Cooperation - Directorate General for Development Cooperation - hereinafter "MAECI - DGCS", and the International Institute for the Unification of Private Law (UNIDROIT) undertake to cooperate to provide training of jurists, in particular members of legislative offices or ministries in general, as well as magistrates, from developing countries, in classes of approximately 20-25 participants.

### **Scope**

1. To this end, the purpose of the International Summer School 2022 designed by UNIDROIT (UNIDROIT International Summer School, or more briefly, Summer School) consists in: theoretical and practical training on legal instruments concerning the unification of private law; the creation of a virtual community of participants, teachers and experts to facilitate the exchange of experiences, problems and solutions, extending beyond the end of the Summer School; as well as support in the dissemination activities for UNIDROIT's legal instruments that participants might undertake in their respective countries of origin .

### **Date and place**

2. Compatibly with the developments of the current pandemic, the first edition of the UNIDROIT International Summer School will be held in the summer of 2022, in English and with a focus on the countries of the African continent, at the headquarters of the Institute located in Rome via Panisperna 28. Hybrid solutions will be contemplated should the health conditions worsen, although it is the firm intention of UNIDROIT to be able to create a network of participants who share the academic experience in person.

### **Equal opportunities**

3. The promotion of the Summer School and the selection of participants will be conducted under equal gender opportunity standards. Furthermore, reasonable forms of accommodation for the full inclusion and participation of people with disabilities will be adopted.

### **Expected results**

4. Trained participants, for their respective institutional roles, will constitute qualified human capital in their countries of origin, capable of informing and raising awareness with policymakers, and of providing a concrete contribution in the phases of signature, ratification and transposition into national legal systems of the private law instruments with the most potential impact on the development of the relevant country. In particular, magistrates will have to apply the texts adopted in the event of disputes and therefore actively participate in their interpretation (which may also have an impact on the interpretation provided by neighboring countries).

5. Membership in the virtual community of the other participants, teachers and experts, will constitute a tool to access good practices and share solutions to specific problems of common interest, as well as to facilitate participation in events organised online (seminars, conferences, etc.) and possibly to the working groups of experts of UNIDROIT (as far as possible in compliance with the working methods of UNIDROIT).

6. The learning material produced and used in the courses will continue to be an available resource online even at the end of the Summer School.

7. In order to promote further learning and knowledge sharing opportunities for the participants after the end of the UNIDROIT International Summer School, they will be enrolled in the UNIDROIT Alumni Association, with the possibility of privileged access to the resources of the UNIDROIT library, and editorial projects including publication of legal articles by the Alumni. Finally, there will be dissemination and knowledge exchange events organized by UNIDROIT with the active involvement of the participants willing to take an active role in raising awareness and disseminating the knowledge obtained at the local level.

### **Format**

8. Subject to the provisions of Article 2, training will take place in a mixed format, with online and a face-to-face sessions at the UNIDROIT headquarters in Rome in via Panisperna 28.

### **Duration**

9. The expected duration of the Summer School is 4 weeks including:

- 1 week online for preparatory readings. The preparatory readings are mandatory and are supported by three 50 minutes online live Q&A sessions of with members of the teaching staff to be carried out via Zoom;
- 3 residential weeks (45 classes of 60' for a total of **45 hours + 30 hours in-depth study**) on the topics of the program, as well as short thematic seminars to be carried out in the afternoon based on the needs that can be identified during the classes, to bridge any knowledge gap or to provide further information on topics of special interest to the participants.

### **Evaluation**

10. There will be two forms of evaluation:

- *Ex-ante* assessment (baseline assessment) for the verification of the preparatory (online) readings, to be carried out anonymously and presented not as a test but as a questionnaire for identifying the areas of greatest criticality or professional interest;
- *Ex-post* evaluation (skills acquired by the end of residential classes) with multiple choice format tests for those who want to obtain a certification;

*alternatively*

- production of an article to be submitted within 60 days of the end of the Summer School, with the possibility of electronic publication on the UNIDROIT or UNIDROIT Foundation websites. Delivery of the final version will ensure the eligibility for certification.

