

COURSE OF STUDY: E.A.(Brindisi)

ACADEMIC YEAR 2023-2024

ACADEMIC SUBJECT *Private Law*

| General information | |
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| Year of the course | <i>I Year</i> |
| Academic calendar (starting and ending date) | <i>II</i> |
| Credits (CFU/ETCS): | 10 CFU |
| SSD | <i>IUS/01 Private law</i> |
| Language | <i>Italian</i> |
| Mode of attendance | <i>No, but recommended</i> |

| Professor/ Lecturer | |
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| Name and Surname | Maria Colomba Perchinunno |
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| Telephone | |
| Department and address | <i>DIRIUM</i> |
| Virtual room | |
| Office Hours (and modalities: e.g., by appointment, on line, etc.) | At the end of the lessons. |

| Work schedule | | | |
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| Hours | | | |
| Total | Lectures | Hands-on (laboratory, workshops, working groups, seminars, field trips) | Out-of-class study hours/ Self-study hours |
| 250 | 80 | | 170 |
| CFU/ETCS | | | |
| 10 | | | |

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| Learning Objectives | The course aims to give students the tools to understand the principles of Private Law, together with a deep knowledge of legal and juristical texts, with particular focus to Constitutional, National and EU sources of law. |
| Course prerequisites | <i>They are not required prerequisites</i> |

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| Teaching strategie | Classess will be taught along with seminars on specific subject areas, together with workshops, to verify the level of knowledge and understanding of attending and non-attending students. |
| Expected learning outcomes in terms of | At the end of the course, students will be able to: |
| Knowledge and understanding on: | Knowledge and understanding: <ul style="list-style-type: none"> - Understand the principles of Private Law, with particular focus on individuals, goods, juridical situation, credit and debit situations and their sources. Students will be also able to understand contents related to mortis causa inheritances and Family Law, with focus on heritage |

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| Applying knowledge and understanding on: | Read and understand legal and judicial texts |
| Soft skills | <ul style="list-style-type: none"> • <i>Making informed judgments and choices</i> Evaluate the consequences of Private Law rules on individuals' actions • <i>Communicating knowledge and understanding</i> Master language skills that will enable them to interact with law practitioners • <i>Capacities to continue learning</i> Develop state-of-the-art skills to deepen independently emerging juridical aspects related to their career development. |
| Syllabus | |
| Content knowledge | <p>PRINCIPLES OF PRIVATE LAW: Social reality and legal system; Sources of Law; Fact and legal effects; Individual situations and legal relationships; Individual dynamics; Legal methods and interpretations. NATURAL PERSON AND LEGAL ENTITIES.</p> <p>LEGAL SITUATIONS: Existential, real, possessory and warranty situations; Period and forfeiture of the right;</p> <p>CREDIT AND DEBIT SITUATIONS: Sources, structure, characters and events of obligations;</p> <p>Typical species of obligations.</p> <p>NEGOTIATING AND CONTRACTUAL AUTONOMY: The Principles of Contracts; Training, execution and downsides of contracts Non-patrimonial negotiating autonomy; Individual contracts; Unilateral pledges; Advertising and registration.</p> <p>CIVIL LIABILITY. FAMILY AND PARENTAL RELATIONSHIPS.</p> <p>POST DEATH SUCCESSIONS.</p> <p>JUDICIAL PROTECTION: Judicial protection; evidences</p> |
| Texts and readings | <p>CODICE CIVILE DE NOVA G., <i>Codice civile e leggi collegate</i>, Zanichelli, Bologna, ultima edizione; oppure DI MAJO A., <i>Codice civile</i>, Giuffrè, Milano, ultima edizione; oppure PERLINGIERI G. – ANGELONE M., <i>Codice civile</i>, Esi, Napoli, ultima edizione.</p> <p>PARTE ISTITUZIONALE</p> <p>PERLINGIERI P., <i>Manuale di diritto civile</i>, Esi, Napoli, ultima edizione</p> <p>ALPA G., <i>Manuale di diritto privato</i>, Cedam, ult. ed.</p> <p>BOCCHINI F. e QUADRI E., <i>Diritto privato</i>, Giappichelli, Torino, ult. ed.</p> <p>CALVO R. e CIATTI CAIMI A., <i>Diritto privato</i>, Giappichelli, Torino, ult. ed.</p> <p>F. MACARIO, <i>Introduzione al diritto privato</i>, Il Mulino, 2021</p> <p>GABRIELLI E., <i>Diritto privato</i>, Giappichelli, Torino</p> <p>GALGANO F., <i>Diritto privato</i>, Cedam, Padova, ult. ed.</p> <p>GAZZONI F., <i>Manuale di diritto privato</i>, Esi, Napoli, ult. ed.</p> <p>ROPPO V., <i>Istituzioni di diritto privato</i>, Monduzzi, Bologna, ult. ed.</p> |

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| | <p>TORRENTE A. e SCHLESINGER P., <i>Manuale di diritto privato</i>, Giuffrè, Milano, ult. ed.</p> <p>TRABUCCHI A., <i>Istituzioni di diritto civile</i>, Cedam, Padova, ult. ed.; oppure</p> <p>TRIMARCHI P., <i>Istituzioni di diritto privato</i>, Giuffrè, Milano, ult. ed.</p> |
| Notes, additional materials | <i>Any additional teaching material that can be used for specific insights will be made available in the Team class.</i> |
| Repository | |

| Assessment | |
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| Assessment methods | <p>The assessment will consist of an oral exam, during which students must demonstrate their ability to understand the Principles of Private Law, together with legal and judicial texts' comprehension.</p> <p>Consultation of the Civil Code is permitted during the examination.</p> |
| Assessment criteria | <ul style="list-style-type: none"> • <i>Knowledge and understanding</i> degree of knowledge and understanding of private institutes demonstrated by the student • <i>Applying knowledge and understanding</i> <ul style="list-style-type: none"> ○ ability to consult and understand regulatory sources • <i>Autonomy of judgment</i> <ul style="list-style-type: none"> ○ ability to evaluate the effects of the legal rules on the actions of the subjects of the legal system • <i>Communicating knowledge and understanding</i> <ul style="list-style-type: none"> ○ language property acquired by the student • <i>Capacities to continue learning</i> <ul style="list-style-type: none"> ○ independent ability to develop legal issues |
| Final exam and grading criteria | <p>The final evaluation is given out of thirty.</p> <p>The exam is considered passed when the grade is greater than or equal to 18.</p> <p>Criteria for determining the vote:</p> <ul style="list-style-type: none"> - failed exam: failure to achieve results by the candidate - assessment between 18 and 21: sufficient level (the candidate demonstrates having acquired the following learning outcomes: knowledge and understanding of private institutions); - assessment between 22 and 24: fully sufficient level (the candidate demonstrates having acquired the following learning outcomes: knowledge and understanding of private institutes; ability to consult and understand regulatory sources); - assessment 25/26: good level (the candidate demonstrates having acquired the following learning outcomes: knowledge and understanding of private institutes; ability to consult and understand regulatory sources; language skills); - assessment between 27 and 29: very good level (the candidate demonstrates having acquired the following learning outcomes: knowledge and understanding of private institutes; ability to consult and understand regulatory sources; language skills; ability to explore legal issues autonomously) |

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| | - assessment 30 and 30 with honors: excellent level (the candidate demonstrates having fully acquired all the expected learning outcomes). |
| Further information | |
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