



I INTERNATIONAL SEMINAR ON RIGHTS IN REM IN THE EUROPEAN UNION

GENERAL ASPECTS AND INTERNATIONAL JURISDICTION

UNIVERSITAT ROVIRA I VIRGILI
10 AND 11 NOVEMBER, 2022
TARRAGONA



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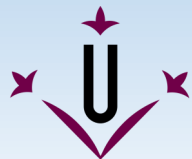
ORGANIZERS: Private International Law areas of knowledge of:



UNIVERSITAT
ROVIRA I VIRGILI



UNIVERSITAT DE
BARCELONA



Universitat de Lleida

IN COLLABORATION WITH:



PID2020-112609GB-I0 Property rights system over tangible goods in the field of European Private International Law: aspects of international jurisdiction and applicable law



Organización de las Naciones Unidas para la Educación, la Ciencia y la Cultura



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UNIVERSITAT ROVIRA I VIRGILI
Facultat de Ciències Jurídiques



THE AIM OF THE SEMINAR

The areas of knowledge of Private International Law of the Universities Rovira i Virgili (Tarragona), Barcelona and Lleida have organised the *I International Seminar on rights in rem in the European Union: general aspects and international jurisdiction*. This seminar seeks, on the one hand, to define the concept of rights in rem in the framework of European Private International Law and of Comparative Law, and, on the other hand, to identify the problematic aspects arising from the characterisation of such a concept in terms of both the delimitation of the legal instruments applicable to this matter, and of its application in the Spanish legal system as the representative of a State in which several systems of law coexist. Moreover, in terms of jurisdiction, the Seminar will also address the problems of the delimitation of the rule of jurisdiction applicable under Regulation (EU) 1215/2012.

In this regard, this First Seminar will be divided into four panels dealing with three major topics:

- The approach to the concept of rights in rem in European Comparative Private Law and European Private International Law
- Rights in rem in the Spanish legal system and the state's internal conflict of laws
- Rights in rem and international jurisdiction under Regulation (EU) 1215/2012

SEMINAR COMMUNICATIONS

Seminar communications for any of the abovementioned topics are invited. Communications accepted will be presented in person during the seminar for approximately five minutes each.

Applications for submitting a communication proposal must include the following information: author's personal information and academic position; topic selected; title of the paper and an abstract of between 300 and 500 words in length. Proposals for communications should be sent to: mireia.eizaguirre@urv.cat

Communications will be selected depending on their relevance to the topic chosen, quality and originality.

The deadline for submitting communication proposals is 12 September, 2022. The acceptance of proposals will be decided by the academic committee as from 30 September, 2022.

CONTACT

Academic organising committee

Maria Font i Mas, Associate Professor of Private International Law, Universitat Rovira i Virgili: maria.font@urv.cat

Georgina Garriga Suau, Associate Professor of Private International Law, Universitat de Barcelona: ggarriga@ub.edu

Technical secretariat

Mireia Eizaguirre Roig: mireia.eizaguirre@urv.cat 0034 977 25 65 62

ACADEMIC COMMITTEE

- Dr. Beatriz Añoveros Terradas, Professor of Private International Law, Universitat de Barcelona.
- Dr. Esther Arroyo Amayuelas, Professor of Civil Law, Universitat de Barcelona and director of the *Jean Monnet Chair of EU Private Law*.
- Dr. Josep Maria Fontanellas Morell, Associate Professor of Private International Law, Universitat de Lleida.
- Dr. Pietro Franzina, Professor of Private International Law, *Università Cattolica del Sacro Cuore* de Milano and Deputy Secretary General of the *European Association of Private International Law (EAPIL)*.
- Dr. Diana Marín Consarnau, Associate Professor of Private International Law, Universitat Rovira i Virgili.

ACADEMIC ORGANISING COMMITTEE

- Dr. Maria Font i Mas, Associate Professor of Private International Law, Universitat Rovira i Virgili.
- Dr. Josep Maria Fontanellas Morell, Associate Professor of Private International Law, Universitat de Lleida.
- Dr. Georgina Garriga Suau, Associate Professor of Private International Law, Universitat de Barcelona.
- Dr. Diana Marín Consarnau, Associate Professor of Private International Law, Universitat Rovira i Virgili.

