

FREE UNIVERSITY OF BOZEN-BOLZANO

SELECTION PROCEDURE

for

**1 post of
UNIVERSITY RESEARCHER
with *SENIOR-CONTRACT***

Rector's Decree
Of 12.02.2018,
no. 99/2018

FREE UNIVERSITY OF BOZEN-BOLZANO

RECTORS DECREE no. 99/2018

Selection procedures for 1 post of university researcher with senior-contract

THE RECTOR

In view of

- the Statute of the Free University of Bozen-Bolzano;
- Art. 24 of the law 30th December 2010, no. 240;
- the regulation for the recruitment of researchers with fixed-term contract in force;
- the applicable regulation regarding the contractual and economic conditions of the professors and researchers;
- the resolution of the Faculty Council of the Faculty of Economics of 11.12.2017, no. 138/2017, concerning the propose of the recruitment of one university researcher with senior-contract at the Faculty of Economics in the competitive sector 12/C1 (Constitutional Law) and in the disciplinary-scientific sector IUS/09 (Public Law);
- the resolution of the University Council of 02.02.2018, no. 08/2018, concerning the approval of the recruitment of one university researcher with senior contract at the Faculty of Economics in the competitive sector 12/C1 Constitutional Law and in the disciplinary-scientific IUS/09 (Public Law);
- considered that the post of university researchers with *senior* contract requested by the Faculty of Economics enjoy the necessary financial backing.

DECREES

Art. 1

Object of the selection procedures

- 1) The Free University of Bolzano, hereinafter referred to as University, announces 1 selection procedure for 1 post of university researcher with *senior* contract for the Faculty and the disciplinary-scientific sector hereafter indicated.

Faculty of Economics

PIS: 129994

Competitive sector: 12/C1 (Constitutional Law)

Disciplinary-scientific sector: IUS/09 (Public Law)

Area of research or title of the research project: The constitutional principle of equilibrium of budget and its impact on the level of protection of fundamental social rights

Research program: Post Second World War Constitutions recognize and guarantee civil freedoms as well as social rights. The protection of the latter and the building of a social welfare engage the State to put in place certain activities for the citizens and thereby to spend money.

A fundamental issue is thus how to guarantee a universal welfare state, without jeopardizing the equilibrium of public finances and, at the same time, safeguarding the principle of balanced budget. This issue has been emphasized by the eruption of the economic-financial crisis and the creation of the Economic and Monetary Union (EMU) and EU, which has imposed severe financial constraints (with the "Six Pack", the "Two Pack" and the so-called "Fiscal Compact").

The research project intends to answer to a key-question: *How do these new strict budget rules affect the protection of social rights in the EU member States?*

Following the EU rules, the principle of balanced budget was introduced into the Constitutions of Italy, Spain, Hungary, and Poland. Germany had already introduced identical rules in 2006 and 2009. The research will focus on the content of the new constraints to budgetary policy introduced by the member states and their repercussions on state and legislative policies, in order to see how states take into account the equilibrium of public finances in their political decisions. A further perspective will take into account the attitude of the States' constitutional courts vis-à-vis the balancing of rights. The Italian Constitutional Court has adopted a sophisticated approach, but it will be interesting to compare it with that of other Constitutional Courts and of the EU.

In line with the research fields described by MIUR for the scientific sector IUS/09, the winner of the selection procedure should make valuable scientific contributions in the field of public law, with a special focus on Italian and comparative law and the protection of social rights in times of crisis.

In addition, the winning candidate should provide new contributions to the existing literature and contribute to the scientific debate of this research area, in Italy and at international level.

Number of positions: 1

Duration of the contract: 3 years

The regime of commitment: full-time

Number of teacher-centered didactic hours assigned per academic year: Minimum 60 hours. The exact number of hours, with a maximum of 120 hours per year, will be determined by decision of the Faculty Council.

Type of selection: qualifications and discussion of the qualifications, the projects, the artistic production and the scientific production.

Language of the interview with the commission: Italian, English

Language of the oral exam with the commission: /

Criteria for the attribution of a score to the candidates during the interview with the commission (max. 100):

1) Degree and CV: max 64 points

- a) Phd in Public Law or related areas: **maximum 6 points;**
- b) National habilitation for associate/full professorship in the academic recruitment field of the call: **10 points**
- c) Current and past academic positions held in the scientific sector of the call and in related areas: **maximum 8 points;**
- d) Continuous research activity in Public Law or related areas: **maximum 10 points;**
- e) Documented experience in teaching -as course leader- and mentoring - as principal supervisor of theses - in Public Law at university level (graduate and undergraduate) in Italian and/or international academic institutions: **maximum 10 points;**
- f) Presentations of papers related to the scientific sector in national and international conferences: **maximum 3 points;**
- g) High scientific national or international recognition gained through publications or conference contributions in the last 5 years: **maximum 5 points**
- h) Participation in research projects related to IUS/09 as Principal Investigator (PI)/Co-Investigator (CI): **maximum 6 points**

- i) Editorial and reviewing activities relevant in the area of Public Law; organizing activities: conferences, streams/sessions in internationally recognized meetings and workshops in the area of the scientific sector: **maximum 2 points**
- j) University/faculty/Department service: **maximum 4 points.**

2) Publications: max. 36 points

The commission assigns up to 6 points for each publication to a maximum of 36 points, based on the following criteria:

- a) originality, innovation and rigor in methodology of each scientific publication;
- b) coherence of each publication with the scientific sector of the call;
- c) scientific relevance of the journal or publisher of each publication and its diffusion within the national and international scientific community;
- d) use of interdisciplinary research approaches and international standing.

