

## Translation of Announcement no.639 date 10.08.2023

**Subject: public selection procedure for the recruitment of no. 1 fixed-term Researcher (*ricercatore a tempo determinato*) in accordance with Art. 24, paragraph 3, letter a) of Italian Law No. 240/2010 at the Mathematics Area of SISSA, Academic Recruitment Field 01/A3 Mathematical analysis, probability and statistics**

THE DIRECTOR

Having regard to Decree Law No.1 of 9 January 2020, as modified by Law No. 12 of 5 March 2020, and Art. 1 in particular, which established the Ministry of University and Research and subsequently abolished the Ministry of Education, University and Research;

Having regard to Law No. 168 of 9 May 1989;

Having regard to Law No. 241 of 7 August 1990 and all subsequent modifications and additions;

Having regard to Law No. 125 of 10 April 1991, "Positive actions for equality between women and men in the workplace";

Having regard to Law No. 104 of 5 February 1992 and all subsequent modifications and additions;

Having regard to Law No. 537 of 24 December 1993 and all subsequent modifications and additions;

Having regard to Presidential Decree No. 487 of 9 May 1994 and all subsequent modifications and additions;

Having regard to Presidential Decree No. 445 of 28 December 2000 on administrative records and all subsequent modifications and additions;

Having regard to Legislative Decree No. 165 of 30 March 2001, and Art. 7 in particular, and all subsequent modifications and additions;

Having regard to Legislative Decree No. 196 of 30 June 2003, "Code for the protection of personal data", and all subsequent modifications and additions, as modified by Legislative Decree No. 101 of 10 August 2018, which transposes the EU General Data Protection Regulation 2016/679 (GDPR);

Having regard to Law No. 106 of 15 April 2004 and Presidential Decree No. 252 of 3 May 2006;

Having regard to Law No. 240 of 30 December 2010, "Rules on the organization of Universities, academic staff and recruitment policies, and enabling the government to promote quality and efficiency in the university system", and Art. 24 in particular (text in force before June 30, 2022);

Having regard to Ministerial Decree No. 242 of 24 May 2011, "Criteria for the assessment of teaching and research activities performed by staff holding contracts pursuant to Art. 24, paragraph 3, section a, of Law No. 240/2010 of 30 December 2010";

Having regard to Ministerial Decree No. 243 of 25 May 2011, “Criteria and parameters for the preliminary assessment of candidates in public selection procedures for recipients of contracts under Art. 24 of Law 240/2010”;

Having regard to the Statute of SISSA, issued with Directorial Decree No. 40 of 18 January 2012, published in the Official Gazette No. 36 dated 13 February 2012, in force since 28 February 2012;

Having regard to Legislative Decree No. 49 of 29 March 2012, which establishes the legislative framework for the planning, monitoring and evaluation of budgetary and recruitment policies of Universities;

Having regard to Ministerial Decree No. 855 of 30 October 2015, “Redefinition of macro-sectors and academic fields for selection procedures”;

Having regard to the Regulations of SISSA on selection and management of the employment relationship of University researchers on a fixed-term contract, pursuant to Art. 24, Law No. 240 of 30 December 2010, as modified by Directorial Decree No. 8 of 9 January 2020;

Having regard to Decree Law No. 36 of 30 April 2022, as modified by Law No. 79 of 29 June 2022, and Art. 14, paragraph 6-quinquiesdecies in particular;

Having regard to the Ministerial Decree of 25.07.2022, published on the Official Gazette – General Series – no. 213 of 12.09.2022, concerning the salary adjustment of university professors and researchers, starting from 01.01.2022;

Having regard to the resolution of the Mathematics Area Council (in its reduced composition, comprising only full and associate professors), held on 10.05.2023 on the opening of a call for a public selection procedure for the recruitment of one full-time, fixed-term researcher (ricercatore a tempo determinato) for a period of three years at SISSA Physics Area, pursuant to Art. 24, paragraph 3, letter a), of Law No. 240 of 30 December 2010, in the academic recruitment field 01/A3 Mathematical analysis, probability and statistics, academic discipline MAT/05 Mathematical analysis;

