

Department of Law

General information	
Academic subject	Administrative Law I (M-Z)
Degree course	LMG - SSG
Academic Year	3°
European Credit Transfer and Accumulation System (ECTS)	9
SSD	GIUR-06/A (DSG 12/GIUR-06)
Language	Italian
Academic calendar (starting and ending date)	II Semester (from 17 February 2025 to 23 May 2025)
Attendance	Attendance is not mandatory, but recommended

Professor/ Lecturer	
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Tutoring (time and day)	Tuesday, from 12 a.m. to 2 p.m. Students are invited to consult the page of the Professor for further information.

Syllabus	
<b>Learning Objectives</b>	<i>Learning objectives.</i> The course aims to illustrate classic and current fundamentals of administrative law, with constant indication of ways of approaching the discipline based not on narration by the professor and on passive and mnemonic reception by the students, but oriented to the re-elaboration of concepts, the logical connection between them, the development of critical skills, so as to allow the acquisition of professionalizing methodologies and contents that are also essential for access to the world of work.
<b>Course prerequisites</b>	<i>Course prerequisites.</i> Private Law, Constitutional Law.
<b>Contents</b>	<p>General and preparatory notions</p> <ul style="list-style-type: none"> <li>- Subject matter of administrative law</li> <li>- Administrative law and its sources</li> <li>- The impact of EU law on administrative law</li> </ul> <p>The relationship freedom-authority</p> <ul style="list-style-type: none"> <li>- Subjective legal situations. In particular: legitimate interest</li> <li>- The responsibilities of public administration and its agents</li> </ul> <p>Administrative organization</p> <ul style="list-style-type: none"> <li>- Public administration in the Constitution</li> <li>- Public administrations and their structure</li> <li>- The typologies of intersubjective and interorganic relationships</li> <li>- The general organizational design and its evolution</li> <li>- Privatization processes</li> <li>- Independent administrative authorities</li> <li>- Publicly owned companies</li> <li>- Employment relationship with public administrations (public profiles). The management</li> </ul> <p>The activity of public administrations</p> <ul style="list-style-type: none"> <li>- The general principles of administrative activity</li> <li>- Administrative functions</li> <li>- Administrative acts</li> <li>- The administrative discretion</li> <li>- The administrative procedure. Evolutionary profiles and discipline in the actuality: Law 7 August 1990, no. 241, f.c.o.</li> </ul>

	<ul style="list-style-type: none"> <li>- Simplifications and liberalizations</li> <li>- Administrative silences</li> <li>- Service conferences</li> <li>- The right of access</li> <li>- Prevention of corruption and transparency</li> <li>- Forms of invalidity</li> <li>- Administrative self-protection</li> <li>- Agreements with a public purpose and consensual activities of P.A.</li> </ul>
<b>Books and bibliography</b>	<p>A. Romano (ed.), <i>Diritto amministrativo</i>, Torino, Giappichelli, 2023, 2<sup>a</sup> ed.;</p> <p style="text-align: center;">or</p> <p>E. Casetta, <i>Manuale di diritto amministrativo</i>, ed. F. Fracchia, Milano, GFL, 2024, 26<sup>a</sup> ed., pt. I;</p> <p style="text-align: center;">or</p> <p>F.G. Scoca (ed.), <i>Diritto amministrativo</i>, Torino, Giappichelli, 2021, 7<sup>a</sup> ed., pt. 1-8;</p> <p style="text-align: center;">or</p> <p>G. della Cananea, M. Dugato, B. Marchetti, A. Police, M. Ramajoli, <i>Manuale di diritto amministrativo</i>, Torino, Giappichelli, 2023, 2<sup>a</sup> ed.;</p> <p style="text-align: center;">or</p> <p>V. Cerulli Irelli, <i>Lineamenti di Diritto amministrativo</i>, Torino, Giappichelli, 2023, 8<sup>a</sup> ed.;</p> <p style="text-align: center;">or</p> <p>G. Corso, <i>Manuale di diritto amministrativo</i>, Torino, Giappichelli, 2023, 11<sup>a</sup> ed.;</p> <p style="text-align: center;">or</p> <p>G. Greco (ed.), <i>Argomenti di diritto amministrativo</i>, vol. I, <i>Parte generale. Lezioni</i>, Milano, GFL, 2021, 4<sup>a</sup> ed.;</p> <p style="text-align: center;">or</p> <p>G. Rossi, <i>Principi di diritto amministrativo</i>, Torino, Giappichelli, 2021, 4<sup>a</sup> ed.;</p> <p style="text-align: center;">or</p> <p>M. Clarich, <i>Manuale di diritto amministrativo</i>, Bologna, il Mulino, 2022, 5<sup>a</sup> ed.</p> <p>Recommended readings: M.A. Sandulli (ed.), <i>Principi e regole dell'azione amministrativa</i>, Milano, GFL, 2023, 4<sup>a</sup> ed.</p>
<b>Additional materials</b>	<p>With regard to the above-mentioned texts, the reference must be made to another more recent edition, if available during the academic year.</p> <p>Additional teaching material, which can be used for specific in-depth studies, will be made available on E-Learning and/or a special Team class.</p> <p>It is recommended to combine the study of manuals with the consultation of the main regulatory texts, in an updated version (cf. Normattiva.it), in the field of substantive administrative law.</p>