The evaluation of the CV and the academic pathway will take into account vacancy periods due to illness, parental leave, etc.

Criteria for determining the part of the candidate in publications with more than one author: All authors will be assumed to have equally contributed, unless differently specified in each publication.

Criteria for the attribution of a score to the candidates during the oral exam with the commission: /

Threshold for the assessment of candidates' suitability with regard to the publications, the scientific curriculum and the discussion with the Commission: 50/100 points

Threshold for the assessment of candidates' suitability with regard to the oral exam: /

Maximum number of publications: 12

Supervisor: Prof. Dr. Stefania Baroncelli

Working place: Bozen – Bolzano

Start of contract: approximately 01/06/2018

Session: I session 2018

Art. 2

Requirements for admission

- 1) For participating in the selection procedure candidates must possess the following qualification:
 - a) PhD or equivalent, obtained in Italy or abroad.

For the position in the disciplinary-scientific sector **IUS/09 (Public Law)** PhD in **Law**.

In addition to the above-mentioned qualifications, candidates must hold at least one of the following contracts

- b) contracts according to art. 24 paragraph 3 letter a) of the law 240/2010 (so-called researcher with *junior* contract);
- c) contract as research assistant according to art. 51 paragraph 6 of the law 27th December 1997,

- no. 449, with a minimum period of 3 years (also not consecutive);
- d) a postdoctoral grant with a minimum period of 3 years (also not consecutive) according to the law 30th November 1989, no. 398;
 - e) analogous contracts, research grants or grants of other foreign universities with a minimum period of 3 years (also not consecutive);
 - f) contracts with a minimum period of 3 years according to art. 1 paragraph 14 of the law 230/2005
 - g) contract as research assistant according to art. 22 of the law 240/2010, with a minimum period of 3 years (also not consecutive)

The requirements are also fulfilled if the total duration of the single contracts/grants according to the letters from b) to g) adds up to at least three years.

Or

- h) be in possession of the "*abilitazione scientifica nazionale*" for full or associate professor as per art. 16 law 2010/240;

and to be in possession of

i) certified knowledge of the English, Italian and German language as per "Level of the Common European Framework of Reference (CEFR) or the exams offered by the Language Centre of the Free University of Bozen-Bolzano according to the attached list of "Recognized language certificates and diplomas" with the following options:

i1) 1. language C1; 2. language B2; 3. language: B1 (Level of the Common European Framework of Reference (CEFR) or

i2) 1. language C1; 2 language C1; 3. language A2 (Level of the Common European Framework of Reference (CEFR).

There is no obligation to certify the mother tongue.

- 2) The following persons cannot participate in the selection procedure:
 - a) university professors of the first and second rank and researchers employed with open-ended contract, even if ceased from service;
 - b) those having had contracts in quality of holder of research grants and of fixed-term researcher according to Art. 22 and 24 of the law no. 240/2010 by the University or other public, not public or telematic Italian Universities, and bodies provided by paragraph 1 of Art. 22 of the law no. 240/2010 for a period that, added to the duration provided by the contract of the call, exceeds altogether 12 years, also not consecutive. For the duration of the mentioned relationships the periods of absence for maternity or for health reasons as provided by law in force are not taken into consideration;
 - c) those having relative or relative through marriage relation, up to the fourth degree, with a professor of the Department making the proposal of the activation of the contract, with the Rector, the General Director or with a member of the University Council
- 3) All above mentioned requirements must be held on the date of expiry of the term set for the presentation of the application for participation in the selection procedure.

Art. 3

Conditions for presenting the application for participation

- 1) To participate in the selection procedures indicated in Art. 1 of the present call candidates must fill in an application form in unstamped paper, according to the model of attachment 'A' and available on the web page of the University

<https://www.unibz.it/en/home/position-calls/positions-for-academic-staff/?group=16&year=2018>

within 30 days from the day following the publication of this public announcement in "Gazzetta Ufficiale della Repubblica".

