



UNIVERSITÀ DEGLI STUDI DI PALERMO

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| DEPARTMENT | Giurisprudenza | | |
| ACADEMIC YEAR | 2018/2019 | | |
| MASTER'S DEGREE (MSC) | LAW | | |
| INTEGRATED COURSE | CONSTITUTIONAL LAW - INTEGRATED COURSE | | |
| CODE | 02432 | | |
| MODULES | Yes | | |
| NUMBER OF MODULES | 2 | | |
| SCIENTIFIC SECTOR(S) | IUS/08 | | |
| HEAD PROFESSOR(S) | LORELLO LAURA | Professore Ordinario | Univ. di PALERMO |
| | SCIORTINO ANTONELLA | Professore Ordinario | Univ. di PALERMO |
| | SPATARO ORNELLA | Professore Associato | Univ. di PALERMO |
| OTHER PROFESSOR(S) | LORELLO LAURA | Professore Ordinario | Univ. di PALERMO |
| | CAVASINO ELISA | Professore Ordinario | Univ. di PALERMO |
| | SPATARO ORNELLA | Professore Associato | Univ. di PALERMO |
| | SCIORTINO ANTONELLA | Professore Ordinario | Univ. di PALERMO |
| CREDITS | 12 | | |
| PROPAEDEUTICAL SUBJECTS | | | |
| MUTUALIZATION | | | |
| YEAR | 1 | | |
| TERM (SEMESTER) | Annual | | |
| ATTENDANCE | Not mandatory | | |
| EVALUATION | Out of 30 | | |
| TEACHER OFFICE HOURS | <p>CAVASINO ELISA Wednesday 09:00 12:00 Dipartimento di giurisprudenza, Via Maqueda, 172 - Il pianocorridoioa destra salendo dalle scale. Si prega di prenotare il ricevimento attraverso il portale studenti o inviando una e-mail ad elisa.cavasino@unipa.it</p> <p>LORELLO LAURA Thursday 08:30 13:00 Dipartimento di Giurisprudenza, via Maqueda, 172, secondo piano, stanza n. 10.English spoken here! Foreign Students are welcome!</p> <p>SCIORTINO ANTONELLA Thursday 17:00 19:00 Ricevimento online sulla piattaforma teams Friday 14:00 16:00 Dipartimento DI.GI, via Maqueda 172 piano II stanza 12 previa prenotazione</p> <p>SPATARO ORNELLA Tuesday 10:00 11:00 Dipartimento di giurisprudenza, via Maqueda n. 172,secondo piano (sez. Diritto pubblico)</p> | | |

