



# UNIVERSITÀ DEGLI STUDI DI PALERMO

<b>DEPARTMENT</b>	Giurisprudenza
<b>ACADEMIC YEAR</b>	2022/2023
<b>MASTER'S DEGREE (MSC)</b>	LAW
<b>SUBJECT</b>	ITALIAN AND COMPARATIVE ECCLESIASTICAL LAW
<b>TYPE OF EDUCATIONAL ACTIVITY</b>	A
<b>AMBIT</b>	20001-Costituzionalistico
<b>CODE</b>	17034
<b>SCIENTIFIC SECTOR(S)</b>	IUS/11
<b>HEAD PROFESSOR(S)</b>	INGOGLIA ANTONIO      Professore Associato      Univ. di PALERMO
<b>OTHER PROFESSOR(S)</b>	
<b>CREDITS</b>	6
<b>INDIVIDUAL STUDY (Hrs)</b>	102
<b>COURSE ACTIVITY (Hrs)</b>	48
<b>PROPAEDEUTICAL SUBJECTS</b>	04035 - ELEMENTS OF PRIVATE LAW 02432 - CONSTITUTIONAL LAW - INTEGRATED COURSE
<b>MUTUALIZATION</b>	
<b>YEAR</b>	2
<b>TERM (SEMESTER)</b>	1° semester
<b>ATTENDANCE</b>	Not mandatory
<b>EVALUATION</b>	Out of 30
<b>TEACHER OFFICE HOURS</b>	<b>INGOGLIA ANTONIO</b> Thursday 10:00 12:00      Dipartimento di Giurisprudenza, Via Maqueda, stanza ubicata c/o sede ex Dipartimento di diritto privato

DOCENTE: Prof. ANTONIO INGOGLIA

<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 legal concepts.
<b>LEARNING OUTCOMES</b>	Knowledge and ability to understand To know the Italian history of the last two centuries to understand the evolution of the Church and State relations in the period from the unification of the Country to this day, deepening in particular the meaning of the concepts of "laicità" (secularism), established church, separation, union, coordination and pluralism. Capacity to apply knowledge and understanding To be able to provide a systematic legal interpretation of the following articles of the Italian Constitution: 2-3-7-8-19-20, which should be read and understood in the context of the others State laws, unilateral and pactational, aimed to regulate the religious phenomenon. To be able to provide a similar interpretation, and subsequent combined reading of the main apical sources of international and supranational law about religion. Making judgements To understand the main issues focusing the right of religious freedom and see in practice how this is guaranteed in Italy. Ability to communicate To communicate the acquired knowledge in a comprehensive and convincing manner, proving also to have developed the skills to deeper the subject. Learning skills To understand and demonstrate knowledge of the basic institutions of the Italian Ecclesiastical Law. To acquire the ability to continue their education in any specialization course, masters, PhD, after graduation.
<b>ASSESSMENT METHODS</b>	ORAL FINAL EXAM - GRADES ON A SCALE BETWEEN 18 AND 30 CUM LAUDE 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 three questions. The evaluation will take place 'in conformity' to the following evaluation grid: - Excellent 30-30 cum laude: good 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 analyzed. -Satisfactory 21-23: the student does not show that complete command of the main teaching topics, although showing to know the basic knowledge; he/she shows satisfactory property of language albeit with a poor ability' to adequately apply acquired theoretical knowledge. - Sufficient 18-20: minimal knowledge of the main teaching and technical language issues, limited capacity to adequately apply acquired theoretical knowledge.. - Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various topics on the agenda.
<b>EDUCATIONAL OBJECTIVES</b>	The course objectives lie within the framework of the learning process of the jurist with the acquisition of skills and abilities in the field of the public regulation of religious factor and of the comparison with religious legal systems.
<b>TEACHING METHODS</b>	Lectures
<b>SUGGESTED BIBLIOGRAPHY</b>	Parte generale: F. FINOCCHIARO, Diritto ecclesiastico, ult. ed., Zanichelli, Bologna, aggiornata da A. BETTETINI e G. LO CASTRO; nonche' A.INGOGLIA, L'America dei Concordati, Sistemi pattizi e di cooperazione nel subcontinente, Ed.Libreriauniversitaria, Padova, 2020.

## SYLLABUS

Hrs	Frontal teaching
6	1) 1. Church law and legal comparison. The systems of relationship between state and religious confessions in European countries and in some non-European countries. In particular, the legal relations between the states of Central and South America with the Catholic Church and other cults.
2	3) The religious phenomenon in the Italian Constitution
3	4) The protection of religious freedom in the national law of the states of Central and South America.
4	5) The Holy See and the Vatican City State
4	6) The religious organizations.
2	7) The clergy sustenance
2	8) The objects of worship
3	9) The asset management of religious organizations
2	10) The religious instruction

## SYLLABUS

Hrs	Frontal teaching
2	11) The criminal protection of the cults
2	12) The protection of ecclesiastical cultural heritage
4	13) The transcribed canonical marriage
4	14) The ecclesiastical jurisdiction of marriage
3	Non-catholic marriage