



# UNIVERSITÀ DEGLI STUDI DI PALERMO

<b>DEPARTMENT</b>	Scienze Politiche e delle Relazioni Internazionali		
<b>ACADEMIC YEAR</b>	2021/2022		
<b>BACHELOR'S DEGREE (BSC)</b>	POLITICAL SCIENCES AND INTERNATIONAL RELATIONS		
<b>INTEGRATED COURSE</b>	INTERNATIONAL LAW - INTEGRATED COURSE		
<b>CODE</b>	02503		
<b>MODULES</b>	Yes		
<b>NUMBER OF MODULES</b>	2		
<b>SCIENTIFIC SECTOR(S)</b>	IUS/13		
<b>HEAD PROFESSOR(S)</b>	TERRASI ALFREDO	Ricercatore	Univ. di PALERMO
<b>OTHER PROFESSOR(S)</b>	BONO MARTA	Professore a contratto	Univ. di PALERMO
	TERRASI ALFREDO	Ricercatore	Univ. di PALERMO
<b>CREDITS</b>	12		
<b>PROPAEDEUTICAL SUBJECTS</b>			
<b>MUTUALIZATION</b>			
<b>YEAR</b>	3		
<b>TERM (SEMESTER)</b>	Annual		
<b>ATTENDANCE</b>	Not mandatory		
<b>EVALUATION</b>	Out of 30		
<b>TEACHER OFFICE HOURS</b>	<p><b>BONO MARTA</b>            Tuesday 10:00 12:00 Ex collegio San Rocco oppure Piattaforma Microsoft Teams            in base alle necessita del docente e dello studente</p> <p><b>TERRASI ALFREDO</b>            Tuesday 10:00 12:00 Piattaforma Microsoft Teams</p>		

<p><b>PREREQUISITES</b></p>	<p>Basic knowledge of legal systems in general and Italian legal system in particular.</p>
<p><b>LEARNING OUTCOMES</b></p>	<p>Mod. A:                      Knowledge and understanding:                      Students will gain a general knowledge of the international legal order, especially of its legal subjects and of the functions of law-making, judicial settlement and enforcement. Since the beginning of the course, the knowledge of the main international sub-systems will be crucial.                      Applying knowledge and comprehension:                      Students will be able to make their new skills effective, and to widen and increase their knowledge through the analysis of practical cases. To this end, students will acquire the necessary instruments to carry out accurate researches of international legal material and case law.                      Making judgements:                      Students will develop a critical approach about the different conceptions of international law, its social functions and its contents. They will become able to elaborate autonomous proposals in order to find out the solution of specialised legal questions. Thanks to the acquired critical capabilities, students will be able to develop an autonomous reasoning, with regard to both practical cases and scholarly opinions.                      Communicating skills:                      Students will gain awareness of the meaning of the words used to communicate ideas, considering the single relevant context. They will be able to use appropriately foreign words; to deal with a controversial legal question individuating its key points; to use different communicating skills - either orally or in written - in order to illustrate a legal specific matter, using an adequate legal terminology; to conduct bibliographic researches and to use appropriately web instruments, such as electronic data banks, electronic reviews etc.                      Learning skills:                      Students will obtain an overall understanding of international public law and an appropriate studying methodology, which will provide them with the capability to undertake activities (such as the consultation of relevant bibliographic, normative and case law material) in order to undertake high specialised studying paths. Students will be able to apply the specific learning methods of international law in order to enhance and update their skills in professional contexts.                      Mod. B:                      To get advanced tools for understanding the evolution of legal systems and of private international law. To know the main institutes and legal concepts of international law and private international law, especially with reference to comparative methodology. To acquire the ability to keep up-to-date by consulting relevant scientific publications, major judicial decisions and domestic, European and international legislation, also using the texts in the original language, specifically, in English. Communication skills in conveying the acquired knowledge comprehensively.</p>
<p><b>ASSESSMENT METHODS</b></p>	<p>Oral Final exam - Grades on a scale between 18 and 30 cum laude                      Mod. A: 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 specialised 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 three questions. The evaluation will take place in conformity to the following evaluation grid:                      -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.                      -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 analysed. The students is able to adequately apply theoretical knowledge to real cases which are proposed to be analysed.                      -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 analysed.                      -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 analysed. -                      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 analysed.                      -Insufficient outcome: the student does not have an acceptable knowledge of</p>

	the contents of the various topics on the agenda. Mod. B: Oral exam. The student will be asked at least three questions related to the course program. The grade of 18/30 will be awarded when the knowledge/ skills of the subject are at least elementary, up to the mark of 30/30 with possible praise, as the knowledge/ skills are excellent. The final grade is given by the average between the votes of the two modules
<b>TEACHING METHODS</b>	Lectures The course consists of two modules: Public International Law (6CFU) - hereinafter Mod. A - and Private International Law (6CFU) - hereinafter Mod. B.

