

General Information	
Academic subject	Public Law
Degree course	Business Administration
Curriculum	
ECTS credits	10
Compulsory attendance	No
Language	Italian

Subject teacher	Name Surname	Mail address	SSD
	Pierdomenico Logroscino	pierdomenico.logroscino@uniba.it dirittopubblico.brindisi@gmail.com	IUS/09

ECTS credits details			
Basic teaching activities			

Class schedule	
Period	I semester
Year	2017
Type of class	Lecture- workshops

Time management	
Hours	70
Hours of lectures	70
Tutorials and lab	none

Academic calendar	
Class begins	19.9.2017
Class ends	6.12.2017

Syllabus	
Prerequisites/requirements	None
Expected learning outcomes	<ul style="list-style-type: none"> - <i>Knowledge and understanding of the evolutive processes of the public powers; their relationships with individuals and groups.</i> - <i>Knowledge and understanding of the so called hard cases: globalization, processes of integration, migrations.</i> - <i>Autonomy in making judgments and argumentation of interpretative and evolutive judicial decisions.</i> - <i>Communication skills with consistent use of the legal language</i>

Contents	
Course program	<p>Introductory Premises (0,2 CFU) Course description.</p> <p>Module 1 (2 CFU) Social community, legal order, public law. The State. Forms of State in the historical evolution. The Constitution and its role in the system of sources, its ontological rigidity and the problem of normativity. Texts, rules, system: the interpretation. The Italian constitutional experience: the Italian Statuto Albertino, the Republican Constitution and its openness to the supranational level; the integration process.</p>

	<p>Module 2 (1, CFU) The traditional horizontal separation of powers: the forms of government. The vertical separation of powers and its centrality in the actual European public law. State and international community; State and community legal order, State and territorial authorities.</p> <p>Module 3 (1 CFU) Freedom and authority: individual and State. Inviolable rights and mandatory duties. The fundamental freedoms of the individual within the intermediate societies and the community; the fundamental freedoms of the intermediate societies and community.</p> <p>Module 4 (1,3 CFU) Popular sovereignty and political participation: content, forms and limits. The mediated democracy. The participation through the intermediate societies: political parties and movements, labor unions, various social articulations. The representative democracy. Electoral systems. The Parliament: organization and functions. The direct democracy. The referendum, the petition and the popular legislative initiative. The President of the Republic: nature and functions. The Government: organization and functions.</p> <p>Module 5 (2,1 CFU) The Public Administration: organization and activity. The so called “auxiliary” bodies. The local government.</p> <p>Module 6 (2,1 CFU) The Jurisdiction: organization and guarantees. The Constitutional Court as a center of building and rethinking the contemporary public law; its relation with the European Courts.</p> <p>Conclusions (0,3 CFU) A system made up of systems: the articulated structure of the sources of law in the contemporary public law.</p>
	<p>Alternatively:</p> <ul style="list-style-type: none"> ✓ A. BARBERA, C. FUSARO, <i>Corso di Diritto Pubblico</i>, Bologna, Il Mulino, 2016; ✓ R. BIN, G. PITRUZZELLA, <i>Diritto pubblico</i>, Torino, Giappichelli, 2016.
Notes	<p>Furthermore, important tools of study are both the current text of the Italian Constitution (e.g. www.quirinale.it/qrnw/statico/costituzione/pdf/Costituzione.pdf) and the fundamental European treaties (http://eur-lex.europa.eu/collection/eu-law/treaties-force.html?locale=it).</p> <p>It may be useful to refer to both the European Convention on Human Rights (http://www.echr.coe.int/Documents/Convention_ITA.pdf) and to other relevant normative texts of constitutional and public law. For the online research, see www.normattiva.it/.</p>
Teaching methods	
Assessment methods	Oral test
Evaluation criteria	<p>- Knowledge of both the socio-political organization (with specific reference to the state, supranational, international and sub national levels) and the (differentiated) relationship between authority and</p>

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	<p><i>freedom.</i></p> <ul style="list-style-type: none">- <i>Ability to enucleate and propose judicial solutions for “hard cases” (although not expressly developed during the course)</i>- <i>Ability to elaborate judicial argumentation to support judicial decisions.</i>- <i>Skills in the use of the legal language and the ability to conviction.</i>- <i>Moot Court competition.</i>
Further information	