

General information	
Academic subject	Industrial Law
Degree course	<i>Political, economic and administrative sciences</i>
Academic Year	2021/2022
European Credit Transfer and Accumulation System (ECTS)	6 cfu
Language	Italian
Academic calendar	3 rd year, 2 nd semester
Attendance	Attendance, although not compulsory, is highly recommended.

Professor/ Lecturer	
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Telephone	
Department and address	Corso Italia, 23 – 2 nd floor
Virtual headquarters	Microsoft Teams, code: 6hbukrh
Tutoring (time and day)	The office hour will take place at the end of each lesson and, in case of need, on other days agreed by email.

Syllabus	
Learning Objectives	The course aims to provide students with the fundamental notions on the principles that govern the industrial property system in the Italian legal system, with specific reference to the discipline of IPRs, unfair competition and Antitrust Law. Although the course essentially focuses on the analysis and study of the Italian discipline, some notes will be provided on the European and international discipline.
Course prerequisites	Basic skills <i>Private law</i>
Contents	The Industrial Law course, ideally composed of two modules, will be dedicated to the study of the ways of being of business activity in the market and, in particular, after a historical and systematic introduction, the distinctive signs, IPRs and Antitrust Law will be analysed. The contents of the program are: 1. introduction to intellectual property: the emergence and historical development of the techniques of appropriation of intellectual property objects; economic theories of intellectual property; protected interests; the industrial property code; 2. the legal functions of the discipline of distinctive signs: trademark law (validity requirements; object of protection; content of trademark law; circulation of the right, trademark licenses; coordination between the disciplines of registered trademarks, unregistered trademarks and other distinctive signs such as

	<p>company, sign, Internet domain name; collective trademarks);</p> <p>3. patent systems and the right to secrets: the legal functions of the various «patent» systems; the patent for industrial invention (patent right and patent right; constitutive cases; object of protection and protectability requirements; patent circulation, patent licenses); utility model patents; designs and models; the design right and its coordination with the disciplines of distinctive signs, copyright, unfair competition;</p> <p>4. the techniques of appropriation of intellectual works: copyright and related rights (legal functions of copyright and related rights; constitutive cases; object of protection and protectability requirements; content of copyright; circulation of property law; contracts relating to intellectual property; introduction to the system of rights related to copyright);</p> <p>5. unfair competition and Antitrust Law: the rules of professional correctness and the prohibition of unfair competition; acts of unfair competition; the various variations of the concept of «competition»; agreements, abuse of dominant position and mergers.</p>
<p>Books and bibliography</p>	<p>Alternatively, we recommend:</p> <p>AA.VV., <i>Diritto industriale – Proprietà intellettuale e concorrenza</i>, Giappichelli, 2020, 6th ed., pp. 3-320; 331-425; 623-780;</p> <p>and</p> <p>L. BUTTARO-M. CASTELLANO-F. VESSIA, <i>Corso di diritto commerciale. I – Premesse storiche e disciplina dell'impresa</i>, Giappichelli, 2019, 3rd ed., pp. 261-290.</p> <p>OR</p> <p>A. VANZETTI-V. DI CATALDO-M.S. SPOLIDORO, <i>Manuale di diritto industriale</i>, Giuffrè Francis Lefebvre, 2021, 9th ed., pp. 3-534; 669-678;</p> <p>and</p> <p>L. BUTTARO-M. CASTELLANO-F. VESSIA, <i>Corso di diritto commerciale. I – Premesse storiche e disciplina dell'impresa</i>, Giappichelli, 2019, 3rd ed., pp. 236-246; 261-290.</p> <p>For those wishing to opt for the latter choice, the teacher will also make available to students other supplementary material on Copyright Law.</p>
<p>Additional materials</p>	<p>For the attendance of the course and for the preparation of the exam, it is strongly recommended to consult a civil code and the «special laws», such as the industrial property code (Legislative Decree n. 30/2005) and the law on copyright (Law n. 633/1941). The regulatory texts are freely available from the portal https://www.normattiva.it and, therefore, it is not necessary to purchase codes.</p>