Having regard to the resolutions of the Academic Senate and the Board of Directors of SISSA, adopted during the meetings of 23.05.2023 and 30.05.2023 respectively, approving this call for a public selection procedure for the recruitment of one fixed-term researcher pursuant to Art. 24, paragraph 3, letter a), of Law No. 240 of 30 December 2010;

Having regard to the resolutions of the Academic Senate and the Board of Directors of SISSA, adopted during the meetings of 27.06.2023 and 04.07.2023:

Having regards to the project proposal currently being submitted for the European Social Fund funding in Friuli Venezia Giulia, which, should it be positively evaluated and financed, would guarantee the resources to cover the above mentioned position;

Having established the availability of funds to cover the expenditure for the above-mentioned position of Researcher with a fixed-term contract pursuant to Art. 24, paragraph 3, letter a) of Law No. 240 of 30 December 2010 at the

Mathematics Area, drawing on the economic resources granted to the School by the project with UGOV code: A\_SISSA\_PRO3\_sez\_1\_2\_SISSA\_Direttore\_0725 - Programmazione triennale 2021/2023 (DM n.2503 dd. 09/12/2019) - Titolo del programma: Potenziamento della dimensione internazionale della Scuola: attrattività, rinnovamento, formazione (Sez. 1 e 2: PTA e RTDA) – Direttore - CUP: G95F21001980006, in the event of a negative outcome of the evaluation of the project proposal for the European Social Fund funding;

Having regard to Regulation (EU) 2021/1057 of the European Parliament and of the European Council of 24 June 2021 which establishes the European Social Fund Plus (ESF+) and repeals Regulation (EU) 1296/2013;

Having regard to Regional Law No. 2 of 17 February 2011 on 'Financing the regional university system';

Having regard to the Regional Programme European Social Fund+ 2021/2027 - Investments for growth and employment - of Friuli Venezia Giulia, approved by the European Commission by decision C(2022)5945 final of 11 August 2022, hereinafter referred to as ESF+ 2021- 2027;

Noting that the above-mentioned Specific Programme No. 22/23 is located within Priority 2 - Education and Training - of the PR ESF+ 2021-2027 and provides for a total budget of EUR 7,500,000.00;

Having regard to Decree no. 17895/GRFVG of 19/04/2023 "Approval of the Notice for the submission of operations under the specific programme no. 22/23 - Support for higher education in the regional university system";

Having regard to note Prot. No 0440259/P/GEN of 28/07/2023 informing that nothing prevents the approval, publication and transmission of one or more public announcements for the recruitment of Researcher with a fixed-term contract pursuant to Art. 24, paragraph 3, letter a) of Law No. 240 of 30 December 2010, by way of derogation from Decree No 17895/GRFVG of 19/04/2023 paragraph D.4, subparagraph 4

Considering that the notice and its annexes are subject to possible subsequent modifications and/or integrations, which will be published exclusively on the SISSA website;

## DECREES

### Art. 1

#### Position open to competition

A public selection procedure is hereby announced for the recruitment of No. 1 full-time fixed-term researcher (*ricercatore a tempo determinato*) for a period of three years at SISSA Physics Area, pursuant to Art. 24, paragraph 3, letter a) of Law No. 240 of 30 December 2010. The contract may be extended only once, for two years, subject to a positive assessment of the contract holder's teaching and research activities and confirmation of the financial coverage.

