



# UNIVERSITÀ DEGLI STUDI DI PALERMO

<b>DEPARTMENT</b>	Giurisprudenza		
<b>ACADEMIC YEAR</b>	2018/2019		
<b>MASTER'S DEGREE (MSC)</b>	LAW		
<b>SUBJECT</b>	ELEMENTS OF PRIVATE LAW		
<b>TYPE OF EDUCATIONAL ACTIVITY</b>	A		
<b>AMBIT</b>	20003-Privatistico		
<b>CODE</b>	04035		
<b>SCIENTIFIC SECTOR(S)</b>	IUS/01		
<b>HEAD PROFESSOR(S)</b>	CAMILLERI ENRICO	Professore Ordinario	Univ. di PALERMO
	PALMERI GIUSEPPA	Professore Ordinario	Univ. di PALERMO
	PLAIA ARMANDO	Professore Ordinario	Univ. di PALERMO
<b>OTHER PROFESSOR(S)</b>			
<b>CREDITS</b>	9		
<b>INDIVIDUAL STUDY (Hrs)</b>	153		
<b>COURSE ACTIVITY (Hrs)</b>	72		
<b>PROPAEDEUTICAL SUBJECTS</b>			
<b>MUTUALIZATION</b>			
<b>YEAR</b>	1		
<b>TERM (SEMESTER)</b>	Annual		
<b>ATTENDANCE</b>	Not mandatory		
<b>EVALUATION</b>	Out of 30		
<b>TEACHER OFFICE HOURS</b>	<p><b>CAMILLERI ENRICO</b>  Wednesday 11:00 13:00 Studio del docente presso Dipartimento di Giurisprudenza, I piano se. Diritto Privato5</p> <p><b>PALMERI GIUSEPPA</b>  Tuesday 14:00 15:30 Dipartimento DiGi, via Maqueda n. 172, I piano</p> <p><b>PLAIA ARMANDO</b>  Thursday 12:00 13:00 piazza bologni 8, I piano</p>		

PREREQUISITES	Knowledge of adequate general notions about the history of ideas, the main periodizations of modern and contemporary history, as well as the main economic and legal macroconcepts
LEARNING OUTCOMES	<p>Acquiring an adequate knowledge of the basic rules and principles of private law. Understanding the reciprocal links existing between the different partitions of the current Private Law as well as the deep ties that make up its various institutes. Ability to identify the existing links between more institutions and to formulate the most appropriate solution hypotheses</p> <p>This case</p> <p>Judgment autonomy</p> <p>Critical awareness of the growing complexity of the system of private law, in the interaction between constitutional dictation, codification source, and extracodic sources, a kind of community matrix. The ability to classify individual events in fact within the corresponding legal cases,</p> <p>Communication skills</p> <p>Communicate the acquired knowledge in a comprehensive and convincing way through short written papers</p> <p>Learning ability</p> <p>The student must be able to orient himself in the system of private law as well as in the jurisprudential developments, and to master the interpretative tools that allow him to reconnect more institutions to</p> <p>Same species case. The student must also demonstrate that he has acquired the level of knowledge of the private law system that is indispensable for dealing with other civil engineering matrix lessons</p>
ASSESSMENT METHODS	<p>ORAL FINAL EXAMINATION with VOTING IN TRENTESIMI</p> <p>The exam consists of a colloquium aimed at assessing the level of knowledge of the topics being envisaged, the level of mastery of the specialized language and the candidate's ability to develop a reason for the application of theoretical knowledge to concrete cases that he proposes The analysis as well as the prospect of possible solutions.</p> <p>The interview consists of a minimum of four questions</p> <p>The evaluation will be in accordance with the following evaluation grid</p> <p>-Excellent excellence 30 -30 and praise: excellent knowledge of the subject matter, excellent language property,</p> <p>Excellent analytical capacity; The student is able to apply the theoretical knowledge to concrete cases that the solution proposes, hypothesising also alternative alternatives</p> <p>- Very good outcome 26 - 29: good knowledge of the topics, good language skills, good analytical ability; The student is able to adequately apply the theoretical knowledge to concrete cases that the solution proposes</p> <p>-Exitual good 24-25: basic knowledge of the main arguments, discrete language property, the student shows a limited ability to apply theoretical knowledge to concrete cases the solution proposes</p> <p>-Even satisfactory 21-23: the student does not show full mastery of the main subjects of the teaching, even though possessing the basic knowledge;</p> <p>However, shows a satisfactory language property though</p> <p>With insufficient ability to adequately apply theoretical knowledge to concrete cases where the solution is proposed</p> <p>- Sufficient outcome 18-20: minimum knowledge of the main subjects of teaching and technical language, little or no ability to adequately apply theoretical knowledge to concrete cases of which</p> <p>Proposes the solution</p> <p>- insufficient outcome: the student does not have an acceptable knowledge of the content of the different topics in Schedule n. 1 written test to be held during the 2nd lesson cycle. The test, consisting in the submission of two open-ended questions and a practical case on which to formulate a brief opinion, is intended to verify the degree of</p> <p>Understanding the topics and testing the ability to apply the theoretical notions acquired to the solution of concrete cases. Submission to the on-the-job test is merely optional for the student.</p> <p>The judgment on the test is not medium to the final exam and consists of the alternative: positive judgment / negative judgment</p>
EDUCATIONAL OBJECTIVES	The course provides students with the basic notions of the Italian civil engineering system, with particular attention to historical evolutionary profiles and links with other legal disciplines. Special investigations are devoted to the study of the influence of constitutional norms, the growing role played by international law and the EU law, in particular the protection of the market, the importance of doctrinal and jurisprudential processing as well as the links between Substantive and procedural law.
TEACHING METHODS	Frontal lessons
SUGGESTED BIBLIOGRAPHY	Manuale del Diritto Privato, a cura di S. Mazzamuto, Giappichelli 2017

