



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Private Law

2021-2-E1601N003

Learning objectives

Knowledge and understanding

This course aims to introduce students to key ideas and basic concepts in the field of Italian private law. In particular, fundamental principles of both Civil Code and main related laws will be analyzed. After successfully completing this course, students will have a clear idea of Italian law system, as well as will be able to drive through the existing legislation.

Applying knowledge and understanding

The theoretical and practical knowledge acquired will enable the student:

- to critically analyze legal issues related to family law, law of contracts, and torts law;
- to identify the essence of a problem and apply general principles to specific cases.

Contents

1. Language and instruments of Italian private law.
2. Natural and legal persons.

3. Obligations.

4. Contracts.

5. Torts.

6. Real rights.

7. Family.

Detailed program

The course will be divided into three phases: the first one will focus on language, instruments and subjects of Italian private law; the second one will focus on obligations, contracts and torts; lastly, the third one will focus on real rights and family.

Particularly, in the first phase, we are going to analyze: law and legal provisions; sources of law; effectiveness of legal provisions; interpretation of law; legal relationships; natural and legal persons.

In the second phase, we are going to analyze: obligations; performance; non-performance and compensation for damages; contracts; agreement of the parties; misrepresentation; consideration; object of the agreement; legal form of contracts; torts; material and non-material damages.

In the third phase, we are going to analyze: goods; real rights; property; family; marriage; parent-child relationship; separations and divorces; civil partnership.

Prerequisites

No specific prerequisites.

Teaching methods

Lectures and case discussion classes.

Attendance is recommended.

During Covid-19 emergency situation, lectures will be taught via Webex platform, mostly in asynchronous ways, with some synchronous events.

Assessment methods

No intermediate tests.

Oral examination.

Evaluation will consider both theoretical knowledge and accuracy of the answers, as well as ability to reason about principles of law, precision and argumentative effectiveness.

During Covid-19 emergency situation all exams will be held remotely, via Webex platform. Detailed instructions will be posted on the course page.

Textbooks and Reading Materials

Giovanni Iorio, Corso di diritto privato, Giappichelli, Torino, quarta edizione, 2020.

The textbook should be studied only in the following sections:

Parte prima: Capitolo 1; Capitolo 2 (only paragraphs 7, 8, 9, 13, 13.1, 13.2, 13.3, 18 should be studied); Capitolo 3 (only paragraphs 19, 20, 21 and 22 should be studied); Capitolo 4; Capitolo 5.

Parte seconda: Capitolo 10 (excluding paragraphs 78.9 e 78.11); Capitolo 11.

Parte terza: Capitolo 12; Capitolo 14; Capitolo 16, Capitolo 17.

Parte Quarta: Capitolo 22; Capitolo 24; Capitolo 26; Capitolo 27; Capitolo 28.

Parte Ottava: Capitolo 55; Capitolo 58; Capitolo 59.

Parte nona: Capitolo 61; Capitolo 62 (only paragraphs 375, 376, 377 should be studied); Capitolo 63 (only paragraphs 380, 381, 382, 383, 384, 385, 388, 389 and 390 should be studied); Capitolo 64, Capitolo 67 (only paragraphs 418, 419, 419.1 and 419.2).

Parte decima: Capitolo 68; Capitolo 69; Capitolo 70; Capitolo 72; Capitolo 74; Capitolo 75; Capitolo 77.
