



# UNIVERSITÀ DEGLI STUDI DI PALERMO

DEPARTMENT	Giurisprudenza
ACADEMIC YEAR	2019/2020
MASTER'S DEGREE (MSC)	LAW
SUBJECT	EUROPEAN CIVIL PROCEDURAL LAW
TYPE OF EDUCATIONAL ACTIVITY	D
AMBIT	20016-A scelta dello studente (dm270)
CODE	18725
SCIENTIFIC SECTOR(S)	IUS/15
HEAD PROFESSOR(S)	BENANTI EMANUELA      Professore a contratto      Univ. di PALERMO
OTHER PROFESSOR(S)	
CREDITS	6
INDIVIDUAL STUDY (Hrs)	102
COURSE ACTIVITY (Hrs)	48
PROPAEDEUTICAL SUBJECTS	19247 - CIVIL PROCEDURAL LAW AND ELEMENTS OF LEGAL COMPUTER SCIENCE - INTEGRATED COURSE
MUTUALIZATION	
YEAR	5
TERM (SEMESTER)	2° semester
ATTENDANCE	Not mandatory
EVALUATION	Out of 30
TEACHER OFFICE HOURS	

**DOCENTE:** Prof.ssa EMANUELA BENANTI

<b>PREREQUISITES</b>	nessuno
<b>LEARNING OUTCOMES</b>	Students must be able to demonstrate their knowledge of the following subjects: <ul style="list-style-type: none"><li>- the Brussels I recast Regulation on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters;</li><li>- the Regulation No 1206/2001 on cooperation between the courts of the Member States in the taking of evidence in civil and commercial matters;</li><li>- The Regulations No 805/2004, No 1896/2006 and No 861/2007 creating various European Enforcement Orders;</li><li>- The Regulation No 655/2014 creating a European Account Preservation Order</li></ul>
<b>ASSESSMENT METHODS</b>	prova orale
<b>EDUCATIONAL OBJECTIVES</b>	In this era of globalization, the European Civil Procedure has become even more important and relevant. The course aims to provide students with the legal basis of the so-called "European Civil Procedure". The judicial cooperation in civil matters is currently dealing with questions concerning subject matter jurisdiction, taking evidence abroad (i.e. in another Member State), recognition and enforcement of judgments rendered in another Member State.
<b>TEACHING METHODS</b>	lectures, tutorials, seminars , laboratory
<b>SUGGESTED BIBLIOGRAPHY</b>	Biavati, Diritto processuale dell'Unione europea, ultima edizione, Giuffrè, Milano Biavati-Lupoi, Regole europee e giustizia civile, Bononia University Press, Bologna, ultima edizione;

## SYLLABUS

Hrs	Frontal teaching
10	Jurisdiction, recognition and enforcement of foreign judgments in civil and commercial matters (Regulation No 1215/2012; Brussels I Recast Regulation);
5	Jurisdiction, recognition and enforcement of foreign judgments in matrimonial matters and in matters of parental responsibility for children of both spouses (Regulation No 2201/2003- Brussels II Bis Regulation);
8	Taking evidence abroad (Regulation No 1296/2001);
5	European Account Preservation Order (Regulation No 655/2014)
10	-European Enforcement Order (EEO Regulation, Regulation No 805/2004, regulation n. 1896/2006, regulation n. 861/2007);
5	Italian Res Judicata and State aids (ECJ, Case C- 119/05, Lucchini);
5	- Internal Res Judicata and EU Law (ECJ, Case C- 2/08, Fallimento Olimpiclub; ECJ, Case C-396/09, Fallimento Interedil);