## SYLLABUS

Hrs	Frontal teaching
10	The sources
10	Physical and legal person
10	The obligation
17	The contract and the contracts
10	The family
10	Succession
5	The property

<b>PREREQUISITES</b>	adequate knowledge of general notions concerning the history of ideas , the main periodization of modern and contemporary history as well as the major economic and legal concepts
<b>LEARNING OUTCOMES</b>	<p>Acquisition of an adequate knowledge of the rules and the basic principles of private law. Understanding of the reciprocal relationships between the different parts of Private Law in force as well as of the profound links making up its various institutions system. Capacity to formulate the most suitable solutions to the occurring facts of a case at stage</p> <p>Making judgments Critical awareness of the growing complexity of the civil law system, of the interaction between constitutional provisions, codified norms and rules, and other sources of law , especially the Community template. Capacity to classify single factual events within the proper relevant legal categories and to identify the links between many different institutions</p> <p>Ability to Communicate Communicating knowledge in a comprehensive and convincing manner also acquired through short written papers</p> <p>Capacity Learning The student must demonstrate his/her command of the system of private law by making reference to the developments in case law. He/she has also to demonstrate to have command of the interpretive tools enabling to reconnect more 'institutions to the same case. The student has also to show he/she has acquired the level of knowledge of the civil law system to address other civilistic statutory matrix teachings of the degree course</p>
<b>ASSESSMENT METHODS</b>	<p>Oral final exam - Grades on a scale between 18 and 30 cum laude</p> <p>The exam consists of an interview aimed at ascertaining the level of knowledge of the topics in the syllabus, the level of command in the specialized language and the ability of the candidate to develop a reasoning aimed at the application of theoretical knowledge to specific cases in order to argue and possible solutions. The interview consists of a minimum of four questions</p> <p>The evaluation will take place 'in conformity' to the following evaluation grid</p> <p>-Excellent 30 -30 cum laude: excellent 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 analysed. He/she is also able to properly argue possible solution, including multiple alternatives</p> <p>- Very good 26-29: very good knowledge of the topics, very good properties 'of language, very good capacity' analytical; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analysed. The student is able to adequately apply theoretical knowledge to real cases which are proposed to be analysed</p> <p>- 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</p> <p>-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</p> <p>- 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</p> <p>- Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various topics on the agenda</p> <p>During the second semester n. 1 written test in progress, on voluntary basis, is scheduled. The test, consisting in two open questions and a practical case on which to formulate a brief opinion, is devoted to offer the student an opportunity to do a preliminary check up of his/her overall understanding and knowledge of the syllabus as well as to test the ability' to apply theoretical knowledge to the solution of concrete cases.</p>

	The assessment of the evidence does not mean the final examination and is given a choice: Positive Rating / negative judgment
<b>EDUCATIONAL OBJECTIVES</b>	The course provides students with the fundamentals of the Italian civil law system, with special focus on the historical evolution and connections with other legal disciplines, the influence of constitutional rules, the growing role played by international and EU law, particularly as regards to the market protection, theoretical contributions, case law and the nexus between substantial rights on the one hand and remedies and procedures, on the other hand
<b>TEACHING METHODS</b>	Lectures
<b>SUGGESTED BIBLIOGRAPHY</b>	<p>Manuale del Diritto Privato, a cura di S. Mazzamuto, Giappichelli, ultima edizione in commercio</p> <p>Codice Civile (con la Costituzione i Trattati UE e le principali leggi complementari), a cura di A. Di Majo, Giuffrè editore, ultima edizione in commercio</p> <p>Schulze-Zimmermann, Sirena, Patti, Diritto Privato Europeo. Testi di riferimento, Giappichelli, 2017</p>

