


## PERSONAL INFORMATION

## Paula Poretti, PhD, Assistant Professor

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Sex female | Date of birth 26/12/1981 | Nationality Croatian

## POLICY FIELD(S)

## Consumer policy

- Consumer rights
- Consumer markets
- Consumer and marketing law
- Product and services safety
- Financial services and redress

## Judicial systems

- Civil justice
- Judicial cooperation in civil matters

## PROFILE

Paula Poretti is Assistant Professor at the Department of Civil Law (Civil Procedural Law) at the Faculty of Law J.J. Strossmayer University of Osijek, Croatia.

For the past ten years Paula has gathered experience in scientific research and teaching in the field of Civil Procedural Law. In recent years she has also directed her professional interest towards European Civil Procedural Law and Consumer policy as well as European Family Law.

She is currently a teacher at the Jean Monnet Chair in EU Procedural Law and at the Jean Monnet Chair in Cross-border movement of a child in EU.

From 2016 participates in the conferences of the National council for consumer protection (Government working body) as a member of the academia.

She holds a LLB (Graduate Lawyer) degree from the Faculty of Law J.J. Strossmayer University of Osijek and a PhD in the field of Civil Procedural Law gained at the Faculty of Law University of Zagreb. Paula is a native Croatian speaker and is fluent in English and German and has good passive skills in Italian.

## EXPERTISE OVERVIEW

## PROJECT EXPERIENCE

**RESEARCH AND OTHER PROJECTS  
(CHRONOLOGICALLY; LEADER AND ASSOCIATES; FUNDING SOURCE)****Research projects related to consumer protection**

1. Functions: expert (Croatia); researcher. **Study on the practical application and impact of collective redress mechanisms in Member States in light of the principles set out in the Commission Recommendation of 11 June 2013 on common principles for injunctive and compensatory collective redress.** (DG JUST and consumers). Duration: 2017

BIICL (in partnership with Civic Consulting & RPA) has been contracted by the European Commission to conduct a study on the practical application and impact of collective redress mechanisms in Member States in light of the principles set out in the Commission Recommendation of 11 June 2013 on common principles for injunctive and compensatory collective redress mechanisms in the Member States concerning violations of rights granted under Union Law.

2. Functions: expert (Croatia); researcher. **Study to support the fitness check of EU consumer law.** (DG JUST units E2, E4). Duration: 2016-2017

The aim of the research was to analyze national consumer and marketing law, focusing on the national transposition of the following five Directives, as well of relevant national provisions going beyond the minimum harmonization requirements of the following directives: Unfair Contract Terms Directive, Unfair Commercial Practices Directive, Price Indication Directive, Misleading and Comparative Advertising Directive, Injunctions Directive. The research included interviews with key stakeholders such as national consumer enforcement authorities, responsible ministries and regulators; European Consumer Centre; national consumer organizations; key business associations.

3. Functions: head of project and head researcher. Project data: duration: 2015-2016. **Social impact of consumer rights protection.** IZIP-2014. Funded by Josip Juraj Strossmayer University of Osijek-granted.

The aim of the project was to explore the social significance and availability of consumer rights protection in Croatia. Although the topic of consumer protection is present in Croatian legal literature, research on the availability of judicial protection for consumers is scarce. In the research factors which have negative impact on the development of high standards of judicial consumer protection in Croatia, such as availability of relevant information and obstacles for access to justice such as costs, length of procedure, legal aid, and adequate representation of consumer interests at court were given special consideration. The research combined both theoretical framework (relevant legal literature) and practical experience in order to suggest guidelines for practitioners in the field of consumer protection.

4. Functions: teaching staff; Project data: duration: 1.9.2014-31.8.2017; title: **Jean Monnet Chair in EU Procedural Law.** reg. no. 553095-EPP-1-2014-1-HR-EPPJMO-CHAIR.

