



# UNIVERSITÀ DEGLI STUDI DI PALERMO

DEPARTMENT	Scienze Economiche, Aziendali e Statistiche		
ACADEMIC YEAR	2021/2022		
BACHELOR'S DEGREE (BSC)	TOURISM SCIENCE		
SUBJECT	PRIVATE LAW		
TYPE OF EDUCATIONAL ACTIVITY	A		
AMBIT	50039-Discipline economiche, statistiche e giuridiche		
CODE	16115		
SCIENTIFIC SECTOR(S)	IUS/01		
HEAD PROFESSOR(S)	BRIZZOLARI VALERIO	Ricercatore a tempo determinato	Univ. di PALERMO
OTHER PROFESSOR(S)			
CREDITS	6		
INDIVIDUAL STUDY (Hrs)	98		
COURSE ACTIVITY (Hrs)	52		
PROPAEDEUTICAL SUBJECTS			
MUTUALIZATION			
YEAR	1		
TERM (SEMESTER)	2° semester		
ATTENDANCE	Not mandatory		
EVALUATION	Out of 30		
TEACHER OFFICE HOURS	<b>BRIZZOLARI VALERIO</b> Monday 15:00 16:00 stanza n. 13 ed. 13. Gli studenti interessati al ricevimento devono contattare il docente con congruo anticipo su Teams o per email. Si possono concordare appuntamenti in ragione delle esigenze individuali		

<b>PREREQUISITES</b>	Possess a basic culture on the organization of civil society: separation of powers; structure of the state; organization of the judicial system.
<b>LEARNING OUTCOMES</b>	<p>Knowledge and understanding  Knowledge of both the Italian and the European Union Law about pecuniary and non-pecuniary relationship ruled by private law, with special regard to the matters of: natural and legal persons; goods and real estate; legal acts and contracts. In particular, it will be analysed: typical and atypical contracts; contracts between traders and consumers; contracts between companies of which one in a situation of economic dependence; obligations; tort liability; judicial protection of rights; competition and related remedies. Acquisition of the technical language and of the conceptual framework suitable to represent the matter.</p> <p>Applying knowledge and understanding  Suitability to cope independently exegesis of the regulatory provisions, to identify concrete case, reconstructing its discipline in light of related cases. This activity should be carried out within a framework made by: systematic coherence, attention to major legal interpretations and interpretation adapted to the context of the European Union Law.</p> <p>Autonomy of judgement  Ability to achieve interpretive outcomes not overcome, to submit to a critical revision both the case law guidelines and the most established theoretical positions in line to economic and regulatory changes of the society, in order to achieve solid solutions from a formal point of view and adequate to the changed social-economic context. Development of autonomy of interpretation to achieve outcomes also unrevealed.</p> <p>Communication skill  Mastery of technical language and of conceptual heritage, in order to develop a speech aimed to identify technical arguments to support interpretative solutions in the field of private law relationships. Acquisition of a double kind of language: the pragmatic language and the theoretical and speculative language.</p> <p>Learning skill  Ability to keep knowledge updated through the analysis of the new legislative text, of the occurred jurisprudential guidelines and of the scientific production of essayistic character of wider dissemination in the sector of private law. Ability to use the knowledge acquired during the course in the context of conferences, Master's Degree, in-depth courses, seminars in on pecuniary and non-pecuniary relationships in the field of private law, professional interviews, insolvency procedures.</p>
<b>ASSESSMENT METHODS</b>	<p>Midterm written test (attending students): the examinee must answer three open-ended questions concerning the topics covered during lectures.</p> <p>Final oral test (attending and non-attending students): the examinee must answer at least one question orally on each part of the program, with reference to the suggested readings, lectures held and examined jurisprudence.</p> <p>The written and oral examination verify the level of learning of the student evaluated by a minimum grade of 18/30, which corresponds to basic knowledge of all parts of the program and of the technical language, to a maximum grade of 30/30 cum laude, which corresponds to: excellent knowledge of the main topics and in-depth subject-matters; very good or excellent command of the language; very good or excellent analytical skills; ability to apply knowledge acquired to answer the questions.</p>
<b>EDUCATIONAL OBJECTIVES</b>	The course's objectives consist in the study of a large part of Italian Private Law, also in light of the rising European private law. In particular, the course aims to investigate the areas of legal subjectivity, pecuniary and non-pecuniary legal situations, goods and real estate, obligations and credit protection, the contract as a general category, the main typical and atypical contracts, contracts between consumers and professionals, and business contracts, remedies with special regard to tort liability, and the judicial protection of rights. The following subjects will also be analysed: the characteristics of the legal phenomenon in relationships between individuals; natural and legal persons; subjective legal positions; goods, property and real estates; instruments of legal circulation; the effects of these tools, with specific regard to obligations and real effects; contract law, typical and atypical contracts; remedies; warranties of property and related remedies; the burden of proof and means of evidence; limitation period and forfeiture.
<b>TEACHING METHODS</b>	Classrooms lessons and exercises
<b>SUGGESTED BIBLIOGRAPHY</b>	S. MAZZAMUTO (a cura di), Manuale di diritto privato, Giappichelli, ultima edizione.

	<p>N.B.  E' imprescindibile la consultazione di un'edizione del codice civile con annessa legislazione speciale aggiornata all'anno in corso. Il testo didattico prescelto va integrato con i materiali forniti durante il corso delle lezioni e consistenti per lo piu' in sentenze, che concorrono a definire l'oggetto della prova finale.</p>
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## SYLLABUS

<b>Hrs</b>	<b>Frontal teaching</b>
4	Notion of law and private law system of legal sources
6	Physical and legal persons
6	Goods, property and real estate
8	Obligations
12	Contract
4	Tort and contract law

<b>Hrs</b>	<b>Practice</b>
8	Typical and atypical contracts
2	Judicial protection of rights