### **Certification**

11. At the end of the Summer School, UNIDROIT will issue participants either a mere Certificate of Participation or a Graduation Certification (for those who undergo the *ex-post* evaluation test or deliver an article to be published).

### **Partnership**

12. UNIDROIT will be able to count on a vast network of partners for the implementation of the Summer School, including international organisations that co-sponsor some of the training tools (FAO, IFAD, UNCITRAL, World Bank, etc.), Universities with which it has ongoing structured collaborations regulated by specific Memorandums of Understanding, law firms that collaborate on an ongoing basis with the Institute, and with the Max Planck Institute for Comparative and International Private Law in Hamburg. In addition, the Institute can count on the jurists and expert members of the UNIDROIT Governing Council, the various Committees of Experts who work on the various instruments of the Institute and its own staff of junior and senior lawyers.

13. This vast network of partners will ensure the sustainability of courses in the main working languages (English, French and Spanish) which will allow the Summer School to serve / reach a significant number of participants from developing countries and possibly carry out sessions in subsequent years in languages other than English.

### **Organization**

14. The Summer School project management involves the contribution of the following human resources:

a Director of the International Summer School responsible for the organisation and supervision of educational and logistical activities; a Scientific Committee for the determination of legal issues; 15-20 teachers for the preparation of the evaluation material (*ex-ante* and *ex-post*), elaboration of the learning material and teaching of the respective subjects; two employees of the Administrative Secretariat, for learning material and communication for the management of pre and post Summer School activities; two Tutors to assist during the 3 residential weeks.

15. The logistical resources supporting the Summer School consist of:

Teaching rooms for lessons, workshops and working groups: Rodinò Room (max capacity 100); Map Room (max capacity 80); Teachers Room (capacity 7-10); Hall of the Tapestry (capacity 10-15); 2 Reading and study rooms; the UNIDROIT Library with over 260,000 volumes and approximately 450 current legal periodicals from a wide range of countries, covering the main areas of private law and, to a lesser extent, other branches of law.

### **Topics**

16. The indicative list of topics to be covered by the Summer School includes:

- Introduction on the role of transnational law and unification
- UNIDROIT Principles of International Commercial Contracts (UPICC) and the Model Clauses for the Use of the UNIDROIT Principles of International Commercial Contracts
- Principles of Reinsurance Contract Law
- UNIDROIT's Work on Leasing and Factoring
- Legal Guide on Contract Farming
- Agricultural Land Investment Contracts
- Cape Town Convention and relevant protocols:
  - Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Aircraft Equipment
  - Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Railway Rolling Stock

- Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Space Assets
- Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Mining, Agricultural and Construction Equipment
- Convention on Stolen or Illegally Exported Cultural Objects
- Model Provisions on State Ownership of Undiscovered Cultural Objects
- UNIDROIT's work in the area of Capital Markets
- UNIDROIT's work in the area of Insolvency Law
- UNIDROIT's work on Warehouse Receipts Financing
- UNIDROIT's work on Enforcement
- UNIDROIT /FAO/IFAD Legal structure for agricultural Enterprises
- UNIDROIT Digital Assets and Private Law Principles

### **Financing**

17. By resolution n° 70 of 3 June 2021, the Joint Committee for Development Cooperation approved a voluntary contribution grant of 98,550 Euros to UNIDROIT for the Summer School program 2022 as part of the annual programming of multilateral voluntary contributions.


The grant was provided by the Italian Agency for Development Cooperation (AICS) which, pursuant to Law 125/2014, carries out the functions of financing, implementing and managing cooperation initiatives.

### **Monitoring report**

18. UNIDROIT undertakes to provide MAECI - DGCS with a progress report on the program.

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