

**CURRICULUM VITAE
DANIELA CAVALLINI**



PERSONAL INFORMATION

Via S. Felice, 67 - 40122 Bologna – Italy
Office: via Zamboni, 26 - 40126 Bologna, + 39 051 2756236
daniela.cavallini@unibo.it

Date of birth: 17 September 1973
Languages: English and French - good

CURRENT POSITION

Associate Professor of Organization and structure of judicial systems – University of Bologna, Faculty of Political Science

Associated Member at the Research Institute on Judicial Systems of the Italian National Research Council (Irsig-Cnr, Bologna)

MAIN RESEARCH INTERESTS

- Judicial independence and accountability
- Governance of the Judiciary
- Reforms in the administration of Justice
- Role and organization of Supreme Courts
- Judicial cooperation in civil and criminal matters
- Reforms in civil procedural law

EDUCATION AND ACADEMIC POSITIONS

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| 2014 | Italian National Scientific Abilitation (Abilitazione scientifica nazionale) as Professore II fascia - Associate Professor (IUS/15) |
| 2010-2013 | Adjunct Professor of Civil procedural law; University of Rovigo (Ferrara), Faculty of Law |
| 2004-2008 | Adjunct Professor of Judicial organization and Judicial behaviour; University of Florence, Faculty of Political Science |
| 2002-2014 | Researcher in Organization and structure of judicial systems; supervision by prof. Giuseppe Di Federico. University of Bologna, Faculty of Political Science |
| 2002 | Stage at the Research Institute on Judicial systems, National Research Council (CNR-IRSIG) - Bologna, June-Sept. 2002 |

- October 2001** Passed the Bar exam
- 1999** Stage at the Court of Justice of the European Union (Luxembourg, Sept.-Dec. 1999). Grant from the University of Bologna, “A. Cicu” Institute
- 1998-2000** Legal apprenticeship at the State Lawyer Agency (Avvocatura dello Stato), Bologna (Nov. 1998 - Nov. 2000)
- October 1997** Law Degree *magna cum laude*. University of Bologna, Faculty of Law. Thesis entitled: “La contumacia nel processo italiano e nel processo tedesco”

TEACHING EXPERIENCE

- 2018** Public Law (course); University of Bologna, Faculty of Political Science (60 hrs)
- 2014 to present** General procedural law and judicial organization (module); University of Bologna, Faculty of Law (30 hrs/year)
- 2009 to present** Structure and organization of Italian judicial system (course); University of Bologna, Faculty of Political Science (40-60 hrs/year)
- 2009 to present** Judicial discipline and role and functions of lay judges (lectures); Training School for legal professions, University of Bologna (2 hrs/year)
- 2017** Ethics and disciplinary responsibility of magistrates and lawyers: Training School for legal professions, University of Brescia, Italy (10 hrs)
- 2015-2017** Access to Courts in environmental matters and effective remedies (lectures); Erasmus Mundus, Master programme on Maritime spatial planning; Venezia, Iuav University, Italy (3 hrs/year)
- 2014** "Access to justice in environmental matters across EU member States: review procedures, effective remedies, potential barriers”, Guiyang (China), June 2014 (4 hrs) (training course for Chinese judges and prosecutors)
- 2012** Constitutional courts and constitutional principles about judicial administration (lectures); University of Bologna, Faculty of Political Science (10 hrs)
- 2011-2013** Civil procedural law (module); University of Rovigo (Ferrara), Faculty of Law (63 hrs/year)

- 2010** Civil procedural law II (course); University of Rovigo (Ferrara), Faculty of Law (42 hrs)
- 2005, 2007, 2008** Judicial organization and judicial behaviour (course); University of Florence, Faculty of Political Science (30 hrs/year)

OTHER ACTIVITIES

- 2018** Scientific Expert for United Nations Office on Drugs and Crime (UNODC - Vienna), Education for Justice Program (E4J) - development of a Teaching Module on "Judicial independence and the role of Prosecutors" (July-ongoing)
- 2016** Scientific Expert for Council of Europe, Directorate of Internal Oversight - participation in the mission: "Evaluation of the effectiveness of the CoE support to the implementation of the European Convention of Human Rights" (Rome, April 2016)
- 2016** Scientific Expert for Council of Europe, Consultative Council of European Judges (Ccje) - preparation of a summary report about "Functions and powers of Court Presidents"
- 2015 to present** Member of "Osservatorio Nazionale Permanente sull'esercizio della Giurisdizione" (National Observatory on Jurisdiction) Consiglio Nazionale Forense (National Bar Association), Rome
- Member of "Associazione italiana fra gli studiosi del processo civile" (Italian Association for studies on civil proceeding)
- 2012 to present** Member of the Italian Editing Board for the Rivista trimestrale di diritto e procedura civile (En. Review on Civil law and Civil procedural law), Giuffr  Francis Lefebvre