- 2) The application, duly signed and dated at the last page, must be addressed to:

Free University of Bozen – Bolzano
Personnel Office Academic Staff (Call)
Universitätsplatz 1 - P.O.B. 276
39100 Bozen-Bolzano

The application for participation in the selection procedures may also be directly handed in (opening hours: from Monday to Friday from 8.30 a.m. to 12.30 a.m. and from 2 p.m. to 5 p.m. on Monday, Tuesday and Thursday) or sent by post with registered letter with notification of reception or any other form appropriate to certify the reception (personnel_academic@pec.unibz.it (**personnel_academic@pec.unibz.it, only if sent from a pec - posta elettronica certificata - account**)) within the above mentioned final date. Therefore shall be considered proof the date stamp of the accepting post office according to the D.P.R. 28th December 1970, no. 1077. The University disclaims liability for possible postal mis-deliveries.

The candidate is obligated to add to the application in paper form, a data carrier which contains a digital copy of all documents produced (the same holds true for the publications).

- 3) On the package the candidate, in addition to the requirements mentioned in paragraph 2, must affix the inscription "Application: selection procedure for one post of university researcher with fixed-term senior-contract" and accurately indicate the faculty, the competitive sector, the initials and the denomination of the disciplinary-scientific sector, the title of the research project and the candidate's name, surname and address for the present selection procedure (the address for the present selection procedure is the candidate's elected domicile for the receipt of the communications relating to this procedure).
- 4) On the application (see attachment 'A') the candidate must clearly indicate her/his name and surname and must declare, under his/her own responsibility:
- a) the date and place of birth;
 - b) the code of personal identification (tax number);
 - c) the residence, with the indication of the street, the street number, the town, the province, the postcode;
 - d) the possessed citizenship;
 - e) the municipality on whose electoral lists she/he is registered or the reasons for the non-registration or cancellation from such lists.
- Foreign nationals must declare to enjoy civil and political rights in the country on which they belong;
- f) not having been convicted of the criminal offences;
 - g) not to exceed the superior limit of twelve years, also non continuous periods, therefore considering the total duration of the contracts under Art. 22 (Research grants) and Art. 24 (fixed-term researchers) of the law 30th December 2010, no. 240, also between different universities, public, non-public or telematic ones, and with bodies as provided in Art. 22, paragraph 1 of the law no. 240/2010, as well as the duration of the contract according to the present call;
 - h) having viewed the advertisement to which this selection procedure refers and accepts all its provisions;
 - i) having hold at least one of the contracts according to art. 2 of the present call;
 - j) to be in possession of the language requirements according to art. 2 of the present call;
 - k) the mother tongue;
 - l) the content of the digital copies of all documents produced correspond to the content of the copies produced on paper;
 - m) not to be a university professor of the first and second rank or a researcher employed with open-ended contract, even if ceased from service;

n) not to have relative or relative through marriage relation, up to the fourth degree, with a professor of the Department making the proposal of the activation of the contract, with the Rector, the General Director or with a member of the University Council;

o) not to have been dispensed or dismissed from the employment by a Public Administration for persistent insufficient performance, not having been declared lost from other public employment according to art. 127, paragraph 1, letter d) of the T.U. regarding provisions concerning the charter of civil servants, approved with D.P.R. 10th January 1957, no. 3, not having gained the employment through production of faked documents or vitiated by not amendable invalidity, and not having had an employment relationship by a Public Administration which has been terminated for disciplinary reasons, included those provided in art. 21 of the legislative decree 29/1993;

p) he/she gives the Personnel Office Academic staff the permission to send the scientific curriculum vitae to the mentoring group of the Faculty in order define the optionally payment of the scientific salary increase in case of employment;

q) the position concerning the fulfillment of the military duties (that declaration must be done only by male candidates);

r) the different activities, than those listed in Art. 12 of the present call, he/she perform;

s) that everything in the curriculum vitae (CV) that has been attached to this application is true and s/he gives the person in charge of the selection procedure the permission to undertake any checks on any substitute declarations that have been presented by the undersigned for the purposes of this selection procedure;

t) to have received the information as per Italian legislative decree 196/2003 and to know that personal details that she/he has supplied are going to be processed only for procedures that are connected to this selection procedure and any contracts that may be drawn up as a consequence;

u) the address chosen for the receipt of communications relating to the selection procedure she/he has applied for (address with postcode, telephone number, possible e-mail-address or fax number) and the commitment to inform the University in case of possible subsequent variations of those data.

- 5) Candidates with recognized disabilities must expressly specify in their application any aid needed in relation to their handicap and the possible necessity of further time for the performance of the exams, according to art. 20 of the law 5th February 1992, no. 104.
- 6) Any variation of the candidate's data according to paragraph 4 of the present article must be communicated immediately to this Administration with registered letter with notification of reception.
- 7) The University accepts no responsibility for cases in which candidates are untraceable or the communications are undeliverable due to imprecise indication of the address, or belated or lack of notification on the part of the candidate regarding a change of the address declared in the application. The University also disclaims liability for mail going astray, whether third parties are to blame, or whether it is attributable to mishaps, or to *force majeure* and which, in any case, is in no wise ascribable to the University. It accepts no blame when the return delivery slip indicating receipt of the application, of documents or of communications relating to the selection procedures fails to arrive. If the candidate's address differs from that of her/his place of residence, again the University is exempt from responsibility should a registered letter with notification of receipt arriving at the place which the candidate had specified as his address during the period of selection, fail to reach her/him.