Academic Recruitment Field: 01/A3 Mathematical analysis, probability and

statistics;

Academic Discipline: MAT/05 Mathematical analysis;

Area: 01 Mathematics and Informatics;

Purpose: strengthening of the research activity in "Hamiltonian Partial differential equations and dynamical systems";

Research program: KAM and normal form theory for finite and infinite dimensional Hamiltonian systems;

Teaching commitment: a course of 20/30 hours each year about topics related to "Hamiltonian Partial differential equations and dynamical systems";

Scientific commitment: research activity related to the research program in KAM and normal form theory for finite and infinite dimensional Hamiltonian systems;

Scientist responsible for the research activities: prof. Massimiliano Berti

Maximum number of publications to be submitted: 12;

Language used for the evaluation of qualifications and publications: English.

All relevant acts relating to the selection procedure will be published on the dedicated page of the School's website. For all intents and purposes, their publication acts as an official notification.

## Art.2

### Admission and Eligibility Requirements

The following candidates are eligible to participate in the selection:

- Italian and foreign candidates, resident or domiciled in Friuli-Venezia Giulia region on the date of the start of the funded activity;
- Italian and foreign candidates, holding a fixed-term researcher contract pursuant to Article 24, paragraph 3, letter a) of Law no. 240/2010 at one of the three regional universities (Università degli Studi di Udine, Università degli studi di Trieste e SISSA), on the date of the start of the funded activity.

Moreover, only Italian and foreign candidates holding a PhD degree or equivalent qualification in Mathematics or related fields are eligible to participate in the selection. In order to be admitted to the selection, candidates must meet this requirement by the submission deadline.

If the degree required for admission to the competition has been awarded abroad, equivalence of the foreign qualification is required, pursuant to Art. 74 of the Italian Presidential Decree No. 382/1980 and to art. 5 of Legislative Decree 206/2007.

The candidate who has not obtained recognition of the qualification obtained abroad will be allowed to participate in the selection and will be admitted with reserve.

Should the candidate win the selection procedure and be eligible for the call, the procedure for the recognition of the degree obtained abroad will have to be activated as per to art. 5 of Legislative Decree 206/2007.

Candidates having kinship or affinity up to the fourth degree with a professor belonging to the School Council or with the Director, the Secretary General or a member of the Board of Directors of SISSA cannot participate in the selection.

Candidates who hold, or who have held, research fellowships or fixed-term contracts as Researcher pursuant to Articles 22 and 24 of Law 240/2010 at SISSA or at any other Italian private, public or online University, or at institutions referred to in Art. 22, paragraph 1, of Law 240/2010 for a period of time which, if added to the duration of the contract concerned by this call, exceeds a total of 12 consecutive or non-consecutive years, are not eligible.

For the above-said purposes, maternity leaves and health leaves according to the Italian law in force are not taken into account.

Full and associate professors (*professori di I e II Fascia*) or researchers who have already held a permanent position at a University are also ineligible, even if they are no longer in service.

Candidates can be excluded from the selection due to non-compliance by means of a decree of the Director. Exclusion is notified to the candidate concerned.

The following candidates cannot participate in the selection:

- candidates who have been denied their civil and political rights;
- candidates who have been dismissed or relieved from their role in a Public Administration for consistently inadequate performance, or who have been dismissed from their post as a result of disciplinary proceedings or a criminal conviction, or who have been disqualified from another public post for having obtained it through the submission of false documents or documents affected by irremediable invalidity;
- candidates who have been dismissed or relieved from any other public employment, pursuant to Art. 127, letter d), of Presidential Decree No. 3 of 10 January 1957.

This Administration guarantees equal opportunities to male and female participants in accessing job posts and equal treatment at work.

### Art.3

#### Applications for the selection procedure

**Under penalty of exclusion, the application** for this selection procedure, along with relevant qualifications and scientific publications, **shall be submitted online through the electronic application accessible at the following address:**  
<https://pica.cineca.it/sissa/2023-rt-da-04>

Any application or related document sent by any other means shall not be accepted.

The application must be submitted within thirty (30) days, starting from the day after the publication of this notice in the Official Journal of the Italian Republic - 4<sup>th</sup> special series. If the deadline falls on a non-working day, it shall be extended to the next business day.

