



# UNIVERSITÀ DEGLI STUDI DI PALERMO

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| DEPARTMENT              | Giurisprudenza  |                      |                  |
| ACADEMIC YEAR           | 2023/2024   |                      |                  |
| MASTER'S DEGREE (MSC)   | MIGRATIONS, RIGHTS, INTEGRATION   |                      |                  |
| INTEGRATED COURSE       | CITIZENSHIP, SOLIDARITY, IMMIGRATIONS C.I.  |                      |                  |
| CODE                    | 22878   |                      |                  |
| MODULES                 | Yes   |                      |                  |
| NUMBER OF MODULES       | 2   |                      |                  |
| SCIENTIFIC SECTOR(S)    | IUS/14, IUS/21  |                      |                  |
| HEAD PROFESSOR(S)       | CAVASINO ELISA  | Professore Ordinario | Univ. di PALERMO |
| OTHER PROFESSOR(S)      | CAVASINO ELISA  | Professore Ordinario | Univ. di PALERMO |
|                         | PALLOTTA ORESTE   | Professore Associato | Univ. di PALERMO |
| CREDITS                 | 9   |                      |                  |
| PROPAEDEUTICAL SUBJECTS |   |                      |                  |
| MUTUALIZATION           |   |                      |                  |
| YEAR                    | 2   |                      |                  |
| TERM (SEMESTER)         | 1° semester   |                      |                  |
| ATTENDANCE              | Not mandatory   |                      |                  |
| EVALUATION              | Out of 30   |                      |                  |
| TEACHER OFFICE HOURS    | <b>CAVASINO ELISA</b><br>Wednesday 09:00 12:00 Dipartimento di giurisprudenza, Via Maqueda, 172 - Il pianocorridoioa destra salendo dalle scale. Si prega di prenotare il ricevimento attraverso il portale studenti o inviando una e-mail ad elisa.cavasino@unipa.it |                      |                  |
|                         | <b>PALLOTTA ORESTE</b><br>Monday 12:00 13:00 Piazza Bologni, 3° Piano, Stanza 4   |                      |                  |

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| <b>PREREQUISITES</b>      | Good knowledge of the basic institutes of constitutional law with special reference to citizenship   |
| <b>LEARNING OUTCOMES</b>  | <p>Knowledge and understanding: Knowledge and understanding on the constitutional foundation of the rights of foreigners, with regard to the protection of fundamental rights; the migration law in different countries and topical issues on the citizenship and integration policies. Students will be called to gain a general knowledge of European citizenship, having particular regard to the freedom of movement, the principle of equal treatment and the access to social assistance</p> <p>Applying knowledge and understanding The ability to apply the knowledge and methodology acquired during the course in order to analyse and to interpret legal texts and case law in a comparative perspective. It also aims to improve the ability to handle complex reasoning on legal issues. Students will be able to make their new skills effective. Moreover, students will be called to widen and increase their knowledge through the analysis of real and specific cases. To this end, students will have to acquire the necessary linguistic instruments to carry out a deep research of legal material, with particular regard to domestic and EU legislation and case-law.</p> <p>Making judgements: the ability to analyse data and information in order to be able to resolve legal problems and to develop the ability to integrate the gained knowledge through the comparative legal analysis so as to assess the applications and the legal implications of cases or judgements. Critical awareness of the growing complexity of the European citizenship in the balancing of national interests and European integration. On the ground of the acquired critical capabilities, students will be called to develop autonomous reasoning, with particular regard to real cases and scholars opinions.</p> <p>Communication: The ability to communicate clearly the analysis of a study, using appropriate terminology. Students will be called to gain awareness of the sense of legal terms, and of the consequent correct use. In this framework, students will have to understand the exact meaning of the words used to communicate an idea, in relation to the conceptual context. Moreover, students will be called to use appropriately foreign languages words and, if necessary, to individuate the right equivalent term in Italian. The key points of legal disputed questions will be individuated and faced by students. Students will be called to use different techniques - either oral and written - in order to illustrate a legal specific matter, and to write papers in a correct logical and linguistic way, using the exact relevant legal terms. Lastly, students will be able to use informatic and web instruments as electronic data banks, electronic reviews etc.</p> <p>Lifelong learning skills: the course aims to enable students to acquire knowledge and understanding of the theoretical and methodological tools of comparative law, in order to be able to proceed on their own with the analysis of case studies and research. It also intends to make students capable of understanding how to implement the gained knowledge. Moreover, students will have to obtain an overall view of international public law and a studying methodology. The latter elements will provide students with a particular capability to consult relevant bibliography, find out norms and case-law, in order to undertake high specialised studying paths</p> |
| <b>ASSESSMENT METHODS</b> | <p>The final exam will be oral. An intermediate written exam will take place, on voluntary basis, at the end of the first course. The written examination aims at verifying the possession of the required knowledge and skills. The aim of the exam is to know whether students have gained skills and knowledges, as well as critical thinking on the issues analyzed during the lessons. The written examination will be a comprehensive set of clear, openended questions (minimum of 4 questions). Questions will be drafted as to help in comparing results with the following evaluation grid (excellent, very good, good, satisfactory, sufficient, insufficient). The result of the written examination will be taken into account in scoring the final result of the examination process at a level not higher than 50 % considering the programme which is object of the test. Anyway, in the final exam students must get at least the sufficiency. Students may give up the result of the intermediate examination; in this case the final exam will be on the whole programme. The oral examination will be an interview on the topics described in the course programme. The interview consists of a minimum of three questions. The final evaluation of each candidate is assessed in thirtieths. The evaluation of the oral examination will be made on the basis of following 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</p>   |

