



UNIVERSITÀ DEGLI STUDI DI PALERMO

DEPARTMENT	Giurisprudenza		
ACADEMIC YEAR	2023/2024		
MASTER'S DEGREE (MSC)	LAW		
INTEGRATED COURSE	CRIMINAL PROCEDURAL LAW - - INTEGRATED COURSE		
CODE	02547		
MODULES	Yes		
NUMBER OF MODULES	2		
SCIENTIFIC SECTOR(S)	IUS/16		
HEAD PROFESSOR(S)	MANGIARACINA ANNALISA	Professore Ordinario	Univ. di PALERMO
OTHER PROFESSOR(S)	MANGIARACINA ANNALISA	Professore Ordinario	Univ. di PALERMO
CREDITS	14		
PROPAEDEUTICAL SUBJECTS	18747 - CRIMINAL LAW - INTEGRATED COURSE		
MUTUALIZATION			
YEAR	4		
TERM (SEMESTER)	Annual		
ATTENDANCE	Not mandatory		
EVALUATION	Out of 30		
TEACHER OFFICE HOURS	MANGIARACINA ANNALISA Monday 10:00 12:00 Il ricevimento si svolgerà mediante l'applicazione "Teams", previa prenotazione sul portale.		

DOCENTE: Prof.ssa ANNALISA MANGIARACINA

PREREQUISITES	Knowledge of the normative sources, with particular reference to the supranational sources; as well as of basic principles of substantive criminal law.
LEARNING OUTCOMES	<p>Acquisition of an adequate knowledge and ability to understand: deep knowledge of normative sources of criminal procedure law, with particular reference to the Constitution, the main International sources of law, the current criminal procedure code and the more relevant complementary legislation; ability to understand the basic structure of the system.</p> <p>Ability to apply knowledge and understanding: ability to apply principles which govern the criminal process, the strength of the system lines and the general principles of the system in the interpretation of criminal procedural rules and in the examination of case law both of tribunals and Supreme Court.</p> <p>Making judgments: ability to make connections among the normative sources, taking into account the multilevel structure of the system, and to develop their own judgments in the face of controversial opinions formulated by scholars and by jurisprudence.</p> <p>Ability to communicate: ability to transmit knowledges in a clear manner and using a proper technical language.</p> <p>Capacity Learning: ability to criticise the structural characteristics of the criminal process, of its main principles, enhancing the existing regulatory structure in its multilevel structure and the case law; ability to finalise the knowledge to the need of professional trainee, as well as to the specialistic insights (According to Dublin descriptors- see Teaching Section in the website of Law Degree - and to the RAD).</p>
ASSESSMENT METHODS	<p>Oral Final exam - Grades on a scale between 18 and 30 cum laude</p> <p>The student's assessment is based on an oral exam, which consists of an interview on questions related to topics object of the programme of the course. Questions are aimed to ascertain the achievement by students of learning outcomes. In particular, are aimed to ascertain: 1) level and quality of knowledge; 2) ability to explain legal concepts and to connect them; 3) possession of an adequate capacity of communication and of technical-judicial language.</p> <p>FINAL EXAM- Grades on a scales between 18 and 30 cum laude</p> <p>The interview consist of a minimum of four questions</p> <p>The assessment will take place in conformity to the following grid</p> <ul style="list-style-type: none">- Excellent 30- 30 cum laude: excellent knowledge of topics object of the programme, excellent property language, excellent capacity of analysis, full ability to apply theoretical knowledge to real cases- Very good 26-29: good knowledge of topics and of general legal concept of the matter; fully property of language, very good ability to apply theoretical knowledge to solve questions proposed.- Good 24-25: good knowledge of main topics, good property of language, with limited ability to apply autonomously theoretical knowledge to the solution of questions proposed.- Satisfactory 21-23: more than sufficient mastery of main topics and property language; poor ability to apply autonomously knowledge.- Sufficient 18-20: minimum basic knowledge of general concepts and technical language; minimum ability to autonomously apply knowledge.-Insufficient: does not have minimum basic knowledge of the notions of the matter. <p>Intermediate oral exam:</p> <p>The exam is aimed to verify the level of comprehension of topics object of the course and to verify the ability to apply theory to practical cases. The intermediate exam is not mandatory for the student. The assessment of the exam is based on the grid above mentioned (excellent, very good...) and has an incidence on the final result in a measure not up to the 50% in relation to the part of the programme object of the exam. In any case, students need to obtain a sufficient assessment. Students can renounce to the evaluation obtained, taking the final exam on the whole programme.</p>
TEACHING METHODS	Lectures; seminars; practical cases