Art. 4

Presentation of qualifications

- 1) Considered that, in accordance to the present call, by 'qualifications' are intended the scientific and didactic ones and the publications, and for 'certificates' any document proving the possession of a certain qualification, the candidate must enclose at the application for participation in the selection procedure in unstamped paper:
 - a) 1 photocopy of a valid identity document and the tax number;
 - b) 1 photocopy of the curriculum vitae regarding the didactic and scientific activity and drawn up according to the model of attachment 'C';
 - c) didactic and scientific qualifications believed useful for the comparative assessment;
 - d) documentation in order to prove the language requirements according to art. 2 paragraph 1 letter i

of this call;

e) 1 photocopy of the list of the publications believed useful for the comparative assessment and drawn up in accordance with article 5 paragraph 3 of this call;

f) 1 photocopy of the list of all documents enclosed at the application [generic list of those materially inserted in the envelope, or the documents required by letters a), b), c) and d) of the present paragraph].

2) The qualifications indicated in paragraph 1, letters c) and d), of the present article, if issued by Italian Public Administration, must be produced in one of the following forms:

a) in copy corresponding to the original as certified by substitutive declaration of the deed of notoriety according to art. 47 of the D.P.R. 28th December 2000, no. 445. In that case the candidate must produce:

– 1 copy of each qualification;

– 1 declaration drawn up according to the model of attachment 'B', signed and dated at the last page, where the candidate, under own responsibility, declares that the copies of the enclosed qualifications, exactly described, and in particular with regard to the date of attainment, place and Administration issuing the qualification, correspond to the original. That declaration at the same time serves as list of the qualifications, in which case the latter ones do not have to be produced;

– 1 copy of an identity document;

b) in form of a self-declaration according to the model of attachment 'B' (substitutive declaration of certification according to art. 46 of the D.P.R. 28th December 2000, no. 445), where the candidate, under own responsibility, declares to possess the qualifications, exactly described, in particular with regard to the date of issue, place and Administration issuing the qualification. In that case the candidate must produce:

– 1 copy of the attachment 'B', signed and dated at the last page, which at the same time serves as list of the qualifications, in which case the latter ones must not be produced;

– 1 copy of an identity document.

The University cannot request nor accept certificates issued by other Italian public offices.

If the above-mentioned certificates should be enclosed at the application for participation in the selection procedure, they will not be considered by the Commission of selection.

The certificates issued by private corporation or abroad can be produced in one of the following forms:

a) in original;

b) in certified copy;

c) in copy corresponding to the original as certified by substitutive declaration of the deed of notoriety or in form of a self-declaration according to the above-mentioned model of attachment 'B'.

The above mentioned declarations drawn up according to the model of attachment 'B' may be used by Italian citizens and also by citizens of the EU.

The declarations according to the above-mentioned articles of the D.P.R. 28th December 2000, no. 445, may be used by non-EU citizens, if it is necessary to proof conditions, facts and personal qualities certifiable or attestable by public or private Italian bodies or bodies of the EU, without prejudice of special provisions in laws and regulations concerning immigration matters and the condition of foreigners. If the declarations according to the above-mentioned articles of the D.P.R. 28th December 2000, no. 445 are used in other cases than the above mentioned, the winner of the procedure has to submit, before the employment, the certificates as per paragraph 7.

3) The curricula and the lists mentioned in letters e) and f) of paragraph 1 of the present article must be signed and dated in the last page.

4) No qualification sent to this Administration will be returned.

5) The sending of the publications does not enable to correct the missed or late submission or mailing of the application for participation in the selection.

6) Without prejudice to the exceptions expressly provided by law, the above-mentioned attachment 'B'

may further be used by the candidate to declare standings, facts and personal qualities of her/his direct knowledge, not expressly indicated in art. 46 of the D.P.R. 28th December 2000, no. 445.

- 7) With regard to non-EU citizens, the certificates issued by the competent Authorities of the country the person belongs to, must be in accordance with the provisions in force in those countries and must also be legalized by the competent Italian consular authorities.
- 8) With regard to conditions, facts and personal qualities self-certificated by the candidates for the present selection procedures the University has the possibility to exercise appropriate checks, also random ones, regarding their truthfulness.

In case of mendacious declaration the candidate, further than being excluded from the selection procedure, will be denounced according to the Criminal Code and the special laws regarding the matter, according to the provisions cited in art. 76 of the D.P.R. 28th December 2000, no. 445.

- 9) The qualifications may be produced in their original language if it is one of the following: Italian, French, English, German and Spanish.

It is in the authority of the Commission of selection to request the candidates integrations of the qualifications submitted in French, English, German or Spanish language, by forwarding the correspondent translation in Italian.

