

Alice Margaria

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Curriculum Vitae

Current Position

Since March 2015 **Laboratorio dei Diritti Fondamentali, Turin (Italy)**

- *Researcher*
- Project: “The Right to Respect for Family Life vis-à-vis New Modes of Filiation”

Previous Education

Since Sept 2010 **European University Institute, Florence (Italy)**

- *Ph.D. Candidate in Law*
- Dissertation: “The Construction of Fatherhood within the Jurisprudence of the European Court of Human Rights”; Supervisor: Prof. Ruth Rubio Marin – defence expected by August 2015
- Sept 2012 – Aug 2014: *Co-ordinator of the EUI Human Rights Working Group*
- 10-14 Dec 2012: *Visiting Scholar*, Lund University, Faculty of Law (Sweden)
- March – May 2013: *Visiting Scholar*, Vulnerability and Human Condition Initiative and Feminist Legal Theory Project, Emory University Law School, Atlanta (USA); Supervisor: Prof. Martha Fineman

Sept 2011 **European University Institute, Florence (Italy)**

- *LL.M. in Comparative, European and International Laws* (ungraded)
- Dissertation: “Paternal Contact after Family Breakdown: the European Court of Human Rights’ Approach”; Committee: Prof. Ruth Rubio Marin (supervisor, EUI), Prof. Martin Scheinin (EUI), Prof. Francesco Francioni (EUI)

Sept 2010 **University College London (UK)**

- *LL.M. in Human Rights Law with Distinction*
- Modules undertaken: International Human Rights Law, Comparative Human Rights Law, International Women’s Rights, International Children’s Rights, War Law, Theory and Practice of the European Convention on Human Rights
- Dissertation: “The Child’s Right to Know His or Her Origins in the Particular Case of ‘Accouchement sous X’”; Supervisor: Prof. Michael Freeman

July 2009 **University of Turin (Italy)**

- *Laurea Magistrale in Giurisprudenza (110/110 e lode con dignità di menzione)*
- August 2009: *Diploma of Comparative Law* (Faculté Internationale de Droit Comparé) – 1st cycle, held at the University of Bucharest
- Jan 2009 - June 2009: *Visiting Student*, London School of Economics, London (UK)
- Sept 2007 - June 2008: *Erasmus Student*, University of Westminster, London (UK)
- Dissertation: “Assessing the Quality of Public Services in the UK: the ‘Best Value’ Regime”; 40.000 words dissertation written entirely in English; Supervisor: Prof. Roberto Caranta

Publications

- “Family and Parenting Support – Policy and Provision in a Global Context” 2015 *UNICEF Office of Research – Innocenti Insight*, co-written with M. Daly, R. Bray, Z. Bruckhauf, J. Byrne, N. Pecnik, M. Samms-Vaughan, available at http://www.unicef-irc.org/publications/pdf/01%20family_support_layout_web.pdf
- “Anonymous Birth: Expanding the Terms of Debate” 2014 22(3) *International Journal of Children’s Rights* 552-580
- “Parenting post-IVF: is age not so relevant after all?” 2014 29 *Reproductive BioMedicine Online* 10-13, co-written with S. Sheldon
- “The Impact of Modern Reproductive Technologies on the Legal Determination of Fatherhood: a Human Rights Perspective” in A. Malerba, L. Massocchi and A. Santasuosso (eds.), *Law&Science Young Scholars Informal Symposium Round 2012* (Pavia University Press, 2013), 117-134, available at <http://www.unipv-lawtech.eu/lang1/law-science-young-scholars-informal-symposium--2012-round.html>
- Headnote, *MML v Office of the Public Prosecutor at the Court of Appeal of Genoa and Office of the Public Prosecutor at the Court of Cassation*, Dispute concerning single-parent adoption, Italian Supreme Court of Cassation, 1st Civil Section, Decision No. 3572, 14 February 2011, *International Law in Domestic Courts* (OUP Reference: 1787, IT 2011) available at <http://www.oxfordlawreports.com>
- “Parto anonimo e accesso alle origini: la Corte europea dei diritti dell’uomo condanna la legge italiana” [Anonymous birth and access to origins: the European Court of Human Rights condemns the Italian law on adoption] 2/2013 *Minorigiustizia* 340-359
- “Who and What is a Mother? Maternity, Responsibility and Liberty” 2012 13(1) *Theoretical Inquiries in Law* 153-178, co-written with M. Freeman
- “The Right to ‘Genetic Truth’ of Children Born as a Result of Wartime Rape and Sexual Exploitation – a Particular Focus on BiH” 2012 2 *International Journal of Rule of Law, Transitional Justice and Human Rights* 144-156 available at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2001920
- Headnote, *A v P and ors*, Dispute concerning the legal status of the unborn child, Italian Supreme Court of Cassation, 3rd Civil Section, Decision No. 10741, 11 May 2009, *International Law in Domestic Courts* (OUP Reference: 1628, IT 2009) available at <http://www.oxfordlawreports.com>
- “Le Linee guida del Consiglio d’Europa per una giustizia a misura di bambino” [The Guidelines of the Council of Europe on Child Friendly Justice] 2011 2 *Minorigiustizia* 168-187

Selected Conferences and Presentations

- 28 November 2014: “Fatherhood and Family-Work Reconciliation: Gender Awareness within the Jurisprudence of European Courts”, *Cycles of Care: ReValuing the Possibilities of Connection*, held at Queen Mary University of London
- 13 November 2014: “Il padre quale figura omessa dal dibattito sul parto anonimo” [Fathers: Omitted Parties within the Debate around Anonymous Birth], invited discussant, *Il diritto di famiglia nell’età del pluralismo giuridico alla luce della comparazione e dell’analisi sociologica* [Family law in the era of legal pluralism, from a comparative and sociological perspective], seminar held at the University of Florence
- 3 November 2014: “I principi fondamentali sanciti dalle norme di diritto internazionale per una giustizia a misura di minore – uno sguardo particolare all’interesse superiore del bambino” [The fundamental principles of international law for a child-friendly justice: a particular focus on the best interests of the child], *La giustizia a misura delle persone di età minore* [Child-friendly Justice], organised by UNICEF Italy and CamMiNo; held at the Italian Court of Cassation (Rome)
- 5-6 May 2014: “Considering Maternity Leave from a Human Rights Perspective”, *Third Annual International Conference of the Berkeley Comparative Antidiscrimination Law Stud Group – Global Challenges and New Perspectives on Equality Law*, held at Université libre de Bruxelles

- 6-7 December 2013: “Fatherhood over Time: the European Court of Human Rights’ Perspective”, *FLT at 30: Workshop on the Transformation of the Family and the Recognition and Regulation of Intimate Lives*, held at Emory University Law School
- 22-23 November 2013: “Human Rights and Vulnerability: is it a Framing or a Substantive Issue?”, *PECANS Workshop 2013 Encounters with Vulnerability: the Victim, the Fragile, the Monster, the Queer, the Abject, the Nomadic, the Feminine, the Shameful, and the Rest*, held at Newcastle University
- 26 March 2013: “Rethinking Legal Fatherhood Through the Lens of Human Rights”, *Vulnerability and Human Condition Visiting Scholar Presentation* at Emory University Law School
- 14 December 2012: “Family-Work Reconciliation: Comparing the ECtHR and the EU Experiences”, *Visiting Scholar Presentation* at Lund University, Faculty of Law
- 26 November 2012: “Towards a Transformative Version of Equality in Work-Family Reconciliation Case-law: the ECtHR’s Contribution”, *Guest Speaker Series*, Centre for Transnational Legal Studies, London
- 22 May 2012: “Work-Family Reconciliation: Human Rights as a Means of Settling the Conflict”, *Taking Risks and Challenging Legal Thought*, Conference held at Queen Mary University of London, School of Law
- 14 May 2012: “The Impact of Reproductive Technologies on the Legal Determination of Fatherhood: a Human Rights Perspective”, *Law&Science Informal Young Scholars Symposium*, University of Pavia, Department of Law
- 30 June 2011: “The Legal Attitude towards the Recognition of Same-sex Couples’ Rights in the UK”, invited discussant to Prof. Robert Rains, *Mediazione e Prevenzione: Un Nuovo Diritto per l’Infanzia e l’Adolescenza [Mediation and Prevention: a New Law for Children and Adolescents]*, Seminar held at the University of Florence, Department of Law
- 30 June 2011: “The New Father and the Gendered Division of Care”, invited discussant to Prof. Richard Collier, *The European Family: New Challenges to Old Paradigms*, Workshop held at the European University Institute, Department of Law
- 4-6 May 2011: “The (non) Implementation of the Child’s Right to Know his or her Origins: a Comparative Study between England and France”, *The Trickle-Down Effect of International Law*, Symposium held at the University of Edinburgh, School of Law
- 30 March 2011: The Construction of Parenthood Endorsed by the ECJ ruling in the Case of Ruiz Zambrano: is the ‘Welfare of the Child’ Principle Fully Incorporated?”, *Workshop on the Judgment of 8 March 2011 in Case C-34/09 Gerardo Ruiz Zambrano v Office National de l’Emploi (ONEm)*, European University Institute, Department of Law

Teaching Experience

Fall 2013	<i>Guest Lecturer in Women’s Rights and Children’s Rights</i> (6 h, English), NYU Florence (Italy) BA Law/ Public Policy/Social Research
13 Dec 2012	<i>Guest Lecturer</i> , “Who is a Mother? Maternity, Responsibility and Liberty - The Issue of Anonymous Birth from the ECtHR’s Perspective” (English), Raoul Wallenberg Institute of Human Rights and Humanitarian Law, Lund (Sweden) MA International Human Rights Law
Fall 2012	<i>Lecturer in Gender, Sexuality and Human Rights</i> (30 h, English), University of Passau (Germany)
Spring 2013	BA Law, BA/MA Governance and Public Policy, BA/MA International and Cultural Business Studies, BA/MA European Studies
May 2012	<i>Lecturer in International and European Human Rights Law</i> (10 hours, Italian), University of Siena (Italy) BA Law (3 rd year)

23 Nov 2011 *Guest Lecturer*, “The Use of Empirical Research in Legal Scholarship - Lessons Learnt from the Experience of Critical Race Feminism” (English), University of Insubria (Italy)
BA Law (2nd year)

Professional Experience

3-8 December 2014 *Rapporteure*, UNICEF Office of Research (Florence, Italy)

- Attending UNICEF Office of Research all staff retreat 2014
- Capturing comprehensive notes of the discussions
- Drafting a report including (a) key discussion points (b) key agreements made by the group and outcomes of the meeting (c) outstanding issues (d) next steps

Feb 2014 – Oct 2014 *Child Protection Consultant*, UNICEF Office of Research (Florence, Italy)

- Examining UNICEF Country Offices 2013 annual reports to identify the lower and middle income countries where UNICEF has been involved in or has reported on developments pertaining to family and parenting support policy and programmes; drafting a summary analytical report
- Developing a questionnaire to be sent to Country Offices in different regions aimed at finding out how ‘family’ is defined in law and policy, whether family and parenting support represent a focus of policy and provision at the national level, the main providers, the main targets as well as existing policy and provision gaps; facilitating the administration of the questionnaire as well as of the compilation of data
- Drafting a background paper (forthcoming *Innocenti Working Paper*) based on the analysis of 37 COs responses to the questionnaire, supplemented with the analysis of policy, legislation, studies, impact evaluations carried out by UNICEF and other international organisations
- Developing a database of national laws and policies including elements of family and/or parenting support
- Assisting in the organisation of an expert consultation to discuss preliminary findings of the research and above-mentioned policy mapping

Sept 2012 – Aug 2014 *Co-ordinator*, EUI Human Rights Working Group (Florence, Italy)

- Planning and organising lecture series, workshops and conferences aimed at discussing current developments in human rights law and practice, more specifically: writing concept notes, budgeting, writing funding applications, identifying and contacting speakers, organising accommodation and catering, chairing sessions, advertising events, co-ordinating the preparation and publication of working papers
- Building partnerships/co-organising activities with civil society as well as international organisations and NGOs based in Florence

June 2012 - Aug 2012 *Legal Case-worker*, Human Rights Law Network, Gangtok and Delhi (India)

- Conducting fact-finding missions to local hospitals with the purpose of assessing the level of implementation of the National Rural Health Mission (Government sponsored scheme)
- Filing Public Interest Litigation reporting systemic implementation deficiencies and denouncing serious violations of the right to life, the right to be free from cruel, inhuman or degrading treatment, the right to health and the right to non-discrimination
- Developing and carrying out advocacy strategies to sensitise public authorities on reproductive health issues, including maternal and infant mortality and sex-selective abortion

- Undertaking legal research on the issue of child-marriage in India
- Devising the contents of HRLN forthcoming publication ‘Child Marriage: A Multi-Dimensional Approach’ as well as writing its introduction ‘Providing a Theoretical Framework: Child Marriage through the Lens of Feminist Legal Theory’
- Building alliances and networks with international and national governmental and non-governmental actors

June 2012 - Aug 2012

Legal and Judicial Reform Intern, Organisation for Security and Cooperation in Europe - Mission to BiH, Sarajevo (BiH)

- Developing a methodological framework to ensure regular and independent monitoring of the detention conditions in prisons in BiH
- Analysing prison monitoring reports prepared by field offices and collecting data to determine the extent to which recommendations included in a previous OSCE report had been implemented by public authorities
- Attending meetings with Government representatives to discuss implementation deficiencies and to envisage practical solutions
- Drafting a thematic report on ‘The Situation of Mentally Disordered Offenders in Places of Detention in BiH’ aimed at documenting the lack of adequate medical treatment and advocating the opening of a psychiatric institution to better serve the needs of those prisoners
- Conducting legal review, providing substantive comments as well as proposing amendments to draft Criminal Procedure Code of BiH to ensure its conformity with BiH’s international obligations

Jan 2011 – April 2012 *Junior Lawyer*, Law Firm Lastraioli Associazione Professionale, Empoli (Italy)

- Areas of Work: Family Law, Migration Law and Criminal Law
- Undertaking all aspects of claims handling, both pre- and post-litigation up to trial: gathering evidence to formulate defence or to initiate legal actions by such means as interviewing clients and witnesses to ascertain the facts of a case; undertaking legal research using online databases on domestic and international jurisprudence and legislation; preparing pleadings and court forms; representing clients in court
- Developing strategic solutions using effective methods of legal reasoning
- Providing legal advice to clients by drafting legal opinions on given matters
- Assisting senior lawyers in managing caseload
- Representing the law firm at workshops, consultations and other events

July 2011-Oct 2011

Child Protection Intern, UNICEF BiH, Sarajevo (BiH)

- Preparing the UNICEF Country Office Report on the Status of Implementation of the UN Convention on the Rights of the Child in BiH to be submitted to the CRC Committee
- Undertaking legal research on the issue of adoption in BiH and writing a thematic report outlining the legislative and practical challenges to the effective replacement of institutionalisation with family-based care
- Conducting legal review and providing substantive comments to draft family laws in order to ensure compliance with international standards

Working Languages

Italian; English; French