### SYLLABUS

<b>Hrs</b>	<b>Frontal teaching</b>
72	<p>Jurisprudence 4 hours</p> <p>Law of Properties - 6 hours</p> <p>Law of Obligations 14 hours</p> <p>Law of Torts 4 hours</p> <p>Law of Contracts 18 hours</p> <p>Natural Persons and legal entities: 6 hours</p> <p>Family Law 10 hours</p> <p>Deeds 2 hours</p> <p>Law of Successions 8 hours</p>

<b>PREREQUISITES</b>	Knowledge of adequate general notions about the history of ideas, the main periodizations of modern and contemporary history, as well as the main economic and legal macroconcepts
<b>LEARNING OUTCOMES</b>	<p>Acquisition of an adequate knowledge of the rules and the basic principles of private law. Understanding of the reciprocal relationships between the different parts of Private Law in force as well as of the profound links making up its various institutions system. Capacity to formulate the most suitable solutions to the occurring facts of a case at stage</p> <p>Making judgments</p> <p>Critical awareness of the growing complexity of the civil law system, of the interaction between constitutional provisions, codified norms and rules, and other sources of law, especially the Community template. Capacity to classify single factual events within the proper relevant legal categories and to identify the links between many different institutions</p> <p>Ability to Communicate</p> <p>Communicating knowledge in a comprehensive and convincing manner also acquired through short written papers</p> <p>Capacity Learning</p> <p>The student must demonstrate his/her command of the system of private law by making reference to the developments in case law. He/she has also to demonstrate to have command of the interpretive tools enabling to reconnect more 'institutions to the same case. The student has also to show he/she has acquired the level of knowledge of the civil law system to address other civilistic statutory matrix teachings of the degree course.</p>
<b>ASSESSMENT METHODS</b>	<p>Oral final exam - Grades on a scale between 18 and 30 cum laude</p> <p>The exam consists of an interview aimed at ascertaining the level of knowledge of the topics in the syllabus, the level of command in the specialized language and the ability of the candidate to develop a reasoning aimed at the application of theoretical knowledge to specific cases in order to argue and possible solutions.</p> <p>The interview consists of a minimum of four questions</p> <p>The evaluation will take place 'in conformity' to the following evaluation grid</p> <p>-Excellent 30 -30 cum laude: excellent knowledge of the topics, excellent property of language, excellent capacity of analysis; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analysed. He/she is also able to properly argue possible solution, including multiple alternatives</p> <p>- Very good 26-29: very good knowledge of the topics, very good properties of language, very good capacity of analytical; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analysed. The student is able to adequately apply theoretical knowledge to real cases which are proposed to be analysed</p> <p>- 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</p> <p>-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</p> <p>- Sufficient 18-20: minimal knowledge of the main teaching and technical language issues, limited or no capacity to adequately apply theoretical knowledge to real cases which are proposed to be analyzed</p> <p>- Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various topics on the agenda</p> <p>During the second semester n. 1 written test in progress, on voluntary basis, is scheduled.</p> <p>The test, consisting in two open questions and a practical case on which to formulate a brief opinion, is devoted to offer the student an opportunity to do a preliminary check up of his/her overall understanding and knowledge of the syllabus as well as to test the ability to apply theoretical knowledge to the solution of concrete cases.</p> <p>The assessment of the evidence does not mean the final examination and is given a choice: Positive Rating / negative judgment</p>
<b>EDUCATIONAL OBJECTIVES</b>	The course provides students with the fundamentals of the Italian civil law system, with special focus on the historical evolution and connections with other legal disciplines, the influence of constitutional rules, the growing role played by international and EU law, particularly as regards to the market protection, theoretical contributions, case law and the nexus between substantial rights on the one hand and remedies and procedures, on the other hand
<b>TEACHING METHODS</b>	Lectures
<b>SUGGESTED BIBLIOGRAPHY</b>	<p>A. Galasso, G. Palmeri, Istituzioni del diritto privato, tomo I, Zanichelli 2016</p> <p>A. Galasso, G. Palmeri, Istituzioni del diritto privato, tomo II, Zanichelli 2017</p> <p>Codice Civile (con la Costituzione i Trattati UE e le principali leggi</p>

	complementrari), a cura di A. Di MAjo, Giuffre' editore, ultima edizione in commercio
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## SYLLABUS

Hrs	Frontal teaching
72	5 hrs The sources; 10 hrs Natural Persons and legal entities; 5 hrs Law of Properties; 10 hrs Law of Obligations; 17 hrs Law of Contracts; 10 hrs Family Law; 6 hrs Law of Successions; 9 hrs Law of Torts.