The aim of the courses which are available for students as well as legal practitioners (judges, lawyers in a form of workshops) is to provide a general overview of the regulation of unified EU civil procedure, with an emphasis on the similarities and differences of basic principles of these procedures. Also, since EU civil procedures should be applied in consumer cases, they are compared to collective redress mechanisms available at EU level. Namely, individual actions, such as the small claims procedure for consumer cases, are the usual tools to address disputes to prevent harm and also to claim for compensation. Also, recently different types of collective redress mechanisms have been introduced by all Member States. These mechanisms are intended to prevent and stop unlawful practices as well as to ensure that compensation can be obtained even in cases where the value of every individual claim is not particularly high. Special emphasis is given to the question whether the possibility of joining claims and pursuing them collectively may constitute a better means of access to justice, in particular when the cost of individual actions would deter the harmed individuals from going to court.

5. Functions: researcher. **Case study 2: Fictional bid for an evaluation of Regulation No. 805/2004 of 21st April creating a European Enforcement Order for uncontested claims** (Deloitte for DG-JUST). Duration: 2015-2016

Since the research was conducted in order to compose a fictional bid for an evaluation of Regulation No. 805/2004 of 21<sup>st</sup> April creating a European Enforcement Order for uncontested claims, a clear point of reference for the evaluation of the Regulation needed to be created. It consisted of an analysis of the objectives of the Regulation and the establishment of the baseline against which to evaluate the achievement of these objectives. The evaluation of an instrument not only required an assessment of what has occurred but it also considered the role of the EU intervention from a wider perspective, which included the application of the Regulation in consumer cases. Hence, the research also included literature review and gathering of relevant case-law in regard to the application of the Regulation in Croatia (which in the most part consisted of the application in consumer cases).

6. Functions: researcher. Curricula Developer. Project data: duration: 1.2.2013. – 31.1.2014.; title: **DUNICOP "Deepening University Cooperation Osijek-Pécs"** Project is supported by EU through IPA Cross border cooperation Hungary – Croatia 2007 – 2013. Registration number of the project: HUHR/1101/2.2.1/0005.

7. Functions: researcher, Curricula Developer. Project data: duration: 9.2011. – 31.08.2012.; title: **SUNICOP "Strengthening University cooperation Osijek-Pécs"** Project is supported by EU through IPA Cross border cooperation Hungary – Croatia 2007 – 2013. Registration number of the project: HUHR/1001/2.2.1.

8. Functions: student coordinator, Researcher. Project data: duration: 5.02.2010.-14.02.2011.; title: **EUNICOP "Establishing University cooperation Osijek-Pécs"**, Project is supported by EU through IPA Cross border cooperation Hungary – Croatia 2007 – 2013. Registration number of the project: HUHR/0901/2.2.1/0013.

In the framework of the EUNICOP and DUNICOP projects a comparative research of collective redress mechanisms in Croatian and Hungarian legal systems was conducted. (Papers: Poretti, Kirally, *Multy-party actions and the Legal aid*; Poretti, Cszoboly, *The Procedural Aspects of Environmental Protection in the Hungarian and Croatian Legal*)

Invited to participate in a COST Network grant proposal "**Towards healthier lifestyles: The use of science in Consumer policy-making**" by the Faculty of Law of University of Exeter, GB (applied but not granted) and as a national expert for Croatia for "**The exploratory study of Consumer issues in the sharing economy CHAFAE/2015/CP/02**" by the Faculty of Law of University of Amsterdam (applied but not granted).

#### Other projects

9. Functions: teaching staff; Project data: duration: 1.9.2016-31.8.2019; title: **Jean Monnet Chair on Cross border movement of a child in EU**, reg. no. 575451-EPP-1-2016-1-HR-EPPJMO-CHAIR.

