

Course Of Study Sciences And Management Of Maritime Activities

Academic Year 2023-2024

Fundamental legal notions

General information	
Year of the course	1st year
Academic calendar (starting and ending date)	1st semester (from 10 October 2023 until 24 Genuary 2024)
Credits (CFU/ETCS):	6
SSD	IUS/01
Language	Italian language
Mode of attendance	Recommended attendance

Professor/ Lecturer	
Name and Surname	Laura Tafaro
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Telephone	
Department and address	Didactic venue (Scuola Sottufficiali Marina Militare, largo L. Bezzi, 1 San Vito- Taranto)
Virtual room	<i>Microsoft Teams</i> code: sqi6es8
Office Hours (and modalities: e.g., by appointment, on line, etc.)	Reception by appointment in presence and online (<i>Microsoft Teams</i> code: prwcdrs)

Work schedule			
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	6		

Learning Objectives	Acquisition of knowledge, skills and competences inherent of fundamental legal notions introductory to the legal sciences.
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Course prerequisites	No prior knowledge is required.
Teaching strategie	<p>The course is developed primarily through theoretical lessons, essential for the acquisition of knowledge (on the fundamental legal notions) that constitute the specific training objectives of the course. These theoretical lectures include in-depth seminars and are supported, for the acquisition of the ability to apply knowledge, by a practical part through case law exercises , individual and group research, case analysis and discussion groups in the classroom or on an e-learning platform.</p> <p>Various tools are used for improving teaching effectiveness such as, e.g., powerpoint presentations, diagrams, bibliographic directions.</p>
Expected learning outcomes in terms of	
Knowledge and understanding on:	Acquisition of the methodology necessary for the knowledge and understanding of the issues of fundamental legal notions introductory to the legal sciences indicated in the program.
Applying knowledge and understanding on:	Acquisition of the methodology necessary for the application of knowledge and understanding of fundamental legal concepts through analysis of the most significant literature and case law on the individual topics under study.
Soft skills	<p><i>Making judgments</i></p> <p>At the end of the course the student must have acquired and developed the ability to critically study the fundamental legal notions through the examination of the main doctrinal opinions and jurisprudential orientations on the individual topics under study.</p> <p><i>Communication skills</i></p> <p>At the end of the course, the student should be able to argue doctrinal and jurisprudential theses to be able to communicate them well in moments of sharing, comparison and discussion - in the classroom or on an e-learning platform - both individually and in groups.</p>

	<p><i>Ability to learn autonomously</i></p> <p>At the end of the course, the student should have acquired the methodology necessary for independent learning and critical study of fundamental legal concepts through the examination of the most significant literature and the most innovative case law on the individual topics under study.</p> <p>The skills acquired will be checked in itinere during the course, so as to intervene promptly, with the help of the lecturer, to fill any gaps.</p>
Syllabus	
Content knowledge	<p>Law and the Constitution. History of the Constitution of the Italian Republic: outline. Constitution and the Constituent Assembly. The Commission of 75. The more than seventy years of the Constitution. The foundations of the Constitution: constitutional personalism and solidarism. The fundamental principles of the Constitution. The democratic principle. The principle of legality and constitutional legality. Citizenship. The inviolable rights and non-derogable duties. State and the Constitution. Constitutional bodies: outline. Italian state and the European Union. Italian state and international order: cenni. Constitution and sustainable development. Legal norms and the legal system. Plurality of sources of law and unity of the legal system. The interpretation of the law. Interpretation and constitutional legality. Interpretation and evolution of the legal system. The legal relationship and subjective legal situations. The subjects of law. Goods, property and other real situations: outline. Bonds: outline. The contract: outline. Non-contractual sources of obligations: outline. Family law: outline.</p>
Texts and readings	<p>Paolo Grossi, <i>Una Costituzione da vivere. Breviario di valori per italiani di ogni età</i>, Marietti, 2018;</p> <p>P. Perlingieri, <i>Interpretazione e legalità costituzionale. Antologia per una didattica progredita</i>, Esi, 2012;</p>

	M. Bongiovanni, <i>Costituzione Cittadinanza Comunità. Guida all'educazione civica</i> , Laterza, 2020.
Notes, additional materials	Regulatory sources; Jurisprudence of the Constitutional Court, of legitimacy and merit, of the European Court of Human Rights and of the Court of Justice of the European Union, as well as further teaching material useful for the study of the discipline.
Repository	The teaching material useful for the study of the discipline will be made available to students in electronic format on the e-learning platform of the University of Bari.

Assessment	
Assessment methods	<p>The examinations will focus on the individual learning outcomes for the teaching of fundamental legal concepts (specified above according to the Dublin descriptors). Learning outcomes will be assessed by means of:</p> <ul style="list-style-type: none"> - written open-ended tests lasting at least one hour and/or intermediate oral tests, which will contribute to the final assessment only in the event of a favourable outcome; - presentation of interim individual and group research and/or exercises (halfway through and two-thirds of the course), which will only count towards the final assessment if successful. - a final written open-ended examination lasting at least one hour and/or an oral examination in which consultation of regulatory sources and case law is permitted. <p>The assessment is expressed by a mark in thirtieths. The final examination is deemed passed when the mark is greater than or equal to 18.</p>

	<p>To achieve a high mark, the student must have developed autonomy of judgement and adequate argumentation and exposition skills.</p>
<p>Assessment criteria</p>	<p><i>Knowledge and understanding</i> The assessment criteria used aim at verifying the student's effective acquisition of the methodology necessary for the knowledge and understanding of the fundamental legal notions indicated in the programme.</p> <p><i>Applied knowledge and understanding:</i> The assessment criteria used aim to verify the student's effective acquisition of the methodology necessary for the application of the knowledge and understanding of the fundamental legal concepts indicated in the programme through in-depth seminars, case law exercises, individual and group research, case analysis and discussion groups.</p> <p><i>Autonomy of judgment</i> The assessment criteria used aim at verifying the student's effective acquisition and development of the ability to critically study the fundamental legal notions indicated in the programme through the study of the most significant literature on the individual topics to be examined by means of seminar-type teaching activities.</p> <p><i>Communication skills</i> The assessment criteria used aim at verifying the effective acquisition by the student of the ability to argue doctrinal and jurisprudential theses, so as to be able to communicate them well in moments of sharing, comparison and discussion - in the classroom or on an e-learning platform - both individually and in groups.</p> <p><i>Capacities to continue learning</i> The assessment criteria used aim to verify the student's effective acquisition of the methodology necessary for the learning and critical study of the main relevant</p>

	<p>institutes, the most significant existing literature on the topics under study and the most innovative jurisprudence.</p> <p>The skills acquired will be checked in itinere during the course, so as to intervene promptly, with the help of the lecturer, to fill any gaps in one's basic preparation.</p>
<p>Final exam and grading criteria</p>	<p>The final grade is awarded in thirtieths.</p> <p>The examination is deemed passed when the mark is greater than or equal to 18.</p> <p>Intercourse tests only contribute to the final assessment in the event of a favourable outcome.</p> <p>In order to achieve a high mark, the student must have developed autonomy of judgement and adequate argumentation and exposition skills.</p>
<p>Further information</p>	