<b>Work schedule</b>			
Total	Lectures	Hands on (Laboratory, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
<b>Hours</b>			
225	52	20	153
<b>ECTS</b>			
9			
<b>Teaching strategy</b>			
Lectures accompanied by the discussion of case law; in-depth thematic studies carried out during seminars, conferences, specialist lectures, study-visits to the Regional Administrative Court for Puglia-Bari, etc.			
<b>Expected learning outcomes</b>			
<b>Knowledge and understanding on:</b>	The students will acquire an adequate knowledge of the essential concepts of substantive administrative law and will be able to understand their ratio and connection, at national and supranational level. In particular, they will be able to know and understand the branch of law that regulates the organization and administrative		

	activity, in its components given by the functions, their methods of performance and the tools that allow them to be carried out.
<b>Applying knowledge and understanding on:</b>	The students will acquire legal skills in terms of method and basic disciplinary contents, research of legislative and jurisprudential sources. At the end of a fruitful training course, they will be able to orient themselves in the solution of legal problems inherent to the organization and administrative activity, to evaluate ex ante the legitimacy and effectiveness of the action to be taken and, more generally, to participate in public competitions that require knowledge of substantive administrative law.
<b>Soft skills</b>	<ul style="list-style-type: none"> <li>• <i>Making informed judgments and choices</i></li> </ul> <p>The students will acquire the ability to autonomously evaluate the legitimacy and appropriateness of the decision-making processes of public administrations, as organized structures and in their interaction with private subjects that dialogue with the public power.</p>

	<ul style="list-style-type: none"> <li>• <i>Communicating knowledge and understanding</i> The students will acquire an adequate mastery of technical-legal language and the ability to illustrate the legal framework concerning organization and administrative action.</li> <li>• <i>Capacities to continue learning</i> The students will acquire a complete basic knowledge of substantive administrative law and will be able to grasp the main evolutionary profiles in the regulatory and jurisprudential reference framework, also as a result of the thematic insights that provide for their active participation. The notions learned will allow a continuous and profitable updating, even independently.</li> </ul>
<b>Assessment and feedback</b>	
Methods of assessment	Oral exam. There will be an optional mid-term verification on parts of the programme carried out in class.
Evaluation criteria	<ul style="list-style-type: none"> <li>• <i>Knowledge and understanding</i> Degree of knowledge and understanding demonstrated with respect to the topics indicated in the program.</li> <li>• <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.</li> <li>• <i>Autonomy of judgment</i> Ability to elaborate concepts and autonomously resolve issues related to administrative law.</li> <li>• <i>Communicating knowledge and understanding</i> The capacity of understanding and the communication of knowledge, through proper judicial language, will be taken into account.</li> <li>• <i>Communication skills</i> Mastery of legal language and ability to present comprehensively, including through the use of examples and connections, rules of reference.</li> <li>• <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.</li> </ul>
Criteria for assessment and attribution of the final mark	<p>Vote expressed in thirtieths. For the assignment of the final grade, the evaluation obtained at the end of the optional mid-term exam will be considered, if accepted by the student.</p> <p style="text-align: center;"><b>Single oral exam for the 18 ECTS (Administrative Law I and II)</b></p> <p>Due to their respective disciplinary contents, the verification of the adequate knowledge of substantive administrative law (Administrative Law I) precedes and conditions the verification of procedural administrative law (Administrative Law II).</p> <p style="text-align: center;"><b>Alternatively</b></p> <p>possibility to face with grade Administrative Law I (9 ECTS) and, in a different exam session, Administrative Law II (9 ECTS).</p> <p>For the attribution of the final mark, the level of preparation achieved in accordance with the aforementioned criteria will be taken into account and, in line with the expected learning outcomes, the different levels of preparation will lead to different judgments: excellent (30/30 with honors), very good (28/29), good (25/27), satisfactory (21/24), sufficient (18/20). The honors is awarded on the basis of the previous unanimous consent of the examination committee.</p>
<b>Additional information</b>	