10. Functions: team member, researcher; **Planning the future of cross-border families: a path through coordination - "EUFam's"** – JUST/2014ACTION GRANTS. Duration: 2016-2018

11. Functions: team member, researcher **TRANSFORMATION – New code of practice in management of NATURA 2000 and protected areas within the framework of IPA 2012 Building Local Partnerships for Open Governance and Fight against Corruption in Responsible Management of Natural Resources**

#### WORK EXPERIENCE

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1 May 2016-now Assistant Professor  
Faculty of Law in Osijek  
Stjepana Radića 13, 31000 Osijek (Croatia)

## Education

12 November 2014 - 30 April  
2016 Senior Assistant  
Faculty of Law in Osijek  
Stjepana Radića 13, 31000 Osijek (Croatia)

## Education

01 September 2007 - 11  
November 2014 Assistant  
Faculty of Law in Osijek  
Stjepana Radića 13, 31000 Osijek (Croatia)

## Education

01 February 2006 - 30  
September 2007 Volunteer  
Municipal Court in Osijek

Europska avenija 7, 31000 Osijek (Croatia)

## Judiciary

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**EDUCATION AND TRAINING**

11 November 2014 PhD (topic: **Collective redress in civil proceedings**)  
Comparative research of collective redress mechanisms  
in Germany (Verbandsklage; Musterverfahren), USA (Class action) and Croatia (udružna tužba)

2006 -2014 Faculty of Law University of Zagreb (Postgraduate study in Civil and Family  
Law)

Trg maršala Tita 11, 10000 Zagreb (Croatia)

2000 - 2005 Graduate Lawyer (LLB)  
Faculty of Law in Osijek

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**SELECTED RELEVANT  
PUBLICATIONS**

1. Petrašević, Tunjica; Poretti, Paula, **Zaštita potrošača u Republici Hrvatskoj s posebnim osvrtom na ugovore sklopljene izvan poslovnih prostorija ponuditelja i ugovore na daljinu** (eng. Consumer Protection in Croatia with a Special Emphasis on Distance and Off-Premises Contracts), Društveni ogledi, 3(2016)1, 9-54.

2. Poretti, Paula, **Consumer Protection in Enforcement Proceedings in Light of the Recent CJEU Case Law**, in: SEE I EU Cluster of Excellence in European and International Law (ed.), South Eastern Europe and the European Union-Legal Aspects, Verlag Alma Mater, Saarbrücken, 2015, 171-185.

3. Kirally, Lilla, Stojčević, Paula, **Multi-party Actions and the Legal Aid** (original in English)/ Višestranačke tužbe i pravna pomoć (Croatian), Cross-border and EU legal issues: Hungary - Croatia / Timea Drinoczi, Tamara Takacs (eds.) (ur.). Osijek-Pecs : Faculty of Law, Josip Juraj Strossmayer University; Pecs: Faculty of Law, University of Pecs, 2011.
4. Poretti, Paula, **Council Regulation (EC) No 1206/2001 of 28 May 2001 in the taking of evidence in civil and commercial matters as a guarantee of the right to effective judicial protection** (original in English), in: Primorac, Željka; Bussoli, Candida; Recker, Nicholas (eds.), The Legal Challenges of Modern World; Book of Proceedings, Split, 2016, 219-226.
5. Poretti, Paula, **Kolektivna pravna zaštita prema novom hrvatskom Zakonu o zaštiti potrošača iz 2014. godine - otvorena pitanja** (eng. Collective Redress in the new Croatian Consumer Protection Act from 2014 - Open Issues) //Usluge i zaštita korisnika/ Mićović, Miodrag (ed.). Kragujevac, 2015, p. 1001-1028.
6. Poretti, Paula, **Pravo EU u građanskom procesnom pravu** (eng. EU law in Civil Procedure), u: Petrašević, Tunjica; Vuletić, Igor (ed.), Procesno-pravni aspekti prava EU, Pravni fakultet Osijek, Osijek, 2016, 91-124.
7. Poretti, Paula, **Privremene mjere u europskim građanskim parničnim postupcima** (eng. Provisional measures in European Civil Procedures) Aktualnosti građanskog procesnog prava – nacionalna i usporedna pravnoteorijska i praktična dostignuća / Rijavec, Vesna et al. (ed.). Split, 2015, p. 301-330.
8. Poretti, Paula, **Abolition of exequatur in Brussels Ia Regulation-new challenges for the national judge (Croatia)**(original in English), LeXonomica, 8(2016)1, 13-28.
9. Poretti, Paula, **Consumer redress and enforcement mechanisms – challenges in application of EU consumer law in providing access to justice** (original in English), in: Mašek Tonković, Anka (ed.), 6. Međunarodni znanstveni simpozij Gospodarstvo istočne Hrvatske –Vizija i razvoj (Book of Proceedings),Osijek, Sveučilište J.J. Strossmayer u Osijeku; Ekonomski fakultet Osijek, 2017, 515-526. (indexed in WOS)