The translation in Italian language must be accompanied by a substitutive declaration of the deed of notoriety where the candidate, according to art. 47 of the D.P.R. 28th December 2000, no. 445, certifies the conformity of the translated text with the original (see attachment 'B').

- 10) Any qualifications drawn up in a language different than Italian, French, English, German and Spanish, submitted by Italian, EU or non-EU citizens, must be enclosed, according to paragraph 3 of Art. 33 of the D.P.R. 28th December 2000, no. 445, the correspondent Italian translation, which is certified conform to the original text by the competent diplomatic or consular representation or by a official translator.

The qualifications drawn up in a different language than those above mentioned, in case of lacking translation, will not be assessed by the Commission of selection.

Art. 5

Sending of the publications

- 1) The sending of the application for participation may be enclosed by the forwarding of the publications. The publications that the candidate believes useful for presentation at the comparative assessment and which have been indicated in the application for participation according to art. 4, paragraph 1, letter d), must be by within 30 days from the day following the publication of this public announcement in "Gazzetta Ufficiale della Repubblica" by post with registered letter with notification of reception or any other form appropriate to certify the reception (personnel_academic@pec.unibz.it, **only if sent from a pec - posta elettronica certificata - account**) or handed in by hand (opening hours: from Monday to Friday from 8.30 a.m. to 12.30 a.m. and from 2 p.m. to 5 p.m. on Monday, Tuesday and Thursday) to the

Free University of Bozen-Bolzano
Personnel Office Academic Staff (Call)
Universitätsplatz 1 - P.O.B. 276
39100 Bozen-Bolzano

In relation to publications sent by registered letter with notification of reception proof shall be considered the date stamp of the accepting post office according to the D.P.R. 28th December 1970, no. 1077.

The University disclaims liability for possible postal mis-deliveries.

- 2) If the applicant forward more publications as foreseen in the art. 1, the Commission of selection assess only the maximum number in the order indicated by the applicant.

- 3) Publications will only be evaluated when they can be traced in public catalogues as publications.
- 4) Together with the publications, there must be enclosed a correspondent list, signed and dated at the last page. The Publications must be mentioned in chronological order within each category following the International Standard for bibliographic references with DOI whenever possible. With multiple authorship, if one is the main author, that author's name appears in *Italics*. In addition, in the left-hand margin please star (*) what you consider were especially significant publications. Where relevant, citation index and impact of journal.
- 5) On the package containing the publications there must be affixed the inscription "Publications: selection procedure for one post of university researcher with fixed-term senior-contract" and also accurately indicated the faculty, the competitive sector, the initials and the denomination of the disciplinary-scientific sector, the title of the research project and the candidate's name, surname and address for the present selection procedure (the address of the present selection procedure is the candidate's elected domicile for the receipt of the communications relating to this procedure).
- 6) Publications handed in or sent after the final term as indicated in paragraph 1 of the present article cannot be considered by the Commission of selection.
- 7) For the present selection procedure as provided in art. 1 of the present call the print extracts and the works which, at the moment of the deadline of the call, have been subject to legal deposit according to the provisions of the law 15th April 2004, no. 106, put into effect with D.P.R. 3rd May 2006, no. 252 are considered assessable.
- 8) The publications, with no. 1 copy of the correspondent list attached, may be sent:
 - a) in original;
 - b) in certificated copy;
 - c) in photocopy. In that case a substitutive declaration of the deed of notoriety (to be drawn up according to the model of attachment 'B' and signed at the last page, with the production of a photocopy of an ID) must be attached, where the candidate, according to art. 47 of the D.P.R. 28th December 2000, no. 445, certifies the conformity of those produced with the original and indicates the author, the title of the work, the place and date of publication and the number of the work.
- 9) In case the candidate produces copies declared conform to the originals according to paragraph 7, letter c), of the present article:
 - a) for works printed in Italy it is also necessary to attest the date of deposit of the printing according to the law 15th April 2004, no. 106, put into effect with D.P.R. 3rd May 2006, no. 252;
 - b) for works printed abroad the date and place of publication must be indicated.
- 10) The publications may be produced in their original language if it is one of the following: Italian, French, English, German and Spanish.
 It is in the authority of the Commission of selection to request the candidates integrations of the publications submitted in French, English, German or Spanish language, by forwarding the correspondent translation in Italian.
 The translated texts must be produced in typewritten copies with the text printed in the original language and must be accompanied by a substitutive declaration of the deed of notoriety where the candidate, according to art. 47 of the D.P.R. 28th December 2000, no. 445, certifies the conformity of the translated text with the original (see attachment 'B').
- 11) The publications whose original language is different than Italian, French, English, German and Spanish must be translated in one of the above-mentioned languages.
 It is in the authority of the Commission of selection to request the candidates integrations of the translations submitted in another language than Italian, by forwarding of a translation in Italian of the already translated text.
 The translated texts must be produced in typewritten copies with the text printed in the original language and must be accompanied by a substitutive declaration of the deed of notoriety where the candidate, according to art. 47 of the D.P.R. 28th December 2000, no. 445, certifies the conformity of the translated text with the original (see attachment 'B').

