

General information	
Academic subject	Civil Law 1
Degree course	Law degree
Academic Year	2022/23
European Credit Transfer and Accumulation System (ECTS)	6
Language	<i>Italian</i>
Academic calendar (starting and ending date)	12 September 2022 - 7 December 2022
Attendance	No

Professor/ Lecturer	
Name and Surname	Cataldo De Sinno
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Telephone	
Department and address	<i>Dipartimento Ionico, via Duomo Taranto</i>
Virtual headquarters	
Tutoring (time and day)	First semester: after class on Tuesday Second semester: Tuesday 10,30-12,30

Syllabus	
Learning Objectives	<p>Knowledge and understanding of the legal institutions referred to in the course content.</p> <p>Ability to apply the knowledge gained during the course</p> <p>Ability to expose the acquired knowledge in a clear and comprehensive way and to argue appropriately, using appropriate technical language. Autonomous critical evaluation capability.</p>
Course prerequisites	Basic knowledge of the institution of the contract. Basic knowledge of human rights

Contents	<p>A) THE CONTRACT <i>The contract between the ordering categories of civil law. The sources of contract law. Evolution of the contractual "model" from the French civil code of 1804 to the Italian civil code of '42. The new boundaries of the contract. Contractual freedom and the Constitution. Contractual autonomy and limits. The dogma of the will and its crisis. Contract definition. Sustainability and ecological contract. Contract requirements. Agreement of the parties. Option and pre-emption. The cause. From the economic-social function to the economic-individual one. Object and form. The preliminary contract. The contractual regulation. Contract in series, contract imposed, obligation to contract. The interpretation of the contract. The integration of the contract. The role of good faith and the abuse of law. Effects of the contract and contractual obligation. Imbalance in contracts and protection of the weak contractor. The remedies. The contract with the consumer. The "third" contract. Abuse of economic dependence. Invalidity of the contract. Dissolution and modification of the bond. Maintenance remedies: the adjustment of the contract</i></p> <p>B) THE INVIOLABILE RIGHTS OF THE HUMAN PERSON <i>Relations with the protection of the environment and the ecosystem. Human rights: from the (minimal) vision of the civil code to that of the Constitution, the Universal Declaration of Human Rights and the EDU Convention. The fundamental right to health. The protection of the environment as a right of the person. Civil protection: preventive and inhibitory as well as compensatory. Immissions and health protection. The precautionary principle: notion, nature and differences with prevention. The problem of its applicability in civil law and the relationship with the injunction.</i></p>
Books and bibliography	<p><i>For part A):</i> V. ROPPO, <i>The contract</i>, Giuffrè, latest edition (in particular chapters 1, 2, 3, 4, 5, 6; of chapter 7, only paragraphs 8, 9, 10, 11, 12, i.e. from p. 127 to p. 137; chapter 8; the chapter 11; chapters 15, 16, 17, 18; chapters 21, 22, 23, 24, 25; chapters 30, 33, 34; chapters 41, 42, 48)</p> <p><i>For part B):</i> C. DE SINNO- F. COLUCCI, <i>Health and Environment between law and news</i>, Kurumuny, 2015 (in particular pages from 16 to 61; from 77 to 140; from 157 to 203)</p>
Additional materials	<p><i>It is necessary to consult the civil code, the consumer code and the main complementary laws</i></p>

Work schedule			
Total 150	Lectures 48	Hands on (Laboratory, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours 102
Hours			

ECTS	
6	
Teaching strategy	
	<i>Frontal lessons; any seminars Comment on recent judgments</i>
Expected learning outcomes	
Knowledge and understanding on:	<ul style="list-style-type: none"> ○ Knowledge and understanding of the legal institutions envisaged by the course contents.
Applying knowledge and understanding on:	<ul style="list-style-type: none"> ○ Ability to concretely apply the knowledge acquired during the course
Soft skills	<ul style="list-style-type: none"> • <i>Autonomy of judgment</i> • <i>Autonomous critical evaluation skills.</i> • <i>Communication skills</i> • <i>Ability to present the knowledge acquired in a clear and comprehensive way and to argue adequately, using appropriate technical language</i> • <i>Ability to learn independently</i>

Assessment and feedback	
Methods of assessment	<i>Oral examination</i>
Evaluation criteria	<ul style="list-style-type: none"> • <i>Knowledge and understanding</i> • <i>Applying knowledge and understanding</i> • <i>Autonomy of judgment</i> • <i>Communicating knowledge and understanding</i> • <i>Communication skills</i> • <i>Capacities to continue learning</i>
Criteria for assessment and attribution of the final mark	<i>vote out of thirty</i>
Additional information	