PERSONAL SKILLS

Mother tongue(s) Croatian

Other language(s)

	UNDERSTANDING		SPEAKING		WRITING
	Listening	Reading	Spoken interaction	Spoken production	
English	C2	C2	C2	C2	C2
German	B2	B2	B2	B2	B2

Levels: A1/2: Basic user - B1/2: Independent user - C1/2 Proficient user  
Common European Framework of Reference for Languages

ADDITIONAL INFORMATION

TEACHING

POSTGRADUATE (DOCTORAL)

2017-now Civil Procedure Law

2016-now Enforcement Law

## UNDERGRADUATE

**2016-now** Alternative Dispute Resolution

**2011-now** Enforcement Law (obligatory, 5th year)

**2007-now** Civil Procedural Law (obligatory, 4th year)

## VISITING PROFESSOR

**June 2017** „The function of the Court of Justice in the harmonization process in the field of Civil procedure law at EU level in the light of free movement of researchers as workers“, University of Perugia (Italy) - Università degli Studi di Perugia - Dep. Experimental Medicine, Rights and Science JM Centre of Excellence (summer school)

**2013 – 2014** „Cross border environmental damage“, University of Pecs (Hungary), Faculty of Law

**2011-2012** „International and European Civil Procedure“, University of Pecs (Hungary), Faculty of Law

## ORGANIZATIONAL SKILLS AND COMPETENCES

- **Organizer: round table/ workshop „Availability of legal protection to consumers in national and cross-border-theoretical and practical aspects“, April, 2016.**
- **Organization committee: International conference of Jean Monnet Chair in EU Procedural Law, 15-16 April, 2017.**
- Coach of Faculty of Law Josip Juraj Strossmayer University of Osijek team at Children's Rights Moot Court", Leiden, Netherlands, 18.-20.11.2014.
- Coordinator of SELLS Summer School 2015, Split Croatia 7-12.09.2015.
- Coach of Faculty of Law Josip Juraj Strossmayer University of Osijek team at „Foreign Direct Investment International Arbitration Moot“, King's College London, 29.10- 01.11. 2015.

## PAPERS AND CONFERENCES

### Other papers

1. **Razvod braka u praksi europskih sudova: postupovni aspekti odlučivanja o imovinskim i statusnim posljedicama prestanka braka u odlukama sudova u Strasbourg i Luxembourg** (eng. Divorce in Case Law of European Courts-Procedural Aspects of Decisions on Proprietary and Status Consequences of Dissolution of Marriage in the Decisions of Courts in Strasbourg and Luxembourg), a chapter in book Proprietary and legal issues of divorce. Croatian, European and International Context, J.J. Strossmayer University in Osijek, Faculty of Law Osijek, Osijek, 2011. pp.287-310.
2. **Aktualni trendovi mirnog rješavanja sporova u Hrvatskoj: dosezi i ograničenja.** (eng. Present Trends in Mediation for Dispute Settlement in Croatia: Achievements and Limitations). Collected papers of the Faculty of Law University of Zagreb. 60 (2010), 3; 1265-1308.
3. **The Procedural Aspects of Environmental Protection in the Hungarian and Croatian Legal System** (original in English)/ Procesnopravni aspekti zaštite okoliša u hrvatskom i mađarskom pravnom sustavu (Croatian), Law-Regions-Development: Hungary-Croatia/ Tímea Drinóczi-Mirela Župan (eds.) Osijek-Pecs: Faculty of Law, Josip Juraj Strossmayer University; Pecs: Faculty of Law, University of Pecs, 2013.
4. **Dijete u pravosudnom postupku-trebaju li nam obiteljski sudovi?** (eng. A child in court proceedings-do we need family courts?) (submitted for publication)
5. **Antidiskriminacijsko zakonodavstvo i sudska praksa u RH – individualna i kolektivna antidiskriminacijska tužba kao (ne)djelotvorna sredstva za ostvarenje pravne zaštite**, Zbornik Pravnog fakulteta Sveučilišta u Rijeci, 36(2015), 2, str. 907-944.
6. **Od mirenja do medijacije u obiteljskim sporovima- usklađivanje hrvatskog obiteljskog zakonodavstva o mirnom rješavanju**