- 12) For selection procedures concerning linguistic matters publications may be produced in the language or languages the selection procedure relates to, even if different of those indicated in paragraph 9 of the present article.
- 13) The publication must be produced in any case, even in case they have already been submitted by this or other Administrations for participation in other selection procedures.
- 14) The missed sending of the publications within the provided date is not considered as renunciation of participating in the selection procedure. Nevertheless, the Commission of selection assesses the candidate only on the basis of the curricula and can therefore not assess the scientific works even if they are personally known by its members.
The Commission of selection does not take into consideration publications not conforming to the required format or in different edition as those indicated in the application for participation in the selection procedure.
- 15) No scientific work sent to this Administration will be returned. Nevertheless, the candidates may reacquire its possess, except in case of pending controversy and according to the provision of the subsequent article 15, by going, personally or on behalf of a delegate, to the Personnel Office for the Teaching and Research Staff within the term of six months starting from the date of the Rector's decree of confirmation of the regularity of the records. After this term has passed it is in the power of the University to dispose freely of the material not withdrawn.

Art. 6

Exclusion from participation in the selection procedure

- 1) The candidates are admitted conditionally to the selection procedures. Therefore exclusion through failing to meet the prescribed requirements is provided for with due decree of the Rector of the University at whatever stage of the procedure.
- 2) In particular, are excluded those:
 - a) presenting an application which is not signed;
 - b) presenting applications which, for any reasons, are not sent by post or consigned by the final deadline indicated in art. 5, paragraph 1 of the present call.

Art. 7

Renunciation of participation

- 1) The renunciation of participation in the selection procedure (to be drawn up according to the model of attachment 'D') must be sent by fax to the President of the Commission of selection (fax number +39 0471 016009) and, for information, to the person in charge of the procedure (fax number +39 0471 011309).
Renunciations which precede the formation of the Commission of selection must be sent exclusively to the person in charge of the procedure (fax number: +39 0471 011309).
- 2) Renunciation takes effect from the Commission's first meeting following the date of its receipt.
- 3) The absence of the candidate at the public discussion with the Commission of selection about the qualifications, the projects, the artistic production and the scientific production is considered implied renunciation to the selection procedure.

Art. 8
Commission of selection

- 1) The Commission of selection is to be constituted of three professors of the first rank or of two professors of the first rank and of a professor of the second rank of universities in Italy or abroad.
- 2) The members of the Commissions of selection are appointed by the Rector after consultation with the Dean of the Department requesting the selection procedure.
- 3) The Commission of selection is appointed by special provision, to be published also on the University's web page.

The Commission of selection remains in charge for six months and may be renewed only once and for not more than four months.

In case the work has not been completed within the extended period, the Rector, with due provision, will start procedure for the replacement of the Commission or the members responsible for the delay, establishing at the same time a new term for the conclusion of the work.

- 4) The Commission of selection, for carrying out its meetings, may make use of telematic tools for collective work.

Art. 9
Selection of the candidates

- 1) The selection is performed by a preliminary assessment of the candidates, with justified analytical judgment of the qualifications, the projects, the artistic production, the curricula and the scientific production, also included the doctorate thesis, in accordance with the criteria set out in M.D. 25th May 2011, no. 243.
- 2) The Commissions of selection perform a motivated assessment, followed up by a comparative assessment, referring to the specific competitive sector and to the profile defined exclusively through the indication of one or more disciplinary-scientific sectors, the curriculum vitae and the following duly documented qualifications of the candidates:
 - a) the possess of the qualification of Ph.D. or equivalent, or for interested sectors, a diploma of medical postgraduate specialisation, or equivalent, obtained in Italy or abroad;
 - b) eventual performance of university-level didactic activities in Italy or abroad;
 - c) documented performances of services regarding formation or research, by qualified public or private bodies in Italy or abroad;
 - d) performance of activity in clinical area relating to the disciplinary-scientific sectors requesting those specific competences;
 - e) project-activities regarding the disciplinary-scientific sector the selection procedure relates;
 - f) organisation, direction and coordination of national and international research teams;
 - g) ownership of patents related to those scientific-disciplinary sectors where it is provided;
 - h) participation, in quality of lecturer, at national or international conferences and conventions;
 - i) obtainment of awards and national or international recognitions for research activities;
 - j) diploma of European postgraduate specialisation recognized by international Board's, regarding the competitive sectors which have provided it.

The assessment of each above indicated qualification is made considering the significance it has, in order to the quality and quantity of the research-activity done by each candidate.