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| PREREQUISITES | Presentation and Analysis Skills: Basic level. Adequate knowledge of modern and contemporary history as well as of fundamental legal concepts. |
| LEARNING OUTCOMES | <p>Knowledge and Understanding</p> <p>Knowledge and understanding of the structure and functioning of the Italian constitutional legal order with special attention to its actual dynamics and its functioning within the European geopolitical context. Ability to make connection between the different topics of the course.</p> <p>Applying Knowledge and Understanding</p> <p>Ability to use and implement legal knowledge focusing on the position of individuals within the constitutional legal order and the European geopolitical and legal order.</p> <p>Making Judgements</p> <p>Evaluate and analyze on the basis of acquired legal knowledge structural and dynamics characters of the functioning of the constitutional legal order in its relations with the European integration process.</p> <p>Communication</p> <p>Consciously and clearly express acquired knowledge, acquiring logic and understandable technique of expression of legal topics using proper legal terminology.</p> <p>Lifelong Learning Skills</p> <p>Acquiring the ability to develop new learning skills, useful to consolidate comprehension and usage of legal knowledge and to learn new aspects related to the evolution and changes of the normative framework. In particular, it will be of the utmost importance the use of logic and technologic tools and of doctrine, legislation and case-law. This aims at helping each student in the acquisition of skills helpful in deepening the analysis and understanding of legal-social topics and at preparing the student for a post-graduate learning pattern.</p> |
| ASSESSMENT METHODS | <p>The required knowledge and skills will be ascertained during the examination process. In particular, it will be assessed if the candidate reaches the learning targets.</p> <p>The examination process comprehends written and oral examinations. The written one is not mandatory but it is highly recommended and is scheduled during mid-term course program, the oral and final one is scheduled at the end of the term.</p> <p>The written examination aims at verifying the possession of the required knowledge and skills. Written questions submitted during the exam will be clearly drafted and requires the candidate to manage independently their resolution. The structure of the proof will be like to help comparison. The written examination will be a comprehensive set of open-ended questions. Questions will be drafted as to help in comparing results with the evaluation grid here attached.</p> <p>The result of the written examination will be taken into account in scoring the final result of the examination process but will not preclude in any way the admission to the oral examination.</p> <p>The oral examination will be an interview of a minimum of three questions on the topics described in the course programme. The evaluation of the oral examination will be made on the basis of the grid here attached.</p> <p>The final evaluation of each candidate will take into account both the results of the written and oral examination and grades on a scale between 18 and 30 cum laude.</p> <p>Evaluation grid</p> <ul style="list-style-type: none">- Excellent 30 -30 cum laude: good knowledge of the topics, excellent property language, excellent capacity of analysis ; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analyzed. He/she is also able to properly argue possible solution, including multiple alternatives- Very good 26-29: good knowledge of the topics, good properties 'of language, good capacity' analytical; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analyzed. The student is able to adequately apply theoretical knowledge to real cases which are proposed to be analyzed- Good 24-25: Basic knowledge of the main topics, good property of language, the student shows limited ability' to apply theoretical knowledge to real cases which are proposed to be analyzed- Satisfactory 21-23: the student does not show that complete command of the main teaching topics, although showing to know the basic knowledges; he/she shows satisfactory property of language albeit with a poor ability' to adequately apply theoretical knowledge to real cases which are proposed to be analyzed- Sufficient 18-20: minimal knowledge of the main teaching and technical language issues, limited capacity to adequately apply theoretical knowledge to real cases which are proposed to be analyzed- Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various scheduled topics. |

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| TEACHING METHODS | Lectures, classroom exercises, seminars |
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| PREREQUISITES | <p>Presentation and Analysis Skills: Basic level. Adequate knowledge of modern and contemporary history as well as of fundamental legal concepts</p> |
| LEARNING OUTCOMES | <p>Knowledge and Understanding Knowledge and understanding of the structure and functioning of the Italian constitutional legal order with special attention to its actual dynamics and its functioning within the European geopolitical context. Ability to make connection between the different topics of the course.</p> <p>Applying Knowledge and Understanding Ability to use and implement legal knowledge focusing on the position of individuals within the constitutional legal order and the European geopolitical and legal order.</p> <p>Making Judgements Evaluate and analyze on the basis of acquired legal knowledge structural and dynamics characters of the functioning of the constitutional legal order in its relations with the European integration process.</p> <p>Communication Consciously and clearly express acquired knowledge, acquiring logic and understandable technique of expression of legal topics using proper legal terminology.</p> <p>Lifelong Learning Skills Acquiring the ability to develop new learning skills, useful to consolidate comprehension and usage of legal knowledge and to learn new aspects related to the evolution and changes of the normative framework. In particular, it will be of the utmost importance the use of logic and technologic tools and of doctrine, legislation and case-law. This aims at helping each student in the acquisition of skills helpful in deepening the analysis and understanding of legal social topics and at preparing the student for a post-graduate learning pattern.</p> |
| ASSESSMENT METHODS | <p>The required knowledge and skills will be ascertained during the examination process. In particular, it will be assessed if the candidate reaches the learning targets.</p> <p>The examination process comprehends written and oral examinations. The written one is not mandatory but it is highly recommended and is scheduled during mid-term course program, the oral and final one is scheduled at the end of the term.</p> <p>The written examination aims at verifying the possession of the required knowledge and skills. Written questions submitted during the exam will be clearly drafted and requires the candidate to manage independently their resolution. The structure of the proof will be like to help comparison. The written examination will be a comprehensive set of open-ended questions. Questions will be drafted as to help in comparing results with the evaluation grid here attached.</p> <p>The result of the written examination will be taken into account in scoring the final result of the examination process but will not preclude in any way the admission to the oral examination.</p> <p>The oral examination will be an interview of a minimum of three questions on the topics described in the course programme. The evaluation of the oral examination will be made on the basis of the grid here attached.</p> <p>The final evaluation of each candidate will take into account both the results of the written and oral examination and grades on a scale between 18 and 30 cum laude.</p> <p>Evaluation grid</p> <ul style="list-style-type: none"> - Excellent 30 -30 cum laude: good knowledge of the topics, excellent property language, excellent capacity of analysis ; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analyzed. He/she is also able to properly argue possible solution, including multiple alternatives - Very good 26-29: good knowledge of the topics, good properties 'of language, good capacity' analytical; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analyzed. The student is able to adequately apply theoretical knowledge to real cases which are proposed to be analyzed - Good 24-25: Basic knowledge of the main topics, good property of language, the student shows limited ability' to apply theoretical knowledge to real cases which are proposed to be analyzed - Satisfactory 21-23: the student does not show that complete command of the main teaching topics, although showing to know the basic knowledges; he/she shows satisfactory property of language albeit with a poor ability' to adequately apply theoretical knowledge to real cases which are proposed to be analyzed - Sufficient 18-20: minimal knowledge of the main teaching and technical language issues, limited capacity to adequately apply theoretical knowledge to real cases which are proposed to be analyzed - Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various scheduled topics. |
| TEACHING METHODS | <p>Lezioni, esercitazioni in aula, seminari</p> |