The publication will immediately be notified on SISSA's website, and on the websites of the European Union and the Italian Ministry of University and Research.

A valid email address is required for the registration process.

Applicants shall fill in all data as requested by the application procedure; all documents must be uploaded in .pdf format. All fields in the online application form must be filled out. Under penalty of exclusion, a copy of a valid ID document must be included. The application can be saved in draft mode, so as to finalise it and submit it at a later time within the deadline.

The submission of the online application must be completed and finalized:

- **with the handwritten signature of the candidate.** Candidates may download the PDF document, print it out without changing it in any way, sign it, scan it into a PDF file and upload it to the website;
- **with the digital signature of the candidate on the ConFirma server**, by means of hardware (e.g. smart card or USB device with digital signature certificate issued by a certified provider) compatible with the ConFirma service. After signing the application, candidates will download the .pdf file and upload it to the website;
- **with the digital signature of the candidate** by means of digital signature hardware (e.g. smart card or USB device with digital signature certificate issued by a certified provider) or software. Candidates will download the .pdf file, sign it digitally and produce a .p7m file, to be uploaded to the website

Within the deadline candidates may withdraw a finalized application and submit a new one. The submission date is certified by the electronic system by means of a receipt, that will be automatically sent by e-mail to the address indicated by the candidate. Each application will be assigned an identification number which, together with the code of the selection procedure, must be indicated in any future correspondence regarding the selection procedure. The filling-in and submission procedure must be completed by 11.59 pm of the closing date stated on the webpage dedicated to this selection procedure. The system will not allow access to and submission of applications after the deadline. The system might be temporarily unavailable due to technical reasons. For technical support, candidates may send an email to [sissa@cineca.it](mailto:sissa@cineca.it). This Administration shall not be liable for any delays due to the fault of third parties, unforeseeable circumstances or force majeure.

In the application, candidates must clearly state their surname, name, date and place of birth, tax code, place of residence and address (with ZIP code). Applicants must also give an address for further correspondence regarding the selection procedure, their phone number, mobile number and email address. Any change must be promptly notified to this Administration.

Moreover, all candidates shall state under their own responsibility:

- a. their citizenship;
- b. that they hold a PhD degree or equivalent qualification in Mathematics or related fields, conferred by an Italian or foreign institution;

- c. that they do not have a kinship or affinity up to the fourth degree with a professor belonging to the School Council, or with the Director, the Secretary General or with a member of the Board of Directors of SISSA;
- d. that they have not been awarded a permanent position as full or associate professor (*Professore di I e II Fascia*) or as permanent researcher in a university, even if they are no longer in service;
- e. that they have not held research fellowships (*assegni di ricerca*) or fixed-term contracts as a Researcher (*ricercatore a tempo determinato*) pursuant to Articles 22 and 24 of Law 240/2010 at SISSA or at any other Italian private, public or online university, or at institutions referred to in of Art. 22, paragraph 1, of Law 240/2010 for a period of time which, added to the duration of the contract concerned by this call, exceeds a total of 12 consecutive or non-consecutive years. (For the above-said purposes, maternity leaves and health leaves according to the Italian law in force are not taken into account);
- f. that they have not been dismissed or relieved from their role in a Public Administration for consistently inadequate performance, nor from public employment pursuant to Art. 127, letter d), of Presidential Decree No. 3 of 10 January 1957;
- g. that they have not been convicted of a criminal offence - or they shall report their criminal convictions, if any; that they are not aware of any criminal proceeding pending against them - or they shall report any pending criminal proceeding;
- h. whether they are employed in a Public Administration;
- i. that they are aware that all communications regarding the selection will be published on SISSA's website at the following link:  
<https://www.sissa.it/recruitment?search=&status=All&area=All&posizione=3404>
- To all intents and purposes, the aforementioned publication is equivalent to notification;
- j. that they are physically fit for recruitment.
- Failure to submit one of the previous statements in the application form will result in the exclusion from the selection.

