



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Diritto dei Servizi di Pubblica Utilità

2021-1-F6302N028

Learning objectives

Knowledge and understanding

The course aims to offer a good knowledge of the legal framework for public utility services, with specific reference to the fundamental concepts of organization and management of services

Applying knowledge and understanding

The aims of the course are to develop methods of legal analysis of the public utility sectors, and also to design and manage service activities in the knowledge of the legal constraints in force.

Contents

The course aims to develop the analysis of the regime of public utility services, within the framework of European and internal regulations (with comparative references), with specific attention to the discipline of infrastructures and networks. From the managerial point of view, the following are analyzed: the legal constraints attributable to the public property of the companies; the local dimension of services; the different forms of management; the need to

apply the rules on public contracts; public ownership of the assets and the proceduralisation of certain decisions. Finally, the aim is to develop issues relating to the quality of services and user protection.

Detailed program

I) Introductory notions

The defining scope of public utility services

From direct public production of services to regulation of related markets: evolutionary profiles

II) The regulatory framework for public utility services

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Constitutional rules and domestic law

III) The institutional framework

Ultra-national bodies

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The independent regulatory authorities

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IV) The forms of management and the subjects

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Concessions, tenders in competition and competition "for the market"

V) Relevant public functions

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The antitrust function

The regulatory function

Taking public decisions and analyzing cost benefits

The proceduralization of regulatory decisions and the AIR

Service / network separation and public service obligations

The pricing of the service

The legal regime of networks

Constraints on contracts

Prerequisites

None

Teaching methods

Frontal lessons and discussion of cases through the formation of groups of students

During the Covid-19 emergency period, lessons will take place remotely in synchronous mode.

Assessment methods

Oral, save the possibility of written tests for attending students.

The commission will evaluate the degree of knowledge, appropriate use of legal language, critical capacity in the exposition of issues.

During the Covid-19 emergency period, oral exams will only be online. They will be carried out using the WebEx platform and on the e-learning page of the course there will be a public link for access to the examination of possible virtual spectators.

Textbooks and Reading Materials

Semester

First period

Teaching language

Italian
