



# UNIVERSITÀ DEGLI STUDI DI PALERMO

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)	TARDIA IGNAZIO	Professore Associato	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	TARDIA IGNAZIO Wednesday 11:00 14:00 Polo Universitario di Trapani - 1° PIANO		

<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>Knowledge and ability to understand 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 that make 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 Critical awareness of the growing complexity of the civil law system, the interaction between constitutional provisions, codified norms and rules, and other sources of law , especially the Community template. Capacity classification of single factual events within the proper relevant legal categories, identification of 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 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. 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 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;</li><li>- 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;</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><li>- Sufficient 18 - 20: minimal knowledge of the mainly teaching and technical language issues, limited or no capacity to adequately apply theoretical knowledge to real cases which are proposed to be analyzed;</li><li>- Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various topics on the agenda.</li></ul> <p>N. 1 Midterm oral exam on voluntary basis (mark out of 30). The test will concern the topics covered by the program so far, which will not be examined in the final test. The total of the midterm exam will average with the next final test with a gap of +/- 3 points.</p>
<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 consumer 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>	Pietro Perlingieri, Manuale di diritto civile, ult. edizione in commercio, Edizioni Scientifiche Italiane.

## SYLLABUS

Hrs	Frontal teaching
6	Jurisprudence
3	Natural persons
3	Legal entities
6	Law of Properties
3	Real estate and securities advertising
12	Law of Obligations
12	Law of Contracts
6	Law of Contracts
3	Law of Torts
9	Family, marriage and filiation
9	Liberality and succession due to death