Italian candidates must also state in the application under their own responsibility, pursuant to Articles 19 and 47 of Presidential Decree 445/2000 and aware of the sanctions provided for in Articles 75 and 76 of the same and following amendments:

- the Municipality where they are either registered on the electoral list or, alternatively, the reasons for removal from the register/ failure to register;
- that they have performed the compulsory military service under national law, if applicable.
- the truthfulness of what was declared in the application on the PICA platform;

- the conformity to the original of the publications and/or texts accepted for publication, if any, as indicated in the attached list.

Foreign candidates must also state in the application under their own responsibility, pursuant to Articles 19 and 47 of Presidential Decree 445/2000 and aware of the sanctions provided for in Articles 75 and 76 of the same and following amendments:

- whether they enjoy full civil and political rights in their Country of origin, alternatively, the reasons for exclusion;
- that they have an adequate knowledge of the Italian language, although teaching and research activities are held in English.
- the truthfulness of what was declared in the application on the PICA platform;
- the conformity to the original of the publications and/or texts accepted for publication, if any, as indicated in the attached list.

~~In the application, candidates must indicate the address where any communications are to be sent, their phone number, cell phone number, and e-mail address. Any change must be promptly communicated to this School.~~

Pursuant to Law No. 104 of 05.02.1992, disabled candidates shall make an explicit request for the necessary aid required in relation to their disability, indicating the possible need for extra time for their interview.

SISSA is not liable for misdirected communication due to incorrect residence or domicile information provided by candidates, or to missing or late notification of any changes thereof. The Administration shall bear no responsibility for any postal or communication delays or third-party delays due to fortuitous events or *force majeure*.

Candidates must attach to the application:

- a copy of a valid personal identity document;
- a CV listing all their research and teaching activities, their degrees and all other qualifications. The CV has to be dated and signed (Italian or English language);
- a numbered list of the publications to be submitted, as laid down in Art. 4 of this notice. The list has to be dated and signed (Italian or English language);
- a maximum of 12 publications;
- a numbered list of all the qualifications deemed relevant for the selection, as well as the qualifications themselves. The list has to be dated and signed (Italian or English language).

Attachments to the application cannot be submitted as links to files stored on "online storage/file sharing" services or web pages.

Certificates issued in languages other than English by the competent authorities of the State of which the non-EU candidate holds citizenship, must be accompanied by a certified Italian translation, made by a recognized authority/Embassy or by an official translator.



Our Administration may check the truthfulness of the contents of the affidavit. No reference is allowed to documents, qualifications and publications already submitted to SISSA or to other administrations for other procedures.

#### Art. 4

##### Publications

Candidates are allowed to submit up to a maximum of 12 publications, which must be numbered in sequential order and bear the same number as in the above-mentioned publications' list. Publications must be uploaded on the PICA platform together with the application.

Publications that are not submitted together with the application and which do not respect the rules and the deadline indicated in this notice, although included in the publications' list, cannot be taken into consideration by the Evaluation Committee. Only publications or texts accepted for publication according to existing regulations will be evaluated, as well as essays that are part of collective works and articles published in paper or digital journals, with the exclusion of internal documents and department reports. The doctoral thesis or final dissertation of equivalent qualifications shall be taken into consideration even if it does not comply with the above-mentioned requirements.

For co-authored publications, the candidate may attach a self-declaration indicating his/her personal contribution. In absence of such declaration, the publication will be assessed as long as the candidate's individual contribution and its coherence with the candidate's overall scientific activity can be identified.

Candidates shall declare that the submitted publications (or texts accepted for publication) are true copies of the original ones. Candidates shall then upload on the PICA platform the following documents:

- 1) a dated and signed list of the submitted publications,
- 2) the publications themselves.

For works printed abroad, the date and place of publication must be included or, alternatively, the ISBN code or other equivalent.