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| PREREQUISITES | Presentation and Analysis Skills: Basic level. Adequate knowledge of modern and contemporary history as well as of fundamental legal concepts |
| LEARNING OUTCOMES | <p>Knowledge and Understanding</p> <p>Knowledge and understanding of the structure and functioning of the Italian constitutional legal order with special attention to its actual dynamics and its functioning within the European geopolitical context. Ability to make connection between the different topics of the course.</p> <p>Applying Knowledge and Understanding</p> <p>Ability to use and implement legal knowledge focusing on the position of individuals within the constitutional legal order and the European geopolitical and legal order.</p> <p>Making Judgements</p> <p>Evaluate and analyze on the basis of acquired legal knowledge structural and dynamics characters of the functioning of the constitutional legal order in its relations with the European integration process.</p> <p>Communication</p> <p>Consciously and clearly express acquired knowledge, acquiring logic and understandable technique of expression of legal topics using proper legal terminology.</p> <p>Lifelong Learning Skills</p> <p>Acquiring the ability to develop new learning skills, useful to consolidate comprehension and usage of legal knowledge and to learn new aspects related to the evolution and changes of the normative framework. In particular, it will be of the utmost importance the use of logic and technologic tools and of doctrine, legislation and case-law. This aims at helping each student in the acquisition of skills helpful in deepening the analysis and understanding of legal social topics and at preparing the student for a post-graduate learning pattern.</p> |
| ASSESSMENT METHODS | <p>The required knowledge and skills will be ascertained during the examination process. In particular, it will be assessed if the candidate reaches the learning targets.</p> <p>The examination process comprehends written and oral examinations. The written one is not mandatory but it is highly recommended and is scheduled during mid-term course program, the oral and final one is scheduled at the end of the term.</p> <p>The written examination aims at verifying the possession of the required knowledge and skills. Written questions submitted during the exam will be clearly drafted and requires the candidate to manage independently their resolution. The structure of the proof will be like to help comparison. The written examination will be a comprehensive set of open-ended questions. Questions will be drafted as to help in comparing results with the evaluation grid here attached.</p> <p>The result of the written examination will be taken into account in scoring the final result of the examination process but will not preclude in any way the admission to the oral examination.</p> <p>The oral examination will be an interview of a minimum of three questions on the topics described in the course programme. The evaluation of the oral examination will be made on the basis of the grid here attached.</p> <p>The final evaluation of each candidate will take into account both the results of the written and oral examination and grades on a scale between 18 and 30 cum laude.</p> <p>Evaluation grid</p> <ul style="list-style-type: none"> - Excellent 30 -30 cum laude: good knowledge of the topics, excellent property language, excellent capacity of analysis ; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analyzed. He/she is also able to properly argue possible solution, including multiple alternatives - Very good 26-29: good knowledge of the topics, good properties 'of language, good capacity' analytical; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analyzed. The student is able to adequately apply theoretical knowledge to real cases which are proposed to be analyzed - Good 24-25: Basic knowledge of the main topics, good property of language, the student shows limited ability' to apply theoretical knowledge to real cases which are proposed to be analyzed - Satisfactory 21-23: the student does not show that complete command of the main teaching topics, although showing to know the basic knowledges; he/she shows satisfactory property of language albeit with a poor ability' to adequately apply theoretical knowledge to real cases which are proposed to be analyzed - Sufficient 18-20: minimal knowledge of the main teaching and technical language issues, limited capacity to adequately apply theoretical knowledge to real cases which are proposed to be analyzed - Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various scheduled topics. |
| TEACHING METHODS | Lectures, classroom exercises, seminars |

