



General information	
Academic subject	Civil Law of Sustainable Development
Degree course	<i>Business and Management Strategies</i>
Academic Year	1st year
European Credit Transfer and Accumulation System (ECTS)	6
Language	Italian language
Academic calendar (starting and ending date)	1st semester
Attendance	No, only recommended attendance

Professor/ Lecturer	
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Department and address	Via Duomo, 259 Taranto
Virtual headquarters	<i>Microsoft Teams</i> platform virtual classroom code: q1trmlw
Tutoring (time and day)	Face to face and online (<i>Microsoft Teams</i> platform, code: prwcdrs) mode by reservation

Syllabus	
Learning Objectives	Acquisition of knowledge, skills and competences inherent to the main institutions of civil law suitable for founding a model of sustainable development, attentive to the needs of protecting the person - also from an intergenerational perspective - and the environment.
Course prerequisites	To adequately address the contents of the teaching, some preliminary knowledge of the three-year course of study is required, corresponding to the following learning outcomes of private law teaching: legal rules and legal system; plurality of sources of law and unity of the legal system; interpretation of the law; constitutional interpretation and legality; interpretation and evolution of the legal system. Legal relationship and subjective legal situations. The subjects of law: natural persons and legal persons. Assets, property and other real situations. Possession. Bonds: characteristics, structure, sources. The kinds of bonds. The amending and extinguishing events of the bonds. Patrimonial responsibility and guarantees. The contract: elements, parts, formation, effectiveness, interpretation and integration, invalidity and termination of the contract. Non-contractual sources of obligations.
Contents	Civil law and sustainable development. Sources and principles of civil law for sustainable development in the Italian-European system. Human dignity, intra-generational equity and sustainable development. The foundations of the Constitution: constitutional personalism and solidarity. The fundamental principles of the Constitution. Inviolable rights and mandatory duties. Italian state and European Union. Italian state and international system: notes. Constitution and sustainable development. The normative principle of sustainable development. Sustainable development and future generations. People's law and sustainable development. Weak subjects and solidarity of the legal system. Theory of goods and sustainable development: the new sufficient goods. I common goods. The issuing quote. The principle of burden sharing. The Emission Trading System between deed and legal activity. The circular economy and useful-waste goods. Legal circulation and sustainable development. Contractual autonomy and the merit of protecting "ecological" contracts. The main contracts of sustainable development. Environmental sustainability and civil

	liability. Liability for environmental damage. Liability for environmental disaster.
Books and bibliography	<p>Recommended reading:</p> <p>PERLINGIERI P., <i>Persona, ambiente e sviluppo</i>, in <i>Contratto e ambiente. L'analisi "ecologica" del diritto contrattuale</i>, (a cura di) M. Pennasilico, Napoli, 2016, pp. 321-340;</p> <p>PERLINGIERI P., <i>Interpretazione e controllo di conformità alla Costituzione</i>, in <i>Rassegna di diritto civile</i>, 2018, pp. 593-615;</p> <p>CATERINI E., <i>Sostenibilità e ordinamento civile. Per una riproposizione della questione sociale</i>, Napoli, 2018;</p> <p>CIOCIA M.A., <i>Le tappe dello sviluppo sostenibile</i>, in M.A. CIOCIA e C. GHIONNI (a cura di), <i>Attività d'impresa e sviluppo sostenibile</i>, Napoli, 2021, pp. 1-19;</p> <p>LAGHI P., <i>Impianti fotovoltaici e distanze legali: osservazioni sulla «funzione sociale» della proprietà nell'era delle energie rinnovabili</i>, in <i>Rass. dir. civ.</i>, 2017, pp. 875-906;</p> <p>LASSO A., <i>Sostenibilità sociale e diritti fondamentali della persona</i>, in <i>Sostenibilità: sfida o presupposto?</i>, (a cura di) D.A. Benitez, C. Fava, Padova, 2019, pp. 92-120;</p> <p>A.C. NAZZARO, <i>Rifiuti, beni e proprietà nella prospettiva dell'economia circolare</i>, in <i>Rass. dir. civ.</i>, 2020, pp. pp. 621-642;</p> <p>PARENTE F., <i>Territorio ed eco-diritto: dall'ecologia ambientale all'ecologia umana. Sviluppo olistico del territorio e dimensione protettiva della vita</i>, Napoli, 2022;</p> <p>PENNASILICO M., <i>Contratto ecologico e conformazione dell'autonomia negoziale</i>, in <i>Riv. quad. dir. amb.</i>, 2017, pp. 4-31;</p> <p>PENNASILICO M., <i>"Proprietà ambientale" e "contratto ecologico": un altro modo di soddisfare i bisogni</i>, in <i>Rass. dir. civ.</i>, 2018, pp. 1292-1323;</p> <p>PENNASILICO M., <i>La "sostenibilità ambientale" nella dimensione civil-costituzionale: verso un diritto dello "sviluppo umano ed ecologico"</i>, in <i>Riv. quadr. dir. amb.</i>, 2020, pp. 4-61;</p>