MAIN RESEARCH ACTIVITIES

- 2016-ongoing** "Judicial Conflict Resolution - Common methods of conflict resolution", research project directed by Bar-Ilan University, Tel Aviv, Israel (prof. Michal Alberstein) (external advisor)
- 2016-2018** "Improving the transfer of persons pursuant to mutual recognition of judicial decisions in criminal matters and the citizens' fundamental rights protection", research project directed by Utrecht University, Department of Law (The Netherlands), funded by the European Commission (coordinator of the Italian Unit)
- 2013-2014** "The Capacity Building of Environmental Justice and Guarding Environmental Rights in Western China", University of Bologna and University of Political Science and Law (CUPL) Center for Legal

Assistance to Pollution Victims of China, Beijing, China (member of the research unit)

- 2012** "The implementation of the European Court of Human Rights decisions", research project directed by the University Diego Portales, Santiago del Chile (prof. Javier Couso) (member of the research unit)
- 2009-2012** "Menu for Justice. Toward a European Curriculum Studiorum on Judicial Studies", Lifelong Learning Programme (Erasmus), University of Bologna, Faculty of Political Science; project funded by the European Union (co-coordinator and member of the research unit)
- 2011** "Research papers on the criminal procedure models", research project in collaboration with Irsig-CNR (Vietnam, Hanoi, June-Nov. 2011) (member of the research unit)
- 2006-2008** "Ruolo e funzioni del giudice civile in Europa: aspetti ordinamentali" (En. Role and functions of civil judges in Europe), research project funded by the Italian Ministry of University and Research (member of the research unit)
- 2006-2007** "The role of Public Prosecutors in judicial powers: comparative study in Latin-American Countries", research project coordinated by Centro de Estudos Sociais, Universidade de Coimbra, Portugal (member of the research unit)
- 2004-2005** Provision of information by Courts and Courts administrations: a comparative inventory of eight European Countries and in the USA, research project promoted and directed by Utrecht University (The Netherlands) (member of the research unit)
- 2005** Promoting prosecutorial accountability, independence and effectiveness, research project in collaboration with Irsig-CNR, Bologna (prof. Di Federico), promoted by *Open Society Foundation-Sofia* (member of the research unit)
- 2003-2005** Recruitment, professional evaluation and career of judges and prosecutors in Austria, Germany, France, The Netherlands, Italy and Spain, research project in collaboration with Irsig-CNR, Bologna (member of the research unit)

MAIN CONFERENCE PRESENTATIONS

- 2017** "Models of Court Administration in the Council of Europe Member States", Vth International Conference on "Judicial Administration as a Justice Reform Component", Kiev, Ukraine, December 1, 2017 (invited speaker)
- 2016** "Efficiency and judicial independence in the selection of Court Presidents: new challenges coming from the analysis of the activity of

the Italian Superior Council of the Magistracy in the period 2006-2014”, International Association of Judicial Independence and World Peace, National School of Judiciary and Public Prosecution, Krakow, 15-17 January 2016 (invited speaker)

2015

“State liability for judicial wrongs: the impact of the 2006 and 2011 rulings of the European court of justice. The debate in Italy”, International Association on Judicial Independence, Bologna-Milano, 4-6 June, 2015 (organizer and speaker)

“Un bilancio sull’applicazione del codice disciplinare dei magistrati: l’illecito dei ritardi nello svolgimento delle attività dovute” (Judicial discipline: enforcement and recent trends), National Association of Young Lawyers (AIGA), Ancona, 6 marzo 2015

2014

“Environmental Courts in Europe: organization of environmental justice and specialization of judges”, International conference on Environmental Judicature and Justice, Kunming (Cina), 21 June 2014 (invited speaker);

“Religious symbols in public schools: Attitudes of Italian Courts between historical legacy and protection of minority beliefs”, International Association of Judicial Independence and World Peace, Osnabrück University, Germany, 24-26 October 2014 (invited speaker);