- 3) The Commission of selection, in order to perform the comparative assessment of the candidates, shall consider only publications or texts accepted for publication as provided by law in force, as well as essays integrated in collective works and articles published on magazines in paper or digital format with exclusion of internal notes or department relations. The doctorate thesis or equivalent qualifications are considered also in absence of this conditions.

The Commission of selection performs the comparative assessment of the scientific publications on the ground of the following criteria:

- a) originality, innovativeness, methodological accuracy and importance of each scientific publication;
- b) congruence of each publication with the competitive-sector the selection procedure relates to and with the profile defined exclusively through the indications of one or more disciplinary-scientific sectors, or with connected interdisciplinary topics;
- c) scientific relevance of the publication's editorial classification and their diffusion among the scientific community;
- d) analytical definition, also on the ground of the guidelines recognized by the related scientific community, of the candidate's individual contribution in case of participation at works in cooperation.

The Commissions of selection must also assess the total consistency of the scientific production of the candidate and its intensity and continuity, with exception of the periods, properly documented, of not voluntary renouncing of the research activity, particularly in relation to the parents role.

The Commissions of selection, in order to assess the publications, within the competitive sectors on international level where its use is recognized, make also use of the following indexes, referring the final date of presentation of the candidacies:

- a) total number of quotations;
- b) average number of quotations of each publication;
- c) total "impact factor";
- d) average "impact factor" of each publication;
- e) combination of the previous parameters to increase the impact of the scientific production of the candidate (Hirsch index or similar).

- 4) Following the preliminary assessment, the candidates comparatively more meritorious, in an amount included from 10 to 20 per cent of their number and, in any case, not less than six applicants, are admitted to the public discussion with the Commission of selection of the qualifications, the projects, the artistic production and the scientific production, which may also assume the form of a seminar opened to the public. All candidates are admitted to the discussion if their number is equal or inferior to six.

Following the discussion a score will be attributed to the qualifications, the projects, the artistic production and to each publication submitted by the admitted candidates .

- 5) The discussion may be performed also by videoconference.
- 6) The oral examination, if provided, is aimed to verify the adequate knowledge of the teaching languages of the University and is being held in the language/s indicated in Art. 1 of the present call and will take place contemporaneously with the discussion.
- 7) The date/s of the public discussion with the Commission of selection of the qualifications, the projects, the artistic production and the scientific production will be communicated to the parties concerned in time.
- 8) In order to sustain the discussion, the candidate must be equipped, with the exclusion of others, of one of the following currently valid documents of recognition provided in Art. 35, paragraph 2 of the D.P.R. 28th December 2000, no. 445: identity card, passport, driving license, railway record-book, postal card, firearms license. The mentioned documents must contain a recent photograph of the candidate and her/his signature be authenticated by a mayor or a public notary in order to sustain the discussion.
- 9) At the end of the procedures, the Commission of selection identifies a winner and compiles the merit ranking of the suitable candidates valid until the work starting date of the winner.
The Commission of selection gives communication of the record containing the final merit ranking to the person in charge of the procedure for the subsequent measures.
- 10) From the date of the measure of approval of the acts the term for lodging possible petitions is coming into force.
- 11) In case procedural errors are discovered, the records with due provision will be returned to the Commission of selection for regularization within a final term indicated in the measure.

- 12) The results of the selection will be made public also telematically on the web page of the University. The results of the selection will be communicated by e-mail or by post to the winners by the Personnel Office for the Teaching and Research Staff.
- 13) The Department calling the selection procedure puts forward the proposal of call-up with a vote of the absolute majority of the professors of the first and second rank.
The proposal is approved by decree of the President of the University Council.

Art. 10

General conditions of the contract, duration of the contract, causes of resolution

- 1) The contract with the researcher has to contain a fixed time-limit and a fixed duration also in relation to the fulfillment of the research program.
- 2) The fixed-term contract does not confer rights for access to the University staff.
- 3) The employment relationship may be resolved by voluntary resignation, with previous written communication addressed to the Rector and to be sent to the Personnel Department of teaching staff and researchers of the Faculty the researcher belongs.
In that case the researcher is obliged to observe a 30 calendar day notice, which starts from the receipt of the resignation letter at the Personnel Department of teaching staff and researchers. In case of written consent of the responsible of the research project/of the responsible of the Department concerned, the notice may not be observed.
- 4) The employment relationship may be resolved according to the provisions of the Civil Code.

Art. 11

Rights and duties of the researchers

- 1) The total annual commitment for the performance of didactic activities, of integrated didactic activities, of organizational activities (for example the organization of scientific events), of administrative support of the Faculty and service didactic to students amounts to a minimum of 350 hours and to a maximum of 390 hours or 540 hours for the performance of specific project activities requesting further assistance to the students in full time regime and to a minimum of 200 hours and to a maximum of 292,5 or 405 hours in part-time regime.
- 2) For the purpose of financial reporting of the research projects, the notional quantification of the annual research activities, didactics, integrated didactics, organizational activities, administrative support of the Faculty and service didactic to students, amounts to 1.500 hours per year for full time researchers and 750 hours for part-time researchers.
The researcher must annotate all hours in a special register.
- 3) The mentioned hours of didactics are composed of:
 - a) teacher-centered didactic activity (lessons, exercises, laboratories) from a minimum of 60 hours and to a maximum of 120 hours per academic year, if justified by didactic reasons of the faculty; for the part-time of 75 % of that minimum threshold (45 hours) per academic year;
 - b) preparation of didactic material;
 - c) orientation and assistance of the students and the assessment of their knowledge;
 - d) performance of other subsidiary or integrated didactic activities (for example the activity of project assistance, tutorial);
 - e) organizational activities (for example the organization of scientific events);
 - f) administrative support of the Faculty.

4) The researcher agrees the modalities on how to perform his/her activities with the responsible of the research project or, in case the latter is not provided, the responsible of the Faculty concerned.

5) Annually and at the end of the contract the researcher must submit a short paper containing the results of the research activity performed and the results attained at that date by the Faculty he/she belongs to.

The final report at the end of the contract must be analytical and detailed and must be submitted within 45 days preceding the end of the contract. In case there is a responsible of the research project, the report has to be endorsed and commented by the latter.

6) The researcher has to be at the University four days a week.

Art. 12

Incompatibility, compatibility, trial period, permission for external appointments

1) The recruitment in quality of researcher is incompatible with:

- a) other employment relationships;
- b) the enjoyment of the research grant;
- c) the research doctorate, if related with the grant of a scholarship;
- d) post-degree or post-doctorate scholarships or other kind of granted scholarships;
- e) collaboration contracts for remuneration regarding didactics and research conferred by the University.

In case the candidate covers other offices or jobs, he/she is obliged to attach a declaration specifying the kind of activity he/she is practicing.

2) The recruitment in quality of researcher is compatible with

a) collaboration contracts for remuneration regarding didactics and/or research conferred by other universities or institutes in Italy or abroad, by approval of the responsible of the project/area of research and of the Rector;

b) occasional lectures and seminars that do not require approval in accordance with the Regulation regarding the incompatibilities and authorizations for the teaching and research staff.

3) The employees of the Civil Service must be temporarily relieved of their duties, without benefits or social security and welfare contributions, for the whole duration of the contract, or to be put in position of temporary staff, if that position is provided by the rules he/she belongs to.

4) For employees of public administrations, whether with fixed-term or open-ended contract, if resulting winner in the selection procedure, the incompatibilities provided by existing legal provisions and by the concerned collective agreement remain in force.

5) The researcher is subject to a trial period of 3 months of effective service starting from the day of hiring.

6) For the authorization system the relevant legal provisions are applied.

Art. 13

Economic treatment and social security

1) The annual gross remuneration amounts to 42.000. Euro.

In the event that the "scientific allowance" is awarded in accordance with the relevant University regulations in force, the aforementioned annual gross salary shall be increased by the amount of the bonus. The research bonus, if awarded, shall be applied as from the start date of employment, also in instances in which the evaluation of the Researcher's previous research and teaching activities is conducted after the start date.

The hourly compensation for any additional teaching duties performed by the Researcher shall be governed by the regulations in force at the beginning of the academic year in which the additional teaching duties are performed and in accordance with all restrictions provided by those regulations.

- 2) It is intended that, for legal effects, the relation has to be qualified as dependent employment relationship, therefore the fiscal, charitable and social security disciplines provided for incomes from employment are applicable.

Art. 14

Return of publications

- 1) Candidates declared not eligible may withdraw, at their own expense, the publications submitted to this University within six months from the date of the Rector's decree of confirmation of the regularity of records. Once the term has passed the University keeps the material for its own necessities, disclaiming liability towards the candidates.

Art. 15

Protection of personal data

- 1) For information about the use of personal data, we refer to the data protection code in compliance with art. 13 of Legislative Decree no. 196/2003, attached to the present call.

Art. 16

Person in charge of the procedure

- 1) In accordance with the law 7th August 1990, no. 241, and with successive modifications and integrations the person in charge of the procedure of the present selection is Dr. Paola Paolini, Head of the Personnel Office Academic Staff, *Universitätsplatz 1 - Piazzetta Franz - P.O.B. 276 - tel. +39 0471 011308, fax +39 0471 011309, e-mail: personnel_academic@unibz.it*
- 2) On the web page:

<https://www.unibz.it/en/home/position-calls/positions-for-academic-staff/?group=16&year=2018>

, expressly dedicated to the selection procedures, are available all relating information, in particular the progress report of the Commission of selection's works as well as the relating deadlines.

Art. 17

Referring provisions

- 1) For anything that is not expressly considered in the present announcement, reference shall be made, where applicable, to the norms cited in the recitals of the present decree and any related laws in force.

Bozen-Bolzano, 12.02.2018

Decree no. 99/2018

THE RECTOR
Prof. Paolo Lugli

