

| General Information | |
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| Academic subject | JUVENILE CRIMINAL PROCEDURE |
| Degree course | LAW LEGAL SERVICES FOR IMMIGRATION, HUMAN RIGHTS AND INTERCULTURALITY |
| Curriculum | |
| ECTS credits | 6 |
| Compulsory attendance | NO |
| Language | ITALIAN |

| Subject teacher | Name Surname | Mail address | SSD |
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| | DANILA CERTOSINO | danila.certosino@uniba.it | IUS 16 |

| ECTS credits details | Area 12/G2 | | CFU/ETCS 6 |
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| Basic teaching activities | FRONTAL LESSONS | | |

| Class schedule | |
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| Period | SECOND SEMESTER |
| Year | 2020/2021 |
| Type of class | Lecture- workshops |

| Time management | |
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| Hours | 150 |
| In-class study hours | 48 |
| Out-of-class study hours | 90 |

| Academic calendar | |
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| Class begins | 24 FEBRUARY 2022 |
| Class ends | 27 MAY 2022 |

| Syllabus | |
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| Prerequisites/requirements | CRIMINAL LAW |
| Expected learning outcomes | <p><i>Knowledge and understanding on:</i> The student must demonstrate to have adequate knowledge of the sources of the Italian juvenile criminal trial, ability to understand its constitutional and supranational principles of reference.</p> <p><i>Applying knowledge and understanding on:</i> The student must demonstrate his / her ability to apply the knowledge acquired by formulating possible interpretative solutions to the controversial issues relating to juvenile criminal procedural law.</p> <p><i>Making informed judgments and choices:</i> The Student must have acquired a good degree of autonomy in the formulation of critical judgments with respect to the analysis of the normative data, as well as with respect to the positions of doctrine and jurisprudence.</p> |

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| | <p><i>Communicating knowledge and understanding</i> The Student must have acquired - using adequate technical-legal terminology - a good exhibition capacity as well as a good ability to consistently reconstruct the regulatory data, institutions and the varied jurisprudential data.</p> <p><i>Capacities to continue learning</i> The skills acquired must be such as to allow us to delineate - with awareness and a critical sense - the specificity of the juvenile criminal procedural model also in relation to the ordinary criminal proceedings envisaged for adults.</p> |
| Contents | The course aims to provide an organic and complete knowledge of the discipline of the Italian juvenile criminal process, not only from an exegetical point of view, but also from a critical point of view and from the point of view of living law, taking into account the doctrinal and jurisprudential elaboration , with particular reference to general principles and procedural diversion mechanisms. |
| Course program | <p>LAW</p> <p>The characteristics of the juvenile criminal trial. The organs of juvenile criminal justice. Personal freedom measures. Preliminary investigations. The conduct of the ordinary process: the preliminary hearing and the hearing. Special proceedings. The peculiar forms of early definition of the juvenile criminal proceeding: the sentence not to proceed due to "irrelevance of the fact" and the suspension of the trial for the "trial" of the accused. The appeals. Criminal execution against minors. The application of security measures. Prison treatment.</p> <p>LEGAL SERVICES FOR IMMIGRATION, HUMAN RIGHTS AND INTERCULTURALITY</p> <p>The characteristics of the juvenile criminal trial. The organs of juvenile criminal justice. Personal freedom measures. Migrant children and crime. Preliminary investigations. The conduct of the ordinary process: the preliminary hearing and the hearing. Special proceedings. The peculiar forms of early definition of the juvenile criminal proceeding: the sentence not to proceed due to "irrelevance of the fact" and the suspension of the trial for the "trial" of the accused. The appeals.</p> |
| Bibliography | M. BARGIS (A CURA DI), <i>PROCEDURA PENALE MINORILE</i> , TORINO, GIAPPICHELLI, 3ª ED., 2019 (LAW pp. 1-273; LEGAL SERVICES FOR |

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| | <p>IMMIGRATION, HUMAN RIGHTS AND INTERCULTURALITY pp. 1-244).</p> <p>Or alternatively</p> <p>E. ZAPPALÀ, LA GIURISDIZIONE SPECIALIZZATA NELLA GIUSTIZIA PENALE MINORILE, 3ª ED., 2019 (LAW pp. 290; LEGAL SERVICES FOR IMMIGRATION, HUMAN RIGHTS AND INTERCULTURALITY pp. 1-237)</p> <p>We also recommend</p> <p>CODICE SISTEMATICO DI PROCEDURA PENALE, A CURA DI H. BELLUTA-M. GIALUZ-L. LUPARIA, 5ª ed., TORINO, GIAPPICHELLI, 2020.</p> |
| Notes | None |
| Teaching methods | <p>The course is developed through lectures relating to the relevant and indispensable aspects of the discipline for the achievement of the specific educational objectives of the teaching and overall of the study course. Frontal teaching is supported by seminars and jurisprudential exercises. During the lessons, various tools are used to improve teaching such as, for example, powerpoint presentations projected in the classroom, schemes, bibliographic indications and anything else deemed useful for improving the effectiveness of teaching.</p> |
| Assessment methods | <p>The final exam consists of an oral interview on the topics covered by the program.</p> |
| Evaluation criteria | <ul style="list-style-type: none"> • <i>Knowledge and understanding</i> The evaluation criteria used aim to verify the effective acquisition by the student of the methodology necessary for the knowledge and understanding of the institutes of criminal procedural law indicated in the program. • <i>Applying knowledge and understanding</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the methodology necessary for the application of the knowledge and understanding of the institutes of criminal procedural law indicated in the program in the current historical context of crisis of the process, also through the study of the most significant literature on the individual topics being studied in depth through seminar-type educational activities and the analysis of the most innovative jurisprudence, through exercises, with specific attention to the jurisprudence of the Constitutional Court, the Court of Cassation, the European Court of Rights of man and of the Court of Justice of the European Union. • <i>Autonomy of judgment</i> The evaluation criteria used aim to verify the effective acquisition and development, by the student, of the critical study capacity of the institutes of criminal procedural law indicated in the program, also through the critical study of the most significant literature on the individual subjects subject to in-depth study - through seminar-type teaching activities - and more innovative jurisprudence, with specific attention to the jurisprudence of legitimacy and merit. • <i>Communication skills</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the ability to argue the doctrinal and jurisprudential theses, in order to be able to communicate them well in |

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| | <p>moments of sharing, comparison and discussion also in the classroom and on the platform forum. e-learning, both individually and in groups.</p> <ul style="list-style-type: none"> • <i>Capacities to continue learning</i> <p>The evaluation criteria used aim to verify the effective acquisition, by the student, of the methodology necessary for learning, mastery of the discipline, critical study of the main institutes of criminal procedural law by examining the doctrine and jurisprudence more innovative on the topics under study.</p> |
| Further information | <p>Students can request the assignment of the thesis by request sent to the teacher after passing the exam at least six months before the scheduled graduation session.</p> |