2012

Revisione delle circoscrizioni giudiziarie, incompatibilità, sezioni specializzate (En. map of judicial offices and judges’ specialization) Conference on Reforms on judicial organization; Italian Association for studies on civil proceeding, Bologna, October 2012 (invited speaker)

La responsabilità disciplinare della magistratura onoraria tra normativa e casistica (En. Lay judges and disciplinary control: from statutes to case law); Training seminar for lay judges, Court of Appeal of Bologna, Bologna, May 2012 (invited speaker)

L’illecito disciplinare e gli effetti della tipizzazione nella giurisprudenza della Sezione disciplinare del Csm, con particolare riferimento ai doveri di laboriosità e diligenza (En. Judicial misconducts and the violations of the duties of efficiency and diligence); Training seminar for judges and prosecutors, Hotel Ergife, Rome, January 2012 (invited speaker)

2011

Got e vpo al tempo della crisi: una risorsa al palo? Le esperienze dei Tribunali del veneto nelle maglie (strette) dell’autogoverno (En. Lay judges and prosecutors: experiences from local courts), training seminar for lay judges and prosecutors; Tribunal of Padova, Padova, July 2011 (invited speaker)

Ruolo e prospettive della magistratura onoraria nella sfida competitiva del sistema giustizia (En. The role of lay judges and prosecutors and future developments); training seminar for lay judges and prosecutors; Tribunal of Padova, Padova, April 2011 (invited speaker)

- 2010** La responsabilità disciplinare dei magistrati: l’impatto della riforma del 2006 sull’attività della sezione disciplinare del Csm (En. The 2006 reform and its impact on the activity of the Disciplinary Commission); XXIV Annual conference of the Italian Society of Political Science; Venice, September 2010
- La responsabilità disciplinare dei magistrati onorari (En. lay judges and disciplinary control), training seminar for lay judges and prosecutors, Court of Appeal of Bologna, Bologna, May 2010 (invited speaker)
- Illeciti disciplinari e sanzioni: rassegna di giurisprudenza (En. Misconduct and possible punishment: the case law of the Italian Disciplinary Commission), Bologna, March 2010 (invited speaker)
- 2009** Gli illeciti disciplinari e i magistrati onorari tra normativa e casistica (En. Lay judges and disciplinary control); training seminar for lay judges and prosecutors, Court of Appeal of Palermo, Palermo, May 2009 (invited speaker)
- Magistratura onoraria e ordinamento giudiziario. Gli illeciti disciplinari e i magistrati onorari. Incompatibilità e decadenza (En. Lay judges: discipline, incompatibility and dismissal); training seminar for lay judges and prosecutors, Tribunal of Verona, Verona, July 2009 (invited speaker)
- 2008** Gli illeciti disciplinari tra normativa e casistica (En. Judicial misconducts: from statutes to case law), training seminar for judges and prosecutors, Court of Appeal of Rome, Rome, June 2008 (invited speaker)
- 2007** Notion of a disciplinary offence of judges and possible punishment in Italy, Germany and Austria; Conference on Regulating Career Development and Professional Accountability of Judges, United Nations, Office on Drugs and Crime; State Duma of the Russian Federation, Moscow, May 2007
- Creazione di una banca dati delle sentenze e ordinanze della Sezione disciplinare del Consiglio Superiore della Magistratura (En. Creating a data base of the decisions of the Disciplinary Commission of the Superior Council of the Magistracy); Conference on ICT for the justice sector; Research National Council, Rome, March 2007
- 2005** Provision of information by Courts. The case of Italy; Research seminar on Provision of information by Courts and Courts administrations: a comparative inventory of eight European Countries and in the USA”; Faculty of Law, Leiden (The Netherlands), November 2005

MAIN PUBLICATIONS

Monographs

- P. BIAVATI, D. CAVALLINI, R. ORLANDI, *Aspetti della giustizia civile e penale in Italia* (En. Organization of civil and criminal justice in Italy), Bologna, Il Mulino, 2016;
- D. Cavallini, *Le recenti riforme del giudizio in Cassazione e il nuovo filtro di inammissibilità dei ricorsi* (En. The Italian Court of Cassation and the new system of access to court), La Carmelina, Ferrara, 2014;
- D. Cavallini (editor), *Argomenti di ordinamento giudiziario* (En. Issues on Italian judicial organization), Bononia University Press (BUP), Bologna, 2014;
- D. Cavallini, *Gli illeciti disciplinari dei magistrati ordinari prima e dopo la riforma del 2006* (En. Judicial misconducts before and after the 2006 reform), Cedam, Padova, 2011;
- D. Cavallini - B. Giangiacomo, *Magistrati onorari e responsabilità disciplinare. Giudici di pace, giudici onorari di tribunale e vice procuratori onorari* (En. Lay judges and prosecutors and disciplinary control), Milano, Giuffrè, 2009;

