UNIVERSITÀ DEGLI STUDI DI PALERMO

DEPARTMENT	Giurisprudenza
ACADEMIC YEAR	2023/2024
MASTER'S DEGREE (MSC)	LAW
SUBJECT	DEONTOLOGY, SOCIOLOGY AND LAW CRITICISM
TYPE OF EDUCATIONAL ACTIVITY	A
AMBIT	20002-Filosofico-giuridico
CODE	15551
SCIENTIFIC SECTOR(S)	IUS/20
HEAD PROFESSOR(S)	SCHIAVELLO ALDO Professore Ordinario Univ. di PALERMO TRUJILLO PEREZ ISABEL ASCENSION Professore Ordinario Univ. di PALERMO
OTHER PROFESSOR(S)	
CREDITS	6
INDIVIDUAL STUDY (Hrs)	102
COURSE ACTIVITY (Hrs)	48
PROPAEDEUTICAL SUBJECTS	15550 - LEGAL PHILOSOPHY
MUTUALIZATION	
YEAR	4
TERM (SEMESTER)	2° semester
ATTENDANCE	Not mandatory
EVALUATION	Out of 30
TEACHER OFFICE HOURS	**SCHIAVELLO ALDO** Wednesday 09:00 12:00 Dipartimento di giurisprudenzaPiazza Bologni, 8, I piano-Stanza del Direttore del Dipartimento **TRUJILLO PEREZ ISABEL ASCENSION** Monday 12:00 14:00 Piazza Bologni 8, quarto piano, stanza 5. Si prega di prenotare il ricevimento tramite il servizio online o di scrivere una mail a isabel.trujillo@unipa.it almeno due giorni prima. Wednesday 12:00 14:00 Piazza Bologni 8, quarto piano, stanza 5. Si prega di prenotare il ricevimento tramite il servizio online o di scrivere una mail a isabel.trujillo@unipa.it almeno due giorni prima.

PREREQUISITES	Capacity to critically reflecting on the relationship between law and justice; basic knowledge of adjudication and administration in contemporary states; basic knowledge on self-regulation as a legal source.
LEARNING OUTCOMES	Knowledge and understanding: knowledge and understanding of the issues concerning the relationship between law and justice, with special attention on the requirements of public ethics and deontological codes on legal operators. Applying knowledge and understanding: ability to analyse typical problems faced by legal operators in the context of a constitutional democracy, and typical conflicts between personal and professional ethics. Making judgments: ability to propose solutions to hard deontological problems, and ability to make competent and well-supported judgments on the ethical and deontological soundness of legal actions and decisions. Communication: ability to correctly formulate and balance reasons in favour and against solutions to ethical and deontological problems. Lifelong learning skills: development the aptitude to face ethical and deontological problems from the peculiar perspective of legal operators.
ASSESSMENT METHODS	Final exam. Examtype:oral exam; minimum number of questions: 2 Evaluation: Grades on a scale between 18 and 30 cum laude. Evaluation Grid: - Excellent: 30-30 cum laude. Excellent knowledge and understanding, excellent communication and argumentative skills, proper use of technical language. - Very good: 26-29. Good knowledge and understanding, good communication and argumentative skills, proper use of technical language. - Good: 24-25. Basic knowledge and understanding, average communication skills, limited argumentative skills. - Average: 21-23. Limited basic knowledge and understanding, sufficient communication skills, poor argumentative skills. - Fair: 18-20. Minimal basic knowledge and understanding, poor communication skills, poor argumentative skills. - Poor. Non-sufficient knowledge and understanding MidtermExam. A non-compulsory midterm exam will take place after the course's first six weeks Exam type: written exam (two open questions). Evaluation: Grades on a scale between 18 and 30 cum laude Evaluation grid: See above, Final exam.
EDUCATIONAL OBJECTIVES	The course aims at examining, with a multidisciplinar approach, relevant ethical and deontological issues typically faced by legal operators, encouraging students to develop a critical awareness of the requirements of their peculiar role in the context of a constitutional democracy
TEACHING METHODS	lessons
SUGGESTED BIBLIOGRAPHY	M. Barberis, Etica per giuristi, Laterza, Roma-Bari, 2006.

SYLLABUS

Hrs	Frontal teaching
2	Introduction to the course
2	Brief presentation of legal philosophical perspectives on law and morals
2	The duty to obey in Plato's Crito
2	Antigone's dilemma
2	The argument from consent
2	the argument from fairness
2	the argument from authority
2	three models of legal normativity: the model of orders backed by threats
2	the model of morals
2	the model of authonomy
2	legitimate authority and individual autonomy
2	Civil disobedience I: H. Arendt
2	Civil disobedience II: R. Dworkin
2	Civil disobedience & constitutional state
2	civil disobedience & fidelity to law
2	legal ethics of police
2	legal ethics of judge
2	legal ethics of prosecutor
2	legal ethics of public employee

SYLLABUS

Hrs	Frontal teaching
2	legal ethics of notary
2	forensic profession's transformation
2	legal ethic's of lawyer
2	legal ethics of mediator
2	conclusion of the course

DOCENTE: Prof.ssa ISABEL ASCENSION TRUJILLO PEREZ- *Lettere A-L*

PREREQUISITES	Capacity to critically reflecting on the relationship between law and justice; basic knowledge of adjudication and administration in contemporary states; basic knowledge on self-regulation as a legal source.
LEARNING OUTCOMES	Knowledge and understanding: knowledge and understanding of the issues concerning the relationship between law and justice, with special attention on the requirements of public ethics and deontological codes on legal operators. Applying knowledge and understanding: ability to analyse typical problems faced by legal operators in the context of a constitutional democracy, and typical conflicts between personal and professional ethics. Making judgments: ability to propose solutions to hard deontological problems, and ability to make competent and well-supported judgments on the ethical and deontological soundness of legal actions and decisions. Communication: ability to correctly formulate and balance reasons in favour and against solutions to ethical and deontological problems. Lifelong learning skills: development the aptitude to face ethical and deontological problems from the peculiar perspective of legal operators.
ASSESSMENT METHODS	The exam will consist of a written part (with the possibility of rescheduling it earlier) and a discussion. The written test will have two open written questions on the topics. Evaluation Grid: - Excellent: 30-30 cum laude. Excellent knowledge and understanding, excellent communication and argumentative skills, proper use of technical language. - Very good: 26-29. Good knowledge and understanding, good communication and argumentative skills, proper use of technical language. - Good: 24-25. Basic knowledge and understanding, average communication skills, limited argumentative skills. - Average: 21-23. Limited basic knowledge and understanding, sufficient communication skills, poor argumentative skills. - Fair: 18-20. Minimal basic knowledge and understanding, poor communication skills, poor argumentative skills. - Poor. Non-sufficient knowledge and understanding.
EDUCATIONAL OBJECTIVES	The course aims at examining, with a multidisciplinar approach, relevant ethical and deontological issues typically faced by legal operators, encouraging students to develop a critical awareness of the requirements of their peculiar role in the context of a constitutional democracy.
TEACHING METHODS	The course will have a first part, more theoretical (lectures) dedicated to the different ways of elaborating professional ethics, and a second one practical (seminars) dedicated to the discussion of the main different legal roles (judges, lawyers, notaries, public officials, mediators). In this second part various legal practitioners will be invited to take part to the course and face crucial topics in professional ethics. In this part specific and problematic cases will be discussed.
SUGGESTED BIBLIOGRAPHY	I. Trujillo, Etica delle professioni legali, Il mulino, Bologna 2013 ISBN 978-88-15-24446-8. E' necessario conoscere il codici deontologici di avvocati, dell'avvocato europeo, codice etico dei magistrati ordinari, codice etico dei notai, codice etico dei mediatori. Foreign students can use: D. Luban & W. B. Wendel, Philosophical Legal Ethics: An Affectionate History, in "Georgetown Journal of Legal Ethics, 30, 2017/ Cornell Law School Research paper no. 17-12 and S.M. Roesler, The Ethics of Global Justice Lawyering, Yale Human Rights Development Journal, vol. 13, 1, article 3.

SYLLABUS

Hrs	Frontal teaching
2	Ordinary morality and role ethics
2	Justificating reasons in specification of professional ethics
4	Reasons of specification of legal professions
4	Civic morals and legal profesisonal ethics
2	The social role of lawyers
2	Deontological ethics and virtue ethics
4	Impartiality
4	Loyalty and fair play
4	Justice and rule of law
4	Legal Ethics
4	Judges's ethics
4	Ethics of public servants
2	Notaries's ethics
4	Mediation ethics

SYLLABUS

Hrs	Frontal teaching
2	Conclusions