



# UNIVERSITÀ DEGLI STUDI DI PALERMO

DEPARTMENT	Giurisprudenza		
ACADEMIC YEAR	2022/2023		
MASTER'S DEGREE (MSC)	LAW		
SUBJECT	FAMILY 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	02482		
SCIENTIFIC SECTOR(S)	IUS/01		
HEAD PROFESSOR(S)	MORMILE LALAGE	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)	1° semester		
ATTENDANCE	Not mandatory		
EVALUATION	Out of 30		
TEACHER OFFICE HOURS	<b>MORMILE LALAGE</b> Monday 15:00 17:00 Dipartimento di diritto privato - Studio del docente Friday 12:00 14:00 Polo di Trapani - Aula professori		

<b>PREREQUISITES</b>	Adequate knowledge of general notions concerning the history of ideas , the main periodization of modern and contemporary history as well as the major economic and legal concepts.
<b>LEARNING OUTCOMES</b>	<p>Acquisition of an adequate knowledge of the rules and the basic principles of family law.</p> <p>Understanding of the reciprocal relationships between the different parts of Family Law in force as well as of the profound links making up its various institutions system.</p> <p>Capacity to formulate the most suitable solutions to the occurring facts of a case at stage Making judgments Critical awareness of the growing complexity of the family law system, of the interaction between constitutional provisions, codified norms and rules.</p> <p>Capacity to classify single factual events within the proper relevant legal categories and to identify the links between many different institutions.</p> <p>Ability to Communicate Communicating knowledge in a comprehensive and convincing manner also acquired through short written papers.</p> <p>Capacity Learning: The student must demonstrate his/her command of the system of family law by making reference to the developments in case law. He/she has also to demonstrate to have command of the interpretive tools enabling to reconnect more 'institutions to the same case. The student has also to show he/she has acquired the level of knowledge of the civil law system to address other civilistic statutory matrix teachings of the degree course</p>
<b>ASSESSMENT METHODS</b>	<p>Oral final exam - Grades on a scale between 18 and 30 cum laude.</p> <p>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 specialized 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 four questions. The evaluation will take place 'in conformity' to the following evaluation grid:</p> <ul style="list-style-type: none"> <li>- Excellent 30 -30 cul 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.</li> <li>- Very good 26-29: very good knowledge of the topics, very good properties 'of language, very 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 analyzed.</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 real cases which are proposed to be analyzed;</li> <li>-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 analyzed.</li> </ul> <p>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 analyzed.</p> <ul style="list-style-type: none"> <li>- Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various topics on the agenda.</li> </ul>
<b>EDUCATIONAL OBJECTIVES</b>	The course provides students with the fundamentals of the Italian family law system, with special focus on the historical evolution and connections with other legal disciplines, the influence of constitutional rules, theoretical contributions, case law.
<b>TEACHING METHODS</b>	Frontal and/or remote lectures.
<b>SUGGESTED BIBLIOGRAPHY</b>	<p>L. Lenti, Diritto della famiglia, GIUFFRÈ, Milano, 2021, ISBN 8828816449</p> <p>G. Bonilini, Manuale di diritto di famiglia, UTET, Milano, 2020, ISBN 885982253X</p> <p>M. Sesta, Manuale di diritto di famiglia, CEDAM, Padova, 2021, ISBN 881337609X</p>

	<p>Si consiglia la lettura del volume M.R. Marella, G. Marini, Di cosa parliamo quando parliamo di famiglia, Editori Laterza.</p> <p>E' indispensabile la costante consultazione della normativa aggiornata in materia di diritto di famiglia</p> <p>Si consiglia:          Nuovo codice della famiglia, a cura di M. Sesta, Giuffre, ultima edizione;          oppure          Codice Civile, a cura di A. Di Majo, Giuffre' editore, ultima edizione;          oppure          Codice civile e leggi collegate, a cura di G. De Nova, Zanichelli, ultima edizione</p>
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### SYLLABUS

Hrs	Frontal teaching
4	Family and family legal relationships: concept, sources, evolution of the system.
20	Same-sex marriage and civil unions. - Personal and property relations between spouses and civil persons - Invalidity of marriage and civil union. - Personal separation of spouses - Dissolution of marriage and civil union.
8	De facto cohabitation, cohabitation agreement, de facto family relationships.
14	Parenting. Adoption of minors and elders. Institutions to protect children and the principle of the protection of the best interests of the child. The protection of minors unaccompanied migrants.
6	Protection against family abuse; internal family harm and protection.