

COURSE OF STUDY: Legal Services for Immigration, Human Rights and Interculturality

ACADEMIC YEAR: 2024/2025

ACADEMIC SUBJECT: Administrative Law

General information	
Year of the course	3[^] year
Academic calendar (starting and ending date)	24/02/2025 – 30/05/2025
Credits (CFU/ETCS):	6
SSD	IUS 10
Language	Italian
Mode of attendance	Optional

Professor/ Lecturer	
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Department and address	Dipartimento Jonico in "Sistemi Giuridici ed Economici del Mediterraneo: Società, Ambiente, Culture"
Virtual room	
Office Hours (and modalities: e.g., by appointment, on line, etc.)	By reservation by mail

Work schedule			
Hours			
Total	Lectures	Hands-on (laboratory, workshops, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
150	48	12	90
CFU/ETCS			
6			

Learning Objectives	The course aims to provide students with the fundamental theoretical concepts related to the organization and action of public administrations; an updated picture of their work and of the reforms that have affected the procedural dynamics with particular reference to the relations between public administration and foreign subjects.
Course prerequisites	No prior knowledge is required, except basic knowledge of constitutional law

Teaching strategie	The course is based on frontal teaching as the main teaching method necessary for the transfer of knowledge of the subject
Expected learning outcomes in terms of	
Knowledge and understanding on:	<ul style="list-style-type: none"> • The sources of administrative law The PA and its sources: the regulations Subjective legal positions • Administrative powers and discretion The law on administrative procedure. The principles • Structure of the procedure. The phases The person in charge of the procedure and the notice of initiation • Participation in the procedure The participation of foreigners in the administrative procedure • The duty to conclude the procedure, the silence of the PA and the S.C.I.A. • The conclusion of the procedure: the administrative measure (type and elements) • The motivation of the measure The pathology of the administrative act (nullity and voidability) • Administrative transparency: access rights • Administrative self-protection: ex officio annulment and revocation
Applying knowledge and understanding on:	The procedure for adopting the most important administrative measures.
Soft skills	<ul style="list-style-type: none"> • Making informed judgments and choices The course aims to provide the knowledge of • Communicating knowledge and understanding The functioning of the administrative regulatory system • Capacities to continue learning Italian administrative system
Syllabus	
Content knowledge	<ul style="list-style-type: none"> • Making informed judgments and choices With regard to the procedural choices for the definition of the individual cases covered by the course. • Communicating knowledge and understanding Specialist • Capacities to continue learning legal knowledge of the drafting technique of procedural documents covered by the course.
Texts and readings	<p>One book to choose from:</p> <ul style="list-style-type: none"> • E. CASETTA, <i>Compendio di diritto amministrativo</i>, Milano, Giuffrè, ult. ed. relativamente agli argomenti indicati nel programma; • A. BONOMO, <i>Stranieri, procedimento amministrativo e garanzie partecipative</i>, in <i>Diritto Immigrazione e cittadinanza</i>, n. 2/2020, 137 ss. (reperibile on line sul sito della Rivista)

	<ul style="list-style-type: none"> F. VALENTINI, <i>Il diritto dell'immigrazione nella recente giurisprudenza del Consiglio di Stato: un viaggio tra i principi fondamentali del diritto amministrativo</i> (reperibile on line sul sito istituzionale della Giustizia Amministrativa)
Notes, additional materials	
Repository	
Assessment	
Assessment methods	Oral examination
Assessment criteria	<p>The exam is oral. The exam usually consists of three questions. For each of the required topics, knowledge of the institutes and positive law, the ability to reconstruct the various opposing theses and the evolution of the system, as well as the ability to correlate the institutes are assessed. In all cases, the ability to analyze and summarize, the clarity of presentation and the ability to use technical-legal language are also assessed.</p> <p>The assessment of learning involves the attribution of a final grade expressed out of thirty. Each of the three questions that make up the exam has equal weight with respect to the final grade</p> <p>The evaluation criteria and scores are as follows: less than 18/30: insufficient level of competence; 18-20/30: just sufficient level of competence (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 of administrative law, procedure, provision, organisation) ; 21-23/30: fully sufficient level of competence; 24-26/30: good level of competence; 27-29/30: very good level of competence; 30-30 cum laude: excellent level of competence (the candidate fully achieves all the expected learning outcomes, demonstrating an excellent level also with respect to those relating to "independence of judgement" and "communication skills"). To achieve a high evaluation, the student must have developed independent judgment and adequate argumentation and presentation skills.</p>
Final exam and grading criteria	
Further information	
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