Articles

- D. Cavallini, “Alcune considerazioni sull’aumento di sesto nella vendita forzata immobiliare” (En. Some remarks about enforcement proceedings), in *Rivista trimestrale di Diritto e Procedura civile*, 1999, pp. 639-653;
- D. Cavallini, “Osservazioni sui poteri istruttori del giudice del lavoro” (En. Remarks about *ex officio* powers of labour judges), in *Rivista trimestrale di Diritto e Procedura civile*, 2002, pp. 651-678;
- D. Cavallini, “Inamovibilità dei magistrati e funzionalità degli uffici giudiziari. Tendenze in atto” (En. Immovability of judges and efficiency of Courts. Current trends), in *Rivista trimestrale di Diritto e Procedura civile*, 2003, pp. 1043-1078;
- D. Cavallini, “La giurisprudenza disciplinare sui ritardi dei magistrati ordinari nell’espletamento delle attività giudiziarie” (En. The disciplinary case law on delays of judges and prosecutors in performing their functions), in *Rivista trimestrale di Diritto e Procedura civile*, 2004, pp. 1489-1528;
- D. Cavallini, “Il giudice di pace nell’ordinamento giudiziario: il difficile rapporto tra legge speciale e normative generali” (En. Justices of the peace and their *status*), in *Rivista trimestrale di Diritto e Procedura civile*, 2006, pp. 936-960;
- D. Cavallini, “Il giudice onorario di tribunale: quali limiti alle sue funzioni?” (En. Lay judges in Tribunals: functions and limits), in *Rivista trimestrale di Diritto e Procedura civile*, 2007, pp. 199-223;
- D. Cavallini, “La libertà di parola del magistrato al confronto con i nuovi illeciti disciplinari” (En. Freedom of speech and judicial discipline), in *Rivista trimestrale di Diritto e Procedura civile*, 2008, pp. 541-566;

- D. Cavallini, “La responsabilità disciplinare dei magistrati tra innovazione e continuità” (En. Judicial discipline: innovations and legacies to the past), in *Criminalia. Annuario di scienze penalistiche* 2011, Pisa, Edizioni ETS, pp. 141-160; (ISBN 978-884673278-1);
- D. Cavallini, Le valutazioni di professionalità dei magistrati: prime riflessioni tratte da una ricerca empirica sui verbali del Csm (En. Professional evaluation of judges and prosecutors: analysis of the decisions of the Superior Council of the Magistracy), in *Rivista trimestrale di Diritto e Procedura civile*, 2012, pp. 1223-1250;
- D. Cavallini, Un bilancio sull’applicazione del codice disciplinare dei magistrati: le novità in materia di ritardi e ragionevole durata del processo (En. The Disciplinary code for judges and prosecutors: enforcement and recent trends), in *Rivista trimestrale di Diritto e Procedura civile*, 2015, pp. 1443-1461;
- D. Cavallini, Le linee generali della riforma della magistratura onoraria (En. Main trends of the reform on lay judges and prosecutors), in *www.archiviopenale.it*, fasc. n. 3, 2016; pp. 1-24;
- D. Cavallini, Le trasformazioni in atto nella gestione degli uffici giudiziari e le novità della circolare sulle tabelle 2017-2019 (En. Ongoing changes in the management of judicial offices), in *Rivista trimestrale di Diritto e Procedura civile*, 2017;
- D. Cavallini, I magistrati dirigenti degli uffici giudiziari: il sistema di valutazione delle performance messo a punto dal Csm (En. Chief judges and chief prosecutors: the evaluation of their performance) (forthcoming)