	<p>PENNASILICO M., <i>Emergenza e ambiente nell'epoca pandemica. Verso un diritto dello "sviluppo umano ed ecologico"</i>, in <i>Giust. civ.</i>, 2021, pp. 495-530;</p> <p>PERLINGIERI G., <i>Criticità della presunta categoria dei beni c.dd. «comuni». Per una «funzione» e una «utilità sociale» prese sul serio</i>, in <i>Rass. dir. civ.</i>, 2022, pp. 137-164;</p> <p>PERLINGIERI G., <i>«Sostenibilità», ordinamento giuridico e «retorica dei diritti». A margine di un recente libro</i>, in <i>Foro nap.</i>, 2020, p. 101-118;</p> <p>TAFARO L., <i>Diritti umani oggi: sviluppo sostenibile e generazioni future</i>, in <i>Diritti umani e ambiente</i>, (a cura di) Antonio Augusto Cancado Trindade e Cesar Barros Leal, Fortaleza, 2017, pp. 43- 73;</p> <p>TAFARO L., <i>Sostenibilità ambientale, economia circolare e diritto dei cives: nuove prospettive</i>, in <i>Aa.Vv., Le nuove frontiere dell'ecodiritto</i>, a cura di A. Bonomo, L. Tafaro, A. Uricchio, Bari, 2021, pp. 21-58.</p> <p>It is also advisable to study some paragraphs of the following volumes:</p> <ul style="list-style-type: none"> - <i>Manuale di diritto civile dell'ambiente</i>, (a cura di) M. Pennasilico, Napoli, 2014; - <i>Le nuove frontiere dell'ecodiritto</i>, (a cura di) A. Bonomo, L. Tafaro, A. Uricchio, Bari, 2021; - <i>Trattato breve del diritto dello sviluppo sostenibile</i>, (a cura di) A. Buonfrate, A.F. Uricchio, Padova, 2022.
Additional materials	<p>The normative sources, the relevant Italian jurisprudence, the relevant jurisprudence of the European Court of Human Rights and the Court of Justice of the European Union and further teaching material useful for the study of the discipline will be made available to students in electronic format on the e- learning platform.</p>

Work schedule			
Total	Lectures	Hands on (Laboratory, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
Hours			
150	48	24	102

ECTS			
6			
Teaching strategy			
		<p>The course is developed primarily through lectures relating to the main aspects of civil law of sustainable development that are relevant and indispensable for achieving the specific educational objectives of the teaching. Frontal teaching is supported, for the acquisition of the ability to apply knowledge, both by in-depth seminars, and by a practical part through jurisprudential exercises, individual and group research, case analysis and discussion groups in the classroom or on the platform e - learning. During the lectures, different tools are used to improve the effectiveness of teaching such as, for example, powerpoint presentations, diagrams, bibliographic indications. The teaching includes teaching activities delivered in technology enhanced or blended learning mode.</p>	
Expected learning outcomes			
Knowledge and understanding on:		<p>Acquisition of the methodology necessary for the knowledge and understanding of the issues of civil law suitable for founding and supporting a sustainable development model, attentive to the protection needs of the person - also from an intergenerational perspective - and the environment.</p>	
Applying knowledge and understanding on:		<p>Acquisition of the methodology necessary for the application of the knowledge and understanding of the institutions of civil law of sustainable development indicated in the program, also through the analysis of the jurisprudence of the Constitutional Court, of legitimacy and of merit, of the European Court of Human Rights and the Court of Justice of the European Union.</p>	
Soft skills		<p><i>Making informed judgments and choices</i></p> <p>Acquisition and development of the capacity for critical study of the institutions of the civil law of sustainable development indicated in the program through didactic activities of a seminar type and through the critical study of the most significant literature on the individual topics being studied.</p> <p><i>Communicating knowledge and understanding</i></p>	

	<p>Acquisition of the ability to argue doctrinal and jurisprudential theses, in order 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></p> <p>Acquisition of the methodology necessary for learning, mastery of the discipline, the critical study of the main institutions of civil law for sustainable development, the most significant existing literature on the topics under study and the most innovative jurisprudence.</p> <p>The skills acquired will be verified in itinere during the course, in order to intervene promptly, also with the help of the teacher, to fill any gaps in one's basic preparation.</p>
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Assessment and feedback	
Methods of assessment	<p>Written tests (with closed or open answers) and / or oral (interview), presentation of research and individual and group exercises lasting at least three quarters of an hour in half and two thirds of the course which will contribute to the final evaluation only in the event of a favorable outcome and final written exam (with closed or open answer) and / or oral exam (interview) in which the legislative sources (Constitution, civil code, sources of domestic and European law) and jurisprudence are freely available.</p>
Evaluation criteria	<ul style="list-style-type: none"> • <i>Knowledge and understanding</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the methodology necessary for the knowledge and understanding of the issues of civil law - indicated in the program - suitable for founding and supporting a sustainable development model, attentive to needs to protect the person - also from an intergenerational perspective - and the environment. • <i>Applying knowledge and understanding</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the methodology necessary for the

	<p>application of the knowledge and understanding of the institutions of civil law of sustainable development indicated in the program through seminars, jurisprudential exercises, individual research. and group, case analysis and discussion groups.</p> <ul style="list-style-type: none"> • <i>Autonomy of judgment</i> The evaluation criteria used aim to verify the actual acquisition and development, by the student, of the critical study capacity of the institutions of civil law for sustainable development indicated in the program through the critical study of the most significant literature on the individual topics covered by the program. in-depth study through seminar-type didactic activities. • <i>Communicating knowledge and understanding</i> • <i>Communication skills</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the ability to argue the doctrinal and jurisprudential theses, in order to be able to communicate them well in moments of sharing, comparison and discussion - in the classroom or on e-platform. learning - both individual and group. • <i>Capacities to continue learning</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the methodology necessary for learning and mastering the discipline, as well as for the critical study of the main institutions of civil law of sustainable development, of the most significant literature. existing on the topics under study and the most innovative jurisprudence.
Criteria for assessment and attribution of the final mark	<p>The final grade is awarded out of thirty. The exam is passed when the grade is greater than or equal to 18.</p> <p>The tests carried out only in the event of a favorable outcome contribute to the final evaluation.</p> <p>To achieve a high evaluation, the student must have developed autonomy of judgment and adequate capacity for argumentation and presentation.</p>
Additional information	