



Main information about the course	
<i>Title of the course</i>	<i>Comparative public law</i>
<i>Course of study</i>	LMG
<i>Course year</i>	4°
European Credit Transfer and Accumulation System (ECTS):	9
SSD	GIUR-11/B (GSD 12/GIUR-11)
<i>Teaching Language</i>	<i>Italian</i>
<i>Lesson period</i>	II Semester (from 16 February 2026 to 22 May 2026)
<i>Course attendance</i>	<i>Optional</i>

Teacher	
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Syllabus	
Learning objectives	<p>The main objective is to have an in-depth knowledge of the state through the use of comparative techniques for assonances and dissonances.</p> <p>The student must acquire skills that allow him/her to place in the legal system, the different cases and to identify the meaning of the rules applicable to them.</p> <p>The student will learn to independently solve legal issues through the reasoned and critical study of the jurisprudence used in class and to discuss with colleagues the legal issues addressed.</p>
Prerequisites	Constitutional law
Course program	<p>The course will focus on the following topics:</p> <ol style="list-style-type: none">1. Science and method of comparative law.2. Constitution and constitutionalism.3. Forms of State, Federal State with particular reference to decentralization and the experience of the European Union.4. Forms of government.5. The rights of freedom.6. The constitutional jurisprudence of the Western states with regard to the principle of reasonableness and balancing techniques in the field of rights of freedom. <p>The rights of freedom will be articulated through the different evolutionary phases of the constitutionalism with a focus on the right to self-determination and the main decision-making techniques of the Constitutional Courts will be explored highlighting the most widely applied principles.</p>

	The principle of secularism and the Italian and foreign jurisprudence on the subject of secularism will be explored.
Recommended teaching material	<p>One of the following books:</p> <p><i>Diritto costituzionale comparato</i> Authors of the text Cerrina Feroni Ginevra, Morbidelli Giuseppe, Volpi Mauro Giappicchelli, 2024;</p> <p><i>Problemi e difficoltà del costituzionalismo</i> Authors of the text Miguel Ayuso, Mario Bertolissi, Giovanni Cordini, Marcello Maria Fracanzani, Danilo Castellano e Giuliana Parotto Edizioni scientifiche italiane, 2023.</p>
Additional materials	<p>In addition, the students shall study the following case:</p> <p><u>Decision of the Supreme Court of the United States of America, judgment in Dobbs, State Health Officer of the Mississippi Department of Health, et al. v. Jackson Women's Health Organization et al., No. 19-1392. 597 U.S. __ (2022) of 24 June 2022 which can be found in English on the website of the Italian Constitutional Court at the end of the second summary page of the Constitutional Court by clicking on the word "here" on the page of the Constitutional Court for the hyperlink.</u></p>

Organization of teaching			
Hours			
Totale	Teaching methods	Hands on (lab, field, exercise, other)	Self-study
225	52	20	153
CFU/ETCS			
9			

Teaching methods	Lectures, tutorials and jurisprudential laboratories

Expected learning outcomes	
Knowledge and understanding:	Acquire knowledge of the forms of state, forms of government and systems of freedom and constitutional justice of the state systems of constitutionalism, also with an understanding of the assonances and dissonances with other systems not attributable to constitutionalism, including non-state ones.
Applying knowledge and understanding on:	The student must acquire skills that allow him or her to place state and non-state systems in the system of constitutionalism or not, identify the meaning of constitutional transitions and critically evaluate the institutional reforms of state systems.
Soft skills	<ul style="list-style-type: none"> Making informed judgments and choices <p>The student must be able to autonomously and critically evaluate the processes of constitutional reform and constitutional transition and</p>

	<p>autonomously and critically resolve legal issues of constitutional law faced by the Constitutional Courts of the legal systems studied.</p> <ul style="list-style-type: none"> • Communicating knowledge and understanding The student must acquire the ability to classify and place legal systems in the legal system of reference, the ability to analyze issues starting from a concrete case and the ability to use the appropriate legal language and terminology. • Capacities to continue learning The student must be able to critically and autonomously evaluate the processes of formation and constitutional amendments from a comparative perspective and independently resolve legal issues of comparative public law
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Assessment and feedback	
Assessment methods	Oral exam
Assessment criteria	<ul style="list-style-type: none"> • <i>Knowledge and understanding</i> Degree of knowledge and understanding demonstrated with respect to the topics indicated in the program. • <i>Applying knowledge and understanding</i> Acquisition of relevant skills in terms of method, basic disciplinary contents, research of legislative and jurisprudential sources in the face of the prospect of legal application. • <i>Autonomy of judgment</i> Ability to elaborate concepts and autonomously resolve issues related to the field of comparative public aw. • <i>Communicating knowledge and understanding</i> The capacity of understanding and the communication of knowledge, through proper judicial language, will be taken into account. • <i>Communication skills</i> Mastery of legal language and ability to present comprehensively, including through the use of examples and connections, the regulation of institutions. • <i>Capacities to continue learning</i> Learning skills will be verified in the light of reference texts indicated in relation to the programme and in consideration of the understanding of the most relevant sources for the study of the discipline.
Exam grade	<p>The final grade is awarded out of thirty. The exam is considered passed when the Grade is greater than or equal to 18/30</p> <p>For the purposes of the evaluation in thirtieths, the level of preparation achieved will be taken into account in the same way as the aforementioned criteria and, in line with the expected learning outcomes, the different levels of preparation will lead to different judgments: excellent (30/30 laude), excellent (28/29), good (25/27), fair (21/24), sufficient (18/20). The attribution of honors presupposes the unanimous judgment of the examination commission)</p>
Additional information	