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# Deliverable 5.2 D16 Journal Articles

# Working Package 5 Dissemination and communication activities

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# Acronyms and Abbreviations

Acronym/Abbreviation	Description
SCAN	Small Claims Analysis Net
ESCP	European Small Claims Procedure
VUB	Vrije Universiteit Brussel
HEC	Hautes Etudes Commerciales de Paris
UNINA	Università degli Studi di Napoli Federico II
LUISS	Libera Università Internazionale degli Studi Sociali Guido
	Carli
COA	Consiglio dell'ordine degli Avvocati Di Roma
UL	Univerza V Ljubljani
VU	Vilniaus Universitetas
UAE	Union des Avocats Europeens



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### 1. Report

The project SCAN has led to the development of several scientific publications. Some of these publications are available in English (12), while others have been written in the different project Scan partner's languages (2). The aims of those publications are multiple and diverse.

The first papers aim at presenting the rational of the Project. In summary, the European Small Claims Procedure (ESCP) is one of the most important tools provided by the European Union to decrease judicial litigation and make the judicial systems of the Member States more efficient. However, the ESCP has only been used to a minor extent. The scope of the project SCAN was to raise awareness around and promote the use of these procedures, as well as to analyze why consumers haven't use it so far and how they improve. The project serves the stakeholders, so that lawyers can guarantee an efficient legal assistance, judges can implement this procedure, and consumers association can disseminate the knowledge of ESCP among their members and among all EU citizens.

In detail, some publications highlight the critical aspects of ESCP at the beginning of the project Scan. These reports were useful to unravel the real purposes of the project and let this start within the planned timeframe. Indeed, the authors aimed to investigate the potential use of standardized forms in the ESCP, but also identified some critical issues emerged from the study of Regulation (EC) No 861/2007 and from the research carried out within the Small Claims Analysis Net Project, co-funded by the EU Justice Program.

A more recent publication aimed to describe the harmonized guidelines developed within the project. The authors review key regulatory and applicative aspects of the ESCP and present the harmonized guidelines developed by the SCAN Consortium for policymakers, judicial authorities and users. The former guidelines contain proposals to the European Commission to amend Regulation 861/2007, as already amended in 2015; the latter represent suggestions for the uniform application of the procedure and to increase its use. The authors propose that, following the proposed suggestions, the procedure can become a useful tool to protect citizens within the resolution of small claims.

Some articles focus their attention on how the ESCP were implemented within the European Union as well as in individual countries. In particular, they describe the scenario in France, Italy, Belgium, Slovenia and Lithuania.

Last, some other reports analyze issues and potential use of ESCPs in the state of emergency. More in detail, some articles focus on the role of ESCP within the COVID-19 pandemic scenario.



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In conclusion, the scientific production is very vast and it is hoped this will contribute to the diffusion of the procedure in the various EU countries.

### 2. List of articles

#### **HEC**

Matteo Winkler and Pablo Marcello Baquero, The Implementation of the European Small
 Claims Procedure in France, in EuCML, forthcoming (this is a bimonthly publication)

#### **LUISS**

- Irene Abignente, *Prospettive e criticità del ricorso alla modulistica standardizzata nell'European Small Claims Procedure*, in *i-Lex*, 12/2019, p. 144 ff.;
- Irene Abignente and Rita Tuccillo, European Small Claims Procedure: Guidelines for an Effective Response to the Request for Justice", in i-Lex, forthcoming;
- Irene Abignente, Flavia Rolando and Paola Chiara Ruggieri, The Implementation of the European Small Claims Procedure in Italy, in EuCML, forthcoming;

#### UL

Zajc Katarina and Gale Maksimilijan, The implementation of the European Small Claims procedure in Slovenia, in EuCML, 6/2020, p. 223 ff.;

#### VUB

- Giacalone Marco and Salehi Seyedeh Sajedeh, The European Small Claims Procedure: Implementation and Enforcement Revisited in Italy and Belgium, in Journal of European Consumer and Market Law (EuCML), 5/2020, p. 181 ff.;
- Giacalone Marco and Salehi Seyedeh Sajedeh (Preamble to the Series of Country reports)
   Implementation of the European Small Claims Procedure in the European Union, in Journal of European Consumer and Market Law (EuCML), 6/2020, p. 261 ff.;
- Giacalone, Marco, Amato Alessandro, Analysis of Data for SCAN Project, in Advances in Intelligent Systems and Computing, Springer Vol. 1150, 2020;
- Giacalone Marco, Amato Alessandro, Data Management in the European Project SCAN, in Advances in Intelligent Systems and Computing, Springer, Vol. 1150, 2020;



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- Giacalone Marco, Amato Alessandro, Representing Knowledge on the European Small Claims Procedure", in Advances in Intelligent Systems and Computing, Springer Vol. 1150, 2020;
- Giacalone Marco and Salehi Seyedeh Sajedeh, The Implementation of the European Small Claims Procedure in Belgium - Country Report, in Journal of European Consumer and Market Law (EuCML), forthcoming (expected Apr. 2021);
- Abignente Irene; Giacalone Marco and Salehi Seyedeh Sajedeh, Small in Value, Important in
  Essence: Lessons learnt from a Decade of Implementing the European Small Claims
  Procedure in Italy and Belgium, in Journal of Private International Law, forthcoming
  (expected 2021)

#### VU

- Rimantas Simaitis, Vigita Vėbraitė and Milda Markevičiūtė, *The Implementation of the European Small Claims Procedure in Lithuania*", in *Journal of European Consumer and Market Law* (EuCML), forthcoming.

#### **UNINA**

- Giacalone, Marco, Romeo Francesco, Di Stasio Giovanni, Corona, Fabrizio and Sacco Francesco, *The Small Claims Analysis Net project*, in *Jusletter IT*, 2019;
- Paola Chiara Ruggieri, European Small Claims Procedure, in i-Lex, 2020