For works printed in Italy before 02 September 2006, all duties in accordance with Art. 1 of Decree No. 660 of 31 August 1945 must be fulfilled; for works published from 02 September 2006 onwards, all duties in accordance with Law No. 106 of 15 April 2006 and with Presidential Decree No. 252 of 3 May 2006 must be fulfilled. In order to prove the fulfilment of these obligations, candidates shall attach specific supporting documents to the list of publications. Alternatively, they can self-certify it with an affidavit, pursuant to Art. 47 of Presidential Decree 445/2000.

Publications must be submitted in the original language and translated into one of the following: Italian, English, French, German or Spanish.

Publications cannot be submitted as links to files stored on online storage/file sharing services or web pages.

#### Art. 5

## Exclusion from the selection procedure

Candidates are admitted to the selection procedure with reserve and can therefore be excluded due to a lack of compliance with the requirements at any time, through a Director's decree.

Candidates lacking the requirements laid down in Art. 2 of this notice will be excluded from the selection.

## Art. 6

### Appointment of the Evaluation Committee

The Evaluation Committee is appointed by the Director of SISSA, on a proposal from the Area that has requested the position. The Committee is composed of three professors and at least two of them must be chosen from other Italian or foreign Universities or other research institutions.

The Committee will be appointed in accordance with current regulations on incompatibility and conflict of interest.

## Art. 7

### Duties of the Evaluation Committee

The Committee predetermines the criteria for the evaluation of the CV and the scientific production of the candidates, which includes the PhD thesis, according to criteria and parameters recognized at an international level, as defined by Ministerial Decree No. 243 of 25 May 2011.

The criteria are published on the School's website.

The Committee will proceed with the evaluation expressing a reasoned analytical judgement of the CV and the scientific production of each candidate. All candidates will be admitted to the interview, if the total number of candidates is equal to or less than six; otherwise, according to the results of the preliminary assessment, only the most qualified candidates will be admitted to the interview (from 10 to 20% of the total and, in any case, no fewer than six).

No written or oral examination is required, with the exception of an oral test to prove an adequate knowledge of the English language, given that SISSA is an International School. The oral test will take place jointly with the discussion on qualifications and publications.

The meetings of the Evaluation Committee may be held online, using IT devices. The Committee may meet via Skype (in conversation mode) or by using other electronic tools which ensure the actual participation of all the members, the simultaneity of decisions, the immediate possibility to access the files, participate in the discussions, exchange documents and approve reports.

Consistently with the applicable copyright regulations, the Committee shall use the publications submitted by the candidates only for the purposes of this selection procedure.

At the end of the procedure, the Committee identifies the most qualified candidate for the position.

**Art. 8****Interviews schedule**

Candidates admitted to the interview shall be summoned by means of a public notice, published on SISSA's website at <https://www.sissa.it/recruitment?search=&status=All&area=All&posizione=3404> with at least a 20-day notice.

The same notice states the interviews' schedule and modes.

To all intents and purposes, the publication of this notice is equivalent to an official notification. No private notifications to candidates are envisioned.

Failure to attend the interview shall be considered as an explicit and final withdrawal from the selection process.

The interview may be held at SISSA premises, via Bonomea 265 - 34136 Trieste, or online, via audio/video connection between commissioners and candidates, through Skype or Zoom platform or other remote electronic mean that can guarantee an effective participation and interaction between commissioner and candidate, to ensure clear mutual understanding and an adequate recognition of the identity of the candidates.

Therefore, candidates admitted to an online interview must be equipped with a webcam – which is mandatory for identification purposes – a microphone, speakers and/or headphones. At the beginning of the video interview, candidates must exhibit the same identification document sent with the application.

**Art.9****Approval of acts**

The acts of the Evaluation Committee consist of the minutes of all its meetings, including the judgements on each candidate's qualifications, CV and scientific production, and the report on its works.

The Director verifies the regularity of the acts within thirty days from the submission of the documents by the Committee. If the verification has a positive outcome, the Director approves the Committee acts through a decree. If faults are identified, the Director sends the acts back to the Committee and sets a deadline for their regularization.