<b>MODULE</b> <b>INTERNATIONAL PUBLIC LAW</b>  <i>Prof. ALFREDO TERRASI</i>	
<b>SUGGESTED BIBLIOGRAPHY</b>	
T. Ballarino, Diritto internazionale pubblico, Cedam (oppure: R. Monaco, C. Curti Gialdino, Manuale di diritto internazionale pubblico. Parte generale, Utet	
<b>AMBIT</b>	50200-discipline giuridiche
<b>INDIVIDUAL STUDY (Hrs)</b>	108
<b>COURSE ACTIVITY (Hrs)</b>	42
<b>EDUCATIONAL OBJECTIVES OF THE MODULE</b>	
Acquisition of advanced tools for understanding the evolution of legal systems and of the system of International Law. Knowledge of the theory of systems and the science of signs, the system of sources, the main institutions and legal concepts of International Law and of Conflicts of laws with reference to the comparative methodology.	

### SYLLABUS

Hrs	Frontal teaching
60	For the public international law section: - GENERAL FEATURES OF INTERNATIONAL LAW - THE FORMATION OF STANDARDS - SUBJECTS OF INTERNATIONAL LAW - INTERNATIONAL LAW AND ITALIAN LAW - INTERNATIONAL ORGANIZATIONS - INTERNATIONAL JUSTICE - THE TREATIES - THE TERRITORY - SEAS, CANALS AND RIVERS - AIR NAVIGATION AND COSMOS - THE STATE AND ITS ORGANS - THE HUMAN PERSON AND HIS PROTECTION - INTERNATIONAL TORT - INTERNATIONAL DISPUTES - THE LAW OF ARMED CONFLICT. WAR AND NEUTRALITY

**MODULE  
CONFLICT OF LAW**

*Prof.ssa MARTA BONO*

**SUGGESTED BIBLIOGRAPHY**

M. Bogdan, *Coincise Introduction to EU Private International Law (Third Edition)*, Europa Law Publishing, 2017.  
G. Cuniberti, *Conflict of Laws. A Comparative Approach. Test and Cases*, Elgar, 2017 (selected case law only).

<b>AMBIT</b>	50200-discipline giuridiche
<b>INDIVIDUAL STUDY (Hrs)</b>	108
<b>COURSE ACTIVITY (Hrs)</b>	42

**EDUCATIONAL OBJECTIVES OF THE MODULE**

The course aims at providing a general knowledge about Private International Law and its main research topics - jurisdiction, applicable law and recognition and enforcement of foreign decisions- with a special focus on the European Private International Law and its effects on the national laws of the Member States, including the Italian Private International Law. To this end, the most important decisions issued by the European Court of Justice and the Italian Supreme Court will be analysed and discussed throughout the course.

**SYLLABUS**

Hrs	Frontal teaching
2	The main object and function of private international law.
4	The sources of law: L. 218/95, UE Regulations, Conventions on private international law and uniform international law.
6	Jurisdiction: General Rules; Parallel Litigation; Choice of Court Agreements; Forum Shopping; Brussels I and II Regulations.
4	Choice of law: Competing methodologies; Choice of applicable law and connecting criteria; Rome I Regulation.
4	Recognition and enforcement of foreign acts, decisions and judgments issued within and outside of the European Union.
2	Contracts: Jurisdiction and choice of law to contractual obligations.
4	Dispute Resolution and International Arbitration.
4	Law applicable in torts matters; Rome II Regulation.
6	Marriage and other forms of union; divorce and legal separation (Regulation Rome III); adoption and international minors protection.
2	Successions and wills.
Hrs	Practice
4	Critical reading of scientific papers and group activities.