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**DIBATTITI**

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- MARISARIA MAUGERI, *Usa di assistenti digitali e conclusione del contratto: proposte europee e disciplina italiana* pag. 1
- ELENA CORSO, *La rinuncia abdicativa al diritto di proprietà immobiliare in Italia e in Europa* 17

ABSTRACT. This article examines the admissibility and legal characterization of the abdicative waiver of ownership of immovable property, focusing on the Italian legal system and offering a comparative overview of other civil law and common law jurisdictions. It analyses the judgment of the Corte di Cassazione, Sezioni Unite, No. 23093/2025, which recognizes such waiver as a unilateral, non-receptive juridical act producing the extinguishment of ownership and the ipso iure acquisition of the property by the State. The article also addresses the 2026 Budget Law, highlighting the interpretative and operational issues arising from the introduction of additional validity requirements and the consequent need for legislative clarification. The study frames the waiver of ownership as a point of equilibrium between the exercise of private autonomy and the protection of public interests.

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- STEFAN GRUNDMANN, *Diritto contrattuale europeo e regolazione (Parte II)* 43
- ETTORE MARIA LOMBARDI, *Atti di liberalità e governance societaria: un inquadramento funzionale della capacità donativa delle persone giuridiche* 91

- ABSTRACT. *This paper examines the possibility that commercial legal entities may engage in acts of donation, considering the potential conflict between profit-making purpose and private and contractual autonomy. The study is conducted from a civil law perspective, through a comparative analysis of European, common law, and BRICS+ legal systems. In this perspective, after addressing the development of the Italian doctrinal and judicial debate on the capacity of legal persons to make donations, the study analyzes the implications for corporate purpose and governance, especially considering corporate interest, directors' fiduciary duties, and the protection of shareholders and creditors.*
- GIULIA VARISCO, *Orientamenti giurisprudenziali in tema di ritardato esercizio del diritto di credito* 135
- ABSTRACT. *This contribution seeks to examine the role of silence in the context of events leading to the extinction of an obligation, analysing the principal doctrines that are relevant from this perspective, including a comparative outlook with the German legal system, and reviewing the most significant decisions of the Corte di Cassazione.*
- FRANCESCO LINARDI, *Le violazioni alla disciplina dell'equo compenso tra deontologia forense e normativa concorrenziale europea* 159
- ABSTRACT. *This article analyzes the new Article 25 bis of the Code of Ethics for Lawyers. The provision introduces the ethical obligation to agree on a compensation considered fair pursuant to Law 49/2023 and provides an opportunity to analyze the rationale and limitations of recent legislation on the matter and its compatibility with European competition law.*
- NICOLA PIERPAOLO BARBUZZI e GINO FONTANA, *Governare la vulnerabilità: il consumatore nell'economia algoritmica della persuasione* 187
- ABSTRACT. *In the contemporary digital environment, the notion of the average consumer undergoes a profound redefinition, as the predictive and persuasive logics of behavioral profiling reshape decision-making dyna-*

*mics and contractual freedom. Microtargeting practices, grounded in systematic data analysis, transcend the paradigm of a rational and informed subject, delineating a consumer increasingly exposed to new forms of cognitive influence. Informational asymmetry expands into a technological dimension, generating a structural vulnerability that alters the contractual balance and reconfigures the power relationship between platforms and users. Within this framework, European law is called upon to develop protective mechanisms capable of integrating transparency fairness, and data protection, advancing a regulatory model based on algorithmic accountability and the effective recognition of individual autonomy in the digital sphere.*