All the acts regarding the procedure, including the Director's decree of approval, are published on SISSA's website.

To all intents and purposes, the aforementioned publication is equivalent to notification. No further notice is envisioned.

The School Council proposes the call of the candidate selected by the Committee to the Board of Directors. The proposal is adopted by an absolute majority of the votes of the School's full and associate professors. The Board of Directors then decrees on the call of the candidate selected by the Committee.

**Art.10****Contract of employment**

The contract of employment is signed by the researcher and the Director.

The date on which the researcher will start his/her activity is notified in writing by the Area Council concerned to the Administration.

Upon the signature of the full-time fixed-term contract, the Administration will ask the researcher to submit the documentation required by law within 30 days.

All employment conditions are in accordance with the laws in force, also with regard to tax treatment, welfare and social security. The gross annual salary payable to a fixed-term researcher with a full-time commitment as per paragraph 3, letter a), of Article 24 of Law 240/2010 is equal to the initial salary payable to a full-time confirmed researcher.

The research and teaching activities carried out by the researcher shall comply with the contract, with the rules and codes of the School, and with the programming of the School's governing bodies.

At the end of the contract, the researcher will be requested to provide the following documentation:

- a) a final report containing a summary of the activities carried out to be sent to Servizio ricerca, apprendimento permanente e Fondo sociale europeo, at Direzione centrale lavoro, formazione, istruzione e famiglia, via telematic system;
- b) a research report, signed by the researcher and by the Scientist responsible for the research activities, showing the proper conduct of the activities.

For all matters that are not expressly covered in this announcement, reference shall be made to the norms of Book V of the Italian Civil Code and current legislation on employment, with particular reference to Legislative Decree No. 165 of 30 March 2001 "General rules on the organization of employment by public authorities".

Given their full-time contract with the School, researchers are subject to the provisions of Art. 32, paragraphs 1, 2, 3 and 5, and to Art. 33 and 34, paragraph 1, of Presidential Decree No. 382 of 11 July 1980, as well as to the statutory provisions governing the right of full-time University researchers to vote and to stand as candidates in the elections for the academic bodies for the entire duration of their contract.

Researchers are entitled to the provisions of Legislative Decree No. 151 of 03 March 2001 regarding the protection and support of maternity and paternity, and to the provisions of Law No. 104 of 05 February 1992 for the assistance, social integration and rights of disabled people.

For all disciplinary issues, Art. 10 of Law 240/2010 shall apply.

During the six months prior to the expiry of the contract, researchers holding a contract as per Art. 3, paragraph 1, letter a), of Law No. 240 of 30 December 2010 are subject to an evaluation of their teaching and research activities, also for the purpose of a two-year extension. The extension may be proposed by the Area that requested the position and its financial coverage shall be granted within the available programming resources. The evaluation of teaching and research activities is based on procedures, criteria and parameters compliant with the

provisions of Ministerial Decree No. 242/2011. The teaching and research activity carried out by the researcher in the framework of the contract for which the extension is proposed is evaluated by a special commission, appointed by the Director and made up of three professors from outside the School, on the basis of a report drafted by the Area to which the researcher belongs and another one drafted by the researcher himself/herself.

The committee's assessment focuses on the adequacy of the research and teaching activities carried out in relation to the provisions of the contract to be extended.

In the event of a positive outcome, the proposal for extension, together with the Area report and the Committee's evaluation, is submitted to the Board of Directors for approval, after hearing the opinion of the Academic Senate and the School Council, subject to verification of economic and financial sustainability. The resolution of the Board of Directors is adopted within the expiry date of the contract to be extended.

#### Art.11

##### Prohibition of overlapping - incompatibility

The position of researcher on a fixed-term contract with SISSA is incompatible with any employment relationship, even if part-time.

