



General information	
Academic subject	Historical Foundations of European Law
Degree course	LMG-LMGI-SSG-CONSLAV
Academic Year	2024-2025
Year of the course	Elective course
European Credit Transfer and Accumulation System (ECTS)	9 ECTS
SSD	GIUR-15/A
Language	Italian
Academic calendar (starting and ending date)	Second semester 17 Februar 2025 - 23 May 2025
Attendance	Attendance is not mandatory, but recommended

Professor/ Lecturer	
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Department and address	Department of Law- Palazzo Del Prete, Cesare Battisti Square, 1 - 70121 Bari
Tutoring (time and day)	Wednesday mornings in presence in the office at the Department (V Floor Palazzo Del Prete) or online: in both cases by appointment arranged by email with the Professor

Syllabus	
Learning Objectives	The course aims to provide a comprehensive picture of the scientific elaboration that has nurtured the formation of modern legal systems over the centuries. Conceptual issues and historiographical directions that have emerged in the arc of the European legal tradition from the Middle Ages to the last century will be explored in depth during the lectures, especially with regard to the methodological 'foundations' constituted by argumentation and interpretation of law.
Course prerequisites	There are no prerequisites
Contents	<p>NINE-CREDIT PROGRAM:</p> <ol style="list-style-type: none">1. The uses of Roman law in European history;2. Words as 'things' in the world of law;3. Example, qualification and legal abstraction;4. Interpretation;5. Argumentation;6. "Law is history";7. European legal science;8. From Roman law to European law;9. The Historical School;10. <i>Ius europaeum commune</i>. <p>SIX-CREDIT PROGRAM:</p> <ol style="list-style-type: none">1. The uses of Roman law in European history;2. Words as 'things' in the world of law;3. Example, qualification and legal abstraction;4. Interpretation;

	<p>5. Argumentation; 6. "Law is history"; 7. European legal science; 8. From Roman law to European law.</p> <p>THREE-CREDIT PROGRAM: 1. The uses of Roman law in European history; 2. Words as 'things' in the world of law; 3. Example, qualification and legal abstraction; 4. Interpretation; 5. Argumentation; 6. "Law is History."</p> <p>There are no specific programs for incoming Erasmus students.</p>
Books and bibliography	<p>1) E. Stolfi, Gli attrezzi del giurista, Torino 2018, pp. 1-43; 97-186.</p> <p>2) Texts from writings by various authors, available online at the lecturer's portal and downloadable according to the program chosen (nine-credit, six-credit or three-credit).</p>
Additional materials	

Work schedule			
Total	Lectures	Hands on (Laboratory, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
Hours			
225	72		153
ECTS			
9			
Teaching strategy		<i>Lectures</i>	
Expected learning outcomes			
Knowledge and understanding on:		Students should be able to independently understand, process and evaluate a number of legal-historical phenomena that led to the genesis and consolidation of the 'identity' matrix of European law.	
Applying knowledge and understanding on:		To be acquired based on the study of the above-mentioned issues.	
Soft skills		<ul style="list-style-type: none"> • <i>Making informed judgments and choices</i> • Independent judgment: to be acquired based on the study of the above-mentioned issues, so as to form a critical discernment ability in the analysis of theoretical and practical legal issues. • <i>Communication skills:</i> Acquisition of the ability to convey to interlocutors, specialists and non-specialists, the notions and ideas learned during the course. • <i>Ability to learn independently:</i> understanding and learning of the problematic nodes that are the subject of multi-century reflection, thereby contributing to the increase of one's argumentative and critical analysis skills. 	

Assessment and feedback	
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Methods of assessment	<p>The mode of assessment consists of interviews and discussions held by the lecturer with students during the course, with no written and/or midterm tests or pre-appeals.</p> <p>The final examination is conducted exclusively in oral form. There are no differentiated modes of testing for attending and non-attending students.</p>
Evaluation criteria	<p><i>Knowledge and understanding</i> evaluation of the knowledge acquired and the ability to correctly and adequately expound the theoretical issues learned.</p> <ul style="list-style-type: none"> • <i>Applying knowledge and understanding:</i> Evaluation of the ability to translate the main problematic issues of the discipline into the critical illustration and solution of practical cases discussed. • <i>Autonomy of judgment</i> To be acquired based on the training received during the course. • <i>Communication skills</i> valuated through interviews and discussions to be conducted during the course. • <i>Capacities to continue learning</i> valuated through interviews and discussions to be conducted during the course.
Criteria for assessment and attribution of the final mark	<p><i>The examination is conducted exclusively in oral form. For a high grade, account will be taken not only of the preparation on the indicated reference texts, but also of the critical ability of argumentation and exposition, as well as of the autonomy of judgment acquired by the student during the course. The final grade is given in thirtieths. The exam is considered passed when the grade is greater than or equal to 18/30.</i></p> <p><i>For the purposes of the evaluation in thirtieths, the level of preparation achieved in accordance with the aforementioned criteria will be taken into account and, in keeping with the expected learning outcomes, the different levels of preparation will lead to different judgments: excellent (30/30 and cum laude), excellent (28/29), good (25/27), fair (21/24), sufficient (18/20). The awarding of honors presupposes the unanimous consent of the examination committee.</i></p>
Additional information	No additional information