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|                         | 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 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 - 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 - Insufficient outcome: the student does not have an acceptable knowledge of the contents of the various topics on the agenda |
| <b>TEACHING METHODS</b> | Lectures, workshop  |

| <b>MODULE</b><br><b>EUROPEAN UNION LAW</b><br><i>Prof. ORESTE PALLOTTA</i>  |                               |
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| <b>SUGGESTED BIBLIOGRAPHY</b>   |                               |
| J. Shaw, Citizenship: Contrasting Dynamics at the Interface of Integration and Constitutionalism, in P. Craig, G. De Búrca, The Evolution of EU Law, 2021 (3d edn), Oxford (OUP), pp. 608-650   |                               |
| <b>AMBIT</b>  | 20826-A scelta dello studente |
| <b>INDIVIDUAL STUDY (Hrs)</b>   | 57                            |
| <b>COURSE ACTIVITY (Hrs)</b>  | 18                            |
| <b>EDUCATIONAL OBJECTIVES OF THE MODULE</b>   |                               |
| The course aims to provide the students with knowledge necessary to understand the European citizenship having particular regard to the freedom of movement, political participation, and access to welfare benefits in host countries. |                               |

### SYLLABUS

| Hrs | Frontal teaching                                     |
|-----|--|
| 3   | European citizenship: evolution and general notions. |
| 6   | Rights of free movement                              |
| 6   | Rights of Political Participation                    |
| 3   | Access to Welfare Benefits                           |

| <b>MODULE</b><br><b>COMPARATIVE PUBLIC LAW</b><br><i>Prof.ssa ELISA CAVASINO</i>  |                               |
|---|-------------------------------|
| <b>SUGGESTED BIBLIOGRAPHY</b>   |                               |
| D. Kochenov, Cittadinanza. La promessa di un alchimista, Bologna, 2020;<br>L. Zanfrini, Cittadinanze. Appartenenza e diritti nella società dell'immigrazione, Roma-Bari, 2007   |                               |
| Saranno indicati a lezione ed attraverso il portale della didattica ulteriori materiali relativi ai casi giurisprudenziali che saranno presi in esame durante il corso.   |                               |
| <b>AMBIT</b>  | 20826-A scelta dello studente |
| <b>INDIVIDUAL STUDY (Hrs)</b>   | 114                           |
| <b>COURSE ACTIVITY (Hrs)</b>  | 36                            |
| <b>EDUCATIONAL OBJECTIVES OF THE MODULE</b>   |                               |
| The course intends to provide an adequate knowledge of citizenship and migration in a comparative perspective, with attention to the dynamic between national and supra-national court systems with regard to the protection of foreigners. Therefore, the course aims at providing the students with the tools which are necessary to understand and critically analyse the integration of foreigners even through the combination of both a theoretical approach and practice – oriented analysis of cases. The learning experience of this course includes, in addition to lectures, the use of problem based learning and the discussion of case studies. |                               |

### SYLLABUS

| Hrs | Frontal teaching  |
|-----|---|
| 10  | Legal aspects of Citizenship  |
| 10  | Equality principle and Constitutional Rights of Non Citizens: general outline |
| Hrs | Practice  |
| 10  | Legislation and Cases on acquisition and revocation of citizenship            |
| 6   | Analisi di casi su principio di uguaglianza e diritti del non cittadino       |