



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Diritto Penale

1920-2-E1401A008

Learning objectives

This course provides a basic understanding of principles of Italian criminal law, both in the light of the Code Rocco doctrinal developments and case law.

The last part of the course will be devoted to the main types of crime against the person.

Contents

Detailed program

I. Problems and principles of criminal law.

1) The problem of legitimacy and functions of criminal law. Retributive and prevention conceptions of the sentence.

II. The Criminal Law.

1) The source of criminal law, prohibition of analogy, the principle of accuracy.

2) The interpretation of the criminal law.

III. The offense.

1) The fact of crime. General outline and main types: the action and the mode of action, events, causation, harm and danger; permanent crime, crimes of omission.

2) Defenses. General outline.

3) The culpability: intent, fault, mistake, accountability.

4) The exemption from punishment.

5) Attempt and accomplice.

6) Circumstances

IV. The penalty system.

1) The sentencing criteria.

2) Prison sentence and non-custodial sentences.

V. When and which law is applied

2) The criminal law in space.

3) The personal immunities.

IV. Crimes.

1) The structure of the system.

Main crimes against person

Prerequisites

No one

Teaching methods

Description of rules and principles and their ratio; case by law approach, aiming to verify comprehension and problem solving capacities.

Assessment methods

Attending students:

oral examination on the topics discussed in class, or alternatively, written test about first part of the program plus oral examination.

Not attending students: Oral exam

Textbooks and Reading Materials

1. D. PULITANO', Diritto penale, last edition, except following parts: Parte I, cap. 4, sez. 1 e sezione 3; Parte VII, cap. 3, sez. 2 e sez. 3; cap. 5, sez 1 e sez. 2; cap. 6; cap. 9; Parte IX, cap. 1.

or

1. G. MARINUCCI-E. DOLCINI, Manuale di diritto penale. Parte generale, last edition, Milano, 2012, except chapter XIII, par. from 10 to 20; cap. XIV, lettere A, from 7.ca 7.4; B), C) e D) and chap. XV.

Plus, this second book for everyone:

D. PULITANO', Diritto penale parte speciale, Vol. I, last edition, Premessa, Parte I, cap. 1, cap. 2, 3 e cap. 4, and Parte I, cap. 9, sez. 1.

Students
