



General information	
Academic subject	Juvenile criminal procedure
Degree course	LMG, LMGI, SSG, CONSLAV
Academic Year	Elective
European Credit Transfer and Accumulation System (ECTS)	9
DSS	GIUR-13/A Criminal procedure
Language	Italian
Academic calendar (starting and ending date)	First semester from 1/10/2024 to 16/12/2024
Attendance	Highly recommended

Professor/ Lecturer	
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Syllabus	
Learning Objectives	Understand the dynamic development of juvenile court and diversion tools, aimed at the recovery and education of the deviant child.
Course prerequisites	To successfully study juvenile criminal procedure law, it is advisable to have a solid foundation in criminal law.
Contents	<p><u>Program (9 credits):</u></p> <p>General part:</p> <p>I. The supranational discipline. II. Constitutional principles. III. Evolution and foundational features of the system. IV. Public bodies and subjects. V. Private subjects and parties. VI. Precautionary measures. VII. The precautionary measures. VIII. The preliminary investigation and the preliminary hearing. IX. The trial and appeals. X. The special rites. XI. Diversion strategies.</p> <p>Special part:</p> <p>From the enabling law to the normative pillars of the juvenile penal system. The execution of <i>extra moenia</i> punishment: community penal measures. The execution of prison sentences and community penal measures. The channels of communication with the outside world: education, vocational training, employment, mitigated custody and discharge. the right to "affectivity" of the detained juvenile.</p> <p><u>I Module (6 credits): general part</u></p> <p>I. The supranational discipline. II. The constitutional principles. III. Evolution and foundational features of the system. IV. Public bodies and subjects. V. Private subjects and parties. VI. Precautionary measures. VII. The precautionary measures. VIII. The preliminary investigation and the preliminary hearing. IX. The trial and appeals. X. The special rites. XI.</p>

	<p>Diversion strategies.</p> <p>II module (3 credits)</p> <p>From the enabling act to the normative pillars of the juvenile penal system. The execution of <i>extra moenia</i> punishment: community penal measures. The execution of custodial sentences and community penal measures. The channels of communication with the outside world: education, vocational training, employment, mitigated custody and discharge. The right to “affectivity” of the juvenile detainee.</p>
Books and bibliography	<p>9-credit exam:</p> <p>General part:</p> <p>AA.VV., <i>Procedura penale minorile</i>, fifth edition, edited by M. BARGIS, Giappichelli, Turin, 2024, limited to pp. 1-314.</p> <p>Special part:</p> <p>AA.VV., <i>La nuova disciplina penitenziaria</i>, edited by M. COLAMUSSI, Giappichelli, Turin, 2020, limited to the first part (“The First Juvenile Penitentiary Order”) and specifically the following chapters: II-III- IV-VI-VII, corresponding to pp. 19-71; pp. 141-175.</p> <p>6-credit exam:</p> <p>AA.VV., <i>Procedura penale minorile</i>, fifth edition, edited by M. BARGIS, Giappichelli, Turin, 2024, limited to pp. 1-314.</p> <p>3-credit exam:</p> <p>AA.VV., <i>La nuova disciplina penitenziaria</i>, edited by M. COLAMUSSI, Giappichelli, Turin, 2020, limited to the first part (“The First Juvenile Penitentiary System”) and specifically the following chapters: II-III-IV-VI-VII, corresponding to pp. 19-71; pp. 141-175.</p>
Additional materials	The use of an up-to-date Code of Criminal Procedure is recommended for reference of regulatory texts.

Work schedule			
Total	Lectures	Hands on (Laboratory, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
Hours			
225	60	12	153
ECTS			
9			
Teaching strategy			
<p>Conventional teaching methodology. The course is structured through frontal lectures supported by PowerPoint presentations and particularly relevant judicial decisions.</p> <p>Frontal teaching is accompanied by exercises (trial simulation), seminars with legal professionals, visits to the Juvenile Court to attend criminal hearings, and a visit to the Juvenile Penal Institute (I.P.M.) "Fornelli" in Bari (subject to ministerial authorization). The teaching course is not delivered in e-learning mode.</p>			
Expected learning outcomes			
<p>Knowledge and understanding on:</p> <p>The Juvenile Criminal Procedural Law course aims to offer an overview regarding the justice system's responses to juvenile offenders. Starting from an examination of the issues related to juvenile deviance, imputability, and the resources of the criminal justice system (sometimes ambiguous because</p>			