**obiteljskih sporova s pravom EU** (eng. From Conciliation to Mediation in Family Disputes – Harmonization of Croatian Family Legislation on Peaceful Resolution of Family Disputes with EU Law) (Collected papers of the Faculty of Law University of Rijeka, 36 (2015)1., p. 341-377.)

**7. The Third Optional Protocol - the Collective Protection of Children's Rights**, u: Milas Klarić, Ivana; Radmilo, Ester (ur.), *Protecting the best interest of the child- The Proceedings of the Annual Conference and the Thematic Meeting of the Children's Rights Ombudspersons' Network in South and Eastern Europe*, Ombudsman for Children of the Republic of Croatia, Zagreb, 2015., str. 79-91.

**8. Nadležnost, nadležna tijela i postupci prema Uredbi (EU) br. 650/2012 o nasljeđivanju**, Zbornik Pravnog fakulteta Sveučilišta u Rijeci 37 (2016), 1, 561-587.

**9. Concentration of jurisdiction in cross-border family matters – child abduction at focus**, in: Vinković, Mario, (ed.), *New developments in EU labour, equality and human rights law*, Pravni fakultet Osijek, Osijek, 2015, 341-357.

**10. Odlučivanje o imovinskim odnosima bračnih drugova u ostavinskim postupcima sukladno Uredbi 2016/1103 o bračnoimovinskom režimu**, Zbornik Pravnog fakulteta Sveučilišta u Rijeci, 38(2017), 1, 449-474.

## Conferences

**1. Constitutional Annulment of Arbitral Decisions on Jurisdiction-a Croatian Case**, Public and Private Justice Course in Dubrovnik, May, 2008.

**2. Hrvatski sudovi kao europski sudovi u postupcima razvoda braka**, Conference on property-legal issues of divorce in Osijek, June, 2010.

**3. Multi-party actions and legal aid**, International Conference: «Cross border and EU legal issues: Hungary-Croatia» 16-18.9.2010. Pécs, Hungary.

**4. The procedural aspects of environmental protection in Hungarian and Croatian legal system**, International scientific conference „Law – Regions – Development, Legal implications of local and regional development“, Pecs 14-15 June 2013.

**5. Enforcement of judgements in collective redress procedures-the case of Croatia**, Enforcement of courts decisions as a condition for an effective judicial protection, Mykolas Romeris university (Lithuania) Faculty of law Institute of civil justice; 24th -25th October 2013 at Lithuanian Ministry of Justice.

**6. Europski sud za ljudska prava i zaštita najboljeg interesa djeteta**, Round table “Best interest of a child in cross-border situations” Osijek, 4 April 2014.

**7. Dijete u pravosudnom postupku-trebaju li nam obiteljski sudovi?**, Conference on Novelty in Croatian family legislation in Osijek, September 2014.

