



# UNIVERSITÀ DEGLI STUDI DI PALERMO

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| DEPARTMENT                   | Giurisprudenza   |                      |                  |
| ACADEMIC YEAR                | 2023/2024  |                      |                  |
| MASTER'S DEGREE (MSC)        | LAW  |                      |                  |
| SUBJECT                      | ELEMENTS OF PRIVATE LAW  |                      |                  |
| TYPE OF EDUCATIONAL ACTIVITY | A  |                      |                  |
| AMBIT                        | 20003-Privatistico   |                      |                  |
| CODE                         | 04035  |                      |                  |
| SCIENTIFIC SECTOR(S)         | IUS/01   |                      |                  |
| HEAD PROFESSOR(S)            | CAMILLERI ENRICO   | Professore Ordinario | Univ. di PALERMO |
|                              | PALMERI GIUSEPPA   | Professore Ordinario | Univ. di PALERMO |
| OTHER PROFESSOR(S)           |  |                      |                  |
| CREDITS                      | 9  |                      |                  |
| INDIVIDUAL STUDY (Hrs)       | 153  |                      |                  |
| COURSE ACTIVITY (Hrs)        | 72   |                      |                  |
| PROPAEDEUTICAL SUBJECTS      |  |                      |                  |
| MUTUALIZATION                |  |                      |                  |
| YEAR                         | 1  |                      |                  |
| TERM (SEMESTER)              | Annual   |                      |                  |
| ATTENDANCE                   | Not mandatory  |                      |                  |
| EVALUATION                   | Out of 30  |                      |                  |
| TEACHER OFFICE HOURS         | <b>CAMILLERI ENRICO</b><br>Wednesday 11:00 13:00 Studio del docente presso Dipartimento di Giurisprudenza, I piano se. Diritto Privato5<br><b>PALMERI GIUSEPPA</b><br>Tuesday 14:00 15:30 Dipartimento DiGi, via Maqueda n. 172, I piano |                      |                  |

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| PREREQUISITES      | 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  |
| LEARNING OUTCOMES  | <p>Acquisition of an adequate knowledge of the rules and the basic principles of private law. Understanding of the reciprocal relationships between the different parts of Private Law in force as well as of the profound links making up its various institutions system. Capacity to formulate the most suitable solutions to the occurring facts of a case at stage</p> <p>Making judgments<br/>Critical awareness of the growing complexity of the civil law system, of the interaction between constitutional provisions, codified norms and rules, and other sources of law , especially the Community template. 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<br/>Communicating knowledge in a comprehensive and convincing manner also acquired through short written papers</p> <p>Capacity Learning<br/>The student must demonstrate his/her command of the system of private 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>  |
| ASSESSMENT METHODS | <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.<br/>The interview consists of a minimum of four questions</p> <p>The evaluation will take place 'in conformity' to the following evaluation grid</p> <p>-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</p> <p>- 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 student is able to adequately apply theoretical knowledge to real cases which are proposed to be analysed</p> <p>- 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</p> <p>-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</p> <p>- Sufficient 18-20: minimal knowledge of the main teaching and technical language issues, limited capacity to adequately apply theoretical knowledge to real cases which are proposed to be analyzed</p> <p>- Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various topics on the agenda</p> <p>During the second semester n. 1 written test in progress, on voluntary basis, is scheduled.<br/>The test, consisting in two open questions and a practical case on which to formulate a brief opinion, is devoted to offer the student an opportunity to do a preliminary check up of his/her overall understanding and knowledge of the syllabus as well as to test the ability' to apply theoretical knowledge to the solution of concrete cases.</p> |

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|                               | The assessment of the evidence does not mean the final examination and is given a choice: Positive Rating / negative judgment  |
| <b>EDUCATIONAL OBJECTIVES</b> | The course provides students with the fundamentals of the Italian civil law system, with special focus on the historical evolution and connections with other legal disciplines, the influence of constitutional rules, the growing role played by international and EU law, particularly as regards to the market protection, theoretical contributions, case law and the nexus between substantial rights on the one hand and remedies and procedures, on the other hand |
| <b>TEACHING METHODS</b>       | Lectures   |
| <b>SUGGESTED BIBLIOGRAPHY</b> | Vincenzo Roppo, Diritto Privato, ult. edizione in commercio, Giappichelli Editore<br><br>Codice Civile e leggi collegate, a cura di G. De Nova, Zanichelli editore, ultima edizione in commercio   |

## SYLLABUS

| <b>Hrs</b> | <b>Frontal teaching</b>   |
|------------|---|
| 72         | Jurisprudence 4 hours<br>Law of Properties - 6 hours<br>Law of Obligations 14 hours<br>Law of Torts 4 hours<br>Law of Contracts 18 hours<br>Natural Persons and legal entities: 6 hours<br>Family LAw 10 hours<br>Deeds 2 hours<br>Law of Successions 8 hours |

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| <b>PREREQUISITES</b>          | Knowledge of adequate general notions about the history of ideas, the main periodizations of modern and contemporary history, as well as the main economic and legal macroconcepts   |
| <b>LEARNING OUTCOMES</b>      | <p>Acquisition of an adequate knowledge of the rules and the basic principles of private law. Understanding of the reciprocal relationships between the different parts of Private Law in force as well as of the profound links making up its various institutions system. Capacity to formulate the most suitable solutions to the occurring facts of a case at stage</p> <p>Making judgments</p> <p>Critical awareness of the growing complexity of the civil law system, of the interaction between constitutional provisions, codified norms and rules, and other sources of law, especially the Community template. 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</p> <p>Communicating knowledge in a comprehensive and convincing manner also acquired through short written papers</p> <p>Capacity Learning</p> <p>The student must demonstrate his/her command of the system of private 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.</p> <p>The interview consists of a minimum of four questions</p> <p>The evaluation will take place 'in conformity' to the following evaluation grid</p> <p>-Excellent 30 -30 cum laude: excellent knowledge of the topics, excellent property of 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</p> <p>- Very good 26-29: very good knowledge of the topics, very good properties of language, very good capacity of analytical; the student is 'able to apply theoretical knowledge to real cases which are proposed to be analysed. The student is able to adequately apply theoretical knowledge to real cases which are proposed to be analysed</p> <p>- 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</p> <p>-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</p> <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> <p>- Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various topics on the agenda</p> <p>During the second semester n. 1 written test in progress, on voluntary basis, is scheduled.</p> <p>The test, consisting in two open questions and a practical case on which to formulate a brief opinion, is devoted to offer the student an opportunity to do a preliminary check up of his/her overall understanding and knowledge of the syllabus as well as to test the ability' to apply theoretical knowledge to the solution of concrete cases.</p> <p>The assessment of the evidence does not mean the final examination and is given a choice: Positive Rating / negative judgment</p> |
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| <b>TEACHING METHODS</b>       | Lectures   |
| <b>SUGGESTED BIBLIOGRAPHY</b> | <p>A. Galasso, G. Palmeri, Istituzioni del diritto privato, Zanichelli, ultima edizione (in corso di stampa)</p> <p>Codice Civile (con la Costituzione i Trattati UE e le principali leggi</p>   |

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|  | complementari), a cura di A. Di Majo, Giuffre' editore, ultima edizione in commercio |
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**SYLLABUS**

| <b>Hrs</b> | <b>Frontal teaching</b>   |
|------------|---|
| 72         | 5 hrs The sources; 10 hrs Natural Persons and legal entities; 6 hrs Law of Properties; 10 hrs Law of Obligations; 17 hrs Law of Contracts; 10 hrs Family Law; 5 hrs Law of Successions; 9 hrs Law of Torts. |