MODULE CONSTITUTIONAL LAW - MODULE II

Prof.ssa ANTONELLA SCIORTINO - Lettere F-N, - Lettere F-N, - Lettere O-Z, - Lettere O-Z

SUGGESTED BIBLIOGRAPHY

Lo studio della disciplina può avvenire utilizzando un manuale di diritto costituzionale aggiornato. In particolare si consiglia: - R. Bin- G. Pitruzzella, Diritto costituzionale, edizione più recente, Giappichelli, Torino

Si ricorda che per lo studio del diritto costituzionale è necessario avere conoscenza dei contenuti della Costituzione, delle leggi costituzionali e delle principali leggi di diritto pubblico. A tale scopo si consiglia la consultazione di un codice di diritto costituzionale aggiornato.

Tra i tanti si consiglia:

- L. Bassani. G. Bottino, M. Della Torre, V. Italia, G. Ruggeri, A. Zucchetti, Leggi fondamentali del diritto pubblico e costituzionale. Giuffrè, Milano, edizione più recente. The study of discipline may take place using an update constitutional law textbook. In particular we recommend:

- R. Bin- G. Pitruzzella, Constitutional Law, most recent edition, Giappichelli, Torino

Remind that the study of constitutional law requires knowledge of the contents of the constitution, constitutional laws and the main laws of public law. To do this, it is advisable to consult an up-to-date constitutional statute book.

Among them:

L. Bassani. G. Bottino, M. Della Torre, V. Italia, G. Ruggeri,

L. A. Zucchetti, Leggi fondamentali del diritto pubblico e costituzionale. Giuffrè, Milano, edizione più recente

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| AMBIT | 20001-Costituzionalistico |
| INDIVIDUAL STUDY (Hrs) | 102 |
| COURSE ACTIVITY (Hrs) | 48 |

EDUCATIONAL OBJECTIVES OF THE MODULE

Knowledge and Understanding

Knowledge and understanding of the structure and functioning of the Italian constitutional legal order with special attention to its actual dynamics and its functioning within the European geopolitical context. Ability to make connection between the different topics of the course.

Applying Knowledge and Understanding

Ability to use and implement legal knowledge focusing on the position of individuals within the constitutional legal order and the European geopolitical and legal order.

Making Judgements

Evaluate and analyze on the basis of acquired legal knowledge structural and dynamics characters of the functioning of the constitutional legal order in its relations with the European integration process.

Communication

Consciously and clearly express acquired knowledge, acquiring logic and understandable technique of expression of legal topics using proper legal terminology.