Book Chapters

- D. Cavallini, “Provision of Information by Courts, the Case of Italy”, in P.M. Langbroek and W.J.M. Voermans (eds.) “Provision of Information by Courts and Courts administrations: a comparative inventory of eight European Countries and in the USA”, Universiteit Utrecht, 2005, pp. 67-77;
- D. Cavallini, “Il giusto processo tra diritto positivo e deontologia giudiziaria” (En. Fair process and judicial discipline), in C. Guarnieri e F. Zannotti (a cura di), *Giusto processo?*, 2006, Padova, pp. 219-258;
- D. Cavallini e M. Fabri, *Il Pubblico Ministero in Italia* (En. Public prosecutors in Italy; translated in Portuguese), in J.P. Dias e R. Ghiringhelli de Azevedo (coord.), *O Papel do Ministério Público. Estudo comparado dos Países latino-americanos*, Almedina, 2008, pp. 167-221;
- D. Cavallini, La responsabilità disciplinare dei magistrati (En. Judicial discipline in Italy), in G. Di Federico (a cura di), *Ordinamento giudiziario. Uffici giudiziari, CSM e governo della magistratura*, Cedam, 2008, pp. 211-233;
- D. Cavallini, “Profili ordinamentali del giudice civile in Francia” (En. Judicial organization in France), in D. Cavallini, C. Dallara, M. Sapignoli, M. Tabarelli, *Profili*

- ordinamentali del giudice civile nei Paesi dell'Unione Europea: Francia, Spagna, Italia, Germania, Inghilterra e Galles, Romania*, research paper, 2009;
- D. Cavallini, "Judicial system and civil judges in Germany", in D. Cavallini, C. Dallara, M. Sapignoli, M. Tabarelli, *Profili ordinamentali del giudice civile nei Paesi dell'Unione Europea: Francia, Spagna, Italia, Germania, Inghilterra e Galles, Romania*, research paper, 2009;
 - D. Cavallini, "Judicial discipline: different approaches in five EU member States", in R. Coman - C. Dallara (eds.), *Handbook of Judicial Politics*, European Institute Editions (Iași, Romania), 2010, pp. 125-155;
 - D. Cavallini e G. Di Federico, voce "Disciplina della magistratura" (En. Judicial discipline), in A. Gaito (a cura di), *Digesto delle Discipline Penalistiche – VI Aggiornamento*, 2011, Utet, Torino, pp. 212-252;
 - D. Cavallini, La responsabilità disciplinare dei magistrati (Judicial discipline in Italy), in G. Di Federico (a cura di), *Ordinamento giudiziario. Uffici giudiziari, CSM e governo della magistratura*, Cedam, II ed., 2012, pp. 289-332;
 - D. Cavallini, Verso uno statuto europeo del giudice? Brevi considerazioni sull'indipendenza del giudice nello spazio giudiziario europeo (En. Towards a European status for judges? Remarks about judicial independence in Europe), in AA.VV., *Giustizia senza confini. Studi offerti a Federico Carpi*, BUP, Bologna, 2012, pp. 183-210;
 - D. Cavallini, "Independence and Judicial Discipline: the Italian Code of Judicial Conduct", in S. Shetreet and C. Forsyth (Eds.), *The Culture of Judicial Independence: Conceptual Foundations and Practical Challenges*, Brill NV, Leiden, The Netherlands, 2012, pp. 329-338;
 - B. Cappellina e D. Cavallini, *The 2013 study of the European Commission on the implementation of articles 9.3 and 9.4 of the Aarhus Convention: access to justice and effective remedies*, in M. Timoteo (a cura di), *Environmental Law Survey 2014*, Bologna, 2014, Dipartimento di Scienze Giuridiche, Alma Mater Studiorum, Università di Bologna, ISBN 9788898010226, pp. 150-192, in http://amsacta.unibo.it/4145/1/environmental_law_survey_2014.pdf;
 - D. Cavallini, *La competenza*, in M.A. Lupoi (a cura di), *Trattato della separazione e divorzio* (En. Jurisdiction and competence in legal separation and divorce proceedings), Maggioli ed., Bologna, 2015, tomo II, pp. 87-109;
 - D. Cavallini, *Religious symbols in public schools: Attitudes of Italian Courts between historical legacy and protection of minority beliefs*, in S. Shetreet and W. McCormack (Eds.), *The Culture of Judicial Independence in a Globalised World*, Brill/Nijhoff, Leiden/Boston, 2016, pp. 88-93;
 - D. Cavallini, *State liability for judicial wrongs: Impact of Rulings of the European court of justice and Debate in Italy*, in S. Shetreet and W. McCormack (Eds.), *The Culture of Judicial Independence in a Globalised World*, Brill/Nijhoff, Leiden/Boston, 2016, pp. 272-278;

- D. Cavallini, *Uno sguardo al futuro: il Tribunale della famiglia* (En. About the future: The Family Court), in M.A. Lupoi (a cura di), *Trattato della separazione e divorzio*, Maggioli ed., Bologna, 2018;

September 2018