**8. Od mirenja do medijacije u obiteljskim sporovima- usklađivanje hrvatskog obiteljskog zakonodavstva o mirnom rješavanju obiteljskih sporova s pravom EU** (eng. From Conciliation to Mediation in Family Disputes – Harmonization of Croatian Family Legislation on Peaceful Resolution of Family Disputes with EU Law), XXI. Annual Petar Simonetti Law Conference (Property – Obligations – Procedure), Poreč, 15-17 April 2015.

**9. Kolektivna pravna zaštita prema novom hrvatskom Zakonu o zaštiti potrošača iz 2014. godine - otvorena pitanja** (eng. Collective Redress in the new Croatian Consumer Protection Act from 2014-Open Issues), XI. International May Conference „Services and Protection of Service Users“, Kragujevac, 7-8 May 2015.

**10. Concentration of jurisdiction-is functionality of judiciary becoming an obstacle to access to justice?**, International Jean Monnet Conference “New Developments in EU Labour, Equality and Human Rights Law“, 21 and 22 May 2015, Faculty of Law Osijek, Osijek, 21-22 May 2015.

**11. Consumer Collective Redress: Experiences of the South Eastern European countries**, The 15<sup>th</sup> conference of the International Association of Consumer law (“Virtues and Consumer Law”), Amsterdam 29 June- 1 July 2015.

**12. Privremene mjere u hrvatskom i europskom obiteljskom pravu** (eng. Provisional Measures in Croatian and European Family Law), Current trends in Constitutional and Family Law, Osijek 1-2 October 2015.

**13. Privremene mjere u europskim građanskim parničnim postupcima** (eng. Provisional Measures in European Civil Procedures), Current trends in Civil Procedural Law; National and Comparative Theoretical and Practical Achievements, Split, November 2015.



14. **Efficient Recovery of Family Maintenance and Child Support in Croatia: Problems and Solutions Concerning Enforcement of Maintenance Order**, Recovery of Child Support and Family Maintenance in Asia Pacific and Worldwide: National and Regional Systems and the Hague 2007 Convention and Protocol, Hong Kong, China 9-11 November 2015.
15. **Consumer protection in Croatia with a special emphasis on distance and off-premises contracts**, Usklađivanje zakonodavstva sa *acquis-em*, Sarajevo, 16 December 2015.
16. **Nadležnost, nadležna tijela i postupci prema Uredbi (EU) br. 650/2012 o nasljeđivanju**, XXII. Annual Petar Simonetti Law Conference (Property – Obligations – Procedure), Poreč, 13-15 April 2016.
17. **Kolektivna pravna zaštita u kontekstu Uredbe (EU) br. 1215/2012 o nadležnosti, priznavanju i izvršenju sudskih odluka u građanskim i trgovačkim stvarima**, II. Međunarodno savjetovanje Aktualnosti građanskog procesnog prava-nacionalna i usporedna pravnoteorijska i praktična dostignuća, Split, 21-22 October 2016.
18. **Vulnerable Person Status**, Jean Monnet Conference Status Personae e Diritti Fondamentali, Perugia, 9 March 2017.
19. **Odlučivanje o imovinskim odnosima bračnih drugova u ostavinskim postupcima sukladno Uredbi 2016/1103 o bračnoimovinskom režimu**, XXIII. Annual Petar Simonetti Law Conference (Property – Obligations – Procedure), Poreč, 15-17 March 2017.
20. **Effective judicial protection of EU consumer rights in light of the Directive 93/13**, Jean Monnet Conference Procedural aspects of EU law, Osijek, 6-7 April, 2017.
21. **Consumer redress and enforcement mechanisms – challenges in application of EU consumer law in providing access to justice**, 6. Međunarodni znanstveni simpozij Gospodarstvo istočne Hrvatske –Vizija i razvoj, Osijek, 25-26 May 2017.
22. **Reflections on Croatian notaries acting in cross-border enforcement proceedings - in light of the case C-484/15 Zulfikarpašić v Gajer**, XIX Congress The Economic Dimensions of Individual Status, Malta, 3-4 July 2017.