SYLLABUS

| Hrs | Frontal teaching |
|-----|---|
| 16 | The Italian Constitutional Regime: Structure, Bodies and their relations: The Government, the Parliament, the Head of the State. Territorial autonomies. The Judiciary |
| 16 | The Constitutional Justice |
| 16 | Fundamental Rights and Freedoms |

**MODULE
CONSTITUTIONAL LAW - MODULE I**

Prof.ssa ANTONELLA SCIORTINO - Lettere O-Z, - Lettere O-Z

SUGGESTED BIBLIOGRAPHY

R. Bin, G. Pitruzzella, Diritto costituzionale, Giappichelli, Torino, ult. ed.

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| AMBIT | 20001-Costituzionalistico |
| INDIVIDUAL STUDY (Hrs) | 102 |
| COURSE ACTIVITY (Hrs) | 48 |

EDUCATIONAL OBJECTIVES OF THE MODULE

The course provides adequate knowledge of the political power, its evolution and structures, especially focusing on its limits and the protection of freedom and dignity of human being, as individual, as member of a social group.
The course provides adequate knowledge and understanding of the structure and the evolution of the contemporary political regimes, with special focus on the Italian constitutional system.
The course provides adequate knowledge of the Italian sources of law and its interpretation criteria, within the international and european legal order.
The course provides adequate tools to develop skills of constitutional review of normative acts and political activity and understanding of the constitutional court judgments.

SYLLABUS

| Hrs | Frontal teaching |
|------------|--|
| 48 | The State and its fundamental elements. Political regimes. Electoral systems. The European Union. The Constitution. The Italian Constitution. The interpretation of the constitution Sources of law. The Italian System of the sources of law. The System of the Sources of law of the territorial Autonomies. EU legal order, sources of law and its relations with the Italian legal order. |

**MODULE
CONSTITUTIONAL LAW - MODULE II**

Prof.ssa ELISA CAVASINO - Lettere A-E, - Lettere A-E

SUGGESTED BIBLIOGRAPHY

R. Bin, G. Pitruzzella, Diritto costituzionale, Torino, Giappichelli, ultima edizione.

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| AMBIT | 20001-Costituzionalistico |
| INDIVIDUAL STUDY (Hrs) | 102 |
| COURSE ACTIVITY (Hrs) | 48 |

EDUCATIONAL OBJECTIVES OF THE MODULE

To provide knowledge and skills necessary to understand dimensions and kinds of exercise of political power, the shape and the evolution of the State and of its different political regimes.
to Provide the student with the knowledge and skills necessary to identify the limits to the exercise of sovereign powers, with specific reference to compliance with the freedom and dignity of the human person, both as an individual and in the social institutions.
to Equip the student with the knowledge and skills necessary to understand the dynamics and functioning of contemporary political systems, with specific reference to the Italian constitutional system.
to Equip the student with the knowledge and skills necessary to understand sources of law.

SYLLABUS

| Hrs | Frontal teaching |
|------------|---|
| 14 | Parliamentarism in the Italian Constitution; Constitutional bodies and powers: the Government; the Parliament; The Head of the State; The Judiciary |
| 6 | Territorial Autonomy |
| 14 | Constitutional Justice |
| 14 | Constitutional Rights and Freedoms |

MODULE CONSTITUTIONAL LAW - MODULE I

Prof.ssa LAURA LORELLO - Lettere A-E, - Lettere A-E

SUGGESTED BIBLIOGRAPHY

Lo studio della disciplina puo' avvenire utilizzando un manuale di diritto costituzionale aggiornato. In particolare si consiglia:
- R. Bin- G. Pitruzzella, Diritto costituzionale, edizione piu' recente, Giappichelli, Torino

Si ricorda che per lo studio del diritto costituzionale e' necessario avere conoscenza dei contenuti della Costituzione, delle leggi costituzionali e delle principali leggi di diritto pubblico. A tale scopo si consiglia la consultazione di un codice di diritto costituzionale aggiornato.

