

General information	
Academic subject	<i>Criminal Enforcement Law</i>
Degree course	<i>Master's Degree in Law</i>
Academic Year	2022/2023
European Credit Transfer and Accumulation System (ECTS)	6
Language	<i>Italian</i>
Academic calendar (starting and ending date)	Second Semester (23 February 2023 – 31 May 2023)
Attendance	<i>Not compulsory</i>

Professor/ Lecturer	
Name and Surname	Lorenzo Pulito
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Telephone	
Department and address	Via Duomo 259, Taranto
Virtual headquarters	Microsoft Teams, access code - d5ea8h4
Tutoring (time and day)	At the end of each class or in a day/time to be previously agreed with the teacher via e-mail

Syllabus	
<b>Learning Objectives</b>	In addition to the institutional and theoretical preparation about the fundamentals of the topics, the course proposes the teaching of a study method for the practical issues of criminal procedure related to the execution phase, to be approached in a critical way. The classes will be delivered through the reading of codes with comments as well as national and supranational jurisprudence.
<b>Course prerequisites</b>	<i>CRIMINAL LAW EXAM PASSED</i>
<b>Contents</b>	<p><b>The final judgement:</b> general features. Formal aspects of the final judgement: the irrevocability and the enforceability of the sentences. Substantial aspects of the final judgement: the <i>ne bis in idem</i> principle. The effectiveness of the final judgement beyond the criminal field.</p> <p><b>The enforcement procedure</b> for final judgements. Enforcement bodies. The role of the Public Prosecutor in the enforcement of judicial measures. The enforcement procedure. Issues concerning the enforceable measures. The continuation procedure <i>in executivis</i>. The sentence revocation as consequence of <i>abolitio criminis</i>.</p> <p><b>The prison system.</b> The normative sources and the re-educational purposes of the sentence. The Surveillance Court: bodies and competences. The surveillance process. The claims. Alternative measures to detention, the reward-awarding and special measures. The severity measures (art.41 bis penitentiary law). The indulgence provisions (amnesty, pardon, clemency).</p>

	Special attention will be paid to the thoughtful regulatory and case-law changes (there included international ones) recently occurred, in particular with regard to the cases of "illegal" punishment and the safeguard of the rights of the prisoner.
<b>Books and bibliography</b>	<p>A. SCALFATI-A. BERNASCONI-A. DE CARO-A. FURGIUELE- M. MENNA-C. PANSINI-N. TRIGGIANI-C. VALENTINI, <i>Manuale di Diritto Processuale Penale</i>, 3<sup>a</sup> edizione, Torino, Giappichelli, 2018, pp. 873-982.</p> <p>It is also recommended the use of the code below:</p> <p>H. BELLUTA-M. GIALUZ-L. LUPARIA (a cura di), <i>Codice sistematico di procedura penale</i>, 5<sup>a</sup> edizione agg., Torino, Giappichelli, 2022.</p> <p>Recommended reading: L. CAMALDO, <i>La tutela delle persone in vinculis</i>, in N. TRIGGIANI (a cura di), <i>Informazione e giustizia penale. Dalla cronaca giudiziaria al "processo mediatico"</i>, Cacucci, Bari, 2022, pp. 385-404.</p>
<b>Additional materials</b>	<p>Examples of websites useful for consultation</p> <ul style="list-style-type: none"> <li>• <a href="http://www.ristretti.it">www.ristretti.it</a></li> <li>• <a href="http://www.processopenaleegiustizia.it">www.processopenaleegiustizia.it</a></li> </ul>

<b>Work schedule</b>			
Total	Lectures	Hands on (Laboratory, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
150	48	12	90
<b>ECTS</b>			
6			
<b>Teaching strategy</b>			
The course will be organized in lectures and seminars focusing on relevant and essential aspects of the discipline, with the purpose of achieving specific learning objectives of the study course. Traditional teacher-led classes will be supported by in-depth seminars and case-law exercises. During the lectures, various tools will be used to support learning such as, for example, PowerPoint presentations projected in the classroom, use of schemes, provision of bibliographic indications and anything else deemed useful for improving effectiveness of teaching.			
<b>Expected learning outcomes</b>			
<b>Knowledge and understanding on:</b>	Students should be able to elaborate what was discussed during the classes and what was individually studied, in order to transform the knowledge acquired into personal considerations with original features.		
<b>Applying knowledge and understanding on:</b>	Students should be able to use the concepts and knowledge acquired in the preparation and understanding of the data and resources available.		
<b>Soft skills</b>	<ul style="list-style-type: none"> <li>• <i>Making informed judgments and choices</i> Students should be able to independently deepen the concepts learned, in order gradually to acquire a full maturity and autonomy of judgment.</li> <li>• <i>Communicating knowledge and understanding</i></li> </ul>		

	<p>Communicating knowledge and understanding Students should be able to transmit the contents learned in a clear and comprehensible way to everybody, having acquired adequate communication, relational and social skills useful for building communication between different subjects.</p> <ul style="list-style-type: none"> <li>• <i>Capacities to continue learning</i> Students should acquire the ability to refine and deepen their knowledge, through independent continuous study and skills update.</li> </ul>
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Assessment and feedback	
Methods of assessment	Final exam consists of an interview concerning the topics object of the course program.
Evaluation criteria	<ul style="list-style-type: none"> <li>• <i>Knowledge and understanding</i> The evaluation criteria in use aim at verifying that the students have effectively acquired the methodology necessary to know and understand the institutes indicated in the program.</li> <li>• <i>Applying knowledge and understanding</i> The evaluation criteria in use aim at verifying that the students have effectively acquired the methodology necessary to apply the knowledge and understanding of the institutes indicated in the program, to be considered in the current historical context; special focus on most significant literature sources on specific topics being studied in depth through seminar activities and the analysis of the most innovative case-law; exercises, with specific attention to the case-law of the Constitutional Court, the Court of Cassation, the European Court of Human Rights and the Court of Justice of the European Union.</li> <li>• <i>Autonomy of judgment</i> The evaluation criteria in use aim at verifying the effective acquisition and development, by the students, of the critical study capacity with reference to the institutes object of the program, also by studying the most significant literature sources on specific topics - being studied in depth through seminar activities - and the most innovative case-law, with dedicate attention to international case-law.</li> <li>• <i>Communicating knowledge and understanding</i> The evaluation criteria used aim at verifying the effective acquisition, by the students, of the ability to discuss topics related to doctrine and case-law, in order to be able to properly present them during sharing, comparison and discussion moments, both individually and in groups skills.</li> <li>• <i>Capacities to continue learning</i> The evaluation criteria used aim at verifying the effective acquisition, by the students, of the methodology necessary for learning, for mastering the topics, for critically studying the main institutes object of the program and examining the doctrine and the most innovative case-law on the topics object of study.</li> </ul>
Criteria for assessment and	The minimum passing grade is 18/30 to be obtained by answering the questions

attribution of the final mark	clearly and correctly. In case of achievement of the score of 30/30 the student may be entitled to the Praise in case of high-quality performance.
<b>Additional information</b>	
	Students can submit their request for thesis assignment directly to the teacher after successfully passing the exam at least 6 months before the scheduled graduation session. Attending students will have preference on assignment.