



# UNIVERSITÀ DEGLI STUDI DI PALERMO

DEPARTMENT	Giurisprudenza
ACADEMIC YEAR	2019/2020
MASTER'S DEGREE (MSC)	LAW
SUBJECT	NEW CONTRACTS LAW
TYPE OF EDUCATIONAL ACTIVITY	X
AMBIT	20015-Attività formative in ambiti disciplinari affini o integrativi a quelli di base e caratterizzanti, anche con riguardo alle culture di contesto e alla formazione interdisciplinare
CODE	18727
SCIENTIFIC SECTOR(S)	IUS/01
HEAD PROFESSOR(S)	DI MARZO CLAUDIA      Ricercatore      Univ. di PALERMO
OTHER PROFESSOR(S)	
CREDITS	6
INDIVIDUAL STUDY (Hrs)	102
COURSE ACTIVITY (Hrs)	48
PROPAEDEUTICAL SUBJECTS	04035 - ELEMENTS OF PRIVATE LAW
MUTUALIZATION	
YEAR	5
TERM (SEMESTER)	2° semester
ATTENDANCE	Not mandatory
EVALUATION	Out of 30
TEACHER OFFICE HOURS	<b>DI MARZO CLAUDIA</b> Monday    10:00    12:00    Stanza N° 49, Piano I, Edificio 06, Dipartimento di Giurisprudenza, Via Maqueda, 172 - 90134 Palermo (PA); Link alla stanza virtuale "Ricevimento degli studenti", attiva sulla piattaforma Microsoft Teams: <a href="https://teams.microsoft.com/l/team/19%3a2b60132f8fc4480daa8f94cc07cc985c%40thread.tacv2/conversations?groupId=e085c933-2833-4f38-a198-9b7e49e0e990&amp;tenantId=bf17c3fc-3ccd-4f1e-8546-88f">https://  teams.microsoft.com/l/team/  19%3a2b60132f8fc4480daa8f94cc07cc985c  %40thread.tacv2/conversations?  groupId=e085c933-2833-4f38-  a198-9b7e49e0e990&amp;tenantId=bf17c3fc-3ccd-4f1e-8546-88f</a>

**DOCENTE:** Prof.ssa CLAUDIA DI MARZO

<b>PREREQUISITES</b>	This course requires no other prerequisite than the introductory course in Private Law.
<b>LEARNING OUTCOMES</b>	<p>The course aims essentially to offer notions and conceptual tools about Contract Law, with particular attention to new models of business contracts. The goal is to let students to be able to evaluate the contractual alternatives in different contexts. They should also understand the jurisprudential decisions studied in class, that is to say, be able to connect these with the subject matter taught in the course and be able to apply the principles studied in class to simple concrete situations, notably through the analysis of documents taken from practice.</p> <p>By the end of the course, students should have also acquired a clear understanding of the role and functions of private autonomy in contractual relations, which are sensitive to social factors and must be harmonized with EU legislation.</p>
<b>ASSESSMENT METHODS</b>	<p>The final oral exam on theory and cases includes the discussion of the assessment. Grades are on an 18/30 cum laude points scale.</p> <p>The exam consists of an interview to ascertain the level of knowledge of the topics in the syllabus, the level of command in specialized language and the ability of the candidate to develop reasoning able to apply theoretical knowledge to specific cases and to propose possible solutions.</p> <p>The interview consists of a minimum of 3 questions.</p> <p>The evaluation will take place in compliance with the following evaluation grid:</p> <ul style="list-style-type: none"> <li>- Excellent (30 -30 cum laude): exceptionally good knowledge of the topics, excellent property of specialized language, excellent capacity of analysis; the student is able to apply theoretical knowledge to cases proposed for the analysis. He/she is also able to properly argue possible solution, including multiple alternatives;</li> <li>- Very good (26-29): good knowledge of the topics, good property of specialized language, good ability in logical reasoning; the student is able to apply theoretical knowledge to cases which are proposed to be analyzed. The student is able to adequately apply theoretical knowledge to cases proposed for the analysis.</li> <li>- Good (24-25): Basic knowledge of the main topics, good property of language; the student shows limited ability to apply theoretical knowledge to cases proposed for the analysis.</li> <li>- Satisfactory (21-23): the student does not show complete command of the main topics, although showing to have achieved the basic knowledge; he/she shows satisfactory property of specialized language albeit with limited ability to adequately apply theoretical knowledge to cases proposed for the analysis;</li> <li>- Sufficient (18-20): minimal knowledge of the main topics, unsatisfactory capacity to apply theoretical knowledge to cases proposed for the analysis;</li> <li>- Insufficient outcome: the student does not have an acceptable knowledge of the syllabus topics.</li> </ul>
<b>EDUCATIONAL OBJECTIVES</b>	<p>Understand and master fundamental institutions of Contract Law, with specific regard to B-to-B and B-to-C contractual relations;</p> <p>Understand the new models of business contracts taught in the course, their practical use and purpose and be able to apply these models to simple concrete situations, notably through the analysis of documents taken from practice;</p> <p>Achieve a clear and deep knowledge of a number of new contracts, such as network agreement and trust agreement.</p>
<b>TEACHING METHODS</b>	<p>The course is taught as a lecture (6 course credit - 48 hours), however this does not mean the subject matter is not illustrated by means of readings and analysis of jurisprudential decisions.</p> <p>During the course, students will be given the opportunity to do an assessment, which is a written examination (3 hours). It includes questions of knowledge, comprehension and, if necessary, the solving of a concrete case or the commentary of a decision of jurisprudence studied in class.</p>
<b>SUGGESTED BIBLIOGRAPHY</b>	<p>Sarzana di S. Ippolito Fulvio, Nicotra Massimiliano, Diritto della Blockchain, Intelligenza Artificiale e IoT, Wolters Kluwer, 2018;</p> <p>specifici materiali didattici saranno distribuiti agli studenti durante il corso delle lezioni e caricati on-line;</p> <p>e' altresì indispensabile la consultazione del Codice Civile (con la Costituzione, i Trattati UE e le principali leggi complementari), nell'ultima edizione in commercio. A tale riguardo, si consiglia il Codice Civile (con la Costituzione, i Trattati UE e le principali leggi complementari), a cura di A. Di Majo, Giuffrè, in edizione aggiornata.</p>

## SYLLABUS

Hrs	Frontal teaching
1	Rent to buy
2	Network Agreements; case studies
1	Trust Agreement; case studies

## SYLLABUS

Hrs	Frontal teaching
4	Blockchain Technology: characteristics; types of blockchain; consensus mechanism
2	Token: properties and functions; representation
4	Blockchain, eIDAS Regulation, Digital Administration Code
4	Blockchain Technology and General Data Protection Regulation (GDPR) Regulation (EU) 2016/679 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data
2	Electronic Data Interchange (EDI)
4	Smart contracts
2	Decentralized Autonomous Organization (DAO)
2	Decentralized AI
2	Regulation of Blockchain Technology and Distributed Ledger Technology
4	Blockchain Technology applications
6	Regulation of Cryptocurrency in Europe, US and Asia
2	Regulation of Cryptocurrency in Italy
2	Initial Coin Offering (ICO)
4	Legal issues regarding the Internet of Things (IoT) phenomenon