Notwithstanding Art. 53 of Legislative Decree No. 165 of 30 March 2001, a fixed-term research contract cannot be held concurrently with doctoral fellowships, research fellowships ex Art. 22 of Law 240/10, or any fellowship of whatever kind. The holder of the contract cannot simultaneously hold other fixed-term contracts with SISSA or with other Universities.

#### Art.12

##### Suspension and termination of employment

The contract signed and financed within the framework of the European Social Fund, as provided in the Regional Programme PSE+ of Friuli Venezia Giulia, Programming 2021/2027, Priority 2 Education and Training - Periodic Planning of Operations (PPO 2023) Specific Programme No. 22/2023 Support for Higher Education in the Regional University System, may only be legitimately suspended for the following, duly substantiated, reasons:

- a) Compulsory maternity leave (astensione obbligatoria);
- b) Optional maternity leave (astensione facoltativa) for a maximum period of six months, which can be increased to nine month in the case of single parent;
- c) other causes provided for by the regulations in force, such as to prevent the activity from being carried out.

For the proper management of public funding and in view of the 2021-2027 programming deadlines, each contract may be suspended for a maximum period of 12 months, considering cumulatively any different suspension periods.

Termination of employment occurs upon expiry of the contract or withdrawal of one of the parties. If the selection procedure is revoked, the contract is terminated in

any case.

During the first two months, each party may terminate the contract at any time without prior notice and without penalties involving the recovery or the failure to pay the salary for the period of notice not given. The contract ends when the other party receives the notice of termination. Termination by the School must be duly motivated. After the above-mentioned period of time, in case of resignation the researcher must give at least a 30-day notice, by sending a written communication to the School's Director. Failure to do so shall result in a penalty involving the recovery or the failure to pay the salary for the period of notice not given.

In accordance with Art. 2119 of the Italian Civil Code, each of the parties may terminate the contract should an event occur which does not allow the continuation of the contract, even on a temporary basis. In addition, the Administration may withdraw from the contract for lawful dismissal for misconduct.

In the event of resignation by the researcher, the Administration will claim the restitution of all salary amounts already paid, except in the following cases:

- 1) in the event that at least 40% of the duration of the contract has been completed and if the interruption is due to taking up a new job or a new academic appointment;
- 2) the amounts disbursed will not be claimed back, regardless of the duration of the contract itself, if the interruption is attributable to the cases referred to in paragraph D.4 paragraph 6 of the Annex to Decree no. 17895/GRFVG of 19/04/2023, "Approvazione Avviso per la presentazione delle operazioni a valere sul Programma specifico n. 22/23 - Sostegno all'alta formazione del sistema universitario regionale".

#### Art.13

##### Personal Data Handling

All personal data provided by candidates with the application to participate in the selection procedure will be collected and processed for the sole purposes connected with the selection and the eventual recruitment procedure.

The provision of data is compulsory and necessary for the proper completion of the selection process.

Personal information may be disclosed only to public authorities directly involved in the legal and economic issues relating to the candidate's recruitment.

At any time, candidates may exercise their rights under Legislative Decree No. 196 of 30 June 2003, "Code for the protection of personal data", as modified by Legislative Decree No. 101 of 10 August 2018, which transposes the EU General Data Protection Regulation 2016/679 (GDPR).

#### Art. 14

##### Head of procedures

The Head of procedures is Dr. Alessandra Lucatello, Chief of Human

Resources Area (e-mail: [concorsi.doc@sissa.it](mailto:concorsi.doc@sissa.it)).

## Art.15

### Final Provisions

For all matters that are not expressly covered in this notice, *mutatis mutandis*, reference shall be made to the University legislation in force, and in particular to SISSA's Regulation on selection and management of the employment relationship of University researchers on a fixed-term contract, in accordance with the provisions of Art.24 of Law No. 240 of 30 December 2010, and to the Italian legislation regarding employment in public administrations.

THE DIRECTOR  
prof. Andrea Romanino  
(Italian version digitally signed)