

LAW

2024-2025

ENVIRONMENTAL ADMINISTRATIVE LAW

| General information | |
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| Year of the course | IV (Tabel A) |
| Academic calendar (starting and ending date) | II semester - 24.02.25 / 30.05.2025 |
| Credits (CFU/ETCS): | 6 CFU |
| SSD | IUS/10 |
| Language | English |
| Mode of attendance | Optional |

| Professor/ Lecturer | |
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| Name and Surname | Annamaria Bonomo |
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| Telephone | |
| Department and address | Jonian Department, Via Duomo 259, Taranto |
| Virtual room | |
| Office Hours (and modalities: e.g., by appointment, on line, etc.) | Tuesday 12.00 and every day by previous appointment |

| 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 |
| 150 | 48 | | 102 |
| CFU/ETCS | | | |
| 6 | | | |

| Learning Objectives | The course deals with legal and policy frameworks governing environmental problems and relating to the wider sustainability agenda, especially at EU |
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| | levels. It examines the principles of European environmental law with specific emphasis on substantive aspects of EU environmental law, including climate change and air quality regulation developed after the European Green Deal. |
| Course prerequisites | Basic knowledge of Administrative Law |

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| Teaching strategies | The course is based on frontal teaching as the main teaching method necessary for the transfer of knowledge of the subject, but it will include also guest speaker's talks (in class or online) and case studies. |
| Expected learning outcomes in terms of | |
| Knowledge and understanding on: | <p>The graduate in Master Law degree who has taken the exam of environmental administrative law acquires:</p> <ul style="list-style-type: none"> - Understand the complex nature of environmental problems and the multiple ways in which law applies to and engages with environmental problems. - Gain a deeper legal understanding of EU environmental principles and the concept of sustainable development. - Analyze the various regulatory strategies involved in dealing with environmental problems and the role of the key actors involved in implementing such strategies within the EU. - Gain a solid understanding of EU legal frameworks that apply to key environmental problems, including climate change. |
| Applying knowledge and understanding on: | <p>The Graduates in Law single-cycle master programme who have taken the exam in environmental administrative law will get:</p> <ul style="list-style-type: none"> - the ability to interpret and apply EU and domestic environmental law and case law; - the ability to find, also through databases, understand and use sources, jurisprudence, and relevant documents in the field of administrative law - Be aware of relevant stakeholders, their preferences, and the path by which they can influence EU environmental law. - Understand the particular challenges related to key environmental problems addressed by environmental law. |
| Soft skills | <p>The graduate in Law single-cycle master programme who has taken the exam of environmental administrative law acquires:</p> <ul style="list-style-type: none"> - the ability to recognize situations in which EU environmental law may be useful or essential. - understand the process by which EU environmental law is negotiated. - be able to identify, represent and solve problems related to the protection of the environmental rights of citizens in relation to the activity of public administrations and public services |
| Syllabus | |
| Content knowledge | <p>The main characteristics of environmental law.</p> <p>The notion of environment.</p> <p>Principles of EU Environmental Law (i.e. sustainable development, the precautionary principle, the prevention principle; the source principle; the polluter pays principle).</p> <p>The environment in the Italian Constitution, in the European law and in the International law framework.</p> |

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| | <p>Techniques for environmental management: market-based v. command-and-control regulatory strategies: overview.</p> <p>Regulation of specific sectors (specifically climate change)</p> |
| Texts and readings | <p>F. FRACCHIA, Environmental Law. Principles, Definitions and Protection Models, Editoriale Scientifica, Napoli, 2018.</p> <p>Cases, materials and selected readings provided and analysed during the course (available on e-learning)</p> |
| Notes, additional materials | |
| Repository | |

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| Assessment | |
| Assessment methods | <p>The exam is oral. Usually, the exam consists of three questions. For each of the required topics, the knowledge of the institutes and positive law, the ability to reconstruct the different opposing theses and the evolution of the system, as well as the ability to correlate the institutes, are evaluated. In all cases, the ability to analyze and synthesize, the clarity of presentation and the ownership of technical-legal language are also evaluated.</p> |
| Assessment criteria | <p>The evaluation of learning provides for the attribution of a final grade expressed in thirtieths. Each of the three questions of which the exam is composed has equal weight with respect to the final grade</p> |
| Final exam and grading criteria | <p>The evaluation criteria and scores are as follows: less than 18/30: insufficient level of competence; 18-20/30: level of competence just sufficient (the candidate reaches an elementary knowledge of the learning outcomes foreseen in the point "knowledge and understanding", and in particular those relating to the notions on administrative law, procedure, provision, organization); 21-23/30: fully sufficient level of competence; 24-26/30: good proficiency level; 27-29/30: very good level of competence; 30-30 laude: excellent level of competence (the candidate fully achieves all the expected learning outcomes demonstrating an excellent level also compared to those related to "autonomy of judgment" and "communication skills"). To achieve a high evaluation, the student must have developed autonomy of judgment and adequate capacity for argumentation and exposition.</p> |
| Further information Disability and ASD | <p>Students who have registered for the disability certification or ASD certification at the Inclusion and Right to Study Office can ask to use concept maps (by keywords) during the exam.</p> <p>To this end, it is necessary to send the maps, two weeks before the exam session, to the teacher of the course, who will verify their consistency with the indications of the university guidelines and may request their modification.</p> |
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