



UNIVERSITÀ DEGLI STUDI DI PALERMO

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| DEPARTMENT | Giurisprudenza | | |
| ACADEMIC YEAR | 2016/2017 | | |
| BACHELOR'S DEGREE (BSC) | BUSINESS LEGAL CONSULTANT | | |
| SUBJECT | CONSTITUTIONAL LAW AND FUNDAMENTAL LIBERTIES | | |
| TYPE OF EDUCATIONAL ACTIVITY | A | | |
| AMBIT | 50034-costituzionalistico | | |
| CODE | 18443 | | |
| SCIENTIFIC SECTOR(S) | IUS/08 | | |
| HEAD PROFESSOR(S) | CAVASINO ELISA | 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) | 1° semester | | |
| ATTENDANCE | Not mandatory | | |
| EVALUATION | Out of 30 | | |
| TEACHER OFFICE HOURS | CAVASINO ELISA Wednesday 09:00 - 12:00 Dipartimento di giurisprudenza, Via Maqueda, 172 - Il pianocorridoio a destra salendo dalle scale. Si prega di prenotare il ricevimento attraverso il portale studenti o inviando una e-mail ad elisa.cavasino@unipa.it | | |

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| PREREQUISITES | Presentation and Analysis Skills: Basic level. Adequate knowledge of modern and contemporary history as well as of fundamental legal concepts. |
| LEARNING OUTCOMES | <p>Knowledge and Understanding Knowledge and understanding of the structure and functioning of the Italian constitutional legal order with special attention to its actual dynamics and its functioning within the European geopolitical context. Ability to make connection between the different topics of the course.</p> <p>Applying Knowledge and Understanding Ability to use and implement legal knowledge focusing on the position of individuals within the constitutional legal order and the European geopolitical and legal order.</p> <p>Making Judgements Evaluate and analyze on the basis of acquired legal knowledge structural and dynamics characters of the functioning of the constitutional legal order in its relations with the European integration process.</p> <p>Communication Consciously and clearly express acquired knowledge, acquiring logic and understandable technique of expression of legal topics using proper legal terminology.</p> <p>Lifelong Learning Skills Acquiring the ability to develop new learning skills, useful to consolidate comprehension and usage of legal knowledge and to learn new aspects related to the evolution and changes of the normative framework. In particular, it will be of the utmost importance the use of logic and technologic tools and of doctrine, legislation and case-law. This aims at helping each student in the acquisition of skills helpful in deepening the analysis and understanding of legal-social topics and at preparing the student for a post-graduate learning pattern.</p> |
| ASSESSMENT METHODS | <p>The required knowledge and skills will be ascertained during the examination process. In particular, it will be assessed if the candidate reaches the learning targets.</p> <p>The examination process comprehends written and oral examinations. The written one is not mandatory but it is highly recommended and is scheduled during mid-term course program, the oral and final one is scheduled at the end of the term.</p> <p>The written examination aims at verifying the possession of the required knowledge and skills. Written questions submitted during the exam will be clearly drafted and requires the candidate to manage independently their resolution. The structure of the proof will be like to help comparison. The written examination will be a comprehensive set of open-ended questions. Questions will be drafted as to help in comparing results with the evaluation grid here attached. The result of the written examination will be taken into account in scoring the final result of the examination process but will not preclude in any way the admission to the oral examination.</p> <p>The oral examination will be an interview of a minimum of three questions on the topics described in the course programme. The evaluation of the oral examination will be made on the basis of the grid here attached.</p> <p>The final evaluation of each candidate will take into account both the results of the written and oral examination and grades on a scale between 18 and 30 cum laude.</p> <p>Evaluation grid</p> <p>-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 analyzed. He/she is also able to properly argue possible solution, including multiple alternatives</p> <p>- 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 analyzed. The students is able to adequately apply theoretical knowledge to real cases which are proposed to be analyzed</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> |

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| | <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 scheduled topics.</p> |
| EDUCATIONAL OBJECTIVES | <p>The course provides adequate knowledge of the political power, its evolution and structures, especially focusing on its limits and the protection of freedom and dignity of human being, as individual, as member of a social group.</p> <p>The course provides adequate knowledge and understanding of the structure and the evolution of the contemporary political regimes, with special focus on the Italian constitutional system.</p> <p>The course provides adequate knowledge of the Italian sources of law and its interpretation criteria, within the international and european legal order.</p> <p>The course provides adequate tools to develop skills of constitutional review of normative acts and political activity and understanding of the constitutional court judgments.</p> |
| TEACHING METHODS | Lessons, practical exercises. |
| SUGGESTED BIBLIOGRAPHY | <p>R. Bin, G. Pitruzzella, Diritto costituzionale, Torino, Giappichelli, ult. ed. (le parti del manuale oggetto di studio saranno quelle relative agli argomenti trattati in programma).</p> <p>Per gli approfondimenti relativi al testo di legge costituzionale approvato dal Parlamento in seconda lettura ad aprile 2016 e sottoposto a referendum confermativo in autunno 2016, si consiglia</p> <p>F. Clementi, L. Cuocolo, F. Rosa, G. Vigevani, Commentario alla II parte della Costituzione, Bologna, Il Mulino, in corso di pubblicazione</p> |

SYLLABUS

| Hrs | Frontal teaching |
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| 72 | <p>The following topics will be approached with different level of analysis, having regard to the cultural characteristics and the skills of the students (which will be assessed for each step of the course with anonymous tests) and to ensure a deeper analysis of the fundamental topics of the course.</p> <p>Part I - Basics concepts of general public law (22 hrs).</p> <p>Part II - The Constitution. The Italian Constitution. The Interpretation of the Constitution (22 hrs).</p> <p>Part III - Fundamental rights and freedoms: origins, evolution, structure, interpretation, guarantees (28 hrs).</p> |