	For those who wish, however, we recommend alternatively between them: 1) G. DE NOVA, <i>Codice civile e leggi collegate</i> , Zanichelli, last edition; or 2) A. Di Majo, <i>Codice civile</i> , Giuffrè Francis Lefebvre, last edition.
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Work schedule			
Total	Lectures	Hands on (Laboratory, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
Hours			
150	48		102
ECTS			
6 cfu			
Teaching strategy			
The course will accompany theoretical lectures with practical exercises that will give the attending students the opportunity to actively participate, establishing a debate on the topics covered and arguing on opposing solutions for the resolution of concrete cases. In the event that the health situation relating to the Covid-19 pandemic does not allow face-to-face teaching, remote or mixed (so-called blended) teaching will be provided in a manner that will be communicated to students in due time.			
Expected learning outcomes			
Knowledge and understanding on:		Each student who has attended the course in any form or who has even studied the teaching material will first of all be able to distinguish between regulatory provisions and their interpretations, will know the functions and purposes of the institutions analyzed and will have at least memorized the contents of the provisions, mastering the lexicon of matter.	
Applying knowledge and understanding on:		Each student will be able, starting from a specific case, to operate a correct legal qualification supported by an appropriate argument regarding the solution of the proposed case.	
Soft skills		The course will focus on the study of the principles and regulations (national, European and international) of unfair competition and IPRs; brief notes will also be dedicated to Antitrust Law, also aiming to develop: <ul style="list-style-type: none"> • independent judgment: each student, and in particular those who actively take part in lessons and seminars, will be encouraged to discuss not only on the basis of the notions learned during the course, but above all on the basis of what they have learned previously in other courses and their general culture; • communication skills: students' communication skills are assessed during the exam. For students who actively participate in 	

	<p>lessons, these skills will be subject to corrective actions by the teacher;</p> <ul style="list-style-type: none"> • the ability to learn: at the end of the course, the student will be able to present himself in a «working» situation (or preparatory to professional work) having acquired tools in the field of industrial law that allow him to operate with a good gradient of autonomy.
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Assessment and feedback	
Methods of assessment	Written exam.
Evaluation criteria	<p>Attendance, although highly recommended, will not discriminate in the way the final exam is carried out.</p> <p>The final exam will take place in written form and will consist of 15 closed-ended questions (each with 1 point) and 1 open-ended question (max 30 lines, for a maximum of 15 points). The exam will be considered passed if a minimum score of 18/30 is achieved. During the course, will also be held an intermediate test in which both attending and non-attending students will be able to participate. The test, consisting in the drafting of a short paper (max 5 pages) on one of the topics covered, will allow the attribution of a maximum of 5 points to be added to the final exam grade, and will allow the eventual achievement of 31/30.</p>
Criteria for assessment and attribution of the final mark	<p>The final and overall evaluation will be determined as follows:</p> <ol style="list-style-type: none"> 1. in the part with closed-ended questions, by formulating detailed questions and others of a more general nature, the teacher will appreciate the student's basic and notional preparation, as well as his knowledge of the exam program; 2. with the open-ended question, on the other hand, the teacher will evaluate the student's ability to autonomously provide an elaborate and pertinent solution to theoretical and practical questions on intellectual property; the vote will depend on the richness of the contents, the links established between the various parts of the program, the fluidity of the speech and the correct use of specific technical terminology. 3. the written paper (mid-term exam) will be assessed taking into account the choice of the topic, the richness of the contents, the ability to study independently and argue on specific issues, the degree of complexity of the discussion.
Additional information	
	<p>The assignment of the degree theses will take place within the office hour and in accordance with the methods and times provided for in the teaching regulations.</p> <p>Erasmus students will be able to agree on an <i>ad hoc</i> program with the professor.</p>