	they are equivalent to those provided for adults), it analyzes the procedural pathways and, in particular, the diversion interventions that best meet the need for the recovery of the deviant juvenile as the primary objective of juvenile justice.
Applying knowledge and understanding on:	Individual study, attendance, and participation in seminar activities allow students to directly observe the functioning of the juvenile criminal process and to put into practice the theoretical knowledge acquired. At the end of the course, the student will have developed the necessary skills to both take the final exam and pursue future professional activities.
Soft skills	<p><i>Making informed judgments and choices</i></p> <p>Students should be able to read and critically examine, with independent judgment, scientific articles and texts of rulings from the Courts of first instance, the Court of Cassation, the Constitutional Court, as well as supranational courts.</p> <p><i>Communicating knowledge and understanding</i></p> <p>Students should acquire an appropriate technical legal language and use it to express themselves correctly, conveying the acquired knowledge clearly and effectively.</p> <p><i>Capacities to continue learning</i></p> <p>Students should acquire the ability to refine and deepen their knowledge, continuing to study and update their skills independently.</p>

Assessment and feedback	
Methods of assessment	The exam will be conducted exclusively in oral form and will consist of questions aimed at assessing both the acquisition of necessary theoretical knowledge and the ability to apply this knowledge to concrete situations, for which an exemplification may be requested or proposed. For the purposes of evaluation, appropriate consideration will be given to the student's ability to express themselves using correct technical language.
Evaluation criteria	<ul style="list-style-type: none"> • Knowledge and Understanding: The evaluation criteria used aim to verify the student's effective acquisition of the methodology necessary for the knowledge and understanding of the principles of juvenile criminal procedural law indicated in the program. • Applied Knowledge and Understanding: The evaluation criteria used aim to verify the student's effective acquisition of the methodology necessary for the application of theoretical knowledge to the resolution of practical case studies, as well as for the critical analysis of the jurisprudence of the Constitutional Court, the Court of Cassation, the European Court of Human Rights, and the Court of Justice of the European Union. • Judgment Autonomy: The evaluation criteria used aim to verify the student's effective acquisition and development of the ability to critically analyze the principles of juvenile criminal procedural law indicated in the program, also through the study of literature and the most significant jurisprudence on the individual topics covered. • Communication Skills: The evaluation criteria used aim to verify the student's effective acquisition of the ability to express themselves using

	<p>correct technical language, accurately arguing doctrinal theses and jurisprudential positions, and being able to communicate effectively during moments of sharing, comparison, and discussion, both individually and in groups.</p> <ul style="list-style-type: none"> • Capacities to continue learning: The evaluation criteria used aim to verify the student's effective acquisition of the methodology necessary for learning, mastering the discipline, critically studying the main principles of juvenile criminal procedural law through the examination of the most innovative doctrine and jurisprudence on the topics under study.
<p>Criteria for assessment and attribution of the final mark</p>	<p>The final grade is given in thirtieths. The exam is considered passed if the grade is 18/30 or higher.</p> <p>The oral exam is a suitable method to verify, in addition to the mastery of legal principles and regulatory discipline, the student's logical-argumentative abilities, communication and language skills, as well as their aptitude to highlight connections with the "related" disciplines of criminal law and criminal procedural law.</p> <p>The evaluation criteria and corresponding scores out of thirty are determined according to the following scale:</p> <p>Less than 18: Insufficient competence level. The candidate does not achieve any of the learning outcomes specified under "knowledge and understanding."</p> <p>18-20: Sufficient competence level. The candidate achieves the learning outcomes specified under "knowledge and understanding."</p> <p>21-23: Fully sufficient competence level. The candidate achieves the learning outcomes specified under "knowledge and understanding" and "applied knowledge and understanding."</p> <p>24-26: Good competence level. The candidate achieves the learning outcomes specified under "knowledge and understanding," "applied knowledge and understanding," and "judgment autonomy."</p> <p>27-29: Very good competence level. The candidate achieves the learning outcomes specified under "knowledge and understanding," "applied knowledge and understanding," "judgment autonomy," and "communication skills."</p> <p>30 and 30 cum laude: Excellent competence level. The candidate fully achieves the learning outcomes specified under "knowledge and understanding," "applied knowledge and understanding," "judgment autonomy," "communication skills," and "capacities to continue learning"</p>
<p>Additional information</p>	
	<p>Dissertation Assignment:</p> <p>The written thesis may be requested after passing the profit examination. The topic of the thesis may be agreed with the lecturer consistent with topics assigned to other undergraduates to avoid overlap.</p> <p>The oral thesis may be assigned at any convenient time.</p>