Tra i tanti si consiglia:

- M. Bassani, G. Bottino, M. Della Torre, V. Italia, G. Ruggeri, A. Zucchetti, Leggi fondamentali del diritto pubblico e costituzionale. Giuffre, Milano, edizione piu' recente

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| AMBIT | 20001-Costituzionalistico |
| INDIVIDUAL STUDY (Hrs) | 102 |
| COURSE ACTIVITY (Hrs) | 48 |

EDUCATIONAL OBJECTIVES OF THE MODULE

Knowledge and Understanding

Knowledge and understanding of the structure and functioning of the Italian constitutional legal order with special attention to its actual dynamics and its functioning within the European geopolitical context. Ability to make connection between the different topics of the course.

Applying Knowledge and Understanding

Ability to use and implement legal knowledge focusing on the position of individuals within the constitutional legal order and the European geopolitical and legal order.

Making Judgements

Evaluate and analyze on the basis of acquired legal knowledge structural and dynamics characters of the functioning of the constitutional legal order in its relations with the European integration process.

Communication

Consciously and clearly express acquired knowledge, acquiring logic and understandable technique of expression of legal topics using proper legal terminology.

SYLLABUS

| Hrs | Frontal teaching |
|-----|---|
| 24 | The State and its fundamental elements. Political regimes. Electoral systems. The European Union. The Constitution. The Italian Constitution. The interpretation of the constitution |
| 24 | Sources of law. The Italian System of the sources of law. The System of the Sources of law of the territorial Autonomies. EU legal order, sources of law and its relations with the Italian legal order |

MODULE CONSTITUTIONAL LAW - MODULE I

Prof.ssa ORNELLA SPATARO - Lettere F-N, - Lettere F-N

SUGGESTED BIBLIOGRAPHY

Lo studio della disciplina puo' avvenire utilizzando un manuale di diritto costituzionale aggiornato. In particolare si consiglia: R. Bin- G. Pitruzzella, Diritto costituzionale, edizione piu' recente, Giappichelli, Torino.

Si ricorda che per lo studio del diritto costituzionale e' necessario avere conoscenza dei contenuti della Costituzione, delle leggi costituzionali e delle principali leggi di diritto pubblico. A tale scopo si consiglia la consultazione di un codice di diritto costituzionale aggiornato.

Tra i tanti si consiglia:

M. Bassani. G. Bottino, M. Della Torre, V. Italia, G. Ruggeri, A. Zucchetti, Leggi fondamentali del diritto pubblico e costituzionale. Giuffre, Milano, edizione piu' aggiornata.

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| AMBIT | 20001-Costituzionalistico |
| INDIVIDUAL STUDY (Hrs) | 102 |
| COURSE ACTIVITY (Hrs) | 48 |

EDUCATIONAL OBJECTIVES OF THE MODULE

Provide the student with the knowledge and skills needed to understand
The size and forms of manifestation of political power, transformations
Of the state and its possible articulation in different forms.
Provide the student with the knowledge and skills necessary to identify the
Limits to the exercise of sovereign powers, with particular reference to the respect of the
Freedom and dignity of the human person, both as a singular and in the
Social formations.
Equip the student with the knowledge and skills needed to
Understand the dynamics and functioning of contemporary political systems,
With particular reference to the Italian constitutional system.
Equip the student with the knowledge and skills needed to
Understand the main process of formation of normative acts, taking
Account of their relationships (chronological, hierarchical, specialty and
competence).
Equip the student with the knowledge and skills needed to
Understand the ability to interpret a normative text, desuming it
Meaning in a systematic, both internal and European perspective
international.
Equip the student with the knowledge and skills needed to
Understand to evaluate the conformity of acts and conduct with principles
Constitutional and to understand and classify the judgments made by the judge
Constitutional in the exercise of its various functions.

SYLLABUS

| Hrs | Frontal teaching |
|-----|--|
| 4 | The State and its constituent elements. |
| 8 | State shapes and forms of government. |
| 8 | the electoral systems |
| 4 | Constitution. The Italian constitution and its interpretation. |