REGISTRATION

Those interested in attending the I International Seminar, either to present their communications or to attend the sessions, must make the payment of 20€ registration fee into the BBVA bank account number: ES2501826035420201605693 (Universitat Rovira i Virgili, with CIF Q9350003A, is the bank account holder).

Undergraduate, postgraduate and Ph.D. students are exempt from the registration fee.

In all cases, the application form for registration must include the following information: given and family name, university or institution to which the applicant is affiliated, proof of student status (if applicable), and an indication of whether attendance will be in person or online. In addition, those attending who are not students must send the bank transfer details to: mireia.eizaguirre@urv.cat

LOCATION

The seminar will be held at the Faculty of Ciencias Jurídicas, Universitat Rovira i Virgili (Campus Catalunya, Av. Catalunya, 35 – 43002 – Tarragona – España). Online access is also available upon request.



THURSDAY – 10 NOVEMBER, 2022

- 14:30h Registration - Coffee
- 15:15h Welcome by the directors of the research project:
Maria FONT I MAS, Universitat Rovira i Virgili and
Georgina GARRIGA SUAÚ, Universitat de Barcelona
- 15:30h **First panel: *Rights in rem in the European Union***
Moderator: Cristina GONZÁLEZ BEILFUSS, Universitat de Barcelona
- 15:40h Héctor SIMÓN MORENO, Universitat Rovira i Virgili
Rights in rem in Europe: a comparative perspective
- 16:00h Francisco J. GARCIMARTÍN ALFÉREZ, Universidad Autónoma de Madrid
Delimitation of the concept of rights in rem in Private International Law
- 16:20h Eva-Maria KIENINGER, Julius-Maximilians- Universität Würzburg (Germany)
Delimitation of rights in rem between movables and immovables
- 16:50h Communications
Discussion
Break
- 17:30h **Second panel: *Coexistencia de los derechos reales en España***
Moderator: Maria FONT I MAS, Universitat Rovira i Virgili
- 17:40h Ángel SERRANO NICOLÁS, Notary, Barcelona
Los derechos reales en los derechos civiles coexistentes en España
- 18:00h Albert FONT I SEGURA, Universitat Pompeu Fabra
La ley aplicable a los derechos reales en los conflictos internos de leyes en España: una determinación no tan fácil
- 18:20h Communications
Discussion
- 19:00h End of the session

FRIDAY – 11 NOVEMBER, 2022

- 9:00h Coffee
- 9:30h **Third panel: *International jurisdiction in rights in rem matters under Regulation (EU) 1215/2012 (I)***
Moderator: Benedetta UBERTAZZI, Università degli Studi di Milano-Bicocca (Italy)
- 9:40h Ilaria PRETELLI, Institut Suisse de Droit Comparé (Switzerland)
Cross-border transfer of rights in rem: a matter of property or contracts in the conflict of jurisdictions?
- 10:00h Georgina GARRIGA SUAÚ, Universitat de Barcelona
Delimitation of rights in rem and tortious liability under Regulation (EU) 1215/2012: the scope for definition
- 10:20h Ivana KUNDA, University of Rijeka (Croatia)
Jurisdiction over actions for the recovery of cultural objects under Article 7 point 4 of Regulation (EU) 1215/2012
- 10:40h Communications
Discussion
Break
- 11:30h **Fourth panel: *Competencia judicial internacional en materia de derechos reales en el Reglamento (UE) 1215/2012 (II)***
Moderator: Diana MARÍN CONSARNAU, Universitat Rovira i Virgili
- 11:40h Cristina GONZÁLEZ BEILFUSS, Universitat de Barcelona
Competencia judicial internacional en materia de trust en el Reglamento (UE) 1215/2012
- 12:00h Carmen PARRA RODRÍGUEZ, Universitat Abat Oliba
Competencia judicial internacional en materia de derechos reales sobre bienes muebles en el Reglamento (UE) 1215/2012
- 12:20h Josep Maria FONTANELLAS MORELL, Universitat de Lleida
Las normas de competencia judicial internacional en materia de derechos reales y su relación con las normas de aplicación y las de reconocimiento y ejecución de decisiones en el Reglamento (UE) 1215/2012
- 12:40h Communications
Discussion
- 13:30h End of seminar