



UNIVERSITÀ DEGLI STUDI DI PALERMO

DEPARTMENT	Scienze Politiche e delle Relazioni Internazionali		
ACADEMIC YEAR	2018/2019		
BACHELOR'S DEGREE (BSC)	POLITICAL SCIENCES AND INTERNATIONAL RELATIONS		
SUBJECT	CRIMINAL PROCEDURAL LAW -		
TYPE OF EDUCATIONAL ACTIVITY	C		
AMBIT	10711-Attività formative affini o integrative		
CODE	02546		
SCIENTIFIC SECTOR(S)	IUS/16		
HEAD PROFESSOR(S)	MAGGIO PAOLA	Professore Associato	Univ. di PALERMO
OTHER PROFESSOR(S)			
CREDITS	6		
INDIVIDUAL STUDY (Hrs)	108		
COURSE ACTIVITY (Hrs)	42		
PROPAEDEUTICAL SUBJECTS			
MUTUALIZATION			
YEAR	3		
TERM (SEMESTER)	1° semester		
ATTENDANCE	Not mandatory		
EVALUATION	Out of 30		
TEACHER OFFICE HOURS	MAGGIO PAOLA Monday 10:00 11:00 DEMS Giurisprudenza 3° piano. Durante il periodo di emergenza Covid Via teams.		

PREREQUISITES	General knowledge and comprehension of the basic concepts of criminal system and criminal procedure.
LEARNING OUTCOMES	<p>Knowledge and understanding.</p> <p>Knowledge and understanding of the basic concepts of criminal law and criminal procedure.</p> <p>Knowledge and understanding of the functioning of individually and collectively criminal liability; comprehension about the compliance programmes. The legal responsibility of a corporation for criminal actions, or the failure to act in some cases, committed by the company's employees. If the actions were done for the benefit of the company, are a result of negligence or if they occurred due to a lack of responsible management by the company, the corporation can be prosecuted and punished.</p> <p>Applying knowledge and understanding.</p> <p>Ability to apply knowledge and understanding by showing a professional approach to work; competences typically demonstrated through devising and sustaining thesis and solving problems within criminal law.</p> <p>Making judgements.</p> <p>Ability to analyse and evaluate from a juridical standpoint the topics referring to the activity and the organizational asset of enterprises on the basis of the knowledge and methodology learned during the course. Ability to express autonomous opinions.</p> <p>Communication skills</p> <p>Ability to communicate information, ideas, problems and solutions to both specialist and non-specialist audiences</p> <p>Learning skills.</p> <p>Development of learning skills to undertake further studies with a high degree of autonomy. Ability to select instruments and methods to update and constantly improve skills, in particular by analysing case law and law materials as well as referring to specialized literature in the legal field.</p>
ASSESSMENT METHODS	<p>Final oral exam (grades on a scale between 18 and 30 cum laude) .</p> <p>The oral exam consists of an interview (three questions) on all topics in the syllabus by reference to suggested bibliography. The interview aims to verify the level of knowledge and understanding of the topics in the syllabus and the ability of the candidate to critically examine specific issues and legal cases. The evaluation will be sufficient if the candidate shows at least basic knowledge and understanding of the topics and if he/she should give evidence of a minimum of ability to critically examine specific issues and legal cases. He/she must also demonstrate mastery of the specialized language and sufficient argumentation skills. Under those thresholds, the outcome will be insufficient. The more the candidate demonstrates detailed knowledge and understanding of the topics and his/her abilities to develop a reasoning aimed at the application of theoretical knowledge to specific cases in order to argue and possible solutions, the more the evaluation will be positive. The evaluation will take place according to the following grid:</p> <p>"excellent", 30-30 cum laude: excellent knowledge of the topics, excellent ability to frame topics, excellent property of language, excellent capacity of analysis, excellent abilities to critically examine specific issues and legal cases;</p> <p>"very good", 27-29: very good knowledge of the topics, very good ability to frame topics, very good property of language, very good capacity of analysis, very good abilities to critically examine specific issues and legal cases;</p> <p>"good", 24-26: good knowledge of the topics, good ability to frame topics, good property of language, good capacity of analysis, good abilities to critically examine specific issues and legal cases;</p> <p>"satisfactory", 21-23: satisfactory knowledge of the topics, satisfactory ability to frame topics, satisfactory property of language, satisfactory capacity of analysis, satisfactory abilities to critically examine specific issues and legal cases;</p> <p>"sufficient", 18-20: minimal knowledge of the main teaching and technical language issues, limited capacity to independently apply theoretical knowledge; insufficient outcome: the student does not have a sufficient knowledge of the various syllabus topics and appropriate command in the specialized language.</p>
EDUCATIONAL OBJECTIVES	The course aims to teach the basic concepts of criminal system. At the end of the course, students will acquire general knowledge on criminal offences and criminal trial. They will be able to constantly update their knowledge by consulting law and case-law collections. Particular attention will be paid to the innovations about corporate liability.
TEACHING METHODS	Lessons
SUGGESTED BIBLIOGRAPHY	<p>A. LANZI, Istituzioni di diritto penale dell'economia, Giuffrè, Milano, 2012, p. 1-140.</p> <p>P. FERRUA, B. LAVARINI, Diritto Processuale Penale. Appunti per gli studenti di psicologia, Giappichelli, Torino, 2011, pp. 1- 144. In alternativa G. UBERTIS, Il processo penale, il Mulino, Bologna, 2020.</p>

A. ALESSANDRI, Diritto penale e attivita' economiche, il Mulino, Bologna, 2010, (soltanto il cap. X La responsabilita' da reato degli enti: pp. 191/247).
G. VARRASO, Il procedimento per gli illeciti amministrativi dipendenti da reato, Giuffre, Milano, 2012, pp. 1- 265.

SYLLABUS

Hrs	Frontal teaching
2	Criminal system: principles and guarantees.
1	Rule of law
2	Presumption of innocence
2	Fair trial
2	Criminal trial and equality of arms
2	Criminal jurisdiction
1	Separation of phases
2	Right to fair hearing
4	Corporate liability
3	Corporate liability and accusation
3	Corporate organizations and compliance programmes
2	Criminal offences for corporation as a legal person
2	Sanctions
3	Corporation's trial
3	Accused
3	Preliminary measures
3	Investigation
3	Appeal
Hrs	Practice
4	Criminal corporate liability:cases