MODULE
CRIMINAL PROCEDURAL LAW - MODULE I

Prof.ssa ANNALISA MANGIARACINA

SUGGESTED BIBLIOGRAPHY

M. Bargis (a cura di), Compendio di procedura penale, Cedam, ultima edizione;
oppure
O. Dominioni e altri, Procedura penale, Giappichelli, ultima edizione;
oppure
A. Scalfati e altri, Manuale di diritto processuale penale, Giappichelli, ultima edizione;
oppure
D. Siracusano-A. Galati-G. Tranchina-E. Zappala, Diritto processuale penale, Giuffrè, ultima edizione;
oppure
P. Tonini, Manuale di procedura penale, Giuffrè, ultima edizione;
oppure
C. Fiorio e altri, Corso di procedura penale, Le Monnier, ultima edizione;
oppure
A. Camon e altri, Fondamenti di procedura penale, Cedam, ultima edizione.
- H. Belluta-M. Gjaluz-L. Luparia (a cura di), Codice sistematico di procedura penale, Giappichelli, ultima edizione.
For English students:
M. Gjaluz, L. Luparia, F. Scarpa (eds.), The Italian code of criminal procedure. Critical essays and English translation, Wolters Kluwer, last edition
- L. Luparia (ed.), Victims and Criminal Justice. European standards and national good practices, Wolters Kluwer, 2015

AMBIT	20014-Processualpenalistico
INDIVIDUAL STUDY (Hrs)	119
COURSE ACTIVITY (Hrs)	56

EDUCATIONAL OBJECTIVES OF THE MODULE

The aim of the course is to allow students the secure domain of constitutional principles related to the jurisdiction, the right of defence as well as the judicial organisation; moreover to help students to understand relation between supranational and national sources in the dynamics of the process.

SYLLABUS

Hrs	Frontal teaching
10	Sources of criminal process. Constitutional principles. The role of European case law
12	Subjects of trial
9	Acts of proceedings
15	Evidence: means of evidence and means of gathering evidence
10	Precautionary measures

MODULE
CRIMINAL PROCEDURAL LAW - MODULE II

Prof.ssa ANNALISA MANGIARACINA

SUGGESTED BIBLIOGRAPHY

M. Bargis (a cura di), Compendio di procedura penale, Cedam, ultima edizione
oppure
O. Dominioni e altri, Procedura penale, Giappichelli, ultima edizione
oppure
A. Scalfati e altri, Manuale di diritto processuale penale, Giappichelli, ultima edizione
oppure
D. Siracusano-A. Galati-G. Tranchina-E. Zappala, Diritto processuale penale, Giuffrè, ultima edizione
oppure
P. Tonini, Manuale di procedura penale, Giuffrè, ultima edizione;
oppure
C. Fiorio e altri, Corso di procedura penale, Le monnier, ultima edizione,
oppure
A. Camon e altri, Fondamenti di procedura penale, Cedam, ultima edizione.
H. Belluta-L. Luparia-M. Gjaluz (a cura di), Codice sistematico di procedura penale, Giappichelli, ultima edizione
For English students:
- M. Gjaluz, L. Luparia, F. Scarpa (eds.), The Italian code of criminal procedure. Critical essays and English translation, Wolters Kluwer, last edition
- L. Luparia (ed.), Victims and Criminal Justice. European standards and national good practices, Wolters Kluwer, 2015

AMBIT	20014-Processualpenalistico
INDIVIDUAL STUDY (Hrs)	119
COURSE ACTIVITY (Hrs)	56

EDUCATIONAL OBJECTIVES OF THE MODULE

The aim of the course is to introduce students to an appropriate knowledge of the Italian criminal proceedings and of main principles on which it is based

SYLLABUS

Hrs	Frontal teaching
10	Preliminary investigations
4	Preliminary hearing
12	Special proceedings
13	The trial
3	The proceedings in front of a single Judge
10	Ordinary and extraordinary remedies
2	Res judicata and its effects
2	Proceedings in front of the judge of peace