Table of Contents

The Italian Law Journal Vol. 02 – No. 01 (2016)

Italian Legal Culture: History and Project

MARIO DE CARO, Utilitarianism and Retributivism in Cesare Beccaria	1
DIANA WALLIS, On the Importance of Sharing National Law so as to Shape Future Trans-National Legal Solutions	13
Essays	
Remo Caponi, The Performance of the Italian Civil Justice System: An Empirical Assessment	15
KERSTIN BREE CARLSON, Post Rule of Law: The Structural Problem of Hybridity in International Criminal Procedure	33
Francesca Caroccia, Rethinking the Juridical System. Systematic Approach, Systemic Approach and Interpretation of Law	65
FRANCESCO DELFINI, Instances of Civil Law in North American Common Law Tradition: Cause and Consideration in Quebec and Louisiana Civil Codes	87
ANTONIO ESTELLA DE NORIEGA, Rationality and Counterfactual Legal Analysis	105
Andrea Nervi, Directive 2014/104/EU on Antitrust Damages Actions. Some Considerations from the Perspective of Italian Law	131

Italian-European Lexicon

Mediation Framework: It's Time to Devise a New Pedagogy for Conflict Management and Dispute Resolution	163
Hard Cases	
Alessio Di Amato, Uber and the Sharing Economy	177
Anna Marotta, Italy and Kafalah: Reinventing Traditional Perspectives to Accommodate Diversity?	191
Emanuella Prascina, The Prohibition of Gametes' Donation